



Province of the  
**EASTERN CAPE**  
SOCIAL DEVELOPMENT

Old Balmoral Building – 76 Somerset Street – Private Bag X1002 – Aliwal North – 9750 – REPUBLIC OF SOUTH AFRICA  
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**ADVERTISEMENT**  
**RFQ: 24/25 – JG –0011**

**APPOINTMENT OF A SERVICE PROVIDER TO SUPPLY AND DELIVER CLOTHING AT LULAMA FUTSHANE CHILD AND YOUTH CARE CENTRE**

**Issued by:**

**Contact Person:**

Province of the Eastern Cape  
Department of Social Development

**Mr. A Fuba**  
Tel: 0664146452  
(Specification)

**Mr. L.L Ndyoko**  
Tel: 0729812163  
(Document)

Private Bag X1002  
Aliwal North  
9750

**Name of Company/Bidder:** \_\_\_\_\_

**CSD/Supplier Number: MAAA** \_\_\_\_\_

**Company/Bidder's Tel/Cell:** \_\_\_\_\_

**Company Email Address:** \_\_\_\_\_

**QUOTATIONS MUST BE SUBMITTED ON OR BEFORE 11H00 ON 07 JUNE 2024 IN THE TENDER BOX AT: DEPARTMENT OF SOCIAL DEVELOPMENT, NO. 74 SOMERSET STREET, OLD BALMORAL BUILDING, ALIWAL NORTH 9750.**

**Closing Date: 07 June 2024**

**Closing Time: 11H00**

*Building a Caring Society. Together*



**Province Of The Eastern  
Cape**

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Department of Social  
Development  
Private Bag X 0039 Bhisho  
5605  
SOUTH AFRICA

**BID SPECIFICATION DOCUMENT**

**SPECIFICATION FOR THE APPOINTMENT OF SERVICE PROVIDER TO SUPPLY AND  
DELIVER CLOTHING AT LULAMA FUTSHANE CHILD AND YOUTH CARE CENTRE**

## **1. BACKGROUND**

Lulama Futshane Child and Youth Care is in need of clothing for the centre to continue with its operations.

## **2. OBJECTIVE**

The main objective of this bid is to appoint a Service Provider who is registered on CSD that will supply and deliver clothing at Lulama Futshane Child and Youth Care.

## **3. SCOPE**

The successful bidder is expected to:

- Supply and deliver clothing to the Centre

## **4. DELIVERY PERIOD**

Delivery must be done within 10 days after receiving an official order.

## **5. PRICES**

5.1 Service Providers must submit quotation by completing the attached pricing schedule (Annexure A)

5.2 Prices must be inclusive of VAT. If not confirmed, the Department will assume that the price quoted is inclusive of VAT. The Department does not pay VAT to service providers that are not registered with SARS as VAT vendors. It is compulsory for bidders with taxable supplies exceeding R1,000,000.00 (excluding VAT) in a 12 month period to register for VAT.

5.3 Bidders must ensure that there are no errors in the prices quoted. Should an error be discovered after the award, the following will apply:

5.3.1 If the correct price is higher than the quoted price, the department will only pay the quoted price and the obligation of the bidder will remain unchanged.

5.3.2 If the correct price is lower than the quoted price, the department will only pay the correct price and bidder's obligations will remain unchanged.

5.4 The quotes should include all activities/services that will be required for the required services as no variations will be accepted unless mutually agreed to by Department and the appointed service provider prior to contract acceptance.

5.5 Service providers will carry the responsibility of ensuring that the proposals submitted have been signed by a duly authorized person. Should it be established after the submission of proposals that the signatory authorizing the proposal is not legally appointed by the service provider, the offer/proposal will be disqualified from the evaluation process.

5.6 All prices submitted should be written in black ink. No proposals written in pencil will be accepted or evaluated

## 6. PAYMENT

6.1 The successful bidder will bill the Department after all sessions have been delivered.

6.2 Payment will be made within 30 days of submission of a properly completed invoice.

## 7. SPECIAL CONDITIONS

7.1 Preference will be given to service providers based in the Eastern Cape Province who can deliver the product, subject to compliance with the SCM regulatory framework. Proof thereof will be required.

7.2 Bidders must complete declaration of interest form ECBD4.

7.3 Bidders must be registered in the Central Supplier Database (CSD). If not registered, bidders must ensure that they are registered before submission of their quotations. Supplier registration may be performed online at the National Treasury's website, [www.treasury.gov.za](http://www.treasury.gov.za). The Department will not award a contract to a bidder that is not registered on the CSD.

7.4 Service must be rendered within the stipulated time frame. Failure to deliver within the stipulated time frame will result to the cancellation of the contract.

## 8. LOCAL ECONOMIC DEVELOPMENT

To support Local Economic Development within the Province, the department allocated points to be acquired by service providers that are based in the Eastern Cape Province, in line with the Preferential Procurement Regulations 2022.

  
CENTRE MANAGER

2024/05/27

DATE

## 9. EVALUATION

The bid will be evaluated in two phases, pre-evaluation and evaluation as per Preferential Procurement Framework Act 5 of 2022 (PPPFA) as indicated below:

### 9.1 PRE-EVALUATION CRITERIA

- 9.1.1 Quotation is only valid when signed by the service provider or with a company stamp signed by a director or person with authority.
- 9.1.2 Copy of signed agreement in the case of Joint Venture / Consortium clearly indicating roles and responsibilities in accordance with conditions stipulated in paragraph 11.1
- 9.1.3 Fully Completed and signed SBD 4
- 9.1.4 Correction fluid of any kind MUST NOT be used. In cases where corrections are necessary; these can be made by drawing a line across the incorrect statement, writing in the correct details above the same, and subsequently endorsing the entry with the bidder's signature.
- 9.1.5 Fully completed and signed Annexure A

### 9.2 EVALUATION AS PER PPPFA

Quotation will be evaluated on the 80/20 preference point system, as contemplated in the Preferential Procurement Policy Framework Act (Act 5 of 2000). Quotations will be evaluated on price and Specific Goals.

Criteria	Points
Points for price	80
Points for specific goals	20
<b>SPECIFIC GOALS</b>	<b>NUMBER OF POINTS</b>
1 Gender (Women ownership)	4
2 Race (Black ownership)	2
3 Disability	4
4 Youth	4
5 Locality (Burgersdorp)	6
<b>TOTAL POINTS FOR PRICE &amp; SPECIFIC GOALS</b>	<b>100</b>

- 9.2.1 In order to obtain preference points for specific goals, bidders must complete ECBD 6.1.
- 9.2.2 Locality will be confirmed as follows:
  - a. The preferred address on CSD is the only address to be considered provided the address was updated on CSD on date prior to the invitation to bid was published.



- b. If the preferred address on CSD was updated on a date after publication of the invitation to bid, then the address registered on CIPC will be used as the only address to consider for awarding of locality points.
- c. A lease agreement where offices are lease together with evidence (Bank statement) that rental has been paid for at least 3 months prior to the incitation to bid was published.
- d. Copy of water and lights account from the municipality (Municipal Account, not a councilor's letter) or Eskom statement. The proof of address must be in the name of the company.
- e. In case of a joint venture, the preferred address on CSD will be considered provided the JV partner has more that 30% interests in the JV,

9.2.3 In order to be awarded points for disability, a doctor's confirmation must be submitted together with this bid.

## **10. BID POLICIES, PROCEDURES AND CONDITIONS:**

- 10.1 Quotations are valid for 60 days.
- 10.2 Bidders must be registered in the Central Supplier Database (CSD). If not registered, bidders must ensure that they are registered before submission of their quotations. Supplier registration may be performed online at the National Treasury's website, [www.treasury.gov.za](http://www.treasury.gov.za). The Department will not award a contract to a bidder that is not registered on the CSD.
- 10.3 Service Providers must complete the preferential points claim forms (SBD 6.1) in order to claim preference points. Service Providers who have completed (SBD 6.1) will not be eliminated but will not qualify for rating points.
- 10.4 The Department reserves a right to verify the validity of the Tax Clearance Certificate before the signing of the contract and shall be entitled to cancel the contract in the event that the service providers Tax Affairs not being in order and or the service provider not having made suitable arrangements with SARS to settle outstanding tax obligations.
- 10.5 The Department may, if necessary, negotiate a market related price.
- 10.6 The Department reserves the right not to award a bid to a bidder that has failed to perform in a contract previously awarded to it by the Department.
- 10.7 The Department reserves the right not to appoint a Service Provider with two or more similar contracts running concurrently within the Department.
- 10.8 This RFQ is subject to the Preferential Procurement Policy Framework Act 2000 and the Preferential Procurement Regulations, 2022, the General Conditions Of Contract (GCC) and, if applicable, any other legislation or special conditions of contract.
- 10.9 Service providers must submit, on a company letterhead, a resolution stating the official with authority to sign on behalf of the company.

## 11. CONSORTIUM / JOINT VENTURE

It is recognized that bidders may wish to form consortia to provide the Services. A bid, in response to this invitation to bid, by a consortium must comply with the following requirements: -

- 11.1 Copy of agreement signed by all the members must be submitted. One of the members must be nominated as authorized to be the lead member and this authorization shall be included in the agreement entered into between the consortium members. The lead member must be the only authorized party to make legal statements, communicate with the Department and receive instructions for and on behalf of any and all the members of the Consortium;
- 11.2 All parties must be registered on CSD;

## 12. DISCLAIMER

- 12.1 Whilst all due care has been taken in connection with the preparation of this RFQ, the Department makes no representations or warranties that the content in this RFQ or any information communicated to or provided to bidders during the Bidding process is, or will be, accurate, current or complete. The Department, and its officers, employees and advisors will not be liable with respect to any information communicated which is not accurate, current or complete.
- 12.2 If a bidder finds or reasonably believes it has found any discrepancy, ambiguity, error or inconsistency in the RFQ or any other information provided by the Department (other than minor clerical matters), the bidder must promptly notify Department in writing of such discrepancy, ambiguity, error or inconsistency in order to afford the Department an opportunity to consider what corrective action is necessary (if any).

  
**DISTRICT DIRECTOR**

27/05/2024  
**DATE**

## ANNEXURE B



Province of the  
**EASTERN CAPE**  
SOCIAL DEVELOPMENT

### LOCAL ECONOMIC DEVELOPMENT PROCUREMENT FRAMEWORK DECLARATION FORM

The Honourable Premier in his State of the Province address in 2014 made a pronouncement to the effect that 50% of Provincial procurement should be spent on goods and services which are manufactured and supplied by SMMEs and Co-operatives from within the Province.

In order for the Province to achieve the above, the successful service providers must source the required goods/services with the Eastern Cape Province as per Local Economic Development Procurement Framework.

The details of the manufacturers of these goods are:

NAME OF MANUFACTURER/SERVICE PROVIDER	COMMODITY/SERVICE	LOCATION

I, the undersigned (Bidder's representative)

.....commit in procuring/sourcing the required goods from local manufacturers/distributors within the Eastern Cape Province where available. I accept that the Department of Social Development may invoke penalties as per General Conditions of Contract should I be misrepresenting the content contained herein this declaration.

.....  
**Signature**

.....  
**Date**

.....  
**Name of bidder**

.....  
**Position**



## Annexure A

### Part 1 (To be completed by the official requesting quotations)

Requisition No				
Name of Official Requesting the quotation	MR A FUBA			
Contact Telephone Number	083 3484 710			
Email	Anele.fuba@ecdscd.gov.za			
Forms Attached herewith	SBD 4		SBD 6.1	
(Returnable)	Yes	No	Yes	No

### Part 2 (To be completed by the prospective service provider) SUPPLIER INFORMATION

Company Name		Bank Name	
CSD Reg. No.		Account No.	
VAT Reg. No.		Account Type	
Address		Branch	
		Branch Code	
Contact Person			
Contact Tel No.			

### Part 3 QUOTATION DETAILS

Line No.	Description	Quantity Required	Unit Price (Incl. VAT)		Total Price	
			R	C	R	C
	<b>JEANS NAVY LONG</b>					
1.	SIZE 28	20				
2.	SIZE 30	10				
3.	SIZE 32	10				
4.	SIZE 34	08				
5.	SIZE 36	02				
	<b>WINTER BLACK PUFFER JACKET</b>					
1.	SMALL	10				
2.	MEDIUM	26				
3.	LARGE	12				
4.	EXTRA LARGE	02				
	<b>GOLF T-SHIRT (RED)</b>					
1.	SMALL	30				
2.	MEDIUM	10				
3.	LARGE	10				
	<b>WINTER PYJAMAS</b>					
1.	SMALL	20				
2.	MEDIUM	25				
3.	LARGE	05				

	<b>TEKKIE (VANS BLACK)</b>				
1.	SIZE 4	03			
2.	SIZE 5	07			
3.	SIZE 6	08			
4.	SIZE 7	15			
5.	SIZE 8	07			
6.	SIZE 9	03			
	<b>SANDALS RED BAT/ OR EQUIVALENT</b>				
1.	SIZE 4	05			
2.	SIZE 5	10			
3.	SIZE 6	10			
4.	SIZE 7	10			
5.	SIZE 8	05			
6.	SIZE 9	05			
	<b>TRUIKSUIT (TOP &amp; TRACK PANTS) NAVY</b>				
	SIZE 28	30			
	SIZE 30	10			
	SIZE 32	05			
	SIZE 34	05			
	<b>SOCCER BOOTS (UMBRO) or Equivalent</b>				
1.	SIZE 4	05			
2.	SIZE 5	10			
3.	SIZE 6	15			
4.	SIZE 7	15			
5.	SIZE 8	05			
6.	SIZE 9	01			
	<b>LONGSLEEVE VESTS</b>				
1.	THERMAL VEST (SMALL)	20			
2.	THERMAL VEST (MEDIUM)	52			
3.	THERMAL VEST (LARGE)	20			
4.	THERMAL VEST (EXTRA LARGE)	08			
	<b>BVD UNDERWEAR (BOXER SHORTS)</b>				
1.	BVD UNDERWEAR (SMALL)	28			
2.	BVD UNDERWEAR (MEDIUM)	58			
3.	BVD UNDERWEAR (LARGE)	08			
4.	BVD UNDERWEAR (EXTRA LARGE)	06			
1.	<b>SOCKS (ALL SIZE FIT ALL - FOR MEN)</b>	150			
		<b>Service Fee</b>			
		<b>Total Quote Price</b>			
		<b>Quotation validity period in days</b>			

I.....hereby declare that I have completed together with this quotation and submitted/not submitted SBD 4 (Declaration of Interest) and SBD 6.1 (Preference Points Claim Form).

**NB: Only the declaration and/or Preference Points Claim form/s issued together with this quotation request form are acceptable.**

Signature.....

Date... ..

Stamp

Eastern Cape Dept of Social Development

## BIDDER'S DISCLOSURE

### 1. PURPOSE OF THE FORM

Any person (natural or juristic) may make an offer or offers in terms of this invitation to bid. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa and further expressed in various pieces of legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.

Where a person/s are listed in the Register for Tender Defaulters and / or the List of Restricted Suppliers, that person will automatically be disqualified from the bid process.

### 2. Bidder's declaration

- 2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest<sup>1</sup> in the enterprise, employed by the state? YES/NO

- 2.1.1 If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in table below.

Full Name	Identity Number	Name of State institution

- 2.2 Do you, or any person connected with the bidder, have a relationship

<sup>1</sup> the power, by one person or a group of persons holding the majority of the equity of an enterprise, alternatively, the person/s having the deciding vote or power to influence or to direct the course and decisions of the enterprise.

ECBD4

with any person who is employed by the procuring institution? YES/NO

2.2.1 If so, furnish particulars:

.....  
.....

2.3 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract? YES/NO

2.3.1 If so, furnish particulars:

.....  
.....

### 3 DECLARATION

I, \_\_\_\_\_ the \_\_\_\_\_ undersigned,  
(name)..... in  
submitting the accompanying bid, do hereby make the following  
statements that I certify to be true and complete in every respect:

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium<sup>2</sup> will not be construed as collusive bidding.
- 3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 3.4 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.
- 3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring

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<sup>2</sup> 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.



**ECBD4**

institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.

- 3.6 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.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....  
Signature

.....  
Date

.....  
Position

.....  
Name of bidder

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

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

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

### 1. GENERAL CONDITIONS

- 1.1 The following preference point systems are applicable to invitations to tender:
- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and

#### 1.2 To be completed by the organ of state

- a) The applicable preference point system for this tender is the 80/20 preference point system.

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

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

#### 1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80
SPECIFIC GOALS	20
<b>Total points for Price and SPECIFIC GOALS</b>	<b>100</b>

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

- 1.7 A tenderer must submit, together with its tender, a copy of CIPC Registration document. In the case of sole propriety, copy of the applicable legal registration documentation must be submitted.
- 1.8 The annexure detailing names of all directors and the percentage share in the enterprise must be completed and submitted together with this claim form.

## 2. DEFINITIONS

- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

## 3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

### 3.1. POINTS AWARDED FOR PRICE

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

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

$$\begin{array}{ccc}
 \text{80/20} & \text{or} & \text{90/10} \\
 \\
 Ps = 80 \left( 1 - \frac{Pt - P_{min}}{P_{min}} \right) & \text{or} & Ps = 90 \left( 1 - \frac{Pt - P_{min}}{P_{min}} \right)
 \end{array}$$

Where

- $P_s$  = Points scored for price of tender under consideration  
 $P_t$  = Price of tender under consideration  
 $P_{min}$  = Price of lowest acceptable tender

## 4. POINTS AWARDED FOR SPECIFIC GOALS

- 4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:
- 4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which

states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—

- (a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or
- (b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,

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

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

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

The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)	Percentage owned
Gender (Women Ownership)	4		
Race (Black Ownership)	2		
Disability	4		
Youth	4		
Locality (Burgersdorp)	6		
<b>Total</b>	<b>20</b>		

#### **DECLARATION WITH REGARD TO COMPANY/FIRM**

- 4.3. Name of company/firm.....
- 4.4. Company registration number: .....
- 4.5. TYPE OF COMPANY/ FIRM

Partnership/Joint Venture / Consortium  
 One-person business/sole propriety  
 Close corporation  
 Public Company

Personal Liability Company  
(Pty) Limited  
Non-Profit Company  
State Owned Company  
[TICK APPLICABLE BOX]

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

- i) The information furnished is true and correct;
- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
- iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –

- (a) disqualify the person from the tendering process;
- (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
- (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
- (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
- (e) forward the matter for criminal prosecution, if deemed necessary.

.....  
**SIGNATURE(S) OF TENDERER(S)**

**SURNAME AND NAME:** .....

**DATE:** .....

**ADDRESS:** .....

.....

.....



# **ANNEXURE TO DSD 80/20 SBD 6.1 FORM**

List all Shareholders by Name, Position, Identity Number, Citizenship, HDI status and ownership, as relevant. Information to be used to calculate the points claimed in Table 1.

	Name	Date Position occupied in Enterprise	ID Number	Date that South African Citizenship was obtained	* HDI Status			% of business / enterprise owned
					No franchise prior to elections	Women	Disabled	
1								
2								
3								
4								
5								
6								
7								
8								
9								
10								
11								
12								
13								
14								
15								

\*Indicate YES or NO