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

RFP 27/2022

Tender document can be downloaded from E-tenders, COJ and the JPC websites at no cost www.jhbproperty.co.za, www.etenders.gov.za and www.jbburg.org.za

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

Closing date of submission: 28 October 2022 at 10h30 (Telkom Time)— no bid received after the closing date and time will be accepted or considered.

Opening of submissions: 10h30 (Telkom Time) – Bids will be opened in the designated boardrooms at the City of Joburg Property Company (SOC) Ltd, 3rd Floor, Forum I, Braampark Office Park, 33 Hoofd Street, Braamfontein.

Non-compulsory briefing session: 09 September 2022 at 12h00pm

Document availability: 29 August 2022 from 12:00pm

REQUEST FOR PROPOSALS (RFP) FOR THE DEVELOPMENT AND LEASE OF ERF 11900 ORLANDO WEST INTO A FILLING STATION WITH ANCILLARY SUPPORTING USES

NAME OF BIDDER

DOCUMENTS TO BE SUBMITTED: 1 ORIGNAL, 1 COPY PLUS SCANNED VERSION OF THE SUBMISSION INCLUDING ALL ANNEXURES/ RETURNABLES IN A USB CLEARLY MARKED WITH BIDDER'S NAME

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.

THIS DOCUMENT CONSISTS OF 57 PAGES, IT IS THE RESPONSIBILITY OF THE TENDERER/BIDDER TO SEE THAT ALL PAGES ARE INCLUDED IN THE DOCUMENT





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NPV Calculation template Annexure A





1. INTRODUCTION

1.1 The Landowner and its Agent

1.1.1 City of Johannesburg (CoJ)

Metro Centre, Civic Boulevard, Braamfontein

In 2000, Johannesburg was restructured to become a single metropolitan authority and elections were held for an executive mayor and unified local government. Again the local municipal boundaries were expanded, this time to include Modderfontein and Midrand. 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.

1.1.2 The City of Joburg Property Company (SOC) Ltd (JPC)

Reg. No. 2000/017147/07

The City of Joburg Property Company SOC Ltd (JPC) was established in 2000 as a private company and is wholly owned by the City of Johannesburg (CoJ). It was converted into a State-Owned Company after the implementation of the Companies Act of South Africa, 2008 (Act No. 71 of 2008). Consequently, JPC must comply with the legislative framework and reporting requirements applicable to any company in South Africa. This includes, but is not limited to, the Companies Act. The company is also subject to the Municipal Finance Management Act, 2003 (Act No. 56 of 2003) (MFMA).

The core functions of JPC are as follows;

- Asset Management
- Property Development
- Facilities Management
- Property Management
- Outdoor Advertising





TENDER ADVERT JPC MBD 1

REISSUE-REQUEST FOR PROPOSALS (RFP) FOR THE DEVELOPMENT AND LEASE OF ERF 11900 ORLANDO WEST INTO A FILLING STATION WITH ANCILLARY SUPPORTING USES

The City of Joburg Property Company (SOC) Ltd ("JPC") (Reg. No 2000/017147/07) as an agent of City of Johannesburg Metropolitan Municipality ("CoJ"), hereby invites interested persons to submit proposals for the development of the property stated hereunder:

ior the development	or the property stated hereunder.	
BID NUMBERS	TENDER DESCRIPTIONS	SITE SIZE
RFP 27/2021	Request for proposals for the development and lease of Erf 11900 Orlando West Township into a filling station with ancillary supporting uses.	
Non- compulsory briefing session	A non-compulsory briefing session will take place 02 Sep offices City of Joburg Property Company Offices, 3 rd floor Block, Auditorium, Forum I, Braampark, Braamfontein. Co TO BE OBSERVED.	(entrance level), A -
Document Availability	29 August 2022 from 12:00 pm	
Document	The tender document can be downloaded from E-ter websites at no cost www.jhbproperty.co.za, www.joburg.org.za	nders, COJ and the JPC www.etenders.gov.za and
Pre-qualification criteria for Preferential procurement	Pre-qualification criteria will be used to advance certain of will therefore be prequalified on the following basis: Minimum B-BBEE Status (Level1, Level 2 and Level 2. The bidding entity must sub-contract a minimum which is at least 51% owned by black people NB: A bid that fails to meet any pre-qualification criteria unacceptable bid and as such will not be evaluated for States.	vel 3), and of 30% to an EME or QSE a stipulated above it is an
Closing Date	28 October 2022 at 10h30 (Telkom Time), CoJ reserves the right to extend the closing date at its so	le discretion.
Disqualifying Criteria	NONE	
Compliance Criteria before award	 Valid Tax Compliant Verification PIN number issue. Proof of registration of the Bidder as follows: Natural persons- certified copy of ID docure. Partnership- copy of Partnership Agreeme. Company- current CM29/COR 20.1 Close Corporation- current copy of CK1 are 20.1 Trust- letter of appointment from the Master and deed of trust. JV/Consortium- JV/Consortium Agreement plus Consortium. 	ment/ passport nt plus IDs of all partners nd/or CK2C and/or COR er of the High Court of SA





	 of all JV/Consortium partners Entity BBBEE Certificate or JV/Consortium Consolidated BBBEE Certificate 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 / Valid Lease agreement / Affidavit stating why an up to date municipal account cannot be submitted. 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 Valid Lease agreement / Affidavit stating why an up to date municipal account cannot be submitted 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 /Valid Lease agreement / Affidavit stating why an up to date municipal account cannot be submitted 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 Central Supplier Database (CSD) registration valid on tender closing date Submission of public interest score (PIS) as per Companies Act Regulation 26(2). The public score calculation must be supported by the following: Audited Annual Financial Statement indicating the latest three financial periods, OR Latest unaudited annual financial statement used for the calculation of the PIS. Bidding Entity resolution. Signature of the following documents; Declaration of interest in MBD 4 Declaration of interest in MBD 4 Declaration of Independent Bid Determination in MBD 9, and Bidders Information in JPC MBD 7
	City of Joburg Property Company SOC LTD, 3 rd Floor, Forum I, 33 Hoofd Street, Braam Park Office Park, Braamfontein.
	Functionality, Price and BBBEE using the 90/10 preference point system, 90 for financial offer and 10 for B-BBBEE status level of contributor $Ps = 90 \left(1 + \frac{Pt - Pmax}{Pmax}\right)$
Enquiries	tenders@jhbproperty.co.za





Please note the following conditions of submission:

- No late proposals will be considered
- The City of Joburg Property Company (SOC) Ltd and or City of Johannesburg Metropolitan Municipality reserves the right not to accept any proposals or to withdraw the call for proposals.

Contact Details Supply Chain Management Department

Tel: (010) 219-9000

Helen Botes Chief Executive Officer City of Joburg Property Company SOC Ltd 3rd Floor, Forum 1 Building, Braam Park Office Park, 33 Hoofd Street, Braamfontein Johannesburg





MBD 2

INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (CITY OF JOHANNESBURG)					
BID NUMBER:	RFP 27/2021	CLOSING DATE	30 September 2022	CLOSING TIME:	10H30 (Telkom Time)
DESCRIPTION REISSUE-REQUEST FOR PROPOSALS FOR THE DEVELOPMENT AND LEASE OF ERF 11900 ORLANDO WEST INTO A FILLING STATION WITH ANCILLARY SURPPORTING USES.					
THE SUCCESSFUL BIDDER WILL BE REQUIRED TO ENTER INTO A DEVELOPMENT LEASE AGREEMENT WITH THE CITY OF JOHANNESBURG METROPOLITAN MUNICIPALITY					

BID RESPONSE DOCUMENTS MUST BE DEPOSITED IN THE BID BOX SITUATED AT 33 HOOFD STREET, FORUM 1, BLOCK A, 3RD FLOOR, 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]	☐ Yes		B-BB STAT LEVE SWO AFFII	US EL	☐ Yes ☐ No
[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES & QSEs)					





SIGNATURE OF BIDDER		DATE	
CAPACITY UNDER WHICH THIS BID IS SIGNED			
BIDDING PROCEDURE ENQUIRI	ES MAY BE DIRECTED TO:		
Municipality/Municipal Entity: City of Joburg Property Company (SOC) LTD Enquiries: Supply Chain Management Tel: 010 219 9000 Email: tenders@jhbproperty.co.za			





MBD 3

TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:

1.1.	. BIDS MUST BE DELIVERED BY THE STIPULATED TI		RRECT ADDRESS. LATE
	BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION		
1.2.	2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL	FORMS PROVI	DED-OR DOWNLOADED
	ONLINE (NOT TO BE RE-TYPED)		
1.3.	B. THIS BID IS SUBJECT TO THE PREFERENTIAL PRO		
	AND THE PREFERENTIAL PROCUREMENT R	-	*
	CONDITIONS OF CONTRACT (GCC) AND, IF	APPLICABLE,	ANY OTHER SPECIAL
	CONDITIONS OF CONTRACT.		
	TAX COMPLIANCE REQUIREMENTS		
	BIDDERS MUST ENSURE COMPLIANCE WITH THEIR		
2.2	BIDDERS ARE REQUIRED TO SUBMIT THEIR		
	NUMBER (PIN) ISSUED BY SARS TO ENABLE T	HE ORGAN OF	STATE TO VIEW THE
	TAXPAYER'S PROFILE AND TAX STATUS.		
	B VALID TAX COMPLIANT VERIFICATION PIN NUMBER		
2.4	FOREIGN SUPPLIERS MUST COMPLETE THE PRI	E-AWARD QUE	STIONNAIRE IN PART 3
	BELOW.		
	BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERT		
2.6	IN BIDS WHERE CONSORTIA / JOINT VENTURES		•
	EACH PARTY MUST SUBMIT A SEPARATE TCS PIN		
2.7	WHERE NO TCS IS AVAILABLE BUT THE BIDDE		
	SUPPLIER DATABASE (CSD), A CSD NUMBER MUST		
3.	QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIER	S	
		<u> </u>	
3.1.	IS THE ENTITY A RESIDENT OF THE REPUBLIC OF		(RSA)?
	☐ YES ☐ NO		(RSA)?
	☐ YES ☐ NO DOES THE ENTITY HAVE A BRANCH IN THE RSA?		(RSA)?
3.2.	☐ YES ☐ NO DOES THE ENTITY HAVE A BRANCH IN THE RSA? YES ☐ NO	SOUTH AFRICA	
3.2.	☐ YES ☐ NO DOES THE ENTITY HAVE A BRANCH IN THE RSA? YES ☐ NO DOES THE ENTITY HAVE A PERMANENT ESTABLISH	SOUTH AFRICA	
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PRICING SCHEDULE: FINANCIAL OFFER (JPC MBD 3)

- 1. This offer is made for the property in accordance with the Property Information stated in MBD 13 and in accordance with the bid specifications in JPC MBD 12.
- **2.** Unless stated otherwise all prices excludes VAT.

3. THE FINANCIAL OFFER

Fixed Rental Offer per month	R
Escalation Rate 6% per annum	%

BIDDERS MUST SUBMITT A RENTAL SCHEDULE INDICATING THE NPV CALCULATIONS

4. NON-REFUNDABLE JPC FEE

In addition to the above offer, the preferred bidder shall pay to JPC a non-refundable JPC Fee equal in value to 1.5% (one and half percent) of the total proposed development cost (excluding the land value), for facilitating the project and/or must be payable on an agreed milestone.

Non-refundable JPC Fee equal in value to 1.5% (one and half percent) of the total proposed development cost (excluding the land value).	
(Refer to MDB17 for makeup of Development Cost).	

5. DEVELOPMENT COST

TOTAL DEVELOPMENT COST:	R	

6. FINANCIAL OFFER

NPV of rental over 30 years	R
JPC Facilitation Fee (once off)	R
TOTAL	R





NB: NPV to be calculated at an annual escalation of 6% PER ANNUM

Template for NPV calculations, Refer to Annexure A.

NPV Working Template-Annexure A.xlsx

Fixed Monthly Rental Offer	
1. Annual Rental escalation of 6 %	R
2. For comparison NPV rental offers will be	
calculated using 10% discounted rate	
3. 50 Year Lease	

NB: The following information in line with the above financial offer must be attached to the bid document;

- The bidder must submit working spreadsheet indicating the initial rental (first year's monthly rental)
- The spreadsheet must cover the entire 50 years period.

BIDDERS MUST SUBMIT A RENTAL SCHEDULE INDICATING THE NPV CALCULATIONS

7. PAYMENT FOR RATES, TAXES, AND SERVICES

In addition to the above amount, the lessee will be required to pay all municipal charges including rates and taxes levied on the property.





MBD 4: DECLARATION OF INTEREST

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

No.	Information Please		provide deta	nil
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	(The names of all directors / trustees / shareholders members state employee numbers must be indicated in paragraph 4 be		umbers and	
3.7	Are you presently in the service of the state?		Yes	No
	If yes, please furnish particulars :			
3.7.1	Name of director			





No.	Information		Please	provide deta	il
3.7.2	Service of state organization				
3.8	Have you been in the service of the state for the past tw	elve n	nonths?	Yes	No
	If yes, please furnish particulars :				
3.8.1	Name of director				
3.8.2	Service of state organization				
3.9	Do you have any relationship (family, friend, other) with state and who may be involved with the evaluation and			Yes	No
	If yes, please furnish particulars :				
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) any persons in the service of the state who may be involadjudication of this bid?			Yes	No
	If yes, please furnish particulars :				
3.10.1	Name of person in the service of state				
3.10.2	Relationship				
3.11	Are any of the company's directors, trustees, managers, principle shareholders or stakeholders in service of the)	Yes	No
	If yes, please furnish particulars :				1





No.	Information Please pr		rovide detail		
3.11.1	Name of director				
3.11.2	Service of state organization				
3.12	Is any spouse, child or parent of the company's directed shareholders or stakeholders in service of the state?	or truste	ees, managers, principle	Yes	No
	If yes, please furnish particulars:		'		
3.12.1	Name of director				
3.12.2	Name of relative				
3.12.3	Relationship				
3.13	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	
	If yes, please furnish particulars:		,		
3.13.1	Name of director				
3.13.2	Related company				
Note:	SCM 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 (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 depart constitutional institution within the meaning of 1999); (e) a member of the accounting authority of any national or an employee of Parliament or a provincial legis "2 Shareholder" means a person who owns shares in the concompany or business and exercises control over the company.	nicipal er cy; artment, the Publ ational o slature. mpany a	national or provincial public ent ic Finance Management Act, 19 r provincial public entity; or	999 (Act No.1 o	





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





4.

RFP 27/2022: DEVELOPMENT AND LEASE OF ERF 11900 ORLANDO WEST TOWNSHIP INTO A FILLING STATION WITH ANCILLARY SUPPORTING USES

MBD 5: DECLARATION FOR PROCUREMENT ABOVE R10 MILLION (ALL APPLICABLE TAXES INCLUDED)

For all procurement expected to exceed R10 million (all applicable taxes included), bidders must complete the following questionnaire:

1	Are you by law required to prepare annual financial statements for auditing? YES / NO
1.1	If yes, submit audited annual financial statements for the past three years or since the date of establishment if established during the past three years.
2.	Do you have any outstanding undisputed commitments for municipal services towards any municipality for more than three months or any other service provider in respect of which payment is overdue for more than 30 days?
	YES / NO
2.1	If no, this serves to certify that the bidder has no undisputed commitments for municipal services towards any municipality for more than three months or other service provider in respect of which payment is overdue for more than 30 days.
2.2	If yes, provide particulars.
3	Has any contract been awarded to you by an organ of state during the past five years, including particulars of any material non-compliance or dispute concerning the execution of such contract?
	YES / NO
3.1	If yes, furnish particulars

Will any portion of goods or services be sourced from outside the Republic, and, if so, what





Position

RFP 27/2022 : DEVELOPMENT AND LEASE OF ERF 11900 ORLANDO WEST TOWNSHIP INTO A FILLING STATION WITH ANCILLARY SUPPORTING USES

portion and whether any portion of payment from the municipality / municipal entity is expected to be transferred out of the Republic?

	*YES / NO		
1.1	1.1 If yes, furnish particulars		
CER	CERTIFICATION		
	I, THE UNDERSIGNED (NAME)		
	CERTIFY THAT THE INFORMATION FURNICORRECT.	ISHED ON THIS DECLARATION FOR	RM IS
	I ACCEPT THAT THE STATE MAY ACT AC PROVE TO BE FALSE.	GAINST ME SHOULD THIS DECLARA	ATION
	Signature Date		

Name of Bidder





MBD 6

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2017

This preference form must form part of all bids invited. It contains general information and serves as a claim form for preference points for Broad-Based Black Economic Empowerment (B-BBEE) Status Level of Contribution

NB: BEFORE COMPLETING THIS FORM, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF B-BBEE, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017.

1. GENERAL CONDITIONS

- 1.1 The following preference point systems are applicable to this bid:
 - the 90/10 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and

1.2

- a) The value of this bid could not be determined, therefore the highest acceptable tender will be used to determine the applicable preference point system; or
- b) The 90/10 preference point system will be applicable to this tender.
- 1.3 Points for this bid shall be awarded for:
 - (a) Financial Offer; and
 - (b) B-BBEE Status Level of Contributor.

1.4 The maximum points for this bid are allocated as follows:

	POINTS
FINANCIAL OFFER	90
B-BBEE STATUS LEVEL OF CONTRIBUTOR	10
TOTAL POINTS FOR FINANCIAL OFFER AND B-	100
BBEE MUST NOT EXCEED	

- 1.5 Failure on the part of a bidder to submit proof of B-BBEE Status level of contributor together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.
- 1.6 The purchaser reserves the right to require of a bidder, either before a bid is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser.

2. **DEFINITIONS**

- (a) "B-BBEE" means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- (b) "B-BBEE status level of contributor" means the B-BBEE status of an entity in terms of a code of good practice on black economic empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- (c) "bid" means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the provision of goods or services, through price quotations, advertised





competitive bidding processes or proposals;

- (d) "Broad-Based Black Economic Empowerment Act" means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (e) "EME" means an Exempted Micro Enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (f) "functionality" means the ability of a tenderer to provide goods or services in accordance with specifications as set out in the tender documents.
- (g) "prices" includes all applicable taxes less all unconditional discounts;
- (h) "proof of B-BBEE status level of contributor" means:
 - 1) B-BBEE Status level certificate issued by an authorized body or person;
 - 2) A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice;
 - 3) Any other requirement prescribed in terms of the B-BBEE Act;
 - (i) "QSE" means a qualifying small business enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (j) "rand value" means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;

3. POINTS AWARDED FOR FINANCIAL OFFER

3.1 THE 90/10 PREFERENCE POINT SYSTEMS

A maximum of 90 points is allocated for financial offer on the following basis:

90/10

90 for purchase offer and 10 for B-BBBEE status level of contributor

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

Where

Ps = Points scored for price of tender under consideration;

Pt = Price of tender under consideration; and

Pmax = Price of highest acceptable tender.

4. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR

4.1 In terms of Regulation 6 (2) and 7 (2) of the Preferential Procurement Regulations, preference points must be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table below:





B-BBEE Status Level of Contribution	Number of points 10
1	10
2	9
3	6
4	5
5	4
6	3
7	2
8	1
Non – Contributor	0
Total Maximum Pts	10

		_	
	Total Maximum Pts	10	
5.	BID DECLARATION		
5.1	Bidders who claim points in respet the following:	ect of B-BBEE Status Level	of Contribution must complete
6.	B-BBEE STATUS LEVEL OF CON	ITRIBUTOR CLAIMED IN T	ERMS OF PARAGRAPHS 1.4
	AND 4.1		
6.1	B-BBEE Status Level of Contributo (Points claimed in respect of para paragraph 4.1 and must be su contributor.	graph 7.1 must be in accord	ance with the table reflected in
7.	SUB-CONTRACTING		
7.1	Will any portion of the contract be (<i>Tick applicable box</i>)	sub-contracted?	
	YES NO		

7.1.1	If yes, indicate:	
	i) What percentage of the contract will be subcontracted	%
	ii) The name of the sub-contractor	
	iii) The B-BBEE status level of the sub-contractor	
	iv) Whether the sub-contractor is an EME or QSE	
	(Tick applicable box)	
	VES NO	

v) Specify, by ticking the appropriate box, if subcontracting with an enterprise in terms of Preferential Procurement Regulations,2017:

Designated Group: An EME or QSE which is at last 51% owned by:	EME √	QSE √
Black people (As defined by the Act B-BBEE Number 46 of 2013 and any amended)		

2013	and any amended)		
8.	DECLARATION WITH REGARD TO COMPANY/FIRM		
8.1	Name of company/firm:		
8.2	VAT registration number:		





8.3 8.4	Company registration number: TYPE OF COMPANY/ FIRM
8.5	 □ Partnership/Joint Venture / Consortium □ One person business/sole propriety □ Close corporation □ Company □ (Pty) Limited [TICK APPLICABLE BOX] DESCRIBE PRINCIPAL BUSINESS ACTIVITIES
8.6	COMPANY CLASSIFICATION Manufacturer Supplier Professional service provider Other service providers, e.g. transporter, etc. [TICK APPLICABLE BOX]
8.7	MUNICIPAL INFORMATION Municipality where business is situated: Registered Account Number: Stand Number:
8.8 8.9	Total number of years the company/firm has been in business:
	 (a) disqualify the person from the bidding 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 bidder or contractor, its shareholders and directors, or

only the shareholders and directors who acted on a fraudulent basis, be





restricted by the National Treasury 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.

WITNESSES	
1	SIGNATURE(S) OF BIDDERS(S)
2	DATE:ADDRESS





JPC MBD 7: BID SUBMISSION

BIDDERS INFORMATION

Name of Bidder

ID /Passport/ Registration Number												
Nature of Bidder (tick one)		Natural Person	/ So	le Proprietor								
,		School/NGO/Tr	ust									
		Company/ CC/	Par	tnership								
		Joint Venture (JV)									
Postal					Te	el						
Address					Ce	əll						
					Er	nai	l					
					Fa	ax						
BIDDER BA	NKING	DETAILS										
Name of Bid	lder's Ba	anker										
Contact deta	ails of Ba	anker										
Please indi	cate ho	w you became a	wai	re of the invi	tati	on	to sub	mit thi	is Pro	posal		
The Star	The Star JPC Web sit								•			
Sowetan	Sowetan On site notice			On site notic	е							
COJ Websit	COJ Website			E- Tenders							\bot	
				Ī							1	





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





MBD 8: DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Municipal Bidding Document must form part of all bids invited.
- 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.
- 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).

In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

_	and submitted with the bid.		
Item	Question	Yes	No
4.1	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). 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	Yes	No
4.1.1	If so, furnish particulars:		
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:		





Item	Question	Yes	No
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





MBD 9: CERTIFICATE OF INDEPENDENT BID DETERMINATION

- 1. This municipal bidding document (MBD) must form part of all bids¹ invited.
- 2. Section 4(1)(b)(iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).² Collusive bidding is a per 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

l, the undersigned, in submitting the accompanying bid:
(Bid Number and Description)
in response to the invitation for the bid made by:
The City of Joburg Property Company (SOC) Ltd (Reg. No 2000/017147/07) ("JPC") as an agent of City of Johannesburg Metropolitan Municipality ("COJ")
Do hereby make the following statements that I certify to be true and complete in every respect:
certify, on behalf of:that:that:

- 6. I have read and I understand the contents of this Certificate:
- 7. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
- 8. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder:
- 9. 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;
- 10. 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
- 11. 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.
- 12. 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.





- 13. 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.
- 14. 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.
- 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.
- 15. 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





JPC MBD 10: STANDARD CONDITIONS OF SUBMISSION

The following conditions apply to all bids submitted:

- All bids must be submitted in compliance with the Bid Specifications specified in JPC MBD 12
- The property is made available in accordance with the information and stipulations contained in JPC MBD 13
- The bidder(s) will be deemed to be familiar with the state, real rights registered against the property, the zoning and locality of the property.

PRE-QUALIFICATION CRITERIA FOR PREFERENTIAL PROCUMENT

Pre-qualification criteria will be used to advance certain designated groups. Bidders will therefore be prequalified on the following basis:

- Minimum B-BBEE Status (Level 1, Level 2 and Level 3), and
- The bidding entity must sub-contract a minimum of 30% to an EME or QSE which is at least 51% owned by black people.

NB: A bid that fails to meet any pre-qualification criteria stipulated above is an unacceptable bid and as such will not be evaluated for Stage 1 and Stage 2.

DISQUALIFICATION CRITERIA

NONE

COMPLIANCE PRIOR TO AWARD

- Valid Tax Compliant Verification PIN number issued by SARS.
- Proof of registration of the Bidder as follows:
 - Natural persons- certified copy of ID document/ passport
 - o Partnership- copy of Partnership Agreement plus IDs of all partners
 - Company- current CM29/COR 20.1
 - 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
- Entity BBBEE Certificate or JV/Consortium Consolidated BBBEE Certificate
- 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 / Valid Lease agreement / Affidavit stating why an up to date municipal account cannot be submitted.





- 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 Valid Lease agreement / Affidavit stating why an up to date municipal account cannot be submitted
- 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 /Valid Lease agreement / Affidavit stating why an up to date municipal account cannot be submitted
- 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
- Central Supplier Database (CSD) registration valid on tender closing date
- Submission of public interest score (PIS) as per Companies Act Regulation 26(2). The public score calculation must be supported by the following:
 - Audited Annual Financial Statement indicating the latest three financial periods, OR
 - Latest unaudited annual financial statement used for the calculation of the PIS.
- Company resolution.
- Signature of the following documents;
 - Declaration of interest in MBD 4
 - o Declaration of the Bidder's Past Supply Chain Practices in MBD 8,
 - o Certificate of Independent Bid Determination in MBD 9, and
 - Bidders Information in JPC MBD 7

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.
- o 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 hard copy and (1) soft copy on USB.
 - All Proposal documentation received shall be deemed COJ property and shall not be returned or thus requested back by any Bidder.
- Proposals must be sealed, clearly marked with RFP 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 33 Hoofd Street, Forum 1 Block A, 3rd Floor, Braampark, Braamfontein, Johannesburg





- PROPOSALS WHICH ARE NOT SUBMITTED IN A PROPERLY SEALED AND MARKED ENVELOPE AND DEPOSITED IN THE BOX BEFORE THE CLOSING DATE AND TIME, WILL NOT BE OPENED.
- 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 COJ and/or its
 agent 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 COJ and/or its agent the
 JPC.

OPENING OF PROPOSALS

- All proposals are to be submitted at the JPC offices, on or before the closing date and time. After which as a precautionary measure (as a result of the Covid – 19 pandemic) the Opening Register will be uploaded on the JPC website.
- o Bidder's return address must be clearly stipulated or indicated on the back of the envelope.

EVALUATION OF PROPOSALS

- JPC reserves the right at it's discretion 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 COJ 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 this Proposal Call document and a submission of the bid 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 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 11
- The Proposal(s) will be adjudicated by the COJ's Executive Adjudication Committee and awarded in terms of the City's Supply Chain Management Policy for Land.
- The COJ and/or 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.
- $\circ~$ All proposals shall remain valid for a period of 120 (one-hundred and twenty) days





after the closing date, provided that bidders may extend the validity of the proposal on request of COJ specifically in the event that a contract with the preferred bidder fails.

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, may 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, Johannesburg

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

- The COJ and 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.
- The COJ and JPC will not award Proposals to any Bidder(s) owned directly or indirectly by
 politicians serving as councillors for any municipality.





- The COJ and 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 COJ and 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 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 tenders@jhbproperty.co.za





JPC MBD 11: EVALUATION CRITERIA

A two-stage evaluation will be applied to the evaluation of the bid as follows:

Stage 1: Functionality Evaluation

Bids will be evaluated in order to establish whether they meet a minimum threshold score of 70 points

out of 100 for functionality, based on the following criteria:

FUNCTIONAL CRITERIA Points Returnable document to be used evaluation 1. CAPACITY AND EXPERIENCE BIDDER AND PROFESSIONAL TEAM Returnable document to be used evaluation Returnable document to be used evaluation.	in 1 nents to
TEAM be attached und	
CAPACITY AND EXPERIENCE BIDDER AND PROFESSIONAL	
TEAM	
Capacity and experience of the Bidder's professional team in	
delivering projects of a similar nature: 20 points:	
Architect: 4 points: CV's of the professional content of the profession of the	
- 7 and above large mixed-use projects (greater than R100m): team with qualificat proof of registrati	
- large mixed use projects (amouting to R80 m) = 2 points professional bodies	
- Larger mixed use projects (amouting to R60 m) =1 point requested.	
- Projects less than (amounting to R60 M will be scored) = 0 point	
- Submission of proof of registration with the relevant council =	
1 point The professional tea	am must
Civil, Structural and Electrical Engineers with green demonstrate its ex	perience
building design experience: 4 points in projects of a	similar
- Proof of registration with the relevant professional councils nature(multi-storey	
- Civil = 1 point developments)by	
	monials/
- Electrical = 1point signed and dated re	
	aceable/
projects = 1 point contactable referen	ces.
Project Manager: 4 points:	
- Proof of registration with relevant council = 1 point	
- Experience of 8 years and more = 3 points	
- Experience of 7 - 4 years = 2 points	
- Experience of 4 – 2 years = 1 point	
- Experince of less than 2 years = 0 points	
Property Management: 2 points	
- Experience in Property Management, 3 years and above = 2	
points	
- Less than 3years = 0 points	
- Experience in Urban Management, 3 years and above =1 point	iaaaiaaal
Quantity Surveyor: 2 points CV's of the prof	
- Proof of registration with the relevant council = 1 point team with qualificat	
- Experience of 8 years and above = 1 point proof of registration professional hadious	
- Experience of less than 8 years = 0 points professional bodies requested.	s where
Urban Designer: 1 point The professional teathers.	am must
demonstrate its ex	perience
Experience of locathon 9 years = 0 points	similar
Stakeholder Consultant (Social Facilitation) 2 points nature(multi-storey developments)by	





 Experience in Stakeholder Consulting 3 years and above =1 point Demonstrate experience with stakeholder mapping, community mobilisation/awareness campaigns = 1 point Landscape Architect: 1 point Experience of 3 projects over R20m =1 point 		submitting testimonials/ signed and dated reference letters with traceable/ contactable references.
Development Experience of the bidding entity in delivering projects of a similar nature 5points The bidder must demonstrate its experience in delivering property projects. The value of the projects must be clearly stated. Scoring will be based on the total value of development. R100m and above = 5 points Below R100m - R80m = 4 points Below R79m - R60m = 3 points Below R39M - R20m = 1 point Below R20m = 0 point Development Experience of the proposed professional team in delivering projects of a similar nature 5points The bidder's professional team cumulative experience in delivering large scale building projects. The value of the projects must be clearly stated. Scoring will be based on the total value of development projects successfully completed R100 and above = 5 points R100 m - R80m = 4 points R79m - R70m = 3 points R69m - R60 = 2 points R59m - R50 = 1 point Less than R50m = 0 points	30	Bidder to complete JPC MBD 20 and provide any verifiable documents to demonstrate its experience. Letters of reference stating the project name, project value, completion year and contactable and traceable reference must be attached. Completion certificates as proof of completion of projects.
2. DEVELOPMENT PROPOSAL	25	
 Conformity of the Development Proposal to the vision for the property: Development Concept 10 points High level conceptual design outlining the intended uses =3 points Integration of multiple uses within the development including parking if required = 2 points Sustainability- (demonstrate use of green building principles that are environmentally responsible and resource efficient) = 2 points High level detailed plan demonstrating how the bidder will deliver on the projects vision = 3 points Development Programme 5 points 		DEVELOPMENT PROPOSAL - JPC MBD 17 In addition to providing the information on MBD 17, the bidder must submit a development proposal that include all the information as outlined on this page. Bidder to provide a detailed breakdown of timelines
Development Programme 5 points		
 High level development programme including Inception Stage, Planning, Design, Construction and Commissioning = 3 points Detailed breakdown of timelines = 2 points 		





OPERATIONAL PLAN 10		
Approach and methodology:		The vision for the property is expressed in JPC
Operational plan-indication of the intended management and maintenance including the public open space = 2 points		MBD12
Stakeholder engagement = 2 points		
Operations and Management plan post construction - Detailed plan outlining how the property and facilities managements aspects would be undertaken during the operations phase of the project = 4 points		
Estimated Operating Cost = 2 points		
3. EMPOWERMENT PLAN AND SOCIAL BENEFIT	15	
Job Creation Plan (during and after construction) = 3 points Enterprise Development (during and after construction) = 3 points Training and Development Programmes (throughout the lifecycle of the project with timelines) = 3 points Demonstrate how the development will benefit the local community and/or community based organisations = 2 points Procurement of Material from Local Suppliers = 2 points Partnership with Women, Youth and People with disabillites Owned Companies = 2 points		PROPOSED EMPOWERMENT PLAN – JPC MBD 18 and 19 The bidder is expected to provide a detailed plan outlining how it would empower SMME's and individuals through the design and implementation of the project. Where possible, the bidder must identify potential local supplier and women owned companies that could be part of the project NB: Bidders who fail to submit a comprehensive empowerment plan will be scored accordingly
4. FINANCIAL CAPABILITY	20	
The bidder must be able to demonstrate proof of availability/ access to the funding required to execute the development • As stipulated in MBD 21, the bidder must provide a funding plan stating the sources of funding required for the development = 6 points		JPC MBD 21 Detailed funding model backed by and signed off by a QS and accountant and, Copy of stamped bank statements showing availability of funds and,
 Bidder must provide proof of availability of all non-debt financing = 2 points Bidder to provide proof of all equity funding (in the form of 		Signed letter from registered funding institutions confirming
- Black to provide proof of all equity failuring (in the form of	l	





 bank statements or by way of a written undertaking of an equity funder = 2 points Bidder to provide proof of availability of debt funding from a financial institution = 2 points 		funding for the project and, An original current (not older than three months on date of submission) letter from the bank
Bidder to provide a project plan with cash flows = 6 points		confirming the working capital available and,
Bidder to demonstrate availability of 1.5% of the development value to cover the JPC facilitation fee = 2 points		Proof of own equity funding in relation to equity contribution as well as Proof of sound equity partners and their financials if relying on equity funding.
5. INVESTMENT VALUE	10	
A realistic monetary investment value pledged to the project backed by a QS Report = 2 points Development feasibility report with financial ratios and cash flow projections for at least the first 10 years = 8 points		JPC MBD17 Development feasibility report supported by ratios and cash flow analysis for the first 10 years
TOTAL	100	

Bids which do not meet the minimum threshold of 70 points will not be considered further.

STAGE 2: EVALUATION FINANCIAL OFFER & B-BBEE STATUS LEVEL CONTRIBUTION

- The bidder obtaining the highest number of points will be awarded the contract.
- Preference points shall be calculated after financial offers have been brought to a comparative basis.
- Points scored will be rounded off to 2 decimal places.
- In the event of equal points scored, the bid will be awarded to the bidder scoring the highest number of points for specified goals.
- A maximum of 90 points is allocated for financial offer on the following basis:

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





Where

Ps = Points scored for price of tender under consideration;

Pt = Price of tender under consideration; and

Pmax = Price of highest acceptable tender.

• Only those bids that attain the minimum threshold score of 70 Points in Stage 1 will be evaluated in this stage. Bids will be evaluated as follows:

EVALUATION CRITERIA	WEIGHT
	90/10
Broad Based Black Economic Empowerment	10 points
Financial Offer	90 points
Total	100 points

Points for Broad Based Black Economic Empowerment will be awarded as follows:

B-BBEE Status Level Contribution	of	Number of points 10
1		10
2		9
3		6
4		5
5		4
6		3
7		2
8		1
Non - Contributor	•	0
Total Maximum Pts		10





JPC MBD 12: BID SPECIFICATIONS

The following Specifications apply to this bid:

1. Property Information

Property Description	Erf 11900 Orlando West
Locality	The site is located between Khumalo and Khumo Road and also it can be accessed through Klipspruit Valley Road.
Ownership	City of Johannesburg Metropolitian Municipality
Vision	Petrol Station, anciliary services and any other uses in support of the tourism industry within the area.
Land Size	3 627m ²
Zoning	Business,
Current Use	Workshop/ Shop
F.A.R	2.1
Coverage	50%
Height	2 Storeys
Building Lines	3.0m along street frontages
Heritage	It is not known whether the site has any heritage significance. It will be the responsibility of the developer to determine as to whether the site have any heritage significance.
Structures and Physical features	The property was previously operating as a filling station. The fuel pumps have all been removed and the improvements on site remain intact. The existing improvements include the forecourt covering and the ancillary fuel site building which is currently being used as a workshop for reparing vehicles. A small portion of the building includes an informal convinient store and the ablution facilities remain intact. Visually the overall condition of the property is poor.
Geotechnical conditions	Any geotechnical conditions will be the responsibility of the Developer.
Other Requirements	A Site Development Plan shall be submitted to the Local Authority Any further town planning Proposals and or rezoning shall be the responsibility of the Developer.
	The bidder is required to comply will all relevant building regulation laws, including but not limited to SPLUMA, NEMA, Municipal Bylaws etc.





The following Specifications apply to this bid:

- 1. Property Tenure: The Property shall be made available by means of a long-term lease in accordance with JPC's standard agreement. The following terms of contract are non-negotiable:
- 2. The property is being released for development and lease, the lease period will be restricted to a maximum of 30 years. Upon expiry or termination of the development and lease agreement, possession of the property will revert back to the City of Johannesburg without any compensation.
- 3. Specifications for use and development of the Property (Vision for the Property):

Due to the location of the Erf as the gateway into the Vilakazi Precinct as well as its historical significance, the resultant development of the Erf should reflect its signifineance while at the same time resulting in a high quality design and architecture which is aspirational for the 'township' context.

The property is identified as having the potential to become an iconic mixed use facility anchored around petrol filling station and ancillary uses that has the following:

- A land mark feature with public realm
- A Retail space

The development of the site should contribute to achieving a quality public environment that is informed by Urban Design Principles.

- 4. The bidder is expected to submit an empowerment plan demonstrating the following:
 - Job Creation Plan (during and after construction
 - Enterprise Development (during and after construction)
 - Training and Development Programmes (throughout the lifecycle of the project)
 - Demonstrate how the development will benefit the local community and/or community based organisations
 - Procurement of Material from Local Suppliers
 - Partnership with Women Owned Companies

Bidders are expected to advice and provide a detailed plan and how the numbers are achieved

Note: Bidders who fail to submit a detailed plan will be penalised, not withstanding the targets as set out on JPC MBD 19

The preferred bidder shall pay to JPC a non-refundable JPC Fee equal in value to 1.5% (one and half percent) of the total proposed development cost (excluding the land value), for facilitating the project and/or transaction will be due on signature of the agreement and payable on agreed milestone.

5. Bidders are expected to support the goals and objectives of the National Government's Expanded Public Works Program (EPWP). In this regard, the successful proposer will be required to keep the required records and provide regular reports to JPC as required by the





EPWP. In addition hereto, bidders are expected to support the relevant enterprise development programmes of the City of Johannesburg.

- 6. Local Area spending target must be in accordance with the Empowerment Plan JPC MBD 19.
- 7. The successful bidder(s) will be responsible for and shall bear all costs related to the development of the property including bulk services.
- 8. The successful bidder will be responsible for the cancellation or relocation of all servitudes which may be registered over the property.
- 9. Bidders are required to demonstrate their ability and capacity to deliver and manage the proposed development by submitting a detailed profile of the professional team and their successfully completed development. They must futher demonstrate their ability to secure funds required to carry out the project. (Refer to JPC MBD 20)
- 10. Bidder must secure their own operating licencing.
- 11. Bidder can contract with any other petrol station franchise.
- 12. The property is made available in accordance with the site information made available in MBD13.
- 13. The successful bidder will be responsible to obtain all statutory approvals (Rezoning, Environmental, Site Development Plan, Building Plan, etc) which are required for the development of the property.
- 14. Any changes to the proposal document after submission must be endorsed by both parties
- 15. Bidders to demonstrate a maintenance plan broken down annually for the duration of the lease which should not exceed 30 years.
- 16. The Lessee shall at all times during the term of this lease keep in full force and effect a policy of public liability and property damage insurance of an amount not less than the replacement cost value
- 17. The Lessee shall maintain and safeguard the Property for the duration of the lease in accordance with the provisions of regulation 45(2)(a)(v) of the Asset Transfer Regulations.
- 18. The successful bidder must immediately after the award come up with an interim plan to protect the property against invasion and the interim use of the property before the SDP approvals and the construction commencement.





SITE / PROPERTY INFORMATION

JPC MBD 13

1. LOCALITY MAP

The site is located between Khumalo and Khumo Road and also it can be accessed through Klipspruit Valley Road. The property is zoned for business, measuring approximately 3627m² in extent and it is dilapidated. The subject property is surrounded by mainly residential properties, educational and to lesser degree business properties.



2. AERIAL MAP







JPC MBD 14: REGISTRATION DOCUMENTS

The following documents must be attached

- Natural persons, Sole proprietors and JVs 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 / Consortiums— JV agreement plus ID documents/ company Registration document of all members of JV/ Consortiums.





JPC MBD 15: AUTHORITY TO SUBMIT BID

If bidder is a legal entity, a company resolution /Power of Attorney must be attached (these documents must authorise the named person to submit this application and to enter into agreements with the City of Johannesburg should the application be successful)

successful)	аррпоа	
Is a company resolution attached?	YES	NO
Is the bidder a natural person?	YES	NO
Is a certified ID copy attached?	YES	NO
Is a copy of the bidder's power of attorney attached?	YES	NO





JPC MBD 16: PAYMENT OF MUNICIPAL ACCOUNT

It is a requirement that bidding entity or individual provide proof that no undisputed rates and taxes are owed to the local authority in the form of one of the following:

	An Up-to date Municipal	Proof that acknowledgements		Copy of Lease agreement with
	Account for all	or arrangements	submitting up to	
	their properties	have been made to	date municipal	leasing premises)
		settle arrears	accounts	
INDICATE TYPE				
OF PROOF OF				
COMPLIANCE				
WHICH IS				
ATTACHED TO				
THE BID				
SUBMITTED.				

It is a further requirement that proof that no undisputed rates and taxes are owed to the local authority for <u>all directors of the bidding entity</u>, in the form prescribed above.

NAME OF DIRECTOR OF BIDDING	INDICATE TYPE OF PROOF OF COMPLIANCE PER DIRECTOR WHICH IS ATTACHED TO THE BID SUBMITTED.			
ENTITY	An Up-to date Municipal Account for all their properties		reasons for not submitting up to	•





JPC MBD 17: DEVELOPMENT PROPOSAL

1.1 Development Proposal:

Bidders are required to submit a concise development proposal for the site. The development proposal must include a concept Site Development Plan, an Architectural concept of the proposed development, proposed tenanting, and the approach to the rehabilitation and preservation of the natural environment

The development proposal must contain the following:

Concept Site Development Plan (Tenanting)	Total Floor area (m2)
TOTALS	

1.2 Proposed Development Summary

Use	Total Floor area (m2)
TOTALS	

1.3. Estimated development time frames

Estimated time, in months, from date of signature of development agreement to date of start of construction.	Months
Estimated time, in months, from start of construction to completion of construction.	Months





1.4. Include development Methodology writeup

The bidder must illustrate an understanding of delivering a development plan for the property, outline the various uses and how they will integrate with one another.

1.5. Maintenance and Operational Plan

1.6 Estimated Cost of Development

evaluation of proposals and will be a contractual condition of the development agreement awarded. No. Item Description Estimated cost				
		(Including vat)		
1	Civil and Electrical Services	R		
2	Civil Works	R		
3	Top Structure (Building) Costs	R		
4	Professional Fees	R		
5	Sundry Development Costs	R		
6	External/Bulk Services Contributions	R		
7.	Other	R		
	Total	R		





JPC MBD 18: PUBLIC/SOCIAL BENEFIT PROPOSAL

It is a requirement that bidding entity or individual should demonstrate the following social benefits:

Demonstrate how the development will benefit disadvantaged communities, youth, women and people with disabilities	
Demonstrate how the development will benefit the local community and/or community based organisations	





JPC MBD: 19 PROPOSED EMPOWERMENT PLAN

<u>The City of Johannesburg (COJ)</u> is and will remain deliberate about transformation and its economic empowerment goals and is committed to empowerment agenda as an integral part to nation building.

The successful bidder will be required to champion the entrenchment of true economic transformation and empowerment in its spheres of influence. The successful bidder will be required to go beyond redressing historical imbalances and towards intrinsic true value that will result in active deliberate facilitation of sustainable and meaningful participation of Black people in the mainstream of the economy through its assets, investments and projects.

The bidder is required to commit to the achievement of the following specific targets by completing the table below. The commitments made in this MBD will be measured against the targets and used in the evaluation of the functional compliance evaluation.

The commitments made in this table will form part of the contractual obligations of the successful bidder

EMPOWERMENT TARGETS

DESCRIPTION	TARGET	Bidders Commitment in numbers of persons
Job Creation & Job intensive plan		
Total number of jobs to be created in the project	Total jobs created	
Number of jobs created for unemployed black people in this project	60% of total jobs	
Number of job created for black people in this project	30 % of total jobs	
Training & Development programme		
Number of black people Trained in some aspect of the project	60% of workforce	
Number of black youth Trained in some aspect of the project	50% of black people trained	
Number of black women Trained in some aspect of the project	40% of black people trained	
Number of black disabled people Trained in some aspect of the project	3% of black people trained	
Localisation		
Rand value of spend to local SMMEs that have black ownership in line with the approved "Delivery Pipeline Management Matrix" (overleaf)	50% of project value	R
Full use of locally sourced or locally assembled material and/or products in line with the approved "Delivery Pipeline	70% of project value	
Enterprise and supplier Development		
Number of Local SMMEs to be supported in terms of the Enterprise and supplier development plan for this project, including Demonstration graduation of suppliers in this project		





INTERPRETATIONS

INTERPRETATIONS	
"Black-empowered enterprise"	' means an enterprise that is 50,1% black-owned and where there is substantial management control
"Black Designated Groups"	means:
(a) tale law adm (b) You (c) E the disa (d) E	unemployed black people not attending and not required by to attend an educational institution and not awaiting hission to an educational institution; Black people who are youth as defined in the National th Commission Act of 1996; Black people who are persons with disabilities as defined in Code of Good Practice on employment of people with bilities issued under the Employment Equity Act; Black people living in rural and under developed areas;
The state of the s	Black military veterans who qualifies to be called a military
'Black People" Is a g Chir (a) w	tho are citizens of the Republic of South Africa by birth or ecent;
(b) w na (i) b (ii) c to a	tho became citizens of the Republic of south Africa by aturalisation - efore 27 April 1994; on or after 27 April 1994 and who would have been entitled cquire citizenship by naturalisation prior to that date.
"Localisation" Locally pr	oduced can be defined using the approved local matrix
Determine	s the meaning of locally produced/supplier depending
Complexity	of the work package and skill required.
Sim Whe imm Sim Whe the Sim Whe sup pror Sim Whe sup pror	ple work package and no skills required ere simple work package and no skill required - the use of mediate communities is primary. In ple work package and medium to low skill required ere simple work package and medium to low skill required - muse of COJ regional suppliers is primary. In ple work package and medium to high skill ere simple work package and medium to high - the use of poliers within the City of Joburg is encouraged and moted. In ple work package and Specialized skills ere simple work package and specialized skills - the use of poliers in the Gauteng province is encouraged and moted. The work package and no skills required
Whe CO. • Mix Whe	ere mixed work package and no skill required - the use of J regional suppliers is primary. ed work package and medium low skill required ere mixed work package and medium to low skill required - use of suppliers within the City of Joburg is encouraged





	and promoted.
0	Mixed work package and medium high skill
	Where mixed work package and medium high - the use of
	suppliers in the Gauteng province is encouraged and
	promoted.
0	Mixed work package and Specialized skill
	Where mixed work package and specialized skill - the use of
	national vs International suppliers is primary.
0	Complex work package and no skill required
	Where complex work package and no skill required - the use of
	suppliers within the City of Joburg is encouraged and
	promoted.
0	Complex work package and medium low skill
	Where mixed work package and medium low skill - the use of
	suppliers in the Gauteng province is encouraged and
	promoted.
0	Complex work package and medium high skill
	Where mixed work package and medium high skill - the use of
	national vs International suppliers is encouraged and
_	promoted.
0	Complex work package and Specialized skills required Where complex work package and specialized skill required -
	the use of nationally assembled products is encouraged and promoted.
"Enterprise & Supplier De	
Enterprise & Supplier De	contribution carried out for the benefit of suppliers with the
	objectives of contribution to development, sustainability and
	financial and operation independence of the beneficiaries
"Majority Black owned	and Controlled Company" means a juristic person, having
	shareholding or similar members interest, in which black
	participants enjoy a right to Exercisable Voting Rights that is at
	least 51% of the total such rights measured using the Flow
	Through Principle; and
	means an enterprise that is 51% black-owned and where
	there is substantial management control
"Partnership"means:	
	means a juristic person, having shareholding or similar
	members interest, in which black participants enjoy a right to
	Exercisable Voting Rights that is at least 25% and an
	enterprise that is 25% black-owned and where
	there is substantial management control
"Person with disability"	means:
	Black people who are persons with disabilities as defined
	in the employment of people with disabilities issued under the
HOBARAE!!	Employment Equity Act;
"SMME"	Small Micro Medium Enterprises
######################################	Entities with a turnover of less than R35 M
"Unemployed Black peopl	
1	(a) unemployed black people not attending and not required
	by law to attend an educational institution and not awaiting





	admission to an educational institution;		
"SMME"	Small Micro Medium Enterprises		
	Entities with a turnover of less than R10M		
"Wholly Black Owned"	Means: 100% black ownership and at least 30% of the		
	ownership must be women and/or designated groups.		
"Youth"	means:		
	Black people who are youth as defined in the National		
	Youth Commission Act of 1996.		
"100% Black Owned"	Means: 100% black ownership made up by any combination		
	of black owners		

Delivery Pipeline Management Matrix

		SKILLS REQUIRED				
		UNSKILLED	SEMI-SKILLED	SKILLED	EXPERT	
AVAILABILITY OF LOCAL SUPPLIERS	COMMON/MANY	Wholly Black Owned	100% Black owned	Majority Black owned and Controlled	Partnership with 25% Black owned and controlled	
	LIMITED	100% Black owned	Majority Black owned and Controlled	Partnership with 25% Black owned and controlled	Enterprise & Supplier Development	
	RARE/FEW	Majority Black owned and Controlled	Partnership with 25% Black owned and controlled	Enterprise & Supplier Development	Knowledge Transfer programme	
INTERNATIONAL SUPPLIERS	INTERNATIONAL/ NO-LOCAL SUPPLIER	Partnership with 25% Black owned and controlled	Enterprise & Supplier Development	Knowledge Transfer programme	Knowledge Transfer programme	





Annexure B

		CIDB GRADE /	SKILLS		
	CIDB Skills	CIDB 1-3 No Skill	CIDB 4-5 Medium Low	CIDB 6-7 Medium High	CIDB 8-9 Specialized Skills
LEVEL OF COMPLEXITY	Simple	Immediate Communities suppliers	Region Specific suppliers	City of Joburg suppliers	Gauteng suppliers
	Mixed	Region Specific suppliers	City of Joburg suppliers	Gauteng suppliers	National suppliers
	Complex	City of Joburg suppliers	Gauteng suppliers	National Suppliers	Locally Assembled products





"Developer"

Summary of Developer and Team

Total value of developments

Value of Developments completed by bidder,

RFP 27/2022: DEVELOPMENT AND LEASE OF ERF 11900 ORLANDO WEST TOWNSHIP INTO A FILLING STATION WITH ANCILLARY SUPPORTING USES

JPC MBD 20: EXPERIENCE AND CAPABILITIES OF BIDDER

R

acting as

Experience of bidder, bidder's principals and professional team to be stated below and supporting information to be supplied in tables below.

Value of Develo	pments complete	d by bidder's p	rincipals,	R			
	per / development						
NOTE: Any expen	NOTE: Any experience as "Developer" to be duplicated here						
Total combined va	alue of FEEs earne	d to date by all key	members	R			
of bidders propose	ed professional tea	m.					
	_						
	pment experience						
	g as developer / de		ger but not	under	the name o	of the	bidder.
	D TABLE IF REQU						
	ACH A SEPARATE						
Name of	Year completed	Value of	Bidder / B	idders'	Client	&	contact
Development		Development	Principals		Numbers		





5.3.2.3. Details of fees earned by key members bidders proposed professional team (PLEASE EXPAND TABLE IF REQUIRED) NB: DO NOT ATTACH A SEPARATE TABLE KEY DISCIPLINE NAME OF TEAM MEMBER TOTAL VALUE OF FEES DATE **EARNED** TO IN PREVIOUS PROJECTS. PROJECT MANAGEMENT ACHITECTURE R **ENGINEERING SERVICES** R (Civil and Electrical) QUANITITY SURVEY R OTHER (e.g. Town planner; R environmentalist) TOTAL R

THE BIDDER MUST INCLUDE TRACABLE REFERENCES FOR EACH PROFFESSION





JPC MBD 21: ACCESS TO FUNDING

It is assumed that 70% of the development cost will be financed via debt finance (development bond loan)

The bidder must however submit proof of the availability of finance to fund 30% of the development cost through equity funding

Please note that the following definitions will be used in assessing the proof of availability of finance:

Proof of available funds (bank statements or financial statements of the bidder)

Provide funding model to incorporate how and where the funding will be sourced/raised for the various phases of the project.

Provide detailed financial feasibility of the proposed development including all financial ratios Financial Viability (including Financial Sustainability)

- Development cost (Total Investment Value)
- Projected income

Financial Feasibility Ratios

- IRR (Internal Rate of Return)
- ROI (Return on Investment)
- NPV (Net Present Value)

Total Development Cost	R
Debt Finance	R
Equity Investment	R
 Source of Debt Finance Letter confirming access to debt funding 	
Source of Equity FinanceWritten confirmation of equity funding	
NB. This source may not be a bank loan	