

Annexure A

**MUNICIPAL PUBLIC ACCOUNTS COMMITTEE: FINANCE DEPARTMENT:
IRREGULAR EXPENDITURE – NON-COMPLIANCE WITH COMPOSITION OF THE
BID ADJUDICATION COMMITTEE IN TERMS OF REGULATION 29 OF THE
MUNICIPAL SUPPLY CHAIN MANAGEMENT REGULATION OF 2005**

1. Introduction

This report has been prepared for submission to the Municipal Public Accounts Committee (MPAC) in accordance with section 32 of the Municipal Finance Management Act, 56 of 2003 (MFMA), read together with the Municipal Financial Misconduct Regulations.

The report deals with irregular expenditure identified by the Auditor General arising from non-compliance with the Municipality's Supply Chain Management (SCM) Policy and the Municipal Supply Chain Management Regulations during the adjudication of various tenders.

The purpose of this report is to, in line with **MFMA Circular 68**, analyse the circumstances that gave rise to the irregular expenditure, identify the officials whose actions may have contributed thereto, assess whether the expenditure resulted from deliberate or negligent conduct, consider the recoverability of the expenditure, and make recommendations to the MPAC regarding consequence management and preventative measures.

2. The legal implications of the report

The legal implications of this report are governed by section 32 of the Municipal Finance Management Act, which requires municipalities to investigate irregular expenditure, determine whether the expenditure resulted from deliberate or negligent conduct, consider recovery where appropriate, and implement suitable consequence management measures.

The report further considers the requirements of MFMA Circular 68, the Municipal Supply Chain Management Regulations, the Municipal Financial Misconduct Regulations and the Municipality's Supply Chain Management Policy relating to the proper constitution of Bid Adjudication Committees.

3. Type of UIFWE applicable to this report

The UIFWE identified and applicable to this report is **Irregular Expenditure**.

The identified irregular expenditure relates to the following:

Tender **FIN 03/2022/23** – Provision and Administration of Electricity Prepayment Uniform Vending System and amounts to the total of **R227 486.62** (Invoices 105426, 105481 and 105539) incurred from date of appointment (Appointment letter was dated 10 October 2022).

Tender **ELEC 01/2022/23** – Supply, Delivery and Installation of New High Mast Lighting in Grabouw, Theewaterskloof Area and amounts to the total of **R3,692 352.87** (Invoices 10590, 10618, 10670, 10700 and 10797) incurred from date of appointment.

Tender **COR 05/2022/23** – Group Life Insurance Scheme for the Period from 01 July 2023 to 30 June 2026

The expenditure arose because according to the Auditor General the Bid Adjudication Committee that adjudicated the tender was not properly constituted in accordance with Regulation 29 of the Municipal Supply Chain Management Regulations and the Municipality's Supply Chain Management Policy.

4. Discussion of events/ reasons that led to the UIFWE

The following tenders was identified by the Auditor General:

FIN 03/2022/23

The tender FIN 03/2022/23 – Provision and Administration of Electricity prepayment uniform vending system for the period from date of appointment until 30 June 2025 was advertised on Friday 08 April 2022 in the Newspaper, Municipal Website and E-Tender. The tender closed on 29 April 2022, and seven (7) tenders were received.

The tender was evaluated by the Bid Evaluation Committee on 22 September 2022. The item was referred to Bid Adjudication Committee for final approval and the meeting was held on 23 September 2022.

The committee comprised Mr A. Riddles, Mr H. Gxoyiya, Mr W. Solomons-Johannes, Mr J. Amansure, Mr S. Francis (Supply Chain Management) and Mrs J. van Niekerk (End user) attended the meeting. The tender was awarded.

ELEC 01/2022/23

The Tender ELEC 01/2022/23 – Supply, Delivery and Installation of New High Mast Lighting in Grabouw, Theewaterskloof Area was advertised on 30 May 2022 in the Newspaper, CIDB website, Municipal Website and E-Tender. The tender closed on Friday, 01 July 2022, and fourteen (14) tenders were received.

The tender was evaluated by the Bid Evaluation Committee on 16 August 2022. The item was referred to Bid Adjudication Committee for final approval and the meeting was held on 19 August 2022.

The committee comprised Mr A. Riddles, Mr H. Gxoyiya, Mr W. Solomons-Johannes, Mr J. Amansure, Mr S. Francis (Supply Chain Management) and Mr M Redelinghuys (End user) attended the meeting.

COR 05/2022/23

The Tender COR 02/2022/23 ELEC 01/2022/23 – Group Life Insurance Scheme for the Period from 01 July 2023 to 30 June 2026 was advertised in the Newspaper, Notice Boards, Municipal Website and E-Tender. The tender closed on Friday, 21 April 2023, and four (4) tenders were received.

The tender was evaluated by the Bid Evaluation Committee Supply Chain on 09 June 2023. The item was referred to Bid Adjudication Committee for final approval and the meeting was held on 09 June 2023.

The committee comprised Mr A. Riddles, Mr J. Barnard, Ms N. Baliso, Mr N. La Grange (Supply Chain Management) and Mr J. Amansure (End user) attended the meeting.

It was stated by the Auditor General that despite the absence of the mandatory Senior Supply Chain Management Practitioner, the Bid Adjudication Committee proceeded to adjudicate the tender, confirmed that the tender complied with the prescribed evaluation criteria and recommended that the contract be awarded to Utilities World (Pty) Ltd.

According to the Auditor General the expenditure constitutes irregular expenditure because the Bid Adjudication Committee was not properly constituted as required by Regulation 29 of the Municipal Supply Chain Management Regulations and the Municipality's Supply Chain Management Policy.

5. Official(s) responsible for the UIFWE incurred

Based on the available documentary evidence and the disagreement of the finding no officials are responsible for the UIFWe.

6. Why is the expenditure irregular expenditure?

Section 1 of the Municipal Finance Management Act defines irregular expenditure as expenditure incurred in contravention of or not in accordance with a requirement of the Municipality's Supply Chain Management Policy or any applicable legislation governing municipal procurement.

In terms of Regulation 29(2) of the Municipal Supply Chain Management Regulations of 2005;

"A bid adjudication committee must consist of at least four senior managers of the municipality or municipal entity which must include-

- (i) the chief financial officer or, if the chief financial officer is not available, another manager in the budget and treasury office reporting directly to the chief financial officer and designated by the chief financial officer;
- (ii) at least one senior supply chain management practitioner who is an official of the municipality or municipal entity; and
- (iii) a technical expert in the relevant field who is an official of the municipality or municipal entity, if the municipality or municipality entity has such an expert."

Senior Supply Chain Management Practitioner to BAC

Although the Auditor General did identify instances of non-compliance the documentary evidence confirms that the mandatory Senior Supply Chain

Management Practitioner formed part of the Bid Adjudication Committee when the tender was adjudicated.

Senior Manager to BAC

Government Gazette No. 43281 issued on 05 May 2020

Exemption

1. Subject to the conditions in paragraph 2, municipalities and municipal entities are exempted from compliance with regulations 4(3) and 29(2) of the Regulations insofar as the regulations-

- (a) prohibit the delegation or sub-delegation of any supply chain management powers or duties to a person who is not an official of the municipality or municipal entity or to a committee which is not exclusively composed of officials of the municipality or municipal entity; and
- (b) require a bid adjudication committee to consist of four senior managers.

Conditions

2. When applying paragraph 1, a municipality or municipal entity must implement the following conditions:

- (a) For municipalities with four senior managers approved in their organogram but filled less than four and the posts are funded and are not subject to a moratorium emanating from implementing cost containment measures, the municipality or municipal entity will be given six to 12 months from the date of this exemption to fill the specific positions subject to the bid adjudication committee still having a senior supply chain management practitioner and a technical expert in the relevant field as contemplated in regulation 29(2)(ii) and (iii);
- (b) Where it is not viable for the posts in subparagraph (a) above to be filled, yet there are vacant positions, the municipality or municipal entity may consider appointing an official in an acting capacity to fulfil the role of senior manager in those instances;
- (c) For those municipalities or municipal entities with less than four senior managers approved in their organogram, they may utilise senior managers from neighbouring municipalities in accordance with section 88 of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998); and
- (d) Senior Managers who are members of the bid adjudication committee will be allowed to sub-delegate, in writing, their responsibilities to competent staff members in cases where they cannot attend specific sittings of the committee.

Further to the above, MFMA Circular No 34 with reference to Annexure B of the latter Circular Guidelines for Municipal Bid Adjudication Committees, states the following:

“3 Composition of the Bid Adjudication Committee and the appointment of members”

“Seconded: for the purpose of continuity and not to delay meetings, the accounting officer may also appoint seconded to temporarily replace members that are absent from meetings due to illness, leave, etc. The accounting officer

will also decide whether or not such secondees will have the same powers as members.”

It is important to note that during the time of the Bid Adjudication Meetings of all the abovementioned tenders, the municipality had an approved organogram of a minimum of four (4) Senior Managers. During the period of the adjudication of the said tenders, certain senior manager positions were vacant. To allow continuity in terms of the mandate of the municipality for service delivery, considering the vacant senior management positions, the compilation of the Bid Adjudication Committee was still in line with the government gazette issued and guidelines for Bid Adjudication Committees.

As a result, the Bid Adjudication Committee was lawfully constituted, and the adjudication process did comply with the applicable legislative and policy requirements and therefore, the expenditure seems to be not irregular.

Accordingly, the Municipality received the contracted services, and no financial loss has been identified, the expenditure did not constitute irregular expenditure because the Supply Chain Management Employee was present. Therefore, the prescribed procurement governance requirements were complied with.

Management of Theewaterskloof Municipality disagreed with the AG’s finding.

7. Consideration of deliberate or negligent conduct relating to UIFWE incurred

Section 32 of the MFMA requires consideration of whether irregular expenditure resulted from deliberate conduct, negligence, gross negligence or circumstances beyond the reasonable control of the officials concerned.

The investigation found no evidence that the procurement process was manipulated, that fraud or corruption occurred, or that any official acted for personal gain. There is likewise no evidence that the successful bidder improperly influenced the procurement process.

The legislative and policy requirements governing the composition of Bid Adjudication Committees are well established and ought reasonably to have been known by officials responsible for administering and participating in the procurement process.

The investigation further found that reasonable steps were taken to verify that the Bid Adjudication Committee was properly constituted before the meeting commenced. The Senior Supply Chain Management Practitioner attended the meeting.

The irregular expenditure did not result from **negligent conduct** or deliberate **misconduct** or circumstances beyond the official’s control because there was a **Constituted BAC**. Furthermore, Theewaterskloof disagreed with the Auditor General finding. The evidence does not support the finding of gross negligence, as there is no indication of reckless disregard for the law or intentional non-compliance.

8. Mitigating controls to prevent similar UIFWE in the future

To prevent similar occurrences, the Municipality should implement the following measures:

- Strengthen internal controls governing the scheduling and administration of Bid Committee meetings.
- The Internal Audit Unit performs quarterly reviews of SCM procedures.
- Strengthen management oversight over procurement governance processes.
- Amendment to the SCM Policy for appointment of fixed secondees for each member to the BAC.

9. Confirmation by author of report that information in report is a true reflection of facts

Hereby confirmation that the information contained in this report is a true and accurate reflection of the facts as they are known. This report is based on validated data to ensure reliability and accuracy.

10. Confirmation if UIFWE matter has been referred for disciplinary actions & if not, why not?

The Supply Chain Employee did attend the BAC meeting and therefore no further disciplinary actions needed.

Personnel that attended the BAC meeting was in line with the guidelines of MFMA Circular 34 and Government Gazette No. 43281 issued 05 May 2005

11. Measures already taken to recover the UIFWE

No recovery measures have been implemented.

The investigation concluded that the Municipality received the contracted services and no financial loss has been identified. Consequently, no legal basis presently exists to recover the expenditure from either the appointed contractor or municipal officials.

12. Cost of the measures already taken to recover UIFWE

No recovery measures have been undertaken therefore no recovery cost has been incurred.

13. Estimated cost & benefit of further measures that can be taken to recover the UIFWE

The expenditure was not irregular and therefore no further measures are needed to recover for purposes of section 32 of the MFMA. There was a constituted BAC.

14. Annexures

Supporting documents attached to this report include:

- Annexure A: MPAC Item
- Annexure B: BAC Minutes (FIN 03/2022/23, ELEC 01/2022/23 & COR 05/2022/23)
- Annexure C: Invoices (FIN 03/2022/23 & ELEC 01/2022/23)
- Annexure D: COMAF No.1 of 2023/24
- Annexure E: Government Gazette & Circular 34

15. Referral of report to the MPAC

This report is hereby submitted to the Municipal Public Accounts Committee for consideration in terms of section 32(2) of the Municipal Finance Management Act, including the Committee's assessment of recoverability, consequence management and recommendations to Council. The expenditure was not irregular and therefore no further measures are needed to recover for purposes of section 32 of the MFMA. There was a constituted BAC.

<u>Report compiled by:</u>	<u>Date:</u>	<u>Designation:</u>	<u>Signature:</u>
A Plaatjies	03 August 2026	Manager: SCM	

<u>Report approved by:</u>	<u>Date:</u>	<u>Designation:</u>	<u>Signature:</u>
A. RIDDLES	03-08-2026	A. CFO	

<u>Report authorised for MPAC referral by:</u>	<u>Date:</u>	<u>Designation:</u>	<u>Signature:</u>
W Hendricks	03/08/2026	Municipal Manager	

Annexure B

BAC Minutes

THEEWATERSKLOOF MUNICIPALITY



BID ADJUDICATION COMMITTEE
MEETING

MINUTES

23 SEPTEMBER 2022

BID ADJUDICATION COMMITTEE MEETING

MINUTES

23 SEPTEMBER 2022

ITEM NO	ITEM DESCRIPTION	PAGE NO
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A. **OPENING: WELCOMING**

B. **ATTENDANCE REGISTER**

B.1. **Present**

B.2. **Application(s) for absence of leave**

C. **AGENDA-ITEM FOR DISCUSSION**

C.1. **Directorate: Finance**

FIN 03/2022/23 Provision and Administration Of Electricity Prepayment
Uniform Vending System For The Period From Date Of Appointment Until 30
June 2025

D. **ADJOURNMENT**

THEEWATERSKLOOF MUNICIPALITY

**MINUTES OF A VIRTUAL BID ADJUDICATION COMMITTEE MEETING HELD ON
23 SEPTEMBER 2022 AT 14:00 IN THE COUNCIL CHAMBERS.**

A. OPENING AND WELCOMING

The Chairperson, Mr. A Riddles, welcomed everybody.

