

CITY OF JOBURG PROPERTY COMPANY (SOC) LTD

BID PROPOSAL



BID NUMBER: POP 07/2025

REQUEST FOR PROPOSALS TO BE LISTED IN THE CITY OF JOBURG PROPERTY COMPANY SOC LTD (JPC) PANEL OF CONTRACTORS FOR THE PERIOD OF THREE (03) YEARS STRICTLY FOR GENERAL BUILDING (GB) CIDB LEVEL 2 TO 5

NAME OF BIDDER :

CSD NUMBER :

***Please note:* Do not remove the front page of this document. Keep in order as downloaded.**

**City of Joburg Property Company (SOC) Ltd
Department of Finance: Supply Chain Management Unit**

POP 07/2025

Note: Tender document can be downloaded from E-tenders and the JPC website at no cost, via www.etenders.gov.za or www.jhbproperty.co.za or www.cidb.org.za

Important Notice

Document availability: 24 January 2025

No briefing session: All technical inquiries to be emailed to popcontractors@jhbproperty.co.za from 24 January until 26 February 2025 and JPC to ensure that all inquiries have been responded to by no later than 28 February 2025.

No submission(s) transmitted by fax or other electronic means will be accepted

Closing time and date of submission: 28 February 2025 at 10h30 – no bid received after the closing date and time will be accepted or considered

Opening of submissions: 10h30 – bids will be opened in public in the designated boardrooms at City of Joburg Property Company (SOC) Ltd, 3rd Floor, Forum I, Block A, Braampark Office Park, 33 Hoofd street, Braamfontein

POP NUMBER: 07/2025- REQUEST FOR PROPOSALS TO BE LISTED IN THE CITY OF JOBURG PROPERTY COMPANY SOC LTD (JPC) PANEL OF CONTRACTORS FOR THE PERIOD OF THREE (03) YEARS STRICTLY FOR GENERAL BUILDING (GB) CIDB LEVEL 2 TO 5

NAME OF BIDDER :

Documents to be Submitted: 1 original and one clearly marked electronic copy of the document on a USB

Submissions under sealed cover must be addressed to City of Joburg Property Company (SOC) Ltd endorsed with bid number and description, and placed in the tender box no later than the date and time indicated below. City of Joburg Property Company (SOC) Ltd does not take any responsibility for any bids deposited into an incorrect box.

Closing Date: 28 February 2025

Closing Time: 10h30

**Place: City of Joburg Property Company (SOC) Ltd
3rd Floor, Forum I, Block A
Braampark Office Park
33 Hoofd Street, Braamfontein**

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INTRODUCTION

The City of Johannesburg (CoJ)

- a) In 2000, Johannesburg was restructured to become a single metropolitan authority and elections were held for an executive mayor and unified local government.
- b) Since then, the City has enjoyed a financial turnaround, with the creation of a credible and stable operating environment. This stability, strong centralised co-ordination and oversight has allowed the City to play a crucial role in building the economy, and implementing policies and structures to support economic growth and poverty alleviation.
- c) All urban development in Joburg is guided by the Growth and Development Strategy.

The City of Joburg Property Company (SOC) LTD (JPC)

- a) The City of Joburg Property Company SOC Ltd (JPC), established in 2000, is a dynamic company mandated to manage and develop the City of Johannesburg's (CoJ) property assets for the purpose of maximising both social and commercial opportunities for the Council.
- b) Dedicated to finding solutions to the developmental challenges facing the City of Johannesburg, the JPC utilises council-owned land assets to leverage private sector investment in public infrastructure. The JPC, on behalf of the CoJ, provides Property Asset Management, Property Management (Commercial), Property Management (Social), as well as Facilities Management and Maintenance Services; and its relevant subsidiary services.
- c) Therefore the JPC prides itself as the arm responsible for maximising the social, economic and financial value of the CoJ's total property portfolio and enhancing its efficient use of property to drive investment, economic growth and job creation. The JPC aims to achieve its objectives by focusing on the following imperatives:
 - Realising value (social, financial and economic) for the CoJ;
 - Supporting economic development and aligning the CoJ property portfolio with CoJ priorities;
 - Increasing the effectiveness of economically viable municipalities and social use of properties; and
 - Management of risk and return with respect to the property portfolio and property transactions for the CoJ.

INVITATION TO BID

(MBD1)

| | | | | | |
|--|---|---|-------------------------|--|--------------|
| YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE CITY OF JOBURG PROPERTY COMPANY SOC LTD | | | | | |
| BID NUMBER: | POP07/2025 | CLOSING DATE | 28 February 2025 | CLOSING TIME | 10H30 |
| DESCRIPTION | REQUEST FOR PROPOSALS TO BE LISTED IN THE CITY OF JOBURG PROPERTY COMPANY SOC LTD (JPC) PANEL OF SUB-CONTRACTORS FOR THE PERIOD OF THREE (03) YEARS STRICTLY FOR GENERAL BUILDING (GB) CIDB LEVEL 2 TO 5 | | | | |
| THE SUCCESSFUL BIDDERS WILL BE UTILISED ON THE JPC PANEL ON AN AS AND WHEN REQUIRED BASIS FOR A PERIOD OF THREE YEARS FROM DATE OF APPOINTMENT | | | | | |
| THE ORIGINAL BID RESPONSE DOCUMENTS AND ONE CLEARLY MARKED ELECTRONIC COPY OF THE DOCUMENT ON A USB MUST BE DEPOSITED IN THE BID BOX SITUATED AT 33 HOOFD STREET, FORUM 1, FLOOR 3, Block A, BRAAM PARK, BRAAMFONTEIN, JOHANNESBURG. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS – (NOT TO BE RE-TYPED OR AMENDED) | | | | | |
| 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: |
| B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX] | | <input type="checkbox"/> Yes <input type="checkbox"/> No | | B-BBEE STATUS LEVEL SWORN AFFIDAVIT <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| [A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES & QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE] | | | | | |
| SIGNATURE OF BIDDER | | | | DATE | |
| CAPACITY UNDER WHICH THIS BID IS SIGNED | | | | | |
| BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO: | | | | | |
| Municipal Entity: City of Joburg Property Company (SOC) Ltd. Contact Person : Supply Chain Management Unit Tel: 010 219 9000 Email: popcontractors@jhbproperty.co.za | | | | | |

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—OR DOWNLOADED ONLINE (NOT TO BE RE-TYPED)**
- 1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, 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 3 BELOW.
- 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)?
 YES NO
- 3.2. DOES THE ENTITY HAVE A BRANCH IN THE RSA?
 YES NO
- 3.3. DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?
 YES NO
- 3.4. DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?
 YES NO
- 3.5. IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?
 YES 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:.....

TENDER ADVERT FOR BID: POP 07/2025

JPC MBD 2

CITY OF JOBURG PROPERTY COMPANY (SOC) LTD (REG. NO 2000/017147/07) (“JPC”), HEREBY INVITES INTERESTED CONTRACTORS TO SUBMIT PROPOSALS IN ORDER TO BE CONSIDERED FOR INCLUSION ON THE JPC PANEL OF CONTRACTORS TO BE UTILISED ON AN AS AND WHEN REQUIRED BASIS FOR A PERIOD OF THREE (03) YEARS STRICTLY FOR GENERAL BUILDING (GB) CIDB LEVEL 2 TO 5

| | |
|--|---|
| Bid Number | POP 07/2025 |
| Bid Description | Request For Proposals from Contractors to be included on the JPC Panel of Contractors to be utilized on an as and when required basis for a period of three (03) years strictly for General Building (GB) CIDB Level 2 TO 5. |
| Briefing Session Date | No briefing session: All technical inquiries to be emailed to popcontractors@jhbproperty.co.za from 24 January 2025 until 26 February 2025 and JPC to ensure that all inquiries have been responded to by no later than 28 February 2025 |
| Document Availability Date | 24 January 2025 |
| Document Cost | Tender document can be downloaded from E-tenders and JPC website at no cost, via www.etenders.gov.za or www.cidb.org.za or www.jhbproperty.co.za ; |
| Closing Date and Time | 28 February 2025 at 10h30 |
| Disqualification Criteria | <ul style="list-style-type: none"> Valid and active CIDB Registration Grading certificate at the time of closing of the tender, a minimum of level 2 to 5 for General Building (GB) |
| Compliance Requirements before an award is made to the successful Bidders | <ul style="list-style-type: none"> Valid Tax Compliant Verification PIN number issued by SARS. Proof of registration of the Bidder as follows: <ul style="list-style-type: none"> Natural persons- certified copy of ID document/ passport Partnership- copy of Partnership Agreement plus IDs of all partners Company- current CM29 Close Corporation- current copy of CK1 and/or CK2C and/or COR 20.1 Trust- letter of appointment from the Master of the High Court of SA and deed of trust JV/Consortium- JV/Consortium Agreement plus CIPC and/or ID documents of all JV/Consortium partners Up to date Municipal Account not older than three (3) months and not over three (3) months in arrears for the individual / Proof that acknowledgments or arrangements have been made to settle arrears / Affidavit stating why an up to date municipal account cannot be submitted / Valid lease agreement Up to date Municipal Account not older than three (3) months and not over three (3) months in arrears for the Entity / Proof that acknowledgments or arrangements have been made to |

| | |
|-----------------------------------|--|
| | <p>settle arrears / Affidavit stating why an up to date municipal account cannot be submitted / Valid lease agreement</p> <ul style="list-style-type: none"> • Up to date Municipal Account not older than three (3) months and not over three (3) months in arrears for the Director (s) or Member (s) / Proof that acknowledgments or arrangements have been made to settle arrears / Affidavit stating why an up to date municipal account cannot be submitted / Valid lease agreement • Professional indemnity Insurance specifying the value in line with The CIDB Grade tender value range • Original B-BBEE certificate or consolidated B-BBEE certificate for JV/ Consortiums or sworn affidavit. B-BBEE or certified sworn affidavit must be valid at the time of closing of the tender. • Company resolution The following documents must be duly signed: • Declaration of Interest in MBD 4 • Bid Submission in JPC MBD 7.1 • Declaration of the Bidder's Past Supply Chain Practices in MBD 8 • Certificate of Independent Bid Determination in MBD 9 • Proof of Central Supplier Data Base registration (CSD) valid on tender closing date. • Compensation of Injuries and Diseases (COID) certificate (Letter of Good Standing/Letter for Tender Purposes). <p><i>If the entity or any of its Directors are listed on the National Treasury register of defaulters, the bid will be rejected.</i></p> |
| <p>Evaluation Criteria</p> | <p>Functionality and Preferential Procurement</p> |
| <p>Address</p> | <p>City of Joburg Property Company SOC Ltd, 3rd Floor, Forum I, Block A, 33 Hoofd Street, Braam Park Office Park, Braamfontein</p> |
| <p>Enquiries</p> | <p>popcontractors@jhbproperty.co.za</p> |

Please note the following conditions of submission:

- No late proposals will be considered. It is recommended that bids be submitted the day prior to the closing date as JPC will not approve any request for condonation of late submissions due to any unforeseeable reason resulting in such late submissions.
- City of Joburg Property Company (SOC) Ltd reserves the right not to accept any proposals/accept part of the proposals, or to withdraw the call for proposals.

Musah Makhunga
 Acting Chief Executive Officer
 City of Joburg Property Company SOC Ltd
 3rd Floor, Forum I Building, Braam Park
 Office Park, 33 Hoofd Street,
 Braamfontein, Johannesburg

Contact Details
Supply Chain
Management
Department
Tel: (010) 219-9000
Fax: (010) 219-9400

BID DESCRIPTION: REQUEST FOR PROPOSALS TO BE LISTED IN THE CITY OF JOBURG PROPERTY COMPANY SOC LTD (JPC) PANEL OF CONTRACTORS FOR THE PERIOD OF THREE (03) YEARS STRICTLY GENERAL BUILDING (GB) FOR CIDB LEVEL 2 TO 5

NO BRIEFING SESSION: ALL TECHNICAL ENQUIRIES TO BE EMAILED TO POPCONTRACTORS@JHBPROPERTY.CO.ZA FROM 24 JANUARY 2025 UNTIL 26 FEBRUARY 2025 AND JPC TO ENSURE THAT ALL ENQUIRIES HAVE BEEN RESPONDED TO BY NO LATER THAN 28 FEBRUARY 2025.

ONE ORIGINAL BID DOCUMENT AND ONE CLEARLY MARKED ELECTRONIC COPY OF THE DOCUMENT ON A USB, DOCUMENTS CANNOT BE POSTED.

ONE ORIGINAL BID DOCUMENT AND ONE (1) CLEARLY MARKED ELECTRONIC COPY OF THE DOCUMENT ON A USB MUST BE PLACED IN A SEALED MARKED ENVELOPE AND DEPOSITED IN THE BID BOX SITUATED AT: JPC'S OFFICES SITUATED AT FORUM I BUILDING, BLOCK A, THIRD FLOOR, BRAAMPARK OFFICE PARK, 33 HOOFD STREET, BRAAMFONTEIN.

BIDDERS SHOULD ENSURE THAT BIDS ARE DELIVERED TIMEOUSLY AT THE CORRECT ADDRESS.

INCOMPLETE, UNSIGNED DOCUMENTS/FORMS MAY BE REJECTED. JPC WILL NOT ACCEPT LATE RESPONSES.

ALL PAGES MUST BE INITIALLED.

ONE ORIGINAL OF THE TENDER DOCUMENT AND ONE (1) CLEARLY MARKED ELECTRONIC COPY OF THE DOCUMENT ON A USB MUST BE DELIVERED AND CLEARLY MARKED.

The bid box is accessible from Monday – Friday at 08H00 – 16h00.

ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS (NOT TO BE RE-TYPED).

THIS BID IS SUBJECT TO JPC'S STANDARD CONDITIONS OF APPOINTMENT (JPC MBD 15) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.

GENERAL TERMS OF REFERENCE PROCEDURES AND CONDITIONS

JPC MBD 3

1. Purpose

The purpose of this request is to obtain proposals from service providers to be listed in the City of Joburg Property Company SOC LTD (JPC) Panel of Contractors for a period of three (03) years from the date of appointment, strictly for General Building (GB) CIDB level 2 TO 5 on behalf of City of Joburg Property Company SOC Limited (JPC)

Joburg Property Company SOC Limited (JPC) seeks to go out on tender for a panel of service providers to provide general repairs, maintenance and minor upgrades for the City of Johannesburg Metropolitan Municipality as and when required for a period of three (3) years for

- General Building Contractors

Prospective contractors should be registered with a relevant construction bodies and proof of certificates should be attached to support the bid and must have past experience with regards to the type of work to done.

2. Conditions of Proposal

- 2.1 The City of Joburg Property Company (SOC) Ltd (Reg No 2000/017147/07) (“JPC”), hereby invites interested suitable qualified/experienced Bidders to submit proposals for consideration for the appointment for the work described in this POP.
- 2.2 Appointment will be made in accordance with JPC’s standard conditions of contract which reserves JPC’s right to require Bidders to provide proof of liability and all risk insurance

3. Submission of Proposals

- a. The Bidder(s) must submit one (01) original and one (1) clearly marked electronic copy of the document on a USB of the Proposal document.
- b. Proposals must be submitted on or before 10:30 on the closing date.
- c. Each Proposal must be clearly marked with the title of the bid as per the cover page.
- d. The completed proposal call documents must be deposited in the box made available at the JPC Offices, Third Floor, Forum I Building, Braampark Office Park, 33 Hoofd Street, Braamfontein.

BID DOCUMENTS CANNOT BE POSTED

BID DOCUMENTS MUST BE PLACED IN A SEALED MARKED ENVELOPE AND DEPOSITED IN THE BID BOX SITUATED AT: JPC’S OFFICE, THIRD FLOOR, FORUM I BUILDING, BLOCK A, BRAAMPARK OFFICE PARK, 33 HOOFD STREET, BRAAMFONTEIN.

BIDDERS SHOULD ENSURE THAT BIDS ARE DELIVERED TIMEOUSLY TO THE CORRECT ADDRESS. BID SUBMITTED AFTER THE CLOSING DATE AND CLOSING TIME WILL NOT BE ACCEPTED FOR CONSIDERATION.

The bid box is accessible from 08:00 – 16:00 hours from Monday - Friday.

4. Further Conditions

- a. The Bidder(s) shall be deemed to have satisfied itself as to all of the conditions, procedures and performance and discharge of the obligations required in terms of this document.
- b. The Bidder(s) shall be deemed to know and understand the content of this document and a submission of a Proposal will indicate the Proposer(s) unconditional acceptance of all the terms and conditions contained in this document.
- c. The information required in the Proposal must be provided accurately and honestly. Bidder(s), who fail to provide such information to the satisfaction of the JPC, will be disqualified from the proposal call process.
- d. All details provided by the Bidder(s) will be regarded as material representations, on the basis of which the JPC based the evaluation of the proposal. Any misrepresentation will be treated as material and will, result in the disqualification of the specific proposal by JPC and/or termination of the subsequent appointment.
- e. JPC will not be held responsible or liable for any costs whatsoever and /or losses incurred or suffered by the Bidder(s) or any other party or parties for whatsoever reason as a result of the Proposal.
- f. Neither the appointed Bidder(s) nor the resulting contract may be ceded or assigned to a third party unless the Bidder(s) state that he/she/it is acting as agent on behalf of a another person or entity or such cession or assignment is approved by JPC for justifiable reasons.
- g. The evaluation of bids will be completed by the JPC.
- h. JPC reserves the right to seek clarification or further information from Bidders and or to the request the submission of required documents within a specified time, and to appoint professionals to advise on aspects of the proposals submitted.
- i. JPC reserve the right to make an appointment to more than one bidder, in whole or in part.
- j. JPC reserve the right to negotiate a final proposal with any of the Bidder(s).
- k. JPC does not bind itself to accept any proposal submitted.
- l. JPC may at its discretion withdraw the proposal call process at any stage during the process.

Enquiries

Only email enquiries will be accepted, such enquiries must be directed to: pop07@jhbproperty.co.za

POSTAL ADDRESS

STREET ADDRESS

TELEPHONE NUMBER CODE NUMBER

CELLPHONE NUMBER CODE NUMBER

FACSIMILE NUMBER CODE NUMBER

E-MAIL ADDRESS

SIGNATURE OF BIDDER

DATE

CAPACITY UNDER WHICH THIS BID IS SIGNED

DECLARATION OF INTEREST

(MBD 4)

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 favoritism, 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 authorized 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.

| No. | Information | Please provide detail | |
|-------|---|-----------------------|----|
| 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 ²) | | |
| 3.4 | Company registration number | | |
| 3.5 | Tax reference number | | |
| 3.6 | VAT registration number | | |
| Note | <i>(The names of all directors / trustees / shareholders members, their individual identity numbers and state employee numbers must be indicated in paragraph 4 below.)</i> | | |
| 3.7 | Are you presently in the service of the state? If yes, please furnish particulars : | Yes | No |
| 3.7.1 | Name of director | | |

| No. | Information | Please provide detail | |
|--------|--|-----------------------|----|
| 3.7.2 | Service of state organization | | |
| 3.8 | Have you been in the service of the state for the past twelve months? If yes, please furnish particulars : | Yes | No |
| 3.8.1 | Name of director | | |
| 3.8.2 | Service of state organization | | |
| 3.9 | 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? If yes, please furnish particulars : | Yes | No |
| 3.9.1 | Name of person in the service of state | | |
| 3.9.2 | Relationship | | |
| 3.10 | 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? If yes, please furnish particulars : | Yes | No |
| 3.10.1 | Name of person in the service of state | | |
| 3.10.2 | Relationship | | |
| 3.11 | <i>Are any of the company's directors, trustees, managers, principle shareholders or stakeholders in service of the state?</i> If yes, please furnish particulars : | Yes | No |
| 3.11.1 | Name of director | | |
| 3.11.2 | Service of state organization | | |

| No. | Information | Please provide detail | |
|--------|--|-----------------------|----|
| 3.12 | <p>Is any spouse, child or parent of the company's director trustees, managers, principle shareholders or stakeholders in service of the state?</p> <p>If yes, please furnish particulars:</p> | Yes | No |
| 3.12.1 | Name of director | | |
| 3.12.2 | Name of relative | | |
| 3.12.3 | Relationship | | |
| 3.13 | <p>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?</p> <p>If yes, please furnish particulars:</p> | Yes | No |
| 3.13.1 | Name of director | | |
| 3.13.2 | Related company | | |
| Note: | <p>SCM Regulations:</p> <p>"In the service of the state" means to be –</p> <ul style="list-style-type: none"> (a) a member of – <ul style="list-style-type: none"> (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. <p>"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.</p> | | |

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

| Full Name | Identity Number | State Employee Number |
|-----------|-----------------|-----------------------|
| | | |
| | | |
| | | |
| | | |

5. I, the undersigned certify that the information furnished on this declaration form is correct.

| | |
|---|---|
| I accept that the state may act against me should this declaration prove to be false. | |
| NAME OF REPRESENTATIVE | AUTHORIZED SIGNATURE (UNDERSIGNED) |
| | |
| DATE | CAPACITY |
| | |

| | | | |
|-----------------------------------|---------------------------------|-------|--|
| Name of Bidder | | | |
| ID /Passport/ Registration Number | | | |
| Nature of bidder (tick one) | Natural Person/ Sole Proprietor | | |
| | School/NGO/Trust | | |
| | Company/ CC/ Partnership | | |
| | Joint Venture (JV) | | |
| Postal Address | | Tel | |
| | | Cell | |
| | | Email | |
| | | Fax | |



| | |
|-------------------------------|--|
| BIDDER BANKING DETAILS | |
| Name of bidder's Banker | |
| Contact details of banker | |

| | | | |
|---|--|------------------|--|
| Please indicate how you became aware of the invitation to submit this Proposal | | | |
| The Star | | JPC Web site | |
| Sowetan | | E- Tenders | |
| | | JPC notice board | |

I, the undersigned certify that the information furnished on this declaration form is correct.

| | |
|---|---|
| I accept that the state may act against me should this declaration prove to be false. | |
| NAME OF REPRESENTATIVE | AUTHORIZED SIGNATURE (UNDERSIGNED) |
| | |
| DATE | CAPACITY |
| | |

BIDDER'S INFORMATION

(JPC MBD 7.1)

| | | | |
|-----------------------------------|---------------------------------|-------|--|
| Name of Bidder | | | |
| ID /Passport/ Registration Number | | | |
| Nature of bidder (tick one) | Natural Person/ Sole Proprietor | | |
| | School/NGO/Trust | | |
| | Company/ CC/ Partnership | | |
| | Joint Venture (JV) | | |
| Postal Address | | Tel | |
| | | Cell | |
| | | Email | |
| | | Fax | |

BIDDER BANKING DETAILS

| | |
|---------------------------|--|
| Name of bidder's Banker | |
| Contact details of banker | |

Please indicate how you became aware of the invitation to submit this Proposal

| | | | |
|----------|--|------------------|--|
| The Star | | JPC Web site | |
| Sowetan | | E- Tenders | |
| | | JPC notice board | |

I, the undersigned certify that the information furnished on this declaration form is correct.

| | |
|---|---|
| I accept that the state may act against me should this declaration prove to be false. | |
| NAME OF REPRESENTATIVE | AUTHORIZED SIGNATURE (UNDERSIGNED) |
| | |
| DATE | CAPACITY |

DECLARATION OF BIDDERS PAST SUPPLY CHAIN MANAGEMENT PRACTICES (MBD 8)

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:
 - 3.1. abused the municipality’s / municipal entity’s supply chain management system or committed any improper conduct in relation to such system;
 - 3.2. been convicted for fraud or corruption during the past five years;
 - 3.3. willfully neglected, reneged on or failed to comply with any government, municipal or other public sector contract during the past five years; or
 - 3.4. 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? (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 | No |
| 4.1.1 | If so, furnish particulars: | | |

| Item | Question | Yes | No |
|-------|--|-----|----|
| 4.2 | 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)? 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. | Yes | No |
| 4.2.1 | If so, furnish particulars: | | |
| 4.3 | 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? | Yes | No |
| 4.3.1 | If so, furnish particulars: | | |

I, the undersigned certify that the information furnished on this declaration form is correct.

| | |
|---|---|
| I accept that the state may act against me should this declaration prove to be false. | |
| NAME OF REPRESENTATIVE | AUTHORIZED SIGNATURE (UNDERSIGNED) |
| | |
| DATE | CAPACITY |
| | |

CERTIFICATE OF INDEPENDENT BID DETERMINATION

(MBD 9)

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:
 - 3.1. take all reasonable steps to prevent such abuse;
 - 3.2. 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
 - 3.3. 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
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.

³ Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

.....

.....

Signature

Date

.....

.....

Position

Name of Bidder

SCOPE OF WORK

(JPC MBD 10)

Background

The City of Joburg Property Company (JPC) SOC Ltd regularly requires the services of contractors for the delivery of services related to the development and management of the COJ's land portfolio and in the effective operation of its own core business.

A Panel of Contractors was established by JPC in May 2022 and JPC has been sourcing required repairs and maintenance services from this panel. The Panel was established for a period of 3 years and is due to expire in May 2025.

A new Panel needs to be established for the next three year period to replace the existing panel.

The objective is to have a readily available pool of contractors, which can be invited to submit pricing proposals for the General Building class of works from time to time once prequalified to be on the panel.

General Building (GB) is one of the Classes of Works/ Category that encompass diverse fields of expertise, specialization and competence in the Construction Industry Development Board (CIDB)

General Building refers to Construction works that are:

- a) are primarily concerned with the development, extension, installation, renewal, renovation, alteration, or dismantling of a permanent shelter for its occupants or contents; or
- b) cannot be categorized in terms of the definitions provided for civil engineering works, electrical engineering works, mechanical engineering works, or specialist works.

The Basic Work Type examples for General Building Works (GB) include but are not limited to building works for domestic, institutional or commercial occupancies. Furthermore, the following items will be covered but not limited to (the list is not exhaustive):

- Alterations;
- Earthworks;
- Masonry, Plasterwork, Paintwork;
- Roof Covering, Roof flashings, gutters;
- Floor Covering;
- Carpentry and tiling;
- Ceilings;
- Partitions;
- Ironmongery and Metalwork;
- Glazing;
- External works
- Stores
- Car ports
- Walls, etc.

- JPC is targeting a maximum of **50 (Fifty)** bidders to be included in the Panel of General Building under **CIDB 2GB** as and when required, based on the functionality. The top 50 highest scoring bidders will be included on the Panel of General Building (2GB) as and when required. If there are more than 50 bidders that scored 70 and above, the preferential JPC SCM process will be undertaken
- JPC is targeting a maximum of **50 (Fifty)** bidders to be included in the Panel of General Building under **CIDB 3GB** as and when required, based on the functionality. The top 50 highest scoring bidders will be included on the Panel of General Building (3GB) as and when required. If there are more than 50 bidders that scored 70 and above, the preferential JPC SCM process will be undertaken
- JPC is targeting a maximum of **25 (Twenty Five)** bidders to be included in the Panel of General Building under **CIDB 4GB** as and when required, based on the functionality. The top 25 highest scoring bidders will be included on the Panel of General Building (4GB) as and when required. If there are more than 25 bidders that scored 70 and above, the preferential JPC SCM process will be undertaken
- JPC is targeting a maximum of **25 (Twenty Five)** bidders to be included in the Panel of General Building under **CIDB 5GB** as and when required, based on the functionality. The top 25 highest scoring bidders will be included on the Panel of General Building (5GB) as and when required. If there are more than 25 bidders that scored 70 and above, the preferential JPC SCM process will be undertaken

1. Operation of the Panel

2.1 Allocation for Emergency Works

The successful bidders in grades **2GB & 3GB** will be allocated work for emergency works on a rotational basis. There will be no need for quotations as the rates have been pre-determined based on a schedule of rates (**Bill of Quantities**). The only time quotations will be solicited from the contractors will be for items that are not in the approved schedule of rates. The Schedule of Rates will be fixed for the first contract year and will be reviewed and adjusted on an annual basis based on contract price adjustment provisions as published by statistics South Africa.

Emergency repairs are repairs that are carried out to remedy any defect which puts the health, safety or security of people or third party at immediate risk or which affects the structure of building.

The process followed in allocating work is different from that of planned projects, necessitates distinction. Service providers may be required to provide emergency work that may be specialised in General Building and the next service provider in line as per the rotation plan might not necessarily have the specialised skills to complete the work. This would necessitate that such service providers be skipped and such emergency work being allocated to the next capable service provider on the rotation list.

Contractors might fail to attend to calls made for work that they regard as “small jobs”, such as replacement of locks, lights etc. The required work will be allocated to service provider next in line in the rotation list in such a case.

The affected department must ensure that sufficient evidence is submitted to show that work was allocated to a certain service provider and that the service provider rejected the allocation.

2.3 ALLOCATION OF WORK FOR PLANNED MAINTENANCE

- a. The appointment into the JPC's Contractors does not guarantee that the panellist will receive actual appointment for the project that are being implemented. JPC to run a competitive process within the established panel;
- b. Services will be sourced on an as and when required basis from the panel of Contractors and in terms of JPC SCM Policy and guidelines;
- c. Requests for quotations will be advertised on the JPC notice boards and website. The notices will remain on the JPC notice boards and website for seven days;
- d. It is the responsibility of the Contractor to ensure that they check the JPC notice boards and website regularly and respond to JPC's requests for quotations as set out herein;
- e. It is important to note that no officials from JPC will contact any Contractor for the purpose of obtaining quotes outside of the above process.

NB: Maximum bidders for Grade 4GB and 5GB will be 25 Bidders per Grade allocated onto the panel from highest scoring downwards.

The maximum threshold for any appointment through the panel will not exceed **R5 million** including VAT. Where the value of work exceeds **R5 million** including VAT, such procurement will be subjected to a competitive tender process outside of the panel.

In the allocation of work to contractors, the criteria to be applied will be based on the values of appointment per project per annum and in line with the CIDB grading.

2. PERFORMANCE MONITORING AND REVIEW OF THE APPOINTED CONTRACTOR

The review and appraisal of the appointed contractor will be performed on completion of the respective project undertaken.

Performance of all service providers will be administered in line with the Conditions of Contract of JBCC as amended.

During the life span of the panel, contractors will not be reviewed based on allocation thus resulting in their graduation as a result of cumulative work allocated but the duration of the panel will be deemed as a project as opposed to individual allocation. Notwithstanding that completion certificates will be issued per project, contractors will not be graduated to a higher CIDB grade before the expiry of the panel.

The custodian will communicate to user departments that contractors should not be allocated work above their CIDB thresholds and as such if the contractor is appointed at level 2GB it cannot be appointed above the threshold based on cumulative allocation of value of work until the panel expires. This will be a condition of approval of the panel by the Bid Adjudication Committee and will be included in the allocation/utilisation plan of the panel

BID SPECIFICATIONS

(JPC MBD 11)

Please tick each category for which bid is submitted.

The CIDB Grading certificate will be used to identify the level the company is applying for and tick the Relevant BOX below.

| CIDB | No Of Contractors | CIDB Grade/ Level/ Category applied for. Tick the relevant box | Value and Demand |
|--------------|--------------------------|---|--|
| GB2 | 50 | | <ul style="list-style-type: none"> • Will appear/ registered on the JPC emergency panels • Will be allowed to bid on RFQ issued by JPC – only for GB2 level • Value – Not more than R650 000 |
| 65GB3 | 50 | | <ul style="list-style-type: none"> • Will appear/ registered on the JPC emergency panels • Will be allowed to bid on RFQ issued by JPC – only for GB levels 2 and 3 • Value – Not more than R2 000 000.00 |
| GB4 | 25 | | <ul style="list-style-type: none"> • Will be allowed to bid on RFQ issued by JPC – only for GB level 4 and below • Value – Not more than R4 000 000.00 |
| GB5 | 25 | | <ul style="list-style-type: none"> • Will be allowed to bid on RFQ issued by JPC – only for GB level 5 • Value – Not more than R6 500 000.00 |

BIDDERS WILL ONLY BE APPOINTED AS PER CIDB GRADING AS RECORDED ON THE CIDB CERTIFICATE

1. Prior to any work being awarded to the Service Provider, the following will apply:

1.1.1. The Service Provider’s tax affairs to be in order at all times and validity to be verified prior to engagements of each and every task/assignment/work to be given;

1.1.2. The Service Provider to submit proof of valid Professional Indemnity Insurance (where applicable) to JPC; and

- 1.1.3. The Service Provider to submit proof of valid registration with the relevant Association or Professional Bodies every time they submit proposals to JPC (where applicable).
 - 1.1.4. Submissions made by Bidders will be vetted through a compliance process to determine if the information provided in the bid submission is complete and correct and thereafter evaluated for capacity and capability to render services for an as and when required.
 2. The bidder will be removed from the panel if the required professional registration is not maintained , or for any other reason that caused the bidder to become ineligible after having been appointed;
 3. The appointment into the JPC's Panel of Contractors does not guarantee that the contractor will be awarded a contract for a specific project by JPC. JPC to run a competitive process within the established panel.

EVALUATION CRITERIA

(JPC MBD 12)

Bids will be evaluated as follows:

1. DISQUALIFICATION CRITERIA:

- 1.1. Valid and active CIDB Registration
- 1.2. Grading certificate at the time of closing of the tender, a minimum of level 2 to 5 for General Building (GB)

2. COMPLIANCE CRITERIA BEFORE AN AWARD IS MADE TO THE SUCCESSFUL BIDDER

- 2.1. Valid Tax Compliant Verification PIN number issued by SARS.
- 2.2. Proof of registration of the Bidder as follows:
 - a) Natural persons- certified copy of ID document/ passport
 - b) Partnership- copy of Partnership Agreement plus IDs of all partners
 - c) Company- current CM29 or COR 20.1
 - d) Close Corporation- current copy of CK1 and/or CK2C/ COR 20.1
 - e) Trust- letter of appointment from the Master of the High Court of SA and deed of trust
 - f) Proof of registration of NPO or NGO (Copy of Provincial Registration Certificate etc.)
 - g) JV/Consortium Agreement plus CIPC and/or ID documents of all JV/Consortium partners
- 2.3. Proof of professional indemnity Insurance
- 2.4. Up to date Municipal Account not older than three (3) months and not over three (3) months in arrears for the individual / Proof that acknowledgements or arrangements have been made to settle arrears / Affidavit stating why an up to date municipal account cannot be submitted.
- 2.5. Up to date Municipal Account not older than three (3) months and not over three (3) months in arrears for the Entity / Proof that acknowledgements or arrangements have been made to settle arrears / Affidavit stating why an up to date municipal account cannot be submitted.
- 2.6. Up to date Municipal Account not older than three (3) months and not over three (3) months in arrears for the Director (s) or Member (s) / Proof that acknowledgements or arrangements have been made to settle arrears / Affidavit stating why an up to date municipal account cannot be submitted.
- 2.7. Proof of Central Supplier Data Base registration valid on date of tender closing
- 2.8. In the event the bidder is tendering as a Joint Venture/Consortium, all members of the JV/Consortium must submit all required documentation and a JV / Consortium agreement
- 2.9. If the entity or any of its Directors are listed on the National Treasury register of defaulters, they will be disqualified.

3. EVALUATION CRITERIA

The CIDB Grading certificate will be used to identify the level the company is applying for.

TECHNICALITY / FUNCTIONALITY EVALUATION – CIDB 2 GB

Bids will be evaluated in order to establish whether they meet the minimum required thresholds for functionality. In this regard, bidders are required to achieve a functional score of not less than 70 points out of 100.

| FUNCTIONALITY | RETURNABLES | WEIGHT |
|---|---|------------------|
| BIDDER EXPERIENCE AND CAPACITY | | 50 POINTS |
| <p>Bidder’s experience</p> <ul style="list-style-type: none"> • Bidder to provide 10 or more letters of appointment and or Purchase Order (PO) and Completion Certificate on General Building (2GB Category) related services = 50 points • Bidder to provide 7 – 9 letters of appointment and or PO and Completion Certificate on General Building (2GB Category) related services = 40 points • Bidder to provide 5 - 6 letters of appointment and or PO and Completion Certificate on General Building (2GB Category) related services = 30 points • Bidder to provide 3 - 4 letters of appointment and or PO and Completion Certificate on General Building (2GB Category) related services = 20 points • Bidder to provide 1 - 2 letters of appointment and or PO and Completion Certificate on General Building (2GB Category) related services =10 points • Bidder who provides 0 letters or letters not related to General Building (2GB Category) related projects = 0 points | <p>Bidder to submit the following :</p> <ul style="list-style-type: none"> • Signed letters of appointment and or Purchase Order (PO) • Signed Completion Certificates <p>NB; the letter of appointment and or PO and Completion Certificate must talk to the same project</p> <p>Failure to submit all required signed documents the bidder will score zero (0) points</p> | |
| RELEVANT EXPERIENCE AND QUALIFICATIONS OF THE KEY PERSONNEL | | 30 POINTS |
| Highest qualifications of the 4 Key Personnel = 30 points | Certified copies of bidder’s 4 nominated key personnel’s highest | |

| FUNCTIONALITY | RETURNABLES | WEIGHT |
|--|---|-------------------------|
| <p>Bidder to provide 1 or more of the below as proof of qualifications related to General Building</p> <p>Refer to JPC MBD 10</p> <ul style="list-style-type: none"> • Degree • Diploma • Trade Certificate <p>With a minimum of 5 years' experience</p> <ul style="list-style-type: none"> • 4 key personal = 30 points • 3 key personal = 20 points • 2 key personal = 10 points • Less than 2 = 0 points | <p>qualifications in related field</p> <p>Bidder to submit CV's of the 4 key personnel which must clearly indicate list of projects completed, role of the key personnel in that project, values of the projects and completion date</p> <p>N.B.: All of the above to be accompanied by signed letter (on bidder's letterhead) from bidder confirming that the 4 key personnel are employed by bidder. If bidder does not confirm employment of the 4 key personnel, bidder will be score 0 under this category of relevant experience of bidder's key personnel</p> | |
| <p>PUBLIC LIABILITY INSURANCE = 10 points</p> | <p>Proof of public liability insurance, in the form a policy schedule/document, in the name of bidder to the value of R5 000 000.00</p> | <p>10 POINTS</p> |
| <p>FINANCIAL CAPABILITY = 10 points</p> | | <p>10 POINTS</p> |
| <ul style="list-style-type: none"> • The Bidder to provide proof of access to R200 000 and above = 10 points • No proof = 0 points <p>NOTE: VERIFICATIONS WILL BE DONE ON THE RECOMMENDED BIDDER</p> | <p>Signed or stamped Approved Credit line from the Bidder's Service Provider/ Manufacturer/ Supplier in relation to the applicable grade</p> <p style="text-align: center;">OR</p> <p>Signed or stamped Bidder's Bank Statement showing available funds.</p> | |



| FUNCTIONALITY | RETURNABLES | WEIGHT |
|---------------|--|-------------------|
| | <p>(statement not older than 60 days on date of closing)</p> <p>OR</p> <p>Signed or stamped Funding letter with bank statement valid for 60 days from the funder.</p> <p>Note:</p> <ul style="list-style-type: none">• that no bank codes will be accepted.• Funding letters with no bank statements will not be accepted. <p>Failure to submit all required signed documents will score zero (0) point</p> | |
| TOTAL | | 100 points |

NB: JPC reserves the right to verify all submissions

TECHNICALITY / FUNCTIONALITY EVALUATION – CIDB 3 GB

Bids will be evaluated in order to establish whether they meet the minimum required thresholds for functionality. In this regard, bidders are required to achieve a functional score of not less than 70 points out of 100.

| FUNCTIONALITY | RETURNABLES | WEIGHT |
|---|---|------------------|
| BIDDER EXPERIENCE AND CAPACITY | | 50 POINTS |
| <p>Bidder’s experience</p> <ul style="list-style-type: none"> • Bidder to provide 10 or more letters of appointment and or PO and Completion Certificate on General Building (3GB Category) related services = 50 points • Bidder to provide 7 – 9 letters of appointment and or PO and Completion Certificate on General Building (3GB Category) related services = 40 points • Bidder to provide 5 - 6 letters of appointment and or PO and Completion Certificate on General Building (3GB Category) related services = 30 points • Bidder to provide 3 - 4 letters of appointment and or PO and Completion Certificate on General Building (3GB Category) related services = 20 points • Bidder to provide 1 - 2 letters of appointment and or PO and Completion Certificate on General Building (3GB Category) related services = 10 points • Bidder who provides 0 letters or letters not related to General Building (3GB Category) related projects = 0 points | <p>Bidder to submit the following :</p> <ul style="list-style-type: none"> • Signed letters of appointment and or Purchase Order (PO) • Signed Completion Certificates <p>NB; the letter of appointment and or PO and Completion Certificate must talk to the same project</p> <p>Failure to submit all required signed documents the bidder will score zero (0) points</p> | |
| RELEVANT EXPERIENCE AND QUALIFICATIONS OF THE KEY PERSONNEL | | 30 POINTS |
| <p>Highest qualifications of the 4 Key Personnel = 30 points</p> <p>Bidder to provide 1 or more of the below as proof of qualifications related to General Building</p> | <p>Certified copies of bidder’s 4 nominated key personnel’s highest qualifications in related field</p> | |

| FUNCTIONALITY | RETURNABLES | WEIGHT |
|---|--|-------------------------|
| <p>Refer to JPC MBD 10</p> <ul style="list-style-type: none"> • Degree • Diploma • Trade Certificate <p>With a minimum of 5 years' experience</p> <ul style="list-style-type: none"> • 4 key personal = 30 points • 3 key personal = 20 points • 2 key personal = 10 points • Less than 2 = 0 points | <p>Bidder to submit CV's of the 4 key personnel which must clearly indicate list of projects completed, role of the key personnel in that project, values of the projects and completion date</p> <p>N.B.: All of the above to be accompanied by signed letter (on bidder's letterhead) from bidder confirming that the 4 key personnel are employed by bidder. If bidder does not confirm employment of the 4 key personnel, bidder will be score 0 under this category of relevant experience of bidder's key personnel</p> | |
| <p>PUBLIC LIABILITY INSURANCE = 10 points</p> | <p>Proof of public liability insurance, in the form a policy schedule/document, in the name of bidder to the value of R5 000 000.00</p> | <p>10 POINTS</p> |
| <p>FINANCIAL CAPABILITY = 10 points</p> | | <p>10 POINTS</p> |
| <ul style="list-style-type: none"> • The Bidder to provide proof of access to R300 000 and above = 10 points • No proof = 0 points <p>NOTE: VERIFICATIONS WILL BE DONE ON THE RECOMMENDED BIDDER</p> | <p>Signed or stamped Approved Credit line from the Bidder's Service Provider/ Manufacturer/ Supplier in relation to the applicable grade</p> <p>OR</p> <p>Signe or stamped Bidder's Bank Statement showing available funds. (statement not older than 60 days on date of closing)</p> <p>OR</p> | |

| FUNCTIONALITY | RETURNABLES | WEIGHT |
|---------------|---|-------------------|
| | <p>Signed or stamped Funding letter with bank statement valid for 60 days from the funder.</p> <p>Note:</p> <ul style="list-style-type: none"> • that no bank codes will be accepted. • Funding letters with no bank statements will not be accepted. <p>Failure to submit all required signed documents will score zero (0) point</p> | |
| TOTAL | | 100 points |

NB: JPC reserves the right to verify all submissions

TECHNICALITY / FUNCTIONALITY EVALUATION – CIDB 4 GB

Bids will be evaluated in order to establish whether they meet the minimum required thresholds for functionality. In this regard, bidders are required to achieve a functional score of not less than 70 points out of 100.

| FUNCTIONALITY | RETURNABLES | WEIGHT |
|---|---|------------------|
| BIDDER EXPERIENCE AND CAPACITY | | 50 POINTS |
| <p>Bidder’s experience</p> <ul style="list-style-type: none"> • Bidder to provide 10 or more letters of appointment and or PO and Completion Certificate on General Building (4GB Category) related services = 50 points • Bidder to provide 7 – 9 letters of appointment and or PO and Completion Certificate on General Building (4GB Category) related services = 40 points • Bidder to provide 5 - 6 letters of appointment and or PO and Completion Certificate on General Building (4GB Category) related services = 30 points • Bidder to provide 3 - 4 letters of appointment and or PO and Completion Certificate on General Building (4GB Category) related services = 20 points • Bidder to provide 1 - 2 letters of appointment and or PO and Completion Certificate on General Building (4GB Category) related services = 10 points • Bidder who provides 0 letters or letters not related to General Building (4GB Category) related projects = 0 points | <p>Bidder to submit the following :</p> <ul style="list-style-type: none"> • Signed letters of appointment and or Purchase Order (PO) • Signed Completion Certificates <p>NB; the letter of appointment and or PO and Completion Certificate must talk to the same project</p> <p>Failure to submit all required signed documents the bidder will score zero (0) points</p> | |
| RELEVANT EXPERIENCE AND QUALIFICATIONS OF THE KEY PERSONNEL | | 30 POINTS |
| <p>Highest qualifications of the 4 Key Personnel = 30 points</p> <p>Bidder to provide 1 or more of the below as proof of qualifications related to General Building</p> | <p>Certified copies of bidder’s 4 nominated key personnel’s highest qualifications in related field</p> | |

| FUNCTIONALITY | RETURNABLES | WEIGHT |
|---|--|-------------------------|
| <p>Refer to JPC MBD 10</p> <ul style="list-style-type: none"> • Degree • Diploma • Trade Certificate <p>With a minimum of 5 years' experience</p> <ul style="list-style-type: none"> • 4 key personal = 30 points • 3 key personal = 20 points • 2 key personal = 10 points • Less than 2 = 0 points | <p>Bidder to submit CV's of the 4 key personnel which must clearly indicate list of projects completed, role of the key personnel in that project, values of the projects and completion date</p> <p>N.B.: All of the above to be accompanied by signed letter (on bidder's letterhead) from bidder confirming that the 4 key personnel are employed by bidder. If bidder does not confirm employment of the 4 key personnel, bidder will be score 0 under this category of relevant experience of bidder's key personnel</p> | |
| <p>PUBLIC LIABILITY INSURANCE = 10 points</p> | <p>Proof of public liability insurance, in the form a policy schedule/ document, in the name of bidder to the value of R5 000 000.00</p> | <p>10 POINTS</p> |
| <p>FINANCIAL CAPABILITY = 10 points</p> | | <p>10 POINTS</p> |
| <ul style="list-style-type: none"> • The Bidder to provide proof of access to R400 000 and above = 10 points • No proof = 0 points <p>NOTE: VERIFICATIONS WILL BE DONE ON THE RECOMMENDED BIDDER</p> | <p>Signed or stamped Approved Credit line from the Bidder's Service Provider/ Manufacturer/ Supplier in relation to the applicable grade</p> <p>OR</p> <p>Signe or stamped Bidder's Bank Statement showing available funds. (statement not older than 60 days on date of closing)</p> <p>OR</p> | |

| FUNCTIONALITY | RETURNABLES | WEIGHT |
|---------------|---|-------------------|
| | <p>Signed or stamped Funding letter with bank statement valid for 60 days from the funder.</p> <p>Note:</p> <ul style="list-style-type: none"> • that no bank codes will be accepted. • Funding letters with no bank statements will not be accepted. <p>Failure to submit all required signed documents will score zero (0) point</p> | |
| TOTAL | | 100 points |

NB: JPC reserves the right to verify all submissions

TECHNICALITY / FUNCTIONALITY EVALUATION – CIDB 5 GB

Bids will be evaluated in order to establish whether they meet the minimum required thresholds for functionality. In this regard, bidders are required to achieve a functional score of not less than 70 points out of 100.

| FUNCTIONALITY | RETURNABLES | WEIGHT |
|--|---|------------------|
| BIDDER EXPERIENCE AND CAPACITY | | 50 POINTS |
| <p>Bidder’s experience</p> <ul style="list-style-type: none"> • Bidder to provide 10 or more letters of appointment and or PO and Completion Certificate on General Building (5GB Category) related services = 50points • Bidder to provide 7 – 9 letters of appointment and or PO and Completion Certificate on General Building (5GB Category) related services = 40 points • Bidder to provide 5 - 6 letters of appointment and or PO and Completion Certificate on General Building (5GB Category) related services = 30 points • Bidder to provide 3 - 4 letters of appointment and or PO and Completion Certificate on General Building (5GB Category) related services = 20 points • Bidder to provide 1 - 2 letters of appointment and or PO and Completion Certificate on General Building (5GB Category) related services = 10 points • Bidder who provides 0 letters or letters not related to General Building (5GB Category) related projects = 0 points | <p>Bidder to submit the following :</p> <ul style="list-style-type: none"> • Signed letters of appointment and or Purchase Order (PO) • Signed Completion Certificates <p>NB; the letter of appointment and or PO and Completion Certificate must talk to the same project</p> <p>Failure to submit all required signed documents the bidder will score zero (0) points</p> | |
| RELEVANT EXPERIENCE AND QUALIFICATIONS OF THE KEY PERSONNEL | | 30 POINTS |
| <p>Highest qualifications of the 4 Key Personnel = 30 points</p> <p>Bidder to provide 1 or more of the below as proof of qualifications related to General Building</p> | <p>Certified copies of bidder’s 4 nominated key personnel’s highest qualifications in related field</p> | |

| FUNCTIONALITY | RETURNABLES | WEIGHT |
|---|--|-------------------------|
| <p>Refer to JPC MBD 10</p> <ul style="list-style-type: none"> • Degree • Diploma • Trade Certificate <p>With a minimum of 5 years' experience</p> <ul style="list-style-type: none"> • 4 key personal = 30 points • 3 key personal = 20 points • 2 key personal = 10 points • Less than 2 = 0 points | <p>Bidder to submit CV's of the 4 key personnel which must clearly indicate list of projects completed, role of the key personnel in that project, values of the projects and completion date</p> <p>N.B.: All of the above to be accompanied by signed letter (on bidder's letterhead) from bidder confirming that the 4 key personnel are employed by bidder. If bidder does not confirm employment of the 4 key personnel, bidder will be score 0 under this category of relevant experience of bidder's key personnel</p> | |
| <p>PUBLIC LIABILITY INSURANCE = 10 points</p> | <p>Proof of public liability insurance, in the form a policy schedule/document, in the name of bidder to the value of R5 000 000.00</p> | <p>10 POINTS</p> |
| <p>FINANCIAL CAPABILITY = 10 points</p> | | <p>10 POINTS</p> |
| <p>The Bidder to provide proof of access to R500 000 and above = 10 points No proof = 0 points</p> <p>NOTE: VERIFICATIONS WILL BE DONE ON THE RECOMMENDED BIDDER</p> | <p>Signed or stamped Approved Credit line from the Bidder's Service Provider/ Manufacturer/ Supplier in relation to the applicable grade</p> <p>OR</p> <p>Signe or stamped Bidder's Bank Statement showing available funds. (statement not older than 60 days on date of closing)</p> <p>OR</p> | |

| FUNCTIONALITY | RETURNABLES | WEIGHT |
|---------------|---|-------------------|
| | <p>Signed or stamped Funding letter with bank statement valid for 60 days from the funder.</p> <p>Note:</p> <ul style="list-style-type: none"> • that no bank codes will be accepted. • Funding letters with no bank statements will not be accepted. <p>Failure to submit all required signed documents will score zero (0) point</p> | |
| TOTAL | | 100 points |

NB: JPC reserves the right to verify all submissions

STATEMENT OF BIDDERS EXPERIENCE

(JPC MBD 13)

| |
|---|
| NAME OF BIDDER: BID NO.: |
|---|

The Value of relevant Contracting work previously completed by the bidder is as follows:

| | RELEVANT PROJECT/ PROGRAM NAME | VALUE OF WORK COMPLETED | PROJECT/PROGRAM OWNER | CONTACT DETAILS OF REFERENCE |
|-----|-----------------------------------|-------------------------------|--------------------------|------------------------------------|
| 1. | | | | |
| 2. | | | | |
| 3. | | | | |
| 4. | | | | |
| 5. | | | | |
| 6. | | | | |
| 7. | | | | |
| 8. | | | | |
| 9. | | | | |
| 10. | | | | |
| | TOTAL | | | |

CAPABILITY AND EXPERIENCE OF KEY PERSONNEL

The following Key Personnel will be allocated to the work:

| | NAME | ROLE | CV ATTACHED |
|----|------|------|----------------|
| 1. | | | |
| 2. | | | |
| 3. | | | |
| 4. | | | |
| 5. | | | |

NB: CVs of nominated personnel with Certified copies of qualifications must be attached substantiating, capability, qualification, experience and suitability.

STANDARD CONDITIONS OF SUBMISSION

(JPC MBD 14)

The following conditions apply to all bids submitted:

- All bids must be submitted in compliance with the Bid Specification specified in JPC MBD 11

SUBMISSION OF PROPOSALS

- Bidder(s) are invited to submit their Proposals by completing the returnable Municipal Bidding Documents (MBDs) and JPCs' MBDs contained in this document.
- In this regard:
 - No other form of Proposal will be accepted. The MBDs must not be construed as an offer.
 - The Bidder(s) must submit one (1) original and one (1) USB of the of the completed Bid document.
 - All Proposal documentation received shall be deemed JPC property and shall not be returned or thus requested back by any Bidder.
- Proposals must be sealed, clearly marked with POP name and number, and addressed to The Chief Executive Officer, City of Joburg Property Company (SOC) Ltd
- Bidder's return address must be clearly indicated at the back of the envelope.
- The fully completed document with annexures must be submitted before the closing date specified on the front cover, and be deposited in the tender box made available by the Client Services Centre of:

The City of Joburg Property Company (SOC) Ltd
Forum I Building, Braampark, 3rd Floor
33 Hoofd Street, Braamfontein

- **PROPOSALS WHICH ARE NOT SUBMITTED IN A PROPERLY SEALED AND MARKED ENVELOPE AND DEPOSITED IN THE BOX BEFORE THE CLOSING DATE, WILL NOT BE OPENED.**
- **PROPOSALS WHICH ARE NOT SUBMITTED IN THE CORRECT FORMAT WITH ANNEXURES ATTACHED, DULY COMPLETED, INITIALLED AND SIGNED, WILL NOT BE CONSIDERED.**
- The information required in the MBDs must be provided accurately and honestly. All details provided by the Bidder(s) will be regarded as material representations, which the JPC base the evaluation of the Proposal on. Any misrepresentation will be treated as material and will result in the disqualification of the Proposal by the JPC. Bidders, who fail to provide such information to the satisfaction of the JPC, will be disqualified.

OPENING OF PROPOSALS

- Proposals will be opened immediately after the closing time on the closing date at the offices of JPC at the mentioned address. The POP number, and the name of each Bidder(s) will be announced and recorded in a register.
- Bidder's return address must be clearly stipulated or indicated on the back of the envelope.

EVALUATION OF PROPOSALS

- JPC reserves the right to seek clarification or further information from Bidder(s) and to appoint professionals to advise and verify information on aspects of the Proposals submitted in a manner that the JPC or its agent deems appropriate.
- The preferred Bidder(s) may be required to make presentations to the JPC.
- The Bidder(s) shall be deemed to know and understand the content of the Proposal Call document and a submission of the MBDs will indicate the Bidder(s) unconditional acceptance of all the terms and conditions contained in the Proposal Call document.
- The Bidder(s) shall be deemed to have satisfied itself as to all of the conditions, procedures and performance and discharge of the obligations required in terms of the Proposal Call documents.
- The non-acceptance or variation of any of the conditions, or the inclusion of any other conditions in the Proposal Call document by the Bidder(s) will be treated as a qualified bid and will be disqualified
- The Proposal(s) will be evaluated by the JPC. JPC may accept any Proposal in whole or in part and is not bound to accept any Proposal
- Proposals will be evaluated using the evaluation criteria stated in JPC MBD 12.
- The Proposal(s) will be adjudicated by the JPC's Bid Adjudication Committee and awarded in terms of the JPC's Supply Chain Management Policy for Goods and Services.
- The JPC will not be held responsible or liable for any costs whatsoever and /or losses incurred or suffered by the Bidder(s) or any other party or parties for whatsoever reason as a result of the Proposal.
- Any Proposal in the name of a partnership or joint venture or consortium will, on acceptance, be deemed as joint and several agreements with all parties.
- All proposals shall remain valid for a period of **120 days** after the closing date, provided that bidders may extend the validity of the proposal on request of JPC.

RESOLUTIONS OF DISPUTES

- Persons or bidders who are aggrieved by decisions or actions taken in the implementation of Supply Chain Management system or in the awarding of the bid, must within 20 (twenty) days of the awarding of the bid, lodge a written complaint containing the details of the dispute arising to the Chief Executive Officer of JPC at the following address or telefax number:

3rd Floor, Forum 1, Braampark, 33 Hoofd Street, Braamfontein

Fax: (010) 219 9400

- The written complaint must contain the following information:
 - The bid reference number;
 - The section of the Policy, Regulations or Act that has been violated;
 - The details of the violation;
 - The City Department or Municipal Owned Entity involved;
 - Relief sought.
- The Chief Executive Officer may appoint an independent person, from outside or within the City or JPC, to investigate and propose a dispute resolution mechanism to address the complaint. The person so appointed will be someone who was not involved in the transaction in question.

PROHIBITIONS

- JPC will not, subject to such amendments to the Act and Regulations and any exemptions as the Minister may promulgate from time to time, award contracts to Bidder(s) who are owned directly or indirectly by the following categories of persons:-
 - defined as an employee or public servant in the service of the state working for Local, Provincial and National Government; or
 - defined as an employee in the service of a government owned entity including the municipal entities;
 - if the employee mentioned above is actively or inactively a director, manager or principal shareholder of the service provider concerned (refer to GN44 in GG 28411 of 18 January 2006 for the exemption);
 - is a member of the board of directors of a municipal entity within its area of jurisdiction (refer to GN44 in GG 28411 of 18 January 2006 for the exemption);
 - who is an advisor or consultant contracted to the JPC for the purposes of assisting the JPC with defining of requirements, drafting of specifications or evaluation of the Proposals.
- JPC will not award Proposals to any Bidder(s) owned directly or indirectly by politicians serving as councillors for any municipality.
- JPC will not award Proposals to any Bidder(s) owned directly or indirectly by politicians serving in National Assembly, Provincial Legislatures and National Council of Provinces.
- Failure by the above mentioned persons to comply with the above shall lead to cancellation of the contract.

CONSIDERATION OF PROPOSALS FROM CLOSE FAMILY MEMBERS OF PERSONS IN THE SERVICE OF THE STATE

- The JPC does not encourage awarding of contracts to close family members of employees in decision-making positions.
- The bidder must declare and state whether a spouse, child or parent of the bidder or of a director, manager or shareholder is in the service of the City of Johannesburg Municipality, the City of Joburg Property Company, or has been in the service of the state in the previous twelve months.

GENERAL ENQUIRIES

Only email enquiries will be accepted, such enquiries must be directed to pop03@jhbproperty.co.za

JPC STANDARD CONDITIONS OF APPOINTMENT

(JPC MBD 15)

1. **Appointment in Force and Authorised Signatories:** This appointment is considered to have come into force immediately after all the necessary signatures have been appended.
2. **Independent Contractor:** The Service Provider is appointed as an independent contractor and no contract of agency and/or employment is created. Save as may be expressly authorised by JPC from time to time in writing, the Service Provider shall not hold itself out to be the agent of JPC and/or commit JPC to any contract or obligation of whatever nature.
3. **Alterations:** Should circumstances arise which call for modifications of the appointment, these may be made by mutual consent given in writing. Proposals in this respect from one party shall be given due consideration by the other party.
4. **Assignment:** The Service Provider shall not without the prior written consent of JPC, cede or assign any of the benefits and obligations under this appointment.
5. **Sub-Contracts:** Any sub-contracts or modifications or termination thereof relating to the performance of the services by the Service Provider shall be made only with the prior written consent of JPC.
6. **Compliance with Laws, By-laws and Ordinance:** The Service Provider shall comply strictly with every applicable law, by-law and ordinance including every regulation, code of conduct or other directive to which the Service Provider may be subject in its professional capacity. In this regard, the Service Provider's particular attention is drawn to the requirements of the Occupational Health and Safety Act (OHSA) and its regulations as well as to the Financial Intelligence Centre Act (FICA).
7. **Insurance:** If applicable, the Service Provider shall at its own cost and expense maintain professional indemnity insurance and public liability insurance with an insurer approved of by JPC in an amount and for duration as specified in the letter of appointment to which these general conditions of appointment relate.
8. **Postponement and Termination:** JPC may give written notice to the Service Provider at any time of its intention to abandon the services, in whole or in part, or to terminate this appointment. The effective termination date of this appointment shall not be less than fourteen (14) days after receipt of such notice, or such other shorter or longer periods as may be agreed between the parties. Upon receipt of such notice, the Service Provider shall take immediate steps to bring the services to a close and to reduce expenditure to a minimum.

Upon termination of the appointment the Service Provider shall deliver to JPC the originals of all documents in the possession of the Service Provider relating to and/or in connection with the appointment in both hard copy and (insofar applicable) electronic format.

9. **Force Majeure:** The Service Provider shall promptly notify JPC, in writing, of any situation or event arising from circumstances beyond its control and which he could not reasonably foresee, which makes it impossible for the Service Provider to carry out in whole or in part, his obligations under this appointment. Upon the occurrence of such a situation or event, the services shall be deemed to be postponed for a period of time equal to the delay caused by the Force Majeure and a reasonable period not exceeding two weeks.

10. **Claims for Default:** Any claims for damages arising out of default and termination, shall be agreed between JPC and the Service Provider, or failing agreement, shall be referred to dispute resolution in accordance with clause 20.
11. **Rights and Liabilities of Parties:** *Termination of this appointment for whatever reason shall not prejudice or affect the accrued rights or claims and liabilities of either party to this appointment.*
12. **Confidentiality:** The Service Provider shall maintain all information relating to the appointment in the strictest confidence.
13. **Indemnity:** The Service Provider indemnifies JPC and holds JPC harmless against any loss or damage that may be suffered by JPC (including and without limiting the generality of the foregoing any claim that may be brought or threatened against JPC by any third party) arising from or by reason of the failure by the Service Provider to comply with its obligation in terms hereof.
14. **Skill, Care and Diligence:** The Service Provider shall exercise all reasonable skill, care and diligence in the performance of the services under the appointment and shall carry out all his responsibilities in accordance with recognised professional standards. If any documentation prepared or submitted by the Service Provider to JPC is approved by JPC such approval shall not limit the professional liability of the Service Provider in respect thereof. The Service Provider shall remain professionally liable in respect of such documentation notwithstanding the approval thereof by JPC.
15. **Faithful Advisor:** The Service Provider shall, in all professional matters, act as a faithful advisor to JPC and, in so far as his duties are discretionary, act fairly as between JPC and third parties.
16. **Indirect Payments:** The remuneration of the Service Provider charged to JPC, shall constitute his only remuneration in connection with the appointment and neither he nor his personnel shall accept any trade commission, discount, allowance or indirect payment or other consideration with or in relation to the appointment or to the discharge of his obligations thereunder.
17. **Royalties:** The Service Provider shall not have the benefit, whether directly or indirectly, of any royalty on or of any gratuity or commission in respect of any patented article or process used on or for the purposes of the appointment, unless it is agreed to by JPC in writing that he may.
18. **Ownership of Equipment, Materials, Supplies and Facilities:** Equipment, materials, supplies and facilities furnished to the Service Provider by JPC or purchased by the Service Provider with funds wholly supplied or reimbursed by JPC shall be the property of JPC and shall be so marked. Upon completion or termination of the services under this appointment, the Service Provider shall furnish to JPC, inventories of the equipment and materials referred to above as it then remains and dispose of same as directed by JPC.
19. **Copyright:** All copyright in and to all documents, plans, designs and other material of whatever nature prepared or produced by the Service Provider in the course and scope of its appointment shall be and remain vested in JPC for which purpose the Service Provider cedes to JPC all such copyright.

20. *Dispute Resolution:*

- a. Any dispute arising between the Parties in respect of this appointment shall in the first instance be referred in writing to the senior executives of the Parties by either Party for resolution. The senior executives of the Parties shall meet within five (5) business days after receiving the aforesaid written referral and shall use their best endeavours to resolve the dispute within the time foregoing.
- b. If the senior executives fails to meet within five (5) business days after a dispute has been referred to them or fail to resolve the dispute within the time in paragraph (a) above, then either Party shall be entitled to immediately institute legal proceedings from a competent court.
- c. Notwithstanding anything to the contrary contained in this paragraph 20, any party shall be entitled to approach a competent court for an appropriate relief.

21. *Sequestration or Surrender of Service Provider's Estate*

In the event of an order being made for the sequestration of the Service Provider's estate, whether provisional or final, or in the event of an application being made for such order, or in the event of the Service Provider making application for the surrender of his estate, or if he shall enter into, make or execute any deed of assignment or other composition or arrangement with, or assignment for the benefit of his creditors, or purport to do so, or if the Service Provider, being a company, shall pass a resolution, or if the Court shall make an order for the liquidation of such company, the Council shall have the right, summarily and without recourse to law, to determine the contract without payment of any compensation to the Service Provider, and without prejudice to the right of the Council to sue the Service Provider for any damages sustained by it in consequence of one or other of the aforementioned events.

REGISTRATION DOCUMENTS

(JPC MBD 16)

THE FOLLOWING DOCUMENTS MUST BE ATTACHED HEREAFTER (AS MBD) AS PROOF OF REGISTRATION:

- *Natural persons, Sole proprietors and JVs of these – copy of ID document/passport*
- *Schools – copy of Provincial School registration certificate*
- *NGO – copy of Provincial registration certificate*
- *Society Club/ Association – copy of Constitution / founding document*
- *Partnership -copy of partnership agreement plus IDs of all partners*
- *Closed Corporation - Copy of CK1 and/or CK2 and members agreement*
- *Company – current CM29,*
- *Trust – letter of appointment from the Master of the High Court of SA and deed of trust*
- *Joint Venture/Consortium – JV/Consortium agreement plus ID documents/ company Registration document of all members of JV/Consortium*



BIDDER'S COMPANY PROFILE

(JPC MBD 17)



POWER OF ATTORNEY OR COMPANY RESOLUTION

(JPC MBD 18)



PROOF OF UP TO DATE MUNICIPAL ACCOUNT / AFFIDAVIT / PROOF OF ARRANGEMENTS TO SETTLE ARREARS (JPC MBD 19)



JOINT VENTURE / CONSORTIUM AGREEMENT

(JPC MBD 20)



BIDDER'S EXPERIENCE

JPC MBD 21



RELEVANT EXPERIENCE AND QUALIFICATIONS OF THE KEY PERSONEEL JPC MBD 22

CONSENT AND ACKNOWLEDGMENTS IN TERMS OF THE PROTECTION OF PERSONAL INFORMATION ACT 2013 (POPI)

This section sets out how personal information will be collected, used and protected by the City of Joburg Property Company SOC Ltd (hereinafter referred to as “JPC”), as required by the Protection of Personal Information Act.

The use of the words “the individual” for the purposes of this document shall be a reference to any person, with reference to the bidder and its directors/shareholders/personnel, communicating with JPC and/or concluding any agreement, registration or application, with the inclusion of each of those individuals referred to or included in terms of such agreement, registration or application.

1. What is personal information?

The personal information that JPC may require relates to names and surnames, birth dates, identity numbers, passport numbers, demographic information, education information, occupation information, health information, addresses, memberships, and personal and work email and contact details.

2. What is the purpose of the collection, use and disclosure (the processing) of personal information?

JPC is legally obligated to collect, use and disclose personal information for the purposes of:

- reporting initiatives to the City of Johannesburg Metropolitan Municipality;
- reporting all contracts awarded to National Treasury;
- obtaining information related to Tax Compliance information from SARS;
- verifying information on the National Treasury database of defaulters;
- evaluating and processing applications for registration on the database;
- compiling statistics and other reports;
- providing personalised communication in respect of the tender/quotation submitted;
- complying with the law; and/or
- for a purpose that is ancillary to the above.
- for the evaluation and adjudication of Quotations, Request for Proposals and Panel of service providers
- posting all awards for Request for Proposals and Panel on the JPC website

Personal information will not be processed for a purpose other than what is identified (the purpose) above without obtaining consent beforehand.

3. How will JPC process personal information?

JPC will only collect personal information for the purpose as stated above. Information will be collected in the following manner:

- directly from the individual
- through the documents submitted with the tender/quotation;
- from service providers who provided services or goods to JPC;
- from JPC's own records relating to previous supply of services or goods; and/or
- from a relevant public or equivalent entity.

4. To whom will personal information be disclosed?

The personal information may be disclosed to other relevant public or other entities on whose behalf we act as intermediaries, other third parties referred to above in relation to the purpose or who are sources of personal information, service providers such as professional bodies who operate across the borders of this country (transborder flow of information), where personal information must be sent in order to provide the information and/or services and/or benefits requested or applied for.

In the event of another party/ies acquiring all of or a portion of JPC's mandate or functions, personal information will be disclosed to that party but they will equally be obliged as we are, to protect personal information in terms of this policy and the law.

In respect of Request for Proposals and Panel to the Bid Evaluation and Adjudication Committee members

5. Consent and Permission to process personal information:

I hereby agree with the policy and provide authorisation to JPC to process the personal information provided for the purpose stated:

- I understand that withholding of or failure to disclose personal information will result in JPC being unable to perform its functions and/or any services or benefits I may require from JPC.
- Where I shared personal information of individuals other than myself with JPC I hereby provide consent on their behalf to the collection, use and disclosure of their personal information in terms of this personal information policy and I warrant that I am authorised to give this consent on their behalf.
- To this end, I indemnify and hold JPC not responsible and harmless in respect of any claims by any other person on whose behalf I have consented, against JPC should they claim that I was not so authorised.
- I understand that in terms of POPIA and other laws of the country, there are instances where my express consent is not necessary in order to permit the processing of personal information, which may be related to police investigations, litigation or when personal information is publicly available.
- I will not hold JPC responsible for any improper or unauthorised use of personal information that is beyond its reasonable control.

6. Rights regarding the processing of personal information:

- The individual may withdraw consent to the processing of personal information at any time, and should they wish to do so, must provide JPC with reasonable notice to this effect. Please note that withdrawal of consent is still subject to the terms and conditions of any contract that is in place. Should the withdrawal of consent result in the interference of legal obligations, then such withdrawal will only be effective if JPC agrees to same in writing. JPC specifically draws to the attention that the withdrawal of consent may result in it being unable to provide the requested information and/or services and/or financial or other benefits.
- In order to withdraw consent, please contact the JPC Information Officer/SCM
- Individuals are encouraged to ensure that where personal information has changed in any respect to notify JPC so that our records may be updated. JPC will largely rely on the individual to ensure that personal information is correct and accurate.
- The individual has the right to access their personal information that JPC may have in its possession and are entitled to request the identity of which third parties have received and/or processed personal information for the purpose. Please note however, that any request in this regard may be declined if:
 - the information comes under legal privilege in the course of litigation,
 - the disclosure of personal information in the form that it is processed may result in the disclosure of confidential or proprietary information,
 - giving access may cause a third party to refuse to provide similar information to JPC,
 - the information was collected in furtherance of an investigation or legal dispute, instituted or being contemplated,
 - the information as it is disclosed may result in the disclosure of another person's information,
 - the information contains an opinion about another person and that person has not consented, and/or
 - The disclosure is prohibited by law.

7. Queries relating to breach of personal information:

Please submit queries relating to the breach of personal information to the JPC's information officer and SCM in writing as soon as the breach is discovered.

| | |
|------------|-------|
| Signature: | Date: |
|------------|-------|