B. ATTENDANCE REGISTER

B.1. Present

Mr A Riddles [Virtually]
Mr H Gxoyiya [Virtually]
Mr W Solomons-Johannes [Virtually]
Mr J Amansure [Virtually]
Mr S Francis [Observer]
Ms Janine Van Niekerk [Observer] [Virtually]

B.2. Application(s) for leave of absence: (3/2/1/3)

Mr D Damons
Mr N La Grange →
Mr Z Baron [Secretariat]

C. AGENDA-ITEM FOR DISCUSSION

C.1. Directorate: : Finance

FIN 03/2022/23 Provision and Administration Of Electricity Prepayment
Uniform Vending System For The Period From Date Of Appointment Until 30
June 2025

DIRECTORATE: FINANCIAL SERVICES

BID COMMITTEE EVALUATION COMMITTEE REPORT FOR

TENDER NO: FIN 03/2022/23

**PROVISION AND ADMINISTRATION OF ELECTRICITY PREPAYMENT
UNIFORM VENDING SYSTEM FOR THE PERIOD FROM DATE OF
APPOINTMENT UNTIL 30 JUNE 2025**

1. AIM OF REPORT

To present to the bid adjudication committee the evaluation report for the appointment of a service provider for the Provision and Administration of Electricity Prepayment Uniform Vending System for the Period from date of appointment until 30 June 2025.

2. TENDER DETAILS

The invitation to tender was advertised on the Municipal Website, Notice Boards, e-tender and in the Burger on Friday, 08 April 2022. The tender document was e-mailed to seven (7) prospective tenderers as shown in table 1 below. Seven (7) tenders were received on closing date Friday, 29 April 2022. Refer to table 2 showing the names of the tenderers and their total estimated tender amounts. The tender validity period as stated in the tender document is 120 days and therefore expires on Saturday, 27 August 2022. It was requested from the tenderers to extend the tender validity period to 15 October 2022 which only Landis & Gyr (Pty) Ltd and Home-Grown Business Integrations did not agree to.

Table1: List of tenderers to whom the tender document was sent.

Name of Bidder	Contact Person	E-mail Address
Contour Technology (Pty) Ltd	Cookie Pillay	cookie.pillay@contour.co.za
Utilities World	Grant Thomas	grant.thomas@utilitiesworld.co.za
Landis + Gyr	Rezaan Petersen	Rezaan.Petersen@landisgyr.com
Syntell (Pty) Ltd	Juanita Parsothum	juanita@syntell.co.za
Home Grown Business Integrations	Lerato Nkuna	lerato@home-grown.co.za
Live wire engineering Consulting	Tommy Lawrence	tommy@livewire.co.za
Ontec Systems	Riaan van Jaarsveld	Riaan.vanJaarsveld@ontec.co.za

Table 2: List of tenders received.

Name of Bidder	Estimated All Inclusive Tender Amount "R"
Utilities World (Pty) Ltd.	3 646 500.00
Syntell (Pty) Ltd.	3 727 500.00
Contour Technology (Pty) Ltd.	3 861 000.00
Conlog (Pty) Ltd.	4 223 743.00
Ontec Systems (Pty) Ltd.	4 431 000.00
Landis & Gyr (Pty) Ltd.	8 273 513.33
Home-Grown Business Integrations	21 053 090.00

3. EVALUATION

The procedure for the evaluation of tenders is:

- Step 1: Test for eligibility
- Step 2: Test for responsiveness
- Step 3: Test for administrative compliance
- Step 4: Score financial offer, evaluation points for preferencing and calculate total tender evaluation points to the lowest. Rank tender offers from the highest number of tender evaluation points to the lowest. Recommend tenderer with the highest number of tender evaluation points for the award of the contract, unless there are compelling and justifiable reasons not to do so.

Step 1: Test for Eligibility

Table 3		Criteria				
Name of Bidder	Paid the Tender Participation Fee Payment	STS Association Certificate	Complies with Pricing Instruction	Attended Compulsory Clarification Meeting	ISO Certificate	References
Utilities World (Pty) Ltd.	Yes	Yes	Yes	Yes	Yes	Yes
Syntell (Pty) Ltd.	Yes	Yes	Yes	Yes	Yes	Yes
Contour Technology (Pty) Ltd.	Yes	Yes	Yes	Yes	Yes	Yes
Conlog (Pty) Ltd.	Yes	Yes	Yes	Yes	Yes	Yes
Ontec Systems (Pty) Ltd.	Yes	Yes	Yes	Yes	Yes	Yes

- As seen from Table 3 it is evident that tenders received from Utilities World (Pty) Ltd, Syntell (Pty) Ltd, Contour Technology (Pty) Ltd, Conlog (Pty) Ltd and Ontec Systems (Pty) Ltd were found to be eligible for further evaluation.

Step 2: Test for Responsiveness

Tenders will be considered non-responsive if, inter alia:

- The tenderer did not sign and complete the Form of Offer part;
- The tenderer does not comply with the eligibility criteria;
- The tenderer has failed to comply with the Specifications as Advertised;
- The tenderer has failed to comply with the Special Conditions of Contract; and
- The tenderer has failed to comply with point 1 of additional conditions of tender.

Table 4: Responsiveness Criteria

Name of Bidder	Criteria				
	Signed and Completed Form of Offer	Complies with Eligibility	Complies with the Specifications	Complies with the Special Conditions of Contract	Comply with point 1 of additional conditions of tender
Utilities World (Pty) Ltd.	Yes	Yes	Yes	Yes	Yes
Syntell (Pty) Ltd.	Yes	Yes	Yes	Yes	Yes
Contour Technology (Pty) Ltd.	Yes	Yes	Yes	Yes	Yes
Conlog (Pty) Ltd.	Yes	Yes	Yes	Yes	Yes
Ontec Systems (Pty) Ltd.	Yes	Yes	Yes	Yes	Yes

- As seen from Table 4 it is evident that tenders received from Utilities World (Pty) Ltd., Syntell (Pty) Ltd., Contour Technology (Pty) Ltd., Conlog (Pty) Ltd and Ontec Systems (Pty) Ltd. were found to be responsive for further evaluation.

Step 3: Test for Administrative Compliance

Tenders will be found non-compliant if, inter alia:

- The tenderer has failed to complete and sign and attach requested information to all Schedules not excluded in responsiveness criteria;
- The tenderer has failed to submit a municipal account of where the head office of the company is registered or in case where the premise is leased, the tenderer has failed to provide a copy of the lease of the premise;
- The tenderer has failed to fully complete **Schedule 1** and failed to submit a valid Tax Clearance Certificate or Tax Compliance Status Pin; a valid Certificate or Pin may be requested; and
- The tenderer has failed to submit a certified B-BBEE certificate, QSE or EME affidavit, whereas points were claimed and a copy of certificate or affidavit was supplied, a certified copy of the B-BBEE certificate, QSE or EME Affidavit may be requested.

Table 5: Administrative Criteria

Criteria	Utilities World (Pty) Ltd.	Syntell (Pty) Ltd.	Contour Technology (Pty) Ltd.	Conlog (Pty) Ltd.	Ontec Systems (Pty) Ltd.
Schedule 1: Tax Clearance Certificate Requirements (MBD 2)	Complies (27/04/2023)	Notice 1 Expired (08/06/2022)	Notice 2 Expired (07/06/2022)	Complies (22/12/2022)	Complies (18/11/2022)
Schedule 2: Declaration of Interest (MBD 4)	Complies	Complies	Complies	Complies	Complies
Schedule 3: Preference Points Claim Form in terms of the Preferential Procurement Regulations of 2017 (MBD 6.1)	Complies (Claimed 18 points)	Complies (Claimed 20 points)	Complies (Claimed 20 points)	Complies (Claimed 12 points)	Complies (Claimed 20 points)
Schedule 4: Declaration of Bidders Past Supply Chain Management Practices (MBD 8)	Complies	Complies	Complies	Complies	Complies
Schedule 5: Certificate of Independent Bid Determination (MBD 9)	Complies	Complies	Complies	Complies	Complies
Schedule 6: Form of Indemnity	Complies	Complies	Complies	Complies	Complies
Schedule 7: Compulsory Enterprise Questionnaire	Complies	Complies	Complies	Complies	Complies
Schedule 8: Address Schedule	Complies	Complies	Complies	Complies	Complies
Schedule 9: Record of Addenda	Complies	Complies	Complies	Complies	Complies
Schedule 10: Signatory of Authority	Complies	Complies	Complies	Complies	Complies
Schedule 12: B-BBEE Proof	Valid B-BBEE Sworn Affidavit attached (Expires 21/04/2023)	Expired Certificate attached (Expired 06/09/2021)	Valid Certificate Attached (Valid till 14/10/2022)	Notice 3 Valid Certificate Attached (Valid till 01/09/2022)	Valid Certificate Attached (Valid till 21/11/2022)
Schedule 13: Latest Municipal Account / Lease Agreement Attached	Valid Lease Agreement Attached (Valid till 28/02/2023)	Valid Lease Agreement Attached (Valid till 30/04/2025)	Valid Lease Agreement Attached (Valid till 30/07/2023)	Valid Lease Agreement Attached (Valid till 30/06/2024)	Valid Lease Agreement attached (Valid till 29/02/2024)
Schedule 17: Public Liability Insurance	Complies	Complies	Complies	Complies	Complies
Schedule 18: Service Level Agreement	Complies	Complies	Complies	Complies	Complies

Notice 1

- Syntell (Pty) Ltd. submitted a Tax Compliance Status Pin Certificate that expired on 08 June 2022. With test for administration compliance and in terms of employers undertaking it was found that the aforementioned is not material in nature to exclude the bidder from the evaluation process, however it would be requested from the bidder to submit a valid Tax Compliance Status Pin Certificate should they be found to be the recommended bidder.

Notice 2

- Contour Technology (Pty) Ltd. submitted a Tax Compliance Status Pin Certificate that expired on 08 June 2022. With test for administration compliance and in terms of employers undertaking it was found that the aforementioned is not material in nature to exclude the bidder from the evaluation process, however it would be requested from the bidder to submit a valid Tax Compliance Status Pin Certificate should they be found to be the recommended bidder.

Notice 3

- Conlog (Pty) Ltd. submitted a B-BBEE Certificate that expired during the evaluation on 01 September 2022. With test for administration compliance and in terms of employers undertaking it was found that the aforementioned is not material in nature to exclude the bidder from the evaluation process, however it would be requested from the bidder to submit a valid B-BBEE Certificate should they be found to be the recommended bidder.
- As seen from Table 5 and taking notice 1, 2 and 3 into consideration, it is evident that the tenders received from Utilities World (Pty) Ltd., Syntell (Pty) Ltd., Contour Technology (Pty) Ltd., Conlog (Pty) Ltd. and Ontec Systems (Pty) Ltd. were found to be administrative compliant for further evaluation.

Step 4: Score financial offer, evaluation points for preferencing and calculate total tender evaluation points to the lowest. Rank tender offers from the highest number of tender evaluation points to the lowest. Recommend tenderer with the highest number of tender evaluation points for the award of the contract, unless there are compelling and justifiable reasons not to do so

The score for financial offer is calculated using the 80/20 preference point system for each responsive tender under consideration:

$$P_s = 80 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)^{80/20}$$

Where

P_s = Points scored for price of bid under consideration;
P_t = Price of bid under consideration; and
P_{min} = Price of lowest acceptable bid.

Up to 20 tender evaluation points will be awarded in respect of the B-BBEE status level in accordance the Preferential Procurement Regulations of 2017.

- Financial Scoring in terms of the Preferential Procurement Regulations of 2017 was done for Utilities World (Pty) Ltd, Syntell (Pty) Ltd, Contour Technology (Pty) Ltd, Conlog (Pty) Ltd and Ontec Systems (Pty) Ltd were found to be eligible, responsive and administratively compliant.

			B-BBEE STATUS											
			B-BBEE Status Level of Contribution											
			Financial Proposal	1	2	3	4	5	6	7	8	Non-compliant contributor		
			Number of Points Available											
			80.00	20	18	14	12	8	6	4	2	0		
No.	Supplier	Amount All Inclusive	Number of Points Qualified										Total	Rank
1*	Utilities World (Pty) Ltd.	3 646 500.00	80.00		18.00								98.00	1
2	Syntell (Pty) Ltd.	3 727 500.00	78.22									0.00	78.22	5
3	Contour Technology (Pty) Ltd.	3 861 000.00	75.29	20.00									95.29	2
4	Conlog (Pty) Ltd.	4 223 743.00	67.34				12.00						79.34	4
5	Ontec Systems (Pty) Ltd.	4 431 000.00	62.79	20.00									82.79	3

1* Minimum Price

4. FINANCIAL IMPLICATION

Sufficient funds are available in the approved budget for the 2022/23, 2023/24 and 2024/25 financial periods and the service will be funded out of mSCOA Config's:

2022/23

01/1510/9/7504/3 – R 1 518 305.82

2023/24

01/1510/9/7504/3 – R 2 544 000.00

2024/25

01/1510/9/7504/3 – R 2 696 640.00

R 6 758 945.82

5. LEGAL IMPLICATION

Must comply with the pre-scribed sections as set out in the Municipal Financial Management Act, Supply chain management Regulations, Theewaterskloof Municipality's Supply Chain Policy and Preferential Procurement Regulation of 2017.

6. RECOMMENDATION BY END-USER AND SUPPLY CHAIN MANAGEMENT :

End User and SCM confirms that the tender complies with the Supply Chain Management Regulations and recommends that:

1 Tender No: **FIN 03/2022/23** – for the Provision and Administration of Electricity Prepayment Uniform Vending System for the Period from 01 July 2022 until 30 June 2025 be awarded to **Utilities World (Pty) Ltd.** in the estimated amount of **R 3 646 500.00** (Three Million Six Hundred Forty Six Thousand Five Hundred Rand Only) **Vat Incl.** for scoring the highest preference points in terms of preferential procurement regulations contained in the Theewaterskloof supply chain policy.

2 The award be based on the below rates and percentages:

Year 1:

No.	DESCRIPTION	Unit	Unit Price (Excl. Vat)
1	ONCE-OFF: SYSTEM SETUP AND IMPLEMENTATION AND TRAINING COST		
1.1	Hosted system setup	each	R 0.00
1.2	Data migration	each	R 0.00
1.3	Installation and setup	each	R 0.00
1.4	Managed communications	each	R 0.00
1.5	Training Cost per user	each	R 0.00
1.6	Software licenses – once –off (Specify e.g. hosting ,municipal vending points)	each	R 0.00
1.7	Integration of Theewaterskloof Billing Database with vending system database. Revenue management system i.e. debt recovery	each	R 0.00
2	VARIABLE COST: VENDING		
2.1	3rd Party Vending Sales: % commission	sales	1.70%
3	VARIABLE COST: BANK COSTS		
3.1	Banking fees %	cash deposit	R 0.00
3.2	Credit Card %	credit card sales	R 0.00
4	SUPPORT COSTS		
4.1	On-Site Support – Field Engineer	per hour	R 0.00
4.1	On-Site Support - Project Engineer	per hour	R 0.00
5	REVENUE MANAGEMENT		
5.1	Debt Recovering of Amounts	Cash Deposit	1.70%

Year 2:

No.	DESCRIPTION	Unit	Unit Price (Excl. Vat)
1	VARIABLE COST: VENDING		
1.1	3rd Party Vending Sales: % commission	sales	1.70%
2	VARIABLE COST: BANK COSTS		
2.1	Banking fees	cash deposit	R 0.00
2.2	Credit Card	credit card sales	R 0.00
3	SUPPORT COSTS		
3.1	On-Site Support – Field Engineer	per hour	R 0.00
3.2	On-Site Support - Project Engineer	per hour	R 0.00
4	REVENUE MANAGEMENT		
4.1	Debt Recovering of Amounts	Cash Deposit	1.70%

Year 3:

No.	DESCRIPTION	Unit	Unit Price (Excl. Vat)
1	VARIABLE COST: VENDING		
1.1	3rd Party Vending Sales: % commission	sales	1.70%
2	VARIABLE COST: BANK COSTS		
2.1	Banking fees	cash deposit	R 0.00
2.2	Credit Card	credit card sales	R 0.00
3	SUPPORT COSTS		
3.1	On-Site Support – Field Engineer	per hour	R 0.00
3.2	On-Site Support - Project Engineer	per hour	R 0.00
4	REVENUE MANAGEMENT		
4.1	Debt Recovering of Amounts	Cash Deposit	1.70%

- 3 The award is subject to an SLA being entered into between the parties.
- 4 That the register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderer is not listed.
- 5 Please note that none of the company directors / trustees / members / shareholders of **Utilities World (Pty) Ltd.** are linked to any state entity, as checked and verified on Consumer Profile Bureau's system. Proof thereof attached.
- 6 The suppliers Tax Clearance Certificate was verified on the website of SARS and was found to be active. Proof thereof attached.
- 7 The tenderer is registered on the municipality's database of prospective providers. Proof thereof attached.
- 8 The tenderer is registered on the Central Supplier Database (CSD). Proof thereof attached.

7. RECOMMENDATION BY THE BID EVALUATION COMMITTEE – 22 SEPTEMBER 2022

The Bid Evaluation Committee confirms that the tender complies with the Supply Chain Management Regulations and recommends that:

- 1 Tender No: **FIN 03/2022/23** – for the Provision and Administration of Electricity Prepayment Uniform Vending System for the Period from 01 July 2022 until 30 June 2025 be awarded to **Utilities World (Pty) Ltd.** in the estimated amount of **R 3 646 500.00** (Three Million Six Hundred Forty Six Thousand Five Hundred Rand Only) **Vat Incl.** for scoring the highest preference points in terms of preferential procurement regulations contained in the Theewaterskloof supply chain policy.

- 2 The award be based on the below rates and percentages:

Year 1:

No.	DESCRIPTION	Unit	Unit Price (Excl. Vat)
1	ONCE-OFF: SYSTEM SETUP AND IMPLEMENTATION AND TRAINING COST		
1.1	Hosted system setup	each	R 0.00
1.2	Data migration	each	R 0.00
1.3	Installation and setup	each	R 0.00
1.4	Managed communications	each	R 0.00
1.5	Training Cost per user	each	R 0.00
1.6	Software licenses – once –off (Specify e.g. hosting ,municipal vending points)	each	R 0.00
1.7	Integration of Theewaterskloof Billing Database with vending system database. Revenue management system i.e. debt recovery	each	R 0.00
2	VARIABLE COST: VENDING		
2.1	3rd Party Vending Sales: % commission	sales	1.70%
3	VARIABLE COST: BANK COSTS		
3.1	Banking fees %	cash deposit	R 0.00
3.2	Credit Card %	credit card sales	R 0.00
4	SUPPORT COSTS		
4.1	On-Site Support – Field Engineer	per hour	R 0.00
4.1	On-Site Support - Project Engineer	per hour	R 0.00
5	REVENUE MANAGEMENT		
5.1	Debt Recovering of Amounts	Cash Deposit	1.70%

Year 2:

No.	DESCRIPTION	Unit	Unit Price (Excl. Vat)
1	VARIABLE COST: VENDING		
1.1	3rd Party Vending Sales: % commission	sales	1.70%
2	VARIABLE COST: BANK COSTS		
2.1	Banking fees	cash deposit	R 0.00
2.2	Credit Card	credit card sales	R 0.00
3	SUPPORT COSTS		
3.1	On-Site Support – Field Engineer	per hour	R 0.00
3.2	On-Site Support - Project Engineer	per hour	R 0.00
4	REVENUE MANAGEMENT		
4.1	Debt Recovering of Amounts	Cash Deposit	1.70%

Year 3:

No.	DESCRIPTION	Unit	Unit Price (Excl. Vat)
1	VARIABLE COST: VENDING		
1.1	3rd Party Vending Sales: % commission	sales	1.70%
2	VARIABLE COST: BANK COSTS		
2.1	Banking fees	cash deposit	R 0.00
2.2	Credit Card	credit card sales	R 0.00
3	SUPPORT COSTS		
3.1	On-Site Support – Field Engineer	per hour	R 0.00
3.2	On-Site Support - Project Engineer	per hour	R 0.00
4	REVENUE MANAGEMENT		
4.1	Debt Recovering of Amounts	Cash Deposit	1.70%

- 3 The award is subject to an SLA being entered into between the parties.
- 4 That the register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderer is not listed.
- 5 Please note that none of the company directors / trustees / members / shareholders of **Utilities World (Pty) Ltd.** are linked to any state entity, as checked and verified on Consumer Profile Bureau's system. Proof thereof attached.
- 6 The suppliers Tax Clearance Certificate was verified on the website of SARS and was found to be active. Proof thereof attached.
- 7 The tenderer is registered on the municipality's database of prospective providers. Proof thereof attached.
- 8 The tenderer is registered on the Central Supplier Database (CSD). Proof thereof attached.

8. RESOLVED BY THE BAC – 23 SEPTEMBER 2022

After the chairman had given the Bid Adjudication Committee an opportunity to thoroughly discuss the agenda item, and proposed unanimously it was resolved as follow:

1 Tender No: **FIN 03/2022/23** – for the Provision and Administration of Electricity Prepayment Uniform Vending System for the Period from 01 July 2022 until 30 June 2025 be awarded to **Utilities World (Pty) Ltd.** in the estimated amount of **R 3 646 500.00** (Three Million Six Hundred Forty-Six Thousand Five Hundred Rand Only) **Vat Incl.** for scoring the highest preference points in terms of preferential procurement regulations contained in the Theewaterskloof supply chain policy.

2 The award be based on the below rates and percentages:

Year 1:

No.	DESCRIPTION	Unit	Unit Price (Excl. Vat)
1	ONCE-OFF: SYSTEM SETUP AND IMPLEMENTATION AND TRAINING COST		
1.1	Hosted system setup	each	R 0.00
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1.4	Managed communications	each	R 0.00
1.5	Training Cost per user	each	R 0.00
1.6	Software licenses – once –off (Specify e.g. hosting ,municipal vending points)	each	R 0.00
1.7	Integration of Theewaterskloof Billing Database with vending system database. Revenue management system i.e. debt recovery	each	R 0.00
2	VARIABLE COST: VENDING		
2.1	3rd Party Vending Sales: % commission	sales	1.70%
3	VARIABLE COST: BANK COSTS		
3.1	Banking fees %	cash deposit	R 0.00
3.2	Credit Card %	credit card sales	R 0.00
4	SUPPORT COSTS		
4.1	On-Site Support – Field Engineer	per hour	R 0.00
4.1	On-Site Support - Project Engineer	per hour	R 0.00
5	REVENUE MANAGEMENT		
5.1	Debt Recovering of Amounts	Cash Deposit	1.70%

Year 2:

No.	DESCRIPTION	Unit	Unit Price (Excl. Vat)
1	VARIABLE COST: VENDING		
1.1	3rd Party Vending Sales: % commission	sales	1.70%
2	VARIABLE COST: BANK COSTS		
2.1	Banking fees	cash deposit	R 0.00
2.2	Credit Card	credit card sales	R 0.00
3	SUPPORT COSTS		
3.1	On-Site Support – Field Engineer	per hour	R 0.00
3.2	On-Site Support - Project Engineer	per hour	R 0.00
4	REVENUE MANAGEMENT		
4.1	Debt Recovering of Amounts	Cash Deposit	1.70%

Year 3:

No.	DESCRIPTION	Unit	Unit Price (Excl. Vat)
1	VARIABLE COST: VENDING		
1.1	3rd Party Vending Sales: % commission	sales	1.70%
2	VARIABLE COST: BANK COSTS		
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3.2	On-Site Support - Project Engineer	per hour	R 0.00
4	REVENUE MANAGEMENT		
4.1	Debt Recovering of Amounts	Cash Deposit	1.70%

- 3 The award is subject to an SLA being entered into between the parties.
- 4 That the register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderer is not listed.
- 5 Please note that none of the company directors / trustees / members / shareholders of **Utilities World (Pty) Ltd.** are linked to any state entity, as checked and verified on Consumer Profile Bureau's system. Proof thereof attached.
- 6 The suppliers Tax Clearance Certificate was verified on the website of SARS and was found to be active. Proof thereof attached.
- 7 The tenderer is registered on the municipality's database of prospective providers. Proof thereof attached.
- 8 The tenderer is registered on the Central Supplier Database (CSD). Proof thereof attached.

- 9 Theewaterskloof municipality has the right to evaluate and has the right to appoint any participating vendor/vendors as part of the vendor management framework program with the focus of identification of local enterprises.

8. ANNEXURES

Annexure A:	Advert
Annexure B:	Budget
Annexure C:	List of Tenders Received
Annexure D:	Register for Tender Defaulters and Database of Restricted Suppliers
Annexure E:	SANAS Verification
Annexure F:	Proof of Database Registrations
Annexure G:	Proof from SARS's website
Annexure H:	Site Meeting Minutes
Annexure I:	Proof of STS Compliance Level
Annexure J:	Extensions
Annexure K:	Checklist

Annexure A: Advert



**Theewaterskloof
Municipality**

Tender Notice and Invitation to Tender

THEEWATERSKLOOF MUNICIPALITY, Acting Director: FINANCE SERVICES invites tenders for Contract no. **FIN 03/2022/23: PROVISION AND ADMINISTRATION OF ELECTRICITY PREPAYMENT UNIFORM VENDING SYSTEM FOR THE PERIOD FROM 1 JULY 2022 UNTIL 30 JUNE 2025.**

Only tenderers who satisfy the eligibility criteria stated in the Tender Conditions and Tender Data are eligible to submit tenders.

All bids received shall be evaluated in terms of the Theewaterskloof Municipality Supply Chain Management Policy, read with the Preferential Procurement Regulations of 2017. It is estimated that the 80/20 preference points system will be applicable. Tenders will be evaluated in terms of price and preference.

The successful tenderer must also be registered on the Centralized Supplier Database (CSD). Tenderers can register on www.csd.gov.za

A set of Tender Documents may be obtained from the Theewaterskloof Municipality, Supply Chain Management Department, 6 Plein Street, Caledon from Friday, 8 April 2022 during office hours Monday to Thursday 07h45-13h00 and 13h45-16h45 and Fridays 07h45-13h00 and 13h45-15h30. Payment of a non-refundable tender participation fee of R 500.00 (VAT inclusive) is applicable. It is an eligibility criterion and is payable by means of electronic transfer or direct deposit only. Proof of payment of the participation fee should accompany your tender document when submitting it. Refer enquiries only in the aforementioned regard to Natalie Arendse at nataliea@twk.org.za.

A compulsory clarification meeting with representatives of the Employer will take place at the Municipal Development Department in the Boardroom, 6 Plein Street, Caledon, 7230 on Tuesday, 21 April 2022 starting at 10:00. Prospective tenderers who arrive later than 10:15 will not be allowed into the Clarification meeting. Tenderers should be represented at the site visit/clarification meeting by a person who is suitably qualified and experienced to comprehend the implications of the work involved.

All technical enquiries must be directed to the Directorate: FINANCIAL SERVICES to:

Ms. Janine van Niekerk
Theewaterskloof Municipality,
Caledon
7230
E-mail: janineva@twk.org.za

The closing time for receipt of tenders is 12h00 on Friday, 29 April 2022 at the Theewaterskloof Municipality, Tender Box 1- at the main entrance, 6 Plein Street, Caledon. Telegraphic, telephonic, telex, facsimile, electronic/e-mailed and late tenders will not be accepted. Tenders may only be submitted on the tender documentation that has been issued. Tenders, completed in full, must be submitted in tender box no. 1 which is located at the entrance to the municipality head office of Theewaterskloof Municipality, 6 Plein Street, Caledon. Please note that the tender box is open 24/7 and that the deposit slot opening is 5 x 30 cm.

Council reserves the right to accept a tender in full, partially or not at all and is not obliged to accept the lowest tender received. Requirements for sealing, addressing, delivery, opening and assessment of tenders are stated in the Tender Data.

J Jonkers
Acting: Municipal Manager
Theewaterskloof Municipality
P O Box 24
6 Plein Street
Caledon
7230



Theewaterskloof
MUNISIPALITEIT • MUNICIPALITY • UMASIPALA

TENDER NOTICE AND INVITATION TO TENDER

**CONTRACT NUMBER: FIN 03/2022/23
PROVISION AND ADMINISTRATION OF
ELECTRICITY PREPAYMENT UNIFORM VENDING
SYSTEM FOR THE PERIOD FROM 1 JULY 2022
UNTIL 30 JUNE 2025**

Only tenderers who satisfy the eligibility criteria stated in the Tender Conditions and Tender Data are eligible to submit tenders.

All bids received shall be evaluated in terms of the Theewaterskloof Municipality Supply Chain Management Policy, read with the Preferential Procurement Regulations of 2017. It is estimated that the 80/20 preference points system will be applicable. Tenders will be evaluated in terms of price and preference.

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All technical enquiries must be directed to the Directorate: FINANCIAL SERVICES to:

Ms Janine van Niekerk
Theewaterskloof Municipality,
Caledon 7230
E-mail: janineva@twk.org.za

The closing time for receipt of tenders is **12:00 on Friday, 29 April 2022** at the Theewaterskloof Municipality, Tender Box 1 – at the main entrance, 6 Plein Street, Caledon. Telegraphic, telephonic, telex, facsimile, electronic/e-mailed and late tenders will not be accepted. Tenders may only be submitted on the tender documentation that has been issued. Tenders, completed in full, must be submitted in tender box no. 1 which is located at the entrance to the municipality head office of Theewaterskloof Municipality, 6 Plein Street, Caledon. Please note that the tender box is open 24/7 and that the deposit slot opening is 5 x 30 cm.

Council reserves the right to accept a tender in full, partially or not at all and is not obliged to accept the lowest tender received. Requirements for sealing, addressing, delivery, opening and assessment of tenders are stated in the Tender Data.

**J. JONKERS (ACTING MUNICIPAL MANAGER)
THEEWATERSKLOOF MUNICIPALITY
PO BOX 24 / 6 PLEIN STREET, CALEDON 7230**

SHOW 10 entries				Search	
TENDER NO	DESCRIPTION	CLOSING DATE	ACTIONS		
TCS 06/2021/22	THE PROVISION OF SECURITY SERVICES - DEMOLITION OF ILLEGAL STRUCTURES AND DEPLOYMENT OF STABILIZATION UNITS WITHIN THE THEEWATERSKLOOF MUNICIPAL AREA FOR THE PERIOD FROM DATE OF APPOINTMENT TO 30 JUNE 2024	29 Apr 2022			
COR 01/2022/23	SUPPLY AND DELIVERY OF PHOTOCOPY PAPER TO VARIOUS MUNICIPAL - AND TRAFFIC OFFICES OF THEEWATERSKLOOF MUNICIPALITY FOR THE PERIOD FROM 01 JULY 2022 TO 30 JUNE 2024	29 Apr 2022			
COR 02/2022/23	SUPPLY, DELIVERY AND INSTALLATION OF EIGHT (8) NEW DIGITAL PHOTOCOPIERS AT VARIOUS OFFICES OF THEEWATERSKLOOF MUNICIPALITY AND THE CONCLUSION OF MAINTENANCE AGREEMENTS FOR NEW AND EXISTING DIGITAL PHOTOCOPIERS IN VARIOUS OFFICES OF THEEWATERSKLOOF MUNICIPALITY FOR THIRTY-SIX (36) MONTHS	29 Apr 2022			
FIN 02/2022/23	PROVISION OF PROFESSIONAL SERVICES: FINANCIAL MANAGEMENT AND ACCOUNTING SERVICES FOR A PERIOD FROM 01 JULY 2022 TO 30 JUNE 2025	06 May 2022			
FIN 03/2022/23	PROVISION AND ADMINISTRATION OF ELECTRICITY PREPAYMENT UNIFORM VENDING SYSTEM FOR THE PERIOD FROM 1 JULY 2022 UNTIL 30 JUNE 2025. MARCH	29 Apr 2022			
TECH 01/2022/23	APPOINTMENT OF CONSULTANTS FOR VARIOUS ENGINEERING AND GROUNDWATER PROJECTS FOR A THREE YEAR PERIOD FROM 01 JULY 2022 TO 30 JUNE 2025 IN THE THEEWATERSKLOOF MUNICIPAL AREA	13 May 2022			
FIN 01/2022/23	The Provision of Short Term Insurance for the Period from 01 July 2022 To 30 June 2025	18 Mar 2022			

Annexure C: List of Tenders Received

**Theewaterskloof
Municipality**

LIST OF TENDERS RECEIVED

TENDER NO : FIN 03/2022/23

DESCRIPTION OF TENDER : PROVISION AND ADMINISTRATION OF ELECTRICITY PREPAYMENT UNIFORM VENDING SYSTEM FOR THE PERIOD FROM 1 JULY 2022 UNTIL 30 JUNE 2025

CLOSING DATE OF TENDER : 29 APRIL 2022

NO	BIDDER	BID AMOUNT	SUNDRY DETAILS	B-BBEE LEVEL	LOCAL CONTENT %
1	Utilities World (Pty) Ltd.	1 215 500.00	Year 1	2	N/A
		1 215 500.00	Year 2		
		1 215 500.00	Year 3		
		1.7%	Third Party Vending		
2	Syntell (Pty) Ltd.	1 242 500.00	Year 1	1	N/A
		1 242 500.00	Year 2		
		1 242 500.00	Year 3		
		1.75%	Third Party Vending		
3	Contour Technology (Pty) Ltd.	1 287 000.00	Year 1	1	N/A
		1 287 000.00	Year 2		
		1 287 000.00	Year 3		
		1.58%	Third Party Vending		
4	Ontec Systems (Pty) Ltd.	1 477 000.00	Year 1	1	N/A
		1 477 000.00	Year 2		
		1 477 000.00	Year 3		
		1.8%	Third Party Vending		
5	Conlog (Pty) Ltd.	1 589 743.00	Year 1	4	N/A
		1 317 000.00	Year 2		
		1 317 000.00	Year 3		

**Theewaterskloof
Municipality**

LIST OF TENDERS RECEIVED

TENDER NO : FIN 03/2022/23

DESCRIPTION OF TENDER : PROVISION AND ADMINISTRATION OF ELECTRICITY PREPAYMENT UNIFORM VENDING SYSTEM FOR THE PERIOD FROM 1 JULY 2022 UNTIL 30 JUNE 2025

CLOSING DATE OF TENDER : 29 APRIL 2022

NO	BIDDER	BID AMOUNT "R"	SUNDRY DETAILS	B-BBEE LEVEL	LOCAL CONTENT %
1	Utilities World (Pty) Ltd.	1 215 500.00	Year 1	2	N/A
		1 215 500.00	Year 2		
		1 215 500.00	Year 3		
		1.7%	Third Party Vending		
2	Syntell (Pty) Ltd.	1 242 500.00	Year 1	1	N/A
		1 242 500.00	Year 2		
		1 242 500.00	Year 3		
		1.75%	Third Party Vending		
3	Contour Technology (Pty) Ltd.	1 287 000.00	Year 1	1	N/A
		1 287 000.00	Year 2		
		1 287 000.00	Year 3		
		1.58%	Third Party Vending		
4	Ontec Systems (Pty) Ltd.	1 477 000.00	Year 1	1	N/A
		1 477 000.00	Year 2		
		1 477 000.00	Year 3		
		1.8%	Third Party Vending		
5	Conlog (Pty) Ltd.	1 589 743.00	Year 1	4	N/A
		1 317 000.00	Year 2		
		1 317 000.00	Year 3		

		1.7% Third Party Vending		
		2 819 313.33 Year 1		
6	Landis & Gyr (Pty) Ltd.	2 727 100.00 Year 2	1	N/A
		2 727 100.00 Year 3		
		3.3% Third Party Vending		
		8 751 030.00 Year 1		
7	Home-Grown Business Integrations	6 151 030.00 Year 2	1	N/A
		6 151 030.00 Year 3		
		8.6% Third Party Vending		

OFFICIALS RESPONSIBLE FOR OPENING OF QUOTATIONS

N. LA GRANGE

J. VAN NIEKERK

DATE: 29 APRIL 2022

Annexure H: Site Meeting Minutes

Hanro September

From: Hanro September
Sent: Friday, 22 April 2022 14:01
To: 'grant.thomas@utilitiesworld.co.za'; 'michaelyawa73@gmail.com';
'tommy@livewire.com'; 'riaan.vanjaarsveld@ontec.co.za'; 'pieterm@utility.co.za';
'rezaan.petersen@landisgyr.com'; 'info@mafokospico.co.za';
'tikedl@tikediholdings.co.za'; 'liezel.britz@conlog.com'; 'tenders@contour.co.za';
'lylee@syntell.co.za'; 'tommy@livewire.co.za'
Cc: Nico La Grange; Janine van Niekerk
Subject: FW: FIN 03/2022/23
Attachments: Attendance register clarification meeting.pdf; minutes FIN03-2022-23.docx; Tender
No. - FIN 03-2022-23.pdf
Importance: High

Good day,

Trust that you are well.

See attached for your attention.

Please keep in mind there will not be an addendum issued. For any other enquiries do not hesitate to contact Janine van Niekerk Janineva@twk.org.za.

Regards
Hanro

THEEWATERSKLOOF MUNICIPALITY
ATTENDANCE REGISTER
TENDER NO.: PM 03/2022/23

Theewaterskloof
Municipality

PROVISION AND ADMINISTRATION OF ELECTRICITY PREPAYMENT UNIFORM VENDING SYSTEM FOR THE PERIOD FROM 1 JULY 2022 UNTIL 30 JUNE 2025.
VENUE: THEEWATERSKLOOF MUNICIPALITY DEVELOPMENT COMMITTEE BOARDROOM 6 PLEIN STREET CALEDON
TIME: 10:00
DATE: 21 APRIL 2022

NAME OF COMPANY	NAME OF REPRESENTATIVE	E-MAIL	CONTACT NUMBER	SIGNATURE
Utilities World	Grant Thomas	grant.thomas@utilitiesworld.co.za	06 302 5743	
UYANA/Sciaron	MICHAEL AWA	michael.awa7@gmail.com	063 616 1119	
Powerline Engineering and Consulting	TOMMY LAURENS	tommy@powerline.co.za	072 260 9916	
ONTEC SYSTEMS (PTY) LTD	Riaan van Jaarsveld	Riaan.vanJaarsveld@ontec.co.za	019 526 3793	
INTECO ENX (PTY) LTD	WILLIE CRANKHARD	wieferm@inteco.co.za	082 806 5104	
Landis + Gyr (Pty) Ltd	Rezaan Petersen	rezaan.petersen@landisgyr.com	011 302 4335	
TWK SCM	Nicola Grange	nicola@twk.org.za		
TWK Finance	Letitia Carleise	letitica@twk.org.za	2143305	
TWK Finance	Janine van Nietel	janineva@twk.org.za	2143307	



THEEWATERSKLOOF MUNICIPALITY
ATTENDANCE REGISTER
TENDER NO.: FIN 03/2022/23

PROVISION AND ADMINISTRATION OF ELECTRICITY PREPAYMENT UNIFORM VENDING SYSTEM FOR THE PERIOD FROM 1 JULY 2022 UNTIL 30 JUNE 2025.
 VENUE: THEEWATERSKLOOF MUNICIPALITY DEVELOPMENT COMMITTEE BOARDROOM 6 PLEIN STREET CALEDON
 TIME: 10:00
 DATE: 21 APRIL 2022

NAME OF COMPANY	NAME OF REPRESENTATIVE	E-MAIL	CONTACT NUMBER	SIGNATURE
...	C. Ozi	...	071 211 885	...
THEWATERSKLOOF MUNICIPALITY	Tikedi	tikedi@theewaterskloof.co.za	071 211 885	...
...	S. Getz	s.getz@talk.01929	063 76 0857	...
Conlog	Uzael Britz	uzael.britz@conlog.com	082 434 8871	...
Contour Technologies	Nkusi Skhosana	tender@contour.co.za	081 788 419	...
SYNTELL PM LTD	LYLE EDWARDS	lyle@syntell.co	072 377 2997	...



Theewaterskloof Municipality Head Office
6 Plein Street
P.O.Box 24
Caledon
7230
Telephone: +27 (28) 2143300
Fax: +27 (28) 2141289
Website: www.twk.org.za

MINUTES OF COMPULSORY CLARIFICATION MEETING

DATE: 21 April 2022
VENUE: Development Boardroom
TIME: 10H00 AM
CONTRACT: FIN 03/2022/23

COMPANIES PRESENT:

COMPANY	REPRESENTATIVE
TWK SCM	N. la Grange
TWK Finance: Manager Revenue	J. van Niekerk
TWK Finance: Cash and Management	S. Gertze
	L. Carelse
Tenderers: Please see Signed Attached Register	

Mr. N. la Grange welcomed all to the compulsory site meeting for the above-mentioned contract; and a 15 minute grace period was given, all contractors were on time.

Attendance register was circulated, and all present signed the attendance register.

Mr N. la Grange worked through the document (Advert, Tender Data, Contract data and Administrative Compliance), with everyone present at the meeting in detail, and elaborated on the Eligibility as well the listed items below:

- 3.1 on page 13 of the tender document stating " The time and location for opening of the tender offers is immediately after the closing time: Time: **12h00 on Friday, 8 April 2022** and should read **12h00 on Friday, 29 April 2022**
- That the tender participation fee is payable before submission of tender. He explained that the document is for free but that to participate the fee is payable before submission of tender.
- Location: Council Chambers, Theewaterskloof Municipality, 6 Plein Street, Caledon, 7230
- Only tenderers with a valid ISO 9001:2015 certificate in Quality Management Systems, in respect of the provision of Revenue Collection, Tamper Management are eligible to submit tenders. Proof of Certificate must be attached to **Schedule 16**.
- The system must be certified by the STS600 STS Edition: 2 and IEC 62055-41 Edition 3 association as being Vending, Engineering and Key Change Management compliant. Proof of Certificate must be attached to **Schedule 15**.
- In order to be considered for a contract in terms of this tender, bidders are required to price on all items in the schedule of service required and signed.

- Mr N la Grange explained the importance of the reference letters that must be attached in Schedule 14 of the tender.

The meeting was then handed over to Mrs J. van Niekerk to explain and elaborate on the Special Conditions of Tender, Scope of Works, Specifications and Pricing Instructions. Elaborated listed items below:

The hardcopy of the tender document which includes the correction of the date as mentioned by N la Grange was handed out.

- Mrs J van Niekerk explained the Special Conditions of contract section 3 in detail and emphasized that the tenderers must comply with all special conditions of contract and declare and sign on page 32 if comply.
- Mrs J van Niekerk explained the Specifications section 4 and emphasized that the tenderers must comply with all Specifications and declare and sign on page 36 if comply with all.
- The tenderers must comply with Annexure A on page 37 and signed if comply.
- Mrs J van Niekerk explained the Pricing Schedule Section 5 in detail and emphasized that the tenderers must comply with all and declare and sign on page 39. If no pricing in unit for price is already included, it must be stated a zero.
- Mrs J van Niekerk explained that all schedules need to be completed and documents must be attached.
- A question was asked and Mrs J van Niekerk explained that Schedule 14 (Three reference letters) must be completed by the reference person of the entity together with their stamp and not by the Tenderer. Each reference must complete a separate letter.
- The importance was explained about signing all schedules.
- A signed hardcopy of schedule 19 was handed out to be completed by the Tenderer to be able to attach into tender document.
- It was explained that although Theewaterskloof Municipality covers the towns of Caledon, Greyton, Grabouw, Riviersonderend, Genadendal, Botriver, Tessaarsdal and Villiersdorp with Rates and services, the following towns the electricity are covered by Eskom:
Grabouw, Botriver and Genadendal
- Mrs J van Niekerk explained that the different banks must be included as a vendor

The meeting adjourned @ 11H00.

Annexure J: Extensions

Hanro September

From: Hanro September
Sent: Friday, 26 August 2022 08:34
To: cookie.pillay@contour.co.za; juanita@syntell.co.za;
grant.thomas@utilitiesworld.co.za; liezel.britz@conlog.com; Riaan van Jaarsveld
Subject: FIN 03/2022/23
Attachments: SKM_28722082609140.pdf

Importance: High

Good day,

See attached for your urgent attention.

Regards
Hanro



Theewaterskloof Municipality Head Office
6 Plein Street
P.O.Box 24
Caledon
7230
Telephone: +27 (28) 2143300
Fax: +27 (28) 2141289
Website: www.twk.gov.za

Good day

26 August 2022

**TENDER NO: FIN 03/2022/23 -PROVISION AND ADMINISTRATION OF ELECTRICITY
PREPAYMENT UNIFORM VENDING SYSTEM FOR THE PERIOD FROM 1 JULY 2022 UNTIL 30
JUNE 2025**

1. Tender Advertised: 08 April 2022
2. Closing Date: 29 April 2022
3. Validity Period: 120 Days
4. Expires on: 27 August
5. Extension Period: 15 October 2022

I refer to the above mentioned.

The tender is currently in the evaluation process to make a recommendation to the Bid Adjudication Committee for the award.

The intention of the Municipality is to extend the tender from 27 August 2022 until 15 October 2022 seeing that the tender will reach its validity date on 27 August 2022. The extension of time will enable the Municipality to make a recommendation for the award.

On behalf of the Municipality, this office apologize for any delays in the process.

Can you please reply on a sign letter head of your company stating that your prices are valid from 27 August 2022 until 15 October 2022.

Your response A.S.A.P will be much appreciated.

Kind regards


Hanro September
Senior Clerk: SCM

26 August 2022

Attention: Middle Manager Procurement
Theewaterskloof
6 Plein Street
Caledon
7230

Dear Sir / Madam

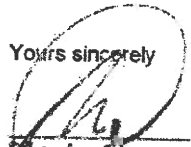
RE: FIN03/2022/23- PROVISION AND ADMINISTRATION OF ELECTRICITY PREPAYMENT UNIFORM VENDING SYSTEM FOR THE PERIOD FROM 1 JULY 2022 UNTIL 30 JUNE 2025.

With reference to the subject tender, we note your request to extend the validity period from 27 August 2022 to 15 October 2022.

This serves to confirm that the validity of our offer is hereby extended as stated above, all terms and conditions including prices will be handled as per Special Conditions of Contract and delivery times offered in our tender remain the same.

We trust that the foregoing is to your satisfaction. Should you have any further queries or require additional information, please contact either Liezel Britz on 082 9003756 or Asheena Sewdayal on 076 0532 898.

Yours sincerely


Sibusiso Skosana
Commercial Director
Conlog (Pty) Ltd

Conlog (Pty) Ltd
Registration No : 1982/011895/07
Directors : JA Wallace, L Moodley, NG Zulu

10 Mzimkhulu Drive, Dube TradePort, La Mercy, eThekweni, 4399
P O Box 1563, Tongaat, 4400, South Africa
Tel +27 (31) 268-1111 Fax +27 (31) 268-1500
<http://www.conlog.com> info@conlog.com
[@ConlogSolutions](#) www.facebook.com/ConlogSolutions
900002677_07





Contour Technology (Pty) Ltd
2 Caefron Avenue Westville, Durban, KwaZulu-Natal, 3631
PO Box 37730, Overport, Durban, KwaZulu-Natal, 4067
South Africa
Tel.: +27 (031) – 266 9746
Fax: + 27 (031) – 266 3587
email: sales@contour.co.za
Web: <http://www.contour.co.za>

Theewaterskloof Municipality
6 Plein Street
Caledon
7230

ATT: Hanro September

E-mail: hanrose@twk.gov.za

Date: 26 August 2022

**RE: VALIDITY EXTENSION FOR FIN 03/2022/23: PROVISION AND ADMINISTRATION
OF ELECTRICITY PREPAYMENT UNIFORM VENDING SYSTEM FOR THE PERIOD
FROM 1 JULY 2022 TO 30 JUNE 2025.**

We hereby wish to validate the extension of the above-mentioned contract and to confirm that our prices will remain valid from the **27 August 2022** until **15 October 2022**.

Yours Faithfully

Mr. S.K. Moodley
Managing Director



Ontec Systems (Pty) Ltd | Reg. nr.: 1999/017764/07 | Vat. nr.: 4100186867

Supply Chain Management
Theewaterskloof Municipality
P O Box 24
Caledon
7230

Riaan van Jaarsveld
Business Development Manager
tel.: 021 928 1700
fax: 021 928 1701
cell: 079 526 3793
e-mail: riaan.vanjaarsveld@ontec.co.za

26 August 2022

RE: VALIDITY EXTENSION

SUBJECT: PROVISION AND ADMINISTRATION OF ELECTRICITY PREPAYMENT UNIFORM VENDING SYSTEM FOR THE PERIOD FROM 1 JULY 2022 UNTIL 30 JUNE 2025

BID NUMBER: FIN 03/2022/23

Dear Sir / Madam,

Ontec Systems (Pty) Ltd hereby accepts the request to extend the validity of the bid price submitted, from 27 August 2022 until 15 October 2022 for the above-mentioned tender.

Ontec thanks Theewaterskloof Municipality for affording it the opportunity to take part in this tender process and reiterate a commitment to delivering value products to Theewaterskloof Municipality and its end consumers. Ontec would welcome an opportunity to discuss the details of this offer, to assist in the evaluation thereof.

Yours faithfully,

Riaan van Jaarsveld (Duly Authorised)
Business Development Manager

TEL +27 (0)21 928 1700 FAX +27 (0)21 928 1701
PO Box 4059, Tygerbaai 7536 | Ontec House, Tygerberg Office Park, 163 Uys Krige Drive, Platteklip, 7500, Cape Town, South Africa

www.ontec.co.za



Syntell (Pty) Limited
Office SF203A, 2nd Floor, Great Westerford
240 Main Road, Rondebosch, 7700
PO Box 30298 Tokai 7966, South Africa
Tel: +27 21 204-6290
Cell: +27 83 306 2425
Fax: +27 86 239 8061
E-mail: zahir@syntell.co.za
Web: [https:// www.syntell.co.za](https://www.syntell.co.za)

26 August 2022
Theerwaterskloof Municipality
06 Plein Street
Caledon
7230

Attention: The Municipal Manager

RE: EXTENSION OF VALIDITY OF PRICING: TENDER NO: FIN 03/2022/23 PROVISION AND ADMINISTRATION OF ELECTRICITY PREPAYMENT UNIFORM VENDING SYSTEM FOR THE PERIOD FROM 1 JULY 2022 UNTIL 30 JUNE 2025.

We refer to your email sent on the 26th August 2022 wherein you requested an Extension of Price Validity for Tender FIN 03/2022/23 to remain firm from the 27th August 2022 until 15th October 2022.

We hereby confirm our acceptance of such extension.

Yours faithfully
for SYNTELL (PTY) LIMITED

Zahir Lalla
Zahir Lalla (Aug 26, 2022 10:26 GMT+2)

Zahir Lalla
General Manager – Revenue Systems

To: Theewaterskloof Municipality
Att: The Municipal Manager

Re: **Letter of submission validity extension for Tender Number FIN 02/2022/23 – PROVISION AND ADMINISTRATION OF ELECTRICITY PREPAYMENT UNIFORM VENDING SYSTEM FOR THE PERIOD FROM 1 JULY 2022 UNTIL 30 JUNE 2025**

1. Tender Advertised: **08 April 2022**
2. Closing Date: **29 April 2022**
3. Validity Period: **120 Days**
4. Expires on: **27 August**
5. Extension Period: **15 October 2022**

Dear Hanro,

I refer to your letter of request for a submission validity extension dated **26 August 2022**.

As requested, Utilities World is happy to extend the bid validity as required from the **27 August 2022 until 15 October 2022**.

I trust that you find this all in order.

Kind regards



David L. Mason
National Sales Manager
Utilities World (PTY) Ltd

Annexure K: Checklist

THEEWATERSKLOOF MUNICIPALITY

CHECKLIST WHEN EVALUATING BIDS TABLED BEFORE THE BID EVALUATION COMMITTEE

PURPOSE: The purpose of the checklist is to give effect to Supply Chain Management Regulation 28 issued by National Treasury, which deals with the evaluation of bids.

TENDER NO: FIN 032622/23

TENDER: PROVISION AND ADMINISTRATION OF ELECTRICITY PREPAYMENT UNIFORM VENDING SYSTEM FOR THE PERIOD FROM DATE OF APPOINTMENT UNTIL 30 JUNE 2025

No	Criteria	Yes	No	N/A	Comments
1	Is the expense budgeted for? If yes, what is the amount and under which vote is the provision for the expenditure? If no, what is the reason for the proposed expenditure?	X			2022/23 01/1510/8/7504/3 - R 1 518 305.82 2023/24 01/1510/8/7504/3 - R 2 544 000.00 2024/25 01/1510/8/7504/3 - R 2 696 640.00 R 6 758 945.82
2	Did you use the Supply Chain Management policy approved by the Theewaterskloof Municipal Council when evaluating bids?	X			
3	Is the policy applied according to it?	X			
4	Is the evaluation of the commodity taken into consideration when determining the RDP scale?			X	
5	Were any checks and balances performed to determine that the B-BBEE points are calculated correctly? Comment full.	X			
6	Is a query made in respect of whether or not the recommended bidder's municipal rates and taxes and municipal services charges are in arrears?	X			
7	Do you submit to the bid adjudication committee a report and recommendations regarding the award of the bid or any other related matter	X			

COMPILED BY: _____
CONTRACT MANAGER OF GOODS AND SERVICES (PRINT NAME & SURNAME & SIGN) _____ DATE _____

REVIEWED BY: _____
SUPPLY CHAIN MANAGEMENT PRACTITIONER (PRINT NAME & SURNAME & SIGN) _____ DATE _____

APPROVED BY: _____
CHAIRPERSON OF BID EVALUATION COMMITTEE (PRINT NAME & SURNAME & SIGN) _____ DATE _____

D. ADJOURNMENT

The meeting adjourned at 15:00

COMPILED AND MAINTAINED BY:

I.C. JULIUS
SCM

DATE: 27/09/2022

APPROVE RESOLUTION:

W SOLOMONS-JOHANNES
MEMBER

DATE: 30/9/2022

APPROVE RESOLUTION:

MH GXOTYA
MEMBER

DATE: 27/09/22

APPROVE RESOLUTION:

J AMANSURE
MEMBER

DATE: 27/9/22

APPROVE RESOLUTION:

A RIDDLES
CHAIRPERSON

DATE: 30/09/22

Elec 01/2022/23

THEEWATERSKLOOF MUNICIPALITY



BID ADJUDICATION COMMITTEE MEETING

MINUTES

19 AUGUST 2022

BID ADJUDICATION COMMITTEE MEETING

MINUTES

19 AUGUST 2022

ITEM NO	ITEM DESCRIPTION	PAGE NO
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A. OPENING: WELCOMING

B. ATTENDANCE REGISTER

B.1. Present

B.2. Application(s) for absence of leave

C. AGENDA-ITEM FOR DISCUSSION

C.1. Directorate: Technical & Infrastructure Implementation Services

ELEC 01/2022/23 Supply, Delivery and Installation of New High Mast Lighting
in Grabouw, Theewaterskloof Municipal area

D. ADJOURNMENT

THEEWATERSKLOOF MUNICIPALITY

**MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON
19 AUGUST 2022 AT 14:00 IN THE COUNCIL CHAMBERS.**

A. OPENING AND WELCOMING

The Chairperson, Mr. A Riddles, welcomed everybody.

B. ATTENDANCE REGISTER

B.1. Present

Mr A Riddles
Mr H Gxoyiya
Mr W Solomons-Johannes
Mr J Amansure
Mr S Francis [Observer]
Mr M Redelinghuys [Observer]
Mr Z Baron [Secretariat]

B.2. Application(s) for leave of absence: (3/2/1/3)

None

C. AGENDA-ITEM FOR DISCUSSION

C.1. Directorate: Technical & Infrastructure Implementation Services

**ELEC 01/2022/23 Supply, Delivery and Installation of New High
Mast Lighting in Grabouw, Theewaterskloof Municipal area**



Theewaterskloof Municipality

SUPPLY CHAIN, END USER TENDER REPORT FOR TENDER NO. ELEC 01/2022/23

SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA

JULY 2022

Compiled for :

**THEEWATERSKLOOF MUNICIPALITY
P O BOX 24
CALEDON
7230**

**TEL : (028) 214 3365
FAX : (028) 214 1289**

Compiled by :



**NEIL LYNERS & ASSOCIATES (RF)
(PTY) LTD**

**P O BOX 4901
TYGERVALLEY
7538**

CONTACT PERSON

TEL :

FAX :

Email

**Theo Potgieter
(021) 914 0300
(021) 914 0437**

theo@lynerns.co.za

1. AIM OF REPORT

To present the Supply chain and technical report to the Bid evaluation committee the tender for supply, delivery and installation of new high mast lighting in Grabouw, Theewaterskloof municipal area

Lyners Consulting Engineers was appointed by Theewaterskloof Municipality for the design, the compilation of tender documents, the tender evaluation, the contract administration and the construction monitoring required for the supply, delivery and installation of high mast lighting in Grabouw. This report deals with the evaluation of the tenders received for these works.

2. TENDER DETAILS

The invitation to tender was advertised on the Municipal Website, Municipal Notice Boards, local newspaper, CIDB website and E-tender on the 30th May 2022. Seventeen (17) prospective tenderers requested a reference number to pay the tender participation fee as shown in table 1 below. Fourteen (14) tenders was received on closing date, Friday 1 July 2022. Refer to table 2 showing the name of the tenderers and their total estimated tender amounts. The tender validity period as stated in the tender document is 120 days and therefore expires on Wednesday, November 30, 2022. The tender was advertised for 30 days.

Table1: List of tenderers to whom requested reference numbers

Name of Bidder	Contact Person	E-mail Address
Adenco Construction	Silvia Luyt	silvia.luyt@adenco.co.za
MDL	Olga van der Westhuizen	tenderadmin@mdlelectrical.co.za
Ampcor	Charmaine	charmaine@ampcor.co.za
TJH Solutions	TIMOTHY HARRISON	timaharrison123@gmail.com
	Molebatsi Matube	info@tr080914.co.za
Maziya Group	Zukiswa Ntaba	zuki@mazyagroup.co.za
SAN Building Maintenance	Nolu	info@sanbuild.co.za
Motheo Group	Mornay Coetsee	mornay@motheogroup.co.za
FP Ndawonye supplies / Balcum Trading	Milton Jantjies	milton.jantjies@yahoo.com
Alsu Ondernemings (Pty) Ltd	Mamettie Visser	info@alsu.co.za
Bloemhof Electrical	Stanley Martin	stanley@bloemhofelectrical.co.za

Gamela Training & Projects	Lwando Mafusini	info@gamela.co.za
DVSSP	Shannon Bennett	shannon@dvssp.co.za
Geonoplis	Ashley Botha	ashley@geonoplis.com
Kent Electrical	Jeanette Brown	jeanette@kent-elec.co.za
Mayuvuthe Contractor cc	SAM Skhosana	samsonbuele@gmail.com
SGT Electrical	Tumi Mokoena	

TABLE 2: TENDERS RECEIVED (BID OPENING PRICES)

TENDERER	TENDER AMOUNT	COMPLETION PERIOD
Gamela Training and Projects cc	R 11 869 012.45	10 months
Adenco Construction (Pty) Ltd	R 8 888 016.18	12 weeks
Alsu Ondernemings (Pty) Ltd	R 8 378 577.09	16 weeks
JT Maritz Electrical cc	R 8 582 138.36	6 months
Maziya General Services cc	R 11 225 678.31	6 months
Bash Electrical Contractors cc	R 11 631 506.79	12 weeks
Mayivuthe Contractors cc	R 11 154 871.29	12 weeks
Bloemhof Electrical (Pty) Ltd	R 8 563 371.20	32 weeks
Tidoo Engineering Services cc	R 20 075 403.00	52 weeks
Melees Electrical Lines (Pty) Ltd	R 19 948 604.80	6 months
VE Reticulation (Pty) Ltd	R 8 599 831.66	36 weeks
Motheo Construction Group (Pty) Ltd	R 8 800 400.07	6 months
MDL Engineering Company (Pty) Ltd	R 8 182 769.13	8 weeks
Kent Electrical Services cc	R 29 257 164.44	157 weeks

1 EVALUATION OF TENDERS

1.1 Overview of Evaluation Process

The tenders were evaluated by Lyners Consulting Engineers in accordance with the procedures established in the CIDB Best Practise Guidelines and the newest supply chain policy of Theewaterskloof Municipality.

The procedure for the evaluation of tenders is:

Step 1: Test for compliance with tender documentation submitted (original document)

Step 2: Test for responsiveness in terms of the Special Conditions of Tender

Step 3: Test for eligibility

Step 4: Responsiveness summary

Step 5: Test for administrative compliance

Step 6: Score financial offer, evaluation points for preferencing and calculate total tender evaluation points to the lowest. Rank tender offers from the highest number of tender evaluation points to the lowest. Recommend tenderer with the highest number of tender evaluation points for the award of the contract, unless there are compelling and justifiable reasons not to do so. Recommend second and third place tenderers, should the highest ranked tenderer not be able to accept the award.

1.2 Evaluation Process

Step 1 : Test for compliance with tender documentation submitted (original document)

It was a condition of the tender that tenders may only be submitted on the original tender documentation that was issued from Neil Lyners and Associates. These documents had to be collected from the offices of Neil Lyners and Associates in Tyger Waterfront.

TABLE 3: TENDERS RECEIVED (BID OPENING PRICES)

Tenderer	Tender document collected from Lyners	Original tender document submitted as issued by Lyners
Gamela Training and Projects cc	Yes	Yes
Adenco Construction (Pty) Ltd	Yes	Yes
Alsu Ondernemings (Pty) Ltd	Yes	Yes
JT Maritz Electrical cc	Yes	Yes
Maziya General Services cc	Yes	Yes
Bash Electrical Contractors cc	Yes	Yes
Mayivuthe Contractors cc	Yes	Yes
Bloemhof Electrical (Pty) Ltd	Yes	Yes
Tidoo Engineering Services cc	Yes	Yes
Melees Electrical Lines (Pty) Ltd	Yes	Yes

VE Reticulation (Pty) Ltd	Yes	Yes
Motheo Construction Group (Pty) Ltd	Yes	Yes
MDL Engineering Company (Pty) Ltd	Yes	Yes
Kent Electrical Services cc	Yes	Yes

As seen from table 2 above it was found that all fourteen (14) tenders received were found to be responsive for further evaluation.

Step 2 : Test for responsiveness in terms of the Special Conditions of Tender

Special Conditions of Tender

DESCRIPTION
For the unskilled labour portion of this tender, i.e. estimated R 50 000 of the value of the tender, the Service Provider MUST employ all local labourers from Grabouw where work is taking place. Contractor must comply with EPWP requirements for all unskilled labour and to supply the necessary documents to TWK Municipality to register them.
All equipment that the contractor should lease MUST be from the local Theewaterskloof area for example : Front Loader Digger and Jackhammer for trenches
Make use of local material for backfilling of trenches (Sand)

TABLE 4 : OUTCOME

Tenderer	Comply / No	Yes
Gamela Training and Projects cc	Yes	
Adenco Construction (Pty) Ltd	Yes	
Alsu Ondernemings (Pty) Ltd	Yes	
JT Maritz Electrical cc	Yes	
Maziya General Services cc	Yes	
Bash Electrical Contractors cc	Yes	
Mayivuthe Contractors cc	Yes	
Bloemhof Electrical (Pty) Ltd	Yes	
Tidoo Engineering Services cc	Yes	
Melees Electrical Lines (Pty) Ltd	Yes	
VE Reticulation (Pty) Ltd	Yes	
Motheo Construction Group (Pty) Ltd	Yes	
MDL Engineering Company (Pty) Ltd	Yes	
Kent Electrical Services cc	Yes	

As seen from table 3 above it was found that all 14 tenders were found to be responsive for further evaluation.

Step 3 : Test for Eligibility

Eligibility Criteria

The following eligibility criteria were included in the Tender Data :

- Attendance of compulsory clarification meeting
- The tenderer is registered with the Construction Industry Development Board in an appropriate contractor grading designation (Estimated 5EP)
- Payment of a non-refundable tender participation fee
- The tenderer has demonstrated previous experience on the installation of high mast lighting related projects of the same nature (Projects successfully completed in the last five (5) years and for which the cumulative value of work is at least R5 million is required. A minimum of two (2) similar projects is required.)

TABLE 5 : OUTCOME

Company	Eligibility Criteria			
	Attended Compulsory Clarification Meeting	Registered in correct CIDB Grading (estimated 5EP)	Paid the Tender Participation Fee Payment	Previous experience demonstrated
Gamela Training and Projects cc	Yes	Yes (7EP PE)	Yes	Yes
Adenco Construction (Pty) Ltd	Yes	Yes (9EP PE)	Yes	Yes
Alsu Oudememings (Pty) Ltd	Yes	Yes (6EP)	Yes	Yes
JT Maritz Electrical cc	Yes	Yes (8EP PE)	Yes	Yes
Maziya General Services cc	Yes	Yes (9EP PE)	Yes	Yes
Bash Electrical Contractors cc	Yes	Yes (8EP PE)	Yes	No
Mayivuthe Contractors cc	Yes	Yes (8EP PE)	Yes	Yes
Bloemhof Electrical (Pty) Ltd	Yes	Yes (6EP PE)	Yes	Yes
Tidoo Engineering Services cc	Yes	Yes (6EP PE)	Yes	No
Melees Electrical Lines (Pty) Ltd	Yes	No	Yes	No
VE Reticulation (Pty) Ltd	Yes	Yes (7EP)	Yes	Yes
Motheo Construction Group (Pty) Ltd	Yes	Yes (8EP)	Yes	No
MDL Engineering Company (Pty) Ltd	Yes	Yes (7EP)	Yes	Yes
Kent Electrical Services cc	Yes	Yes (8EP PE)	Yes	No

As seen from Table 4 above it is evident that the tenders received from **Motheo Construction Group (Pty) Ltd, Melees Electrical Lines (Pty) Ltd, Tidoo Engineering Services cc, Bash Electrical Contractors**

cc and Kent Electrical Services cc are non-responsive and are therefore excluded from further evaluation.

1. **Motheo Construction Group (Pty) Ltd** provided two projects as proof of previous experience, but none of these are related to the installation of high mast lighting.
2. **Melees Electrical Lines (Pty) Ltd** provided several projects as proof of previous experience, but none of these are related to the installation of high mast lighting. did not provide any proof of CIDB registration. A search on the CIDB website indicated that their registration is "suspended". If recommended we will clarify the suspension status.
3. **Tidoo Engineering Services cc** provided three projects as proof of previous experience, but two of these do not comply with the 5 year time frame .
4. **Bash Electrical Contractors cc** provided two related projects as proof of previous experience, but the cumulative value of the related projects is less than the required R5million.
5. **Kent Electrical Services cc** provided five projects as proof of previous experience on related work, but two of these are not completed as per the information provided. The Tenderer did not provide any contact details to verify whether the remaining three projects are indeed related. They did also provide some additional information in the supporting documentation, but this additional information also does not proof related work, nor that they are completed.

The remaining nine (9) tenderes (Gamela Training and Projects cc Adenco Construction (Pty) Ltd Alsu Ondernemings (Pty) Ltd JT Maritz Electrical cc Maziya General Services cc Mayivuthe Contractors cc Bloemhof Electrical (Pty) Ltd VE Reticulation (Pty) Ltd MDL Engineering Company (Pty) Ltd were found eligible for further evaluation.

Step 4 : Responsiveness Summary

Tenders will be considered non-responsive if, inter alia:

- The tenderer has failed to comply with the special conditions of tender,
- The tenderer does not comply with the eligibility criteria listed above,
- The tenderer has failed to comply with the technical specifications as advertised, and
- The tenderer has not completed and signed the Form of Offer part.

TABLE 6 : RESPONSIVENESS SUMMARY

TENDERER	ELIGIBILITY CRITERIA	SPECIFICATIONS	SPECIAL CONDITIONS OF TENDER	SIGNED FORM OF OFFER
Gamela Training and Projects cc	Comply	Comply	Comply	Comply
Adenco Construction (Pty) Ltd	Comply	Comply	Comply	Comply
Alsu Ondernemings (Pty) Ltd	Comply	Comply	Comply	Comply
JT Maritz Electrical cc	Comply	Comply	Comply	Comply
Maziya General Services cc	Comply	Comply	Comply	Comply
Mayivuthe Contractors cc	Comply	Comply	Comply	Comply
Bloemhof Electrical (Pty) Ltd	Comply	Comply	Comply	Comply
VE Reticulation (Pty) Ltd	Comply	Comply	Comply	Comply
MDL Engineering Company (Pty) Ltd	Comply	Comply	Comply	Comply

As seen from table 5 above and taking the comments in the previous paragraphs into consideration it is evident that only the tenders submitted by Gamela Training and Projects cc, Adenco Construction (Pty)

Ltd, Alsu Ondernemings (Pty) Ltd, JT Maritz Electrical cc, Mayivuthe Contractors cc, Bloemhof Electrical (Pty) Ltd, Maziya General Services cc, VE Reticulation (Pty) Ltd and MDL Engineering Company (Pty) Ltd were found to be responsive for further evaluation.

Step 5: Test for administrative compliance

Tenders will be found non-compliant if, inter alia: (These documents may be requested)

- a) The bidder has failed to complete and sign and attach requested information to all schedules excluding requirements as in responsiveness criteria;
- b) The bidder has failed to submit a municipal account of where the head office of the company is registered or in case where the premise is leased, the tenderer has failed to provide a copy of the lease of the premise.
- c) The bidder has failed to submit a valid Tax Compliance Status Pin Certificate, a valid Tax Compliance Status Pin Certificate may be requested.
- d) The bidder has failed to submit a certified valid B-BBEE certificate, EME or QSE affidavit, whereas points were claimed and a copy of a valid certificate or affidavit was supplied, a certified copy of the valid B-BBEE certificate, EME or QSE affidavit may be requested.
- e) The bidder has failed to submit proof of payment for tender participation fee. Proof of payment be requested.
- f) The tenderer has failed to submit proof of good standing from the Department of Labour related to good standing with regards to COIDA payments. A certified copy of the proof of good standing may be requested.
- g) The tenderer has failed to submit proof of registration with the relevant Bargaining Council (or relevant affiliation). Should such be in place, a certified copy of the proof of registration may be requested.

TABLE 7: COMPLIANCE WITH REQUESTED RETURNABLE DOCUMENTS

Schedule	Item	Gamela Training and Projects cc	Adenco Construction (Pty) Ltd	Alsu Ondermings (Pty) Ltd	JT Maritz Electrical cc	Mayivuthu Contractors cc	Bloemhof Electrical (Pty) Ltd	Mazya General Services cc	VE Reticulation (Pty) Ltd	MDL Engineering Company (Pty) Ltd
	Invitation to Bid (MBD 1)									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
	Particulars of tender									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1A	Authority for Signatory									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1B	Compulsory Enterprise Questionnaire									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1C	Declaration concerning fulfilment of the construction regulations, 2014									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1D	Experience of Key Personnel									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1E	Availability of Resources									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1G	Estimated monthly cash flow									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1H	Schedule of proposed subcontractors									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1I	Joint Venture Disclosure Form									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1J	Contractors Information									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1K	Declaration in terms of the MFMA									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1L	Tax Compliance status Pin(MBD 2)									
	Included	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1M	Declaration of Interest (MBD 4)									

Schedule	Item	Gamela Training and Projects cc	Adenco Construction (Pty) Ltd	Alsu Omdernings (Pty) Ltd	JT Maritz Electrical cc	Mayivuthe Contractors cc	Bloemhof Electrical (Pty) Ltd	Maziya General Services cc	VE Reticulation (Pty) Ltd	MDL Engineering Company (Pty) Ltd
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 10	Preference Points claim Form (MBD 6.1)									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1P	Declaration of Bidders Past Supply Chain Practices (MBD 8)									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1Q	Certificate of Independent Bid Determination (MBD 9)									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1R	Schedule of Estimated local labour									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 1S	Financial standing									
	Bank rating included (Code received)	NO ^{Note 2}	NO ^{Note 1}	YES (C)	YES (C)	NO ^{Note 1}	NO ^{Note 1}	NO ^{Note 1}	YES (C)	YES (C)
Schedule: 2B	Documents of Incorporation									
	Included	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 2E	B-BBEE Certificate									
	Included	YES	YES	YES	NO ^{Note 3}	YES	YES	YES	YES	YES
	Expiry date	21 SEP 2022	17 May 2023	29 Aug 2022	Expired	28 JUNE 2022	05 Oct 2022	27 Apr 2023	23 May 2023	22 May 2023
Schedule: 2H	Letter of Good Standing									
	Included	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule: 3A	Record of Addenda to Tender Documents									
	Fully Completed	YES	YES	YES	YES	YES	YES	YES	YES	YES
Schedule : 3B	Special Conditions of Tender	YES	YES	YES	YES	YES	YES	YES	YES	YES

Note 1: Adenco Construction (Pty) Ltd, Mayivuthe Contractors cc, Bloemhof Electrical (Pty) Ltd and Maziya General Services cc did not include proof of financial standing as required. It is recommended that should this Tenderer be in line for award (one of three highest ranked tenderers), he be requested to first provide the required proof of financial standing in order to complete the risk assessment for the specific tenderer.

Note 2: Gamela Training and Projects cc The Tenderer did not include proof of financial standing as required for this specific project, only a general bank code dated March 2022. It is recommended that should this Tenderer be in line for award (one of three highest ranked tenderers), he be requested to first provide the required proof of financial standing in order to complete the risk assessment for the specific tenderer.

Note 3: JT Maritz Electrical cc The Tenderer included a copy of his BBBEE Certificate, but the certificate has lapsed on 30 June 2022. He did include a letter confirming that the new verification process is underway, however a new certificate has not been issued yet. The tenderer's BEE certificate expired during evaluation process. It is recommended that should this Tenderer be in line for award (one of three highest ranked tenderers), he first be requested to provide a valid BEE certificate or valid sworn affidavit.

Note 4: MDL Engineering Company (Pty) Ltd The Tenderer did include proof of COIDA coverage, but the certificate has lapsed on 30 June 2022. It is recommended that should this Tenderer be in line for award (one of three highest ranked tenderers), he first be requested to provide proof of new COIDA cover. THE DEPARTMENT NO LONGER ISSUE TENDER LETTERS

From the above Table 6 it is evident that all tenderers are compliant, subject to the information to be requested from and Tax status checks to be done on all Tenderers as mentioned in the notes above.

Based on the above, all nine (9) Tenderers (Gamela Training and Projects cc Adenco Construction (Pty) Ltd Alsu Ondernemings (Pty) Ltd JT Maritz Electrical cc Maziya General Services cc Mayivuthe Contractors cc Bloemhof Electrical (Pty) Ltd VE Reticulation (Pty) Ltd MDL Engineering Company (Pty) Ltd were found to be administratively responsive and can be evaluated further, Taking into consideration the notes number 1 – 4.

Step 6: Score financial offer, evaluation points for preferencing and calculate total tender evaluation points to the lowest. Rank tender offers from the highest number of tender evaluation points to the lowest. Recommend tenderer with the highest number of tender evaluation points for the award of the contract, unless there are compelling and justifiable reasons not to do so

The score for financial offer is calculated using the 80/20 preference point system for each responsive tender under consideration:

$$P_s = 80 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$$

Where

P_s = Points scored for price of bid under consideration;

P_t = Price of bid under consideration; and

$P_{\min}$ = Price of lowest acceptable bid.

Up to 20 tender evaluation points will be awarded in respect of the B-BBEE status level in accordance the Preferential Procurement Regulations of 2017.

TABLE 8: EVALUATION OF TENDERS (PREFERENCE) – BASED ON BID OPENING PRICES

Awarding of points: Value Added All Inclusive																		
No	Supplier	Amount All Inclusive	Financial Proposal	B-BBEE STATUS									Total					
				B-BBEE Status Level of Contribution								Non-compliant contributor						
				1	2	3	4	5	6	7	8							
				Number of Points Available														
80.00								20	18	14	12	8	6	4	2	0	Rank	
Number of Points Qualified																		
1	MDL Engineering Company (Pty) Ltd	8 182 769,13	80,00	20,00														100,00
2	Abu Ondernemings (Pty) Ltd	8 378 577,00	78,09	20,00													98,09	2
3	Bloemhof Electrical (Pty) Ltd	8 563 371,70	76,28	20,00													96,28	3
4	JT Martiz Electrical	8 582 138,36	76,10	20,00													96,10	4
5	VE Reticulation	8 599 831,66	75,92	20,00													95,92	5
6	Adenco Construction (Pty) Ltd	8 888 016,18	73,11	20,00													93,11	6
7	Mayvuthe Contractors CC	11 154 871,29	50,94	20,00													70,94	7
8	Mazya General Services CC	11 225 678,31	50,25	20,00													70,25	8
9	Gamela Training and Projects CC	11 869 012,45	43,96	20,00													63,96	9

5. FINANCIAL IMPLICATION

Sufficient funds are available in the approved budget for the 2022/23 financial period and the works/goods will be funded out of Config codes:

07/7510/2/0061/1 – R 8 613 344.00 – 2022/23)

07/7510/2/0061/5 – R1 019 437.00 – 2022/23)

6. LEGAL IMPLICATION

Must comply with the pre-scribed sections as set out in the MFMA, SCM Regulation, TWK SCM Policy and PPR of 2017.

7. RECOMMENDATION BY CONTRACT MANAGER AND SUPPLY CHAIN MANAGEMENT – 15 AUGUST 2022

Supply chain and the end user confirms that the tender complies with the tender conditions and criteria, and recommends to the Bid Evaluation Committee that:

Tender No: **ELEC 01/2022/23 SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA FROM DATE OF APPOINTMENT** be awarded to MDL engineering company in the amount of R8 182 769.13 – (vat incl.) (eight million one hundred eighty two thousand seven hundred sixty nine rand and thirteen cents) vat inclusive, for scoring the highest preference points in terms of preferential procurement regulations contained in the Theewaterskloof supply chain policy, responsive, and administratively compliant, in terms of council's supply chain management policy.

8. RECOMMENDATION BY THE EVALUATION COMMITTEE – 16 AUGUST 2022

The Bid Evaluation Committee confirms that the tender complies with the tender conditions and criteria, and recommends to the Adjudication that:

Tender No: **ELEC 01/2022/23 SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA FROM DATE OF APPOINTMENT** be awarded to MDL engineering company in the amount of R8 182 769.13 – (vat incl.) (eight million one hundred eighty two thousand seven hundred sixty nine rand and thirteen cents) vat inclusive, for scoring the highest preference points in terms of preferential procurement regulations contained in the Theewaterskloof supply chain policy.

07/7510/2/0061/1 – R 8 613 344.00 – 2022/23)

07/7510/2/0061/5 – R1 019 437.00 – 2022/23)

R8 182 769.13 – (Vat Incl)

- a. The register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderers is not listed. Proof thereof attached.

- b. Please note that none of the company directors / trustees / members / shareholders of. are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof is attached.
- c. The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof is attached.
- d. The tenderer is registered on the municipality's database of prospective providers. Proof thereof attached.
- e. The tenderer is registered on the Central Supplier Database (CSD). Proof thereof attached.
- f. That the tender be awarded to MDL Engineering Company (Pty) Ltd based on their full offer as received.
- g. The BVA number was verified on the SANAS website.

9. RECOMMENDATION BY THE ADJUDICATION COMMITTEE – 19 AUGUST 2022

The Adjudication Committee confirms that the tender complies with the tender conditions and criteria, and recommends to the Adjudication that:

Tender No: ELEC 01/2022/23 SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA FROM DATE OF APPOINTMENT be awarded to MDL engineering company in the amount of R8 182 769.13 – (vat incl.) (eight million one hundred eighty two thousand seven hundred sixty nine rand and thirteen cents) vat inclusive, for scoring the highest preference points in terms of preferential procurement regulations contained in the Theewaterskloof supply chain policy.

07/7510/2/0061/1 – R 8 613 344.00 – 2022/23)

07/7510/2/0061/5 – R1 019 437.00 – 2022/23)

R8 182 769.13 – (Vat Incl)

- a. The register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderers is not listed. Proof thereof attached.
- b. Please note that none of the company directors / trustees / members / shareholders of. are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof is attached.
- c. The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof is attached.

- d. The tenderer is registered on the municipality's database of prospective providers. Proof thereof attached.
- e. The tenderer is registered on the Central Supplier Database (CSD). Proof thereof attached.
- f. That the tender be awarded to MDL Engineering Company (Pty) Ltd based on their full offer as received.
- g. The BVA number was verified on the SANAS website.

10. ANNEXURES

Annexure A: Advert

Annexure B: Budget

Annexure C: Minutes of Site Clarification Meeting / Attendance Register of Compulsory Site Clarification Meeting

Annexure D: Contract Manager & Consultant Technical Evaluation Report

Annexure E: Proof of Database Registrations

Annexure F: Proof from SARS

Annexure G: Register of Tender Defaulters and Database of Restricted Suppliers

Annexure H: Tender participation fee

Annexure I: Proof of SANAS / SWORN AFFIDAVIT

Annexure J: Municipal account / lease agreement

Annexure K: Bid Evaluation Checklist

Annexure L: List of Bids Received

Annexure M: Cost Estimate of project

THEEWATERSKLOOF MUNICIPALITY



BID ADJUDICATION COMMITTEE MEETING

MINUTES

09 JUNE 2023

BID ADJUDICATION COMMITTEE MEETING

MINUTES

09 JUNE 2023

ITEM NO	ITEM DESCRIPTION	PAGE NO
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A. **OPENING: WELCOMING**

B. **ATTENDANCE REGISTER**

B.1. **Present**

B.2. **Application(s) for absence of leave**

C. **AGENDA-ITEM FOR DISCUSSION**

D.1. **Directorate: Corporate Services**

COR 05/2022/23 Group Life Insurance Scheme For The Period 1 July 2023
To 30 June 2026

D. **ADJOURNMENT**

THEEWATERSKLOOF MUNICIPALITY

**MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON
09 JUNE 2023 AT 12:45 IN THE COUNCIL CHAMBERS.**

A. OPENING AND WELCOMING

The Chairperson, Mr. A Riddles, welcomed everybody.

B. ATTENDANCE REGISTER

B.1. Present

Mr A Riddles
Ms N Baliso
Mr J Barnard
Ms A Martin
Mr N La Grange [Observer]
Mr J Amansure [Observer]
Mr Z Baron [Secretariat]

B.2. Application(s) for leave of absence: (3/2/1/3)

None

C. AGENDA-ITEM FOR DISCUSSION

D.1. Directorate: Corporate Services

**COR 05/2022/23 Group Life Insurance Scheme
For The Period 1 July 2023 To 30 June 2026**



**Theewaterskloof
Municipality**

BID EVALUATION COMMITTEE EVALUATION REPORT FOR

TENDER NO.: COR 05/2022/23

**GROUP LIFE INSURANCE SCHEME FOR THE PERIOD 1 JULY 2023 TO 30
JUNE 2026**

1. AIM OF REPORT

To present to the Bid Adjudication Committee the Tender Evaluation Report for the appointment of a group life insurance scheme for the period from 1 July 2023 till 30 June 2026.

2. TENDER DETAILS

The invitation to tender was advertised on the Municipal Website, Municipal Notice Boards, e-tender and Die Burger. Eight (8) prospective tenderers requested a reference number to pay the tender participation fee as shown in table 1 below. Four (4) tenders were received on closing date, Friday, 21 April 2023. Refer to table 2 showing the name of the tenderers and their total tender amounts. The tender validity period is One hundred and twenty (120) days.

Table1: List of tenderers who requested a reference number.

NAME OF TENDERER	CONTACT PERSON	E-MAIL ADDRESS
Old Mutual	Glenda Coert	gcoert@oldmutual.com
Verso	ET Roe	et@verso.co.za
Momentum Corporate	Camille Jacobs	camille.jacobs@momentum.co.za
Kunene Makopa	Nonjabulo Ncube	tenders@kunenemakopo.com
SIGC	Paul Anderson	paul@sigc.co.za
Mpumelelo Services	Basil Ncube	insure@mpumelelo services.co.za
Citi Consult	Wayne Sunker	Wsunker@citoconsult.co.za
Fairbairn Consult	Randy Hendricks	rhendricks@fairbairnconsult.co.za

Table 2: List of tenders received.

Name of Bidder	All Inclusive Tendered Amount "R"	All Inclusive Corrected Tendered Amount "R"
SIGC (Pty)Ltd.	R 604 346.06	R 7 252 152.72
VERSO	R 10 667 411.16	R 10 667 411.16
Old Mutual	R 7.128 rate per R1000	R 13 847 694.07
Fairbairn Consult	R 14 027 752.70	R14 027 535.49

3. EVALUATION

The procedure for the evaluation of tenders is:

Step 1: Test for eligibility

Step 2: Test for responsiveness

Step 3: Test for administrative compliance

Step 4: Score financial offer, evaluation points for preferencing and calculate total tender evaluation points to the lowest. Rank tender offers from the highest number of tender evaluation points to the lowest. Recommend tenderer with the highest number of tender evaluation points for the award of the contract, unless there are compelling and justifiable reasons not to do so.

Step 2: Test for Eligibility

Name of Bidder	Complies with Tender Participation fee	Complies Pricing Instruction	Registered with FSCB
SIGC (Pty)Ltd.	Yes	Yes	Yes
VERSO	Yes	Yes	Yes
Old Mutual	Yes	No: Note 1	Yes
Fairbairn Consult	Yes	Yes	Yes

Note 1

- Old Mutual failed to complete the pricing schedule in the prescribed format, the bidder included voluntary rates into Compulsory rates which makes it impossible to evaluate the two separately, the bidder also included their own note with regards to the pricing schedule that cannot be considered as it can be seen as an alternative offer and was not required by the tender. It was found that the aforementioned is material in nature to exclude the bidders from the evaluation process.
- As seen from the above table it is evident that Old Mutual was found to be non-eligible and therefore excluded from further.

Step 2: Test for Responsiveness

Tenders will be considered non-responsive if, inter alia: (This is a requirement on submission of tender document)

- The tenderer did not sign and complete the Form of Offer part,
- The tenderer does not comply with the eligibility criteria listed above,
- The tenderer has failed to comply with Specifications as advertised,
- The tenderer has failed to comply with Special conditions of tender as advertised, and
- The tenderer has failed to comply with point 1 of additional conditions of tender as per page 13.

Responsiveness Criteria

Name of Bidder	Signed and Completed form of Offer.	Complies with Eligibility Criteria	Complies with Specifications	Complies with Special Conditions of Tender	Complies with Point 1 of additional conditions
SIGC (Pty)Ltd.	Note 2	Yes	Yes	Yes – Note 3	Note 2
VERSO	Yes	Yes	Yes	Yes – Note 3	Yes
Old Mutual	Yes	No	Yes	Yes – Note 3	Yes
Fairbairn Consult	Yes	Yes	Yes	Yes – Note 3	Yes

Note 2

- SIGC (Pty)Ltd. failed to fully complete form of offer in the prescribed format and failed to complete the tender in handwritten non-erasable black ink, with test for responsiveness compliance and in terms of employers undertaking it was found that the aforementioned is material in nature to exclude the bidder from the evaluation process.

Note 3

- Responsiveness Criteria included the criteria to comply with special conditions of contract, but no schedule was included in document thus all tenderers will comply automatically on this specific criteria.
- As seen from the above table it is evident that VERSO and Fairbairn Consult was found to be responsive and therefore may proceed further in the evaluation process.

Step 3: Test for Administrative Compliance

Tenders will be found non-compliant if, inter alia: (These documents may be requested)

- The tenderer has failed to complete and sign and attach requested information to all Schedules not excluded in responsiveness criteria;
- The tenderer has failed to submit a municipal account of where the head office of the company is registered or in case where the premise is leased, the tenderer has failed to provide a copy of the lease of the premise;
- The bidder has failed to submit a valid Tax Compliance Status Pin Certificate; a valid Tax Compliance Status Pin Certificate may be requested; and
- The tenderer has failed to submit a certified B-BBEE certificate, QSE or EME affidavit, whereas points were claimed and a copy of certificate or affidavit was supplied, a certified copy of the B-BBEE certificate, QSE or EME Affidavit may be requested.
- The tenderer has failed to submit proof of payment. Proof of payment of tender participation may be requested.

Administrative Criteria

Administrative Criteria	VERSO	FAIRBAIRN CONSULT
Schedule 1: Tax Clearance Certificate Requirements (MBD 2)	Yes (Expires: 08/03/2024)	Yes (Expires: (11/10/2023))
Schedule 2: Declaration of Interest (MBD 4)	Yes	Yes
Schedule 3: Preference Points Claim Form in terms of the Preferential Procurement Regulations of 2022 (MBD 6.1)	Yes: 14	Yes:15
Schedule 4: Declaration of Bidders Past Supply Chain Management Practices (MBD 8)	Yes	Yes
Schedule 5: Certificate of Independent Bid Determination (MBD 9)	Yes	Yes
Schedule 6: Form of Indemnity	Yes	Yes
Schedule 7: Compulsory Enterprise Questionnaire	Yes	Yes
Schedule 8: Address Schedule	Yes	Yes
Schedule 9: Record of Addenda	Yes	Yes
Schedule 10: Signatory of Authority	Yes	Yes
Schedule 11: Proof of Payment of Tender Participation Fee	Yes	Yes
Schedule 12: B-BBEE Proof	Yes (Level 2)	Yes(Level 1)
Schedule 13: Registration with the Financial Service and Conduct Board for the Company Representative	Yes	Yes

- As seen from above table it is evident that the tender received Fairbairn Consult and VERSO was found to be administratively compliant and therefore may proceed further in the evaluation process.

Step 4: Score financial offer, evaluation points for preferencing and calculate total tender evaluation points to the lowest. Rank tender offers from the highest number of tender evaluation points to the lowest. Recommend tenderer with the highest number of tender evaluation points for the award of the contract, unless there are compelling and justifiable reasons not to do so

THEEWATERSKLOOF MUNICIPALITY

Awarding of points: Value Added All Inclusive						
No	Supplier	Amount All Inclusive	Financial Proposal	Specific Goals Total	Total	
			80,00	20,00		Rank
1	VERSO	10 667 411,16	80	14,00	94	1
2	FAIRBAIRN CONSULT	14 027 535,49	54,80	15,00	69,80	2

1* Minimum Price

4. FINANCIAL IMPLICATION

End User committed in their Technical Evaluation that there are sufficient funds in the approved budget for 2023/2024 and that the service will be funded out of the various salary votes.

5. LEGAL IMPLICATION

Must comply with the pre-scribed sections as set out in the MFMA, SCM Regulation, TWK SCM Policy and PPR of 2022.

6. RECOMMENDATION BY END-USER AND SUPPLY CHAIN MANAGEMENT – 01 June 2023

End-user and Supply Chain Management confirms that the tender complies with the tender conditions and criteria and recommends to the Bid Adjudication Committee that:

- 1 Tender No: **COR 05/2022/23** – Group Life Scheme for the period 01 July 2023 until 30 June 2026 be awarded to VERSO Financial Services in the estimated amount of **R10 667 411.16** (Ten Million Six Hundred Sixty Seven Thousand Four Hundred eleven Rand Sixteen Cents). for scoring the highest points in terms of the Preferential Procurement Regulations of 2022 contained in Councils Supply Chain Management Policy.
- 2 The breakdown of the total estimated amounts is as follows :

Period	Amount	Duration	Detail
Year 1	R 3 304 759.32	12 Months	Vat Incl.
Year 2	R 3 549 677.40	12 Months	Vat Incl.
Year 3	R 3 812 974.44	12 Months	Vat Incl.

- 3 A Service Level Agreement is entered into between the Municipality and the recommended tenderer, whereas the period will be from the last date of agreement signed by both parties until 30 June 2026.
- 4 The register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderers is not listed. Proof thereof attached.
- 5 Please note that none of the company directors / trustees / members / shareholders of **VERSO** are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof attached.
- 6 The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof attached.
- 7 The tenderer is registered on the municipality's database of prospective providers and on the Central Supplier Database (CSD). Proof thereof attached.

7. RECOMMENDATION BY BID EVALUATION COMMITTEE – 09 June 2023

The BID Evaluation Committee confirms that the tender complies with the tender conditions and criteria and recommends to the Bid Adjudication Committee that:

1. Tender No: **COR 05/2022/23** – Group Life Scheme for the period 01 July 2023 until 30 June 2026 be awarded to **VERSO Financial Services** in the estimated amount of **R10 667 411.16** (Ten Million Six Hundred Sixty Seven Thousand Four Hundred eleven Rand Sixteen Cents). for scoring the highest points in terms of the Preferential Procurement Regulations of 2022 contained in Councils Supply Chain Management Policy.
2. The breakdown of the total estimated amounts is as follows :

Period	Amount	Duration	Detail
Year 1	R 3 304 759.32	12 Months	Vat Incl.
Year 2	R 3 549 677.40	12 Months	Vat Incl.
Year 3	R 3 812 974.44	12 Months	Vat Incl.

3. A Service Level Agreement is entered into between the Municipality and the recommended tenderer, whereas the period will be from the last date of agreement signed by both parties until 30 June 2026.
4. The register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderers is not listed. Proof thereof attached.
5. Please note that none of the company directors / trustees / members / shareholders of **VERSO** are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof attached.
6. The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof attached.
7. The tenderer is registered on the municipality's database of prospective providers and on the Central Supplier Database (CSD). Proof thereof attached.

8. RECOMMENDATION BY THE BID ADJUDICATION COMMITTEE – 09 JUNE 2023

After the chairman had given the Bid Adjudication Committee an opportunity to thoroughly discuss the agenda item, and proposed by Mr. J Barnard and seconded by Me. N Baliso, it was recommended to the Acting Municipal Manager:

1. Tender No: **COR 05/2022/23** – Group Life Scheme for the period 01 July 2023 until 30 June 2026 be awarded to **VERSO Financial Services** in the estimated amount of **R10 667 411.16** (Ten Million Six Hundred Sixty Seven Thousand Four Hundred eleven Rand Sixteen Cents). for scoring the highest points in terms of the Preferential Procurement Regulations of 2022 contained in Councils Supply Chain Management Policy.

2. The breakdown of the total estimated amounts is as follows :

Period	Amount	Duration	Detail
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Year 3	R 3 812 974.44	12 Months	Vat Incl.

3. A Service Level Agreement is entered into between the Municipality and the recommended tenderer, whereas the period will be from the last date of agreement signed by both parties until 30 June 2026.
4. The register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderers is not listed. Proof thereof attached.
5. Please note that none of the company directors / trustees / members / shareholders of **VERSO** are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof attached.
6. The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof attached.
7. The tenderer is registered on the municipality's database of prospective providers and on the Central Supplier Database (CSD). Proof thereof attached.

9. ANNEXURES

- Annexure A: Advert
- Annexure B: Budget
- Annexure C: List of Tenders Received
- Annexure D: Proof of Database Registrations
- Annexure E: Proof from SARS
- Annexure F: Financial Scoring
- Annexure G: Contract Managers Technical Evaluation
- Annexure H: Tender Defaulters and the Database of Restricted Suppliers

Elec 03/22/23

THEEWATERSKLOOF MUNICIPALITY



BID ADJUDICATION COMMITTEE MEETING

MINUTES

31 MARCH 2023

BID ADJUDICATION COMMITTEE MEETING

MINUTES

31 MARCH 2023

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A. OPENING; WELCOMING

B. ATTENDANCE REGISTER

B.1. Present

B.2. Application(s) for absence of leave

C. AGENDA-ITEM FOR DISCUSSION

· C.1. Directorate: Technical & Infrastructure Implementation Services

ELEC 03/2022/23 Medium And Low Voltage Electrical Upgrading In Caledon,
Villiersdorp, Riviersonderend And Greyton

D. ADJOURNMENT

THEEWATERSKLOOF MUNICIPALITY

**MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON
31 MARCH 2023 AT 14:30 IN THE COUNCIL CHAMBERS.**

A. OPENING AND WELCOMING

The Chairperson, Mr. A Riddles, welcomed everybody.

B. ATTENDANCE REGISTER

B.1. Present

Mr A Riddles
Mr J Amansure
Ms N Baliso
Ms A Martin (Virtually)
Mr M Redelinghuys [Observer]
Mr L Pamell [Observer]
Mr G Louw [Observer]
Mr N La Grange [Observer]
Mr Z Baron [Secretariat]

B.2. Application(s) for leave of absence: (3/2/1/3)

Mr H Gxoyiya
Mr W Solomons-Johannes
Mr S Francis [Observer]

C. AGENDA-ITEM FOR DISCUSSION

C.1. Directorate: Technical & Infrastructure Implementation Services

**ELEC 03/2022/23 Medium And Low Voltage Electrical Upgrading
In Caledon, Villiersdorp, Riviersonderend And Greyton**

*Note: Mr N La Grange join the Meeting for discussion of ELEC 03/2022/23.
Mr M Redelinghuys left the meeting when ELEC 03/2022/23 was adjourned.*



SUPPLY CHAIN AMNAGEMENT AND CONTRACT MANAGER EVALUATION REPORT FOR

TENDER NO.: ELEC 03/2022/23

MEDIUM AND LOW VOLTAGE ELECTRICAL UPGRADING IN CALEDON, VILLIERSDORP, RIVIERSONDEREND AND GREYTON

1. AIM OF REPORT

To present to the Bid Adjudication Committee the Tender Evaluation Report for the appointment of a service provider for the Medium and Low Voltage Electrical Upgrading In Caledon, Villiersdorp, Riviersonderend And Greyton

2. TENDER DETAILS

The invitation to tender was advertised on the Municipal website, Notice Boards, e-Tender and in the TransOverberg on Wednesday, 24 August 2022. Eleven (11) prospective tenderers requested reference number to pay the tender participation fee as shown in table 2 below. Eleven (11) tenders were received on closing date Friday, 23 September 2022. Refer to table 3 showing the name of the tenderers and their total tender amounts. The tender validity period as stated in the tender document is 90 days and therefore expires on Thursday, 21 December 2022. The tender was advertised for 30 days. An extension was requested from the 21th of December 2022 till 31st January 2023. A further extension was requested from 31 January 2023 to 31 March 2023. Table 1 displays acceptance of validity.

Table 1: Extension of validity

NO.	Tenderer	Agree to an extension 31/01/2023	Agree to an extension 31/03/2023
1	MDL Engineering Company (Pty) Ltd.	Yes	Yes
2	Maziya General Services cc	Yes	Yes
3	Motheo Construction Group (Pty) Ltd.	No	No
4	Bash Electrical Contractors cc	Yes	Yes
5	Rock Powerline Electrical cc	No	No
6	Eagle Projects	No	No
7	HCC Energy (Pty) Ltd.	Yes	Yes
8	Ampcor Khanyisa (Pty) Ltd.	Yes	Yes
9	Adenco Construction (Pty) Ltd.	Yes	No
10	JT Maritz Electrical cc	Yes	Yes
11	Veez Micro Enterprises (Pty) Ltd.	No	No

Note 1:

- As seen from above table Motheo Construction Group (Pty) Ltd., Rock Powerline Electrical cc, Eagle Projects, Adenco Construction (Pty) Ltd. and Veez Micro Enterprises (Pty) Ltd. has not agreed to extend their Validity of offers and thus excluded from further evaluation.

Table 3: List of tenders received.

NO.	Name of Bidder	All Inclusive Tendered Amount "R"	Duration
1	HCC Energy (Pty) Ltd	5 757 109.52	6 months
2	JT Maritz Electrical cc	7 383 144.84	14 weeks
3	Adenco Construction (Pty) Ltd	7 933 205.54	35 weeks
4	Motheo Construction Group (Pty) Ltd	7 961 509.27	40 weeks
5	MDL Engineering Company (Pty) Ltd	8 591 342.54	22 weeks
6	Veez Micro Enterprises (Pty) Ltd	10 181 554.24	6 months
7	Maziya General Services cc	11 459 705.51	24 weeks
8	Bash Electrical Contractors cc	11 609 105.23	40 weeks
9	Rock Powerline Electrical cc	13 429 620.35	30 weeks
10	Ampcor Khanyisa (Pty) Ltd	13 479 797.58	10 months
11	Eagle Projects	13 967 062.42	16 weeks

2. TECHNICAL EVALUATION

The procedure for the evaluation of tenders is:

Step 1: Test for eligibility

Step 2: Test for responsiveness

Step 3: Test for administrative compliance

Step 4: Score financial offer, evaluation points for preferencing and calculate total tender evaluation points to the lowest. Rank tender offers from the highest number of tender evaluation points to the lowest. Recommend tenderer with the highest number of tender evaluation points for the award of the contract, unless there are compelling and justifiable reasons not to do so

Eligibility

No.	Name of Tenderers	Attendance at Compulsory Site Meeting	Complies with CIDB grading 5EP or Higher	Paid the Tender Participation Fee	Comply with Local Content Requirements	Previous experience demonstrated – key personnel	Previous experience demonstrated - company
1	HCC Energy (Pty) Ltd	Yes	No (4 EP) (Notice 1)	No (Notice 1)	Yes	Yes	Yes
2	JT Maritz Electrical cc	Yes	Yes (8EP PE)	Yes	Yes	Yes	Yes
3	MDL Engineering Company (Pty) Ltd	Yes	Yes (7EP)	Yes	Yes	No (Notice 2)	Yes
4	Maziya General Services cc	Yes	Yes (9EP)	Yes	Yes	No (Notice 3)	No (Notice 3)
5	Bash Electrical Contractors cc	Yes	Yes (8EP PE)	Yes	Yes	No (Notice 4)	No (Notice 4)
6	Ampcor Khanyisa (Pty) Ltd	Yes	Yes (8EP PE)	Yes	Yes	No (Notice 5)	Yes

Notice 1

- **HCC Energy (Pty) Ltd** did provide a copy of CIDB registration, however their status on the CIDB website indicated that their registration is for 4EP. Furthermore, no proof of payment of the tender participation fee was included in the tender document submitted. They are therefore found to be not eligible for further evaluation.

Notice 2

- **MDL Electrical (Pty) Ltd** did not complete the schedules for Key Personnel but refer to documents attached. In the attached documents the Key Personnel were listed, but only with general CV's, without any measurable projects that comply with the requested information. They are therefore found to be not eligible for further evaluation.

Notice 3

- **Maziya General services cc** did provide information for the Key Personnel, but only on their roles and not the details of the projects. For the company experience some projects were provided, but only one of the projects do qualify as related. They are therefore found to be not eligible for further evaluation.

Notice 4

- **Bash Electrical Contractors cc** did provide information on projects completed for the Key Personnel, and for the company, but all projects included are labour only type projects. No projects included that includes the supply of the material as well. They are therefore found to be not eligible for further evaluation.

Notice 5

- **Ampcor Khanyisa (Pty) Ltd** did provide information on projects completed for the Key Personnel, and for the company, but the projects for the Contract's Manager are all high mast projects, whereas the projects listed for the Site Agent are all maintenance projects. No reference to MV and LV upgrading works was included. The projects listed in the schedule for the company are also maintenance type projects, however some qualifying projects were found in the list of previous projects included in the tender offer submitted. They are therefore found to be not eligible for further evaluation.
- It is evident that the **JT Maritz Electrical Cc** was found to be eligible and may proceed further in the evaluation process.

Step 2: Test for Responsiveness

Tenders will be considered non-responsive if, inter alia: (This is a requirement on submission of tender document)

- The tenderer did not sign and complete the Form of Offer part, (**Part C 1.1**)
- The tenderer does not comply with the eligibility criteria listed above in **clause 2.1**
- The tenderer has failed to comply with Complies with Specifications, Pricing Assumption, BOQ as advertised,
- The tenderer has failed to comply with **Clause C4.1** additional conditions of tender.
- The tenderer has failed to comply with Special Conditions of Tender Contained in **Schedule 3B**.

Table 4: Responsiveness Criteria

NO	Name of Tenderers	Signed and completed Form of Offer	Complies with Eligibility Criteria	Complies with Specifications, Pricing Instruction, BOQ	Complies with C4.1 additional conditions of tender	Complies with the Special Conditions of tender contained in Schedule 3B
1	JT Maritz Electrical cc	Yes	Yes	Yes	Yes	Yes

It is evident that the above tenderer was found to be responsive and may proceed further in the evaluation process.

Step 3: Test for Administrative Compliance

Tenders will be found non-compliant if, inter alia: (These documents may be requested)

- The tenderer has failed to complete and sign and attach requested information to all Schedules not excluded in responsiveness criteria;
- The tenderer has failed to submit a municipal account of where the head office of the company is registered or in case where the premise is leased, the tenderer has failed to provide a copy of the lease of the premise;
- The bidder has failed to submit a valid Tax Compliance Status Pin Certificate; a valid Tax Compliance Status Pin Certificate may be requested; and
- The tenderer has failed to submit a certified B-BBEE certificate, QSE or EME affidavit, whereas points were claimed and a copy of certificate or affidavit was supplied, a certified copy of the B-BBEE certificate, QSE or EME Affidavit may be requested.
- The tenderer has failed to submit proof of payment. Proof of payment of tender participation may be requested.

Table 5: Administrative Criteria

Administrative Criteria	JT Maritz Electrical CC
Schedule 1A: Authority for Signatory.	Complies
Schedule 1B: Compulsory Enterprise Questionnaire.	Complies
Schedule 1C: Declaration Concerning Fulfilment of the construction Regulations	Complies
Schedule 1E: Availability of Resources	Complies
Schedule 1G: Estimated Cash-Flow	Complies
Schedule 1H: Schedule of Proposed Sub- Contractors	N/A
Schedule 1I: Certificate of Authority for Joint Ventures	N/A
Schedule 1J: Contractors Information.	Complies
Schedule 1K: Declaration in Terms of the MFMA in terms of Municipal Rates & Services	Complies Valid lease agreement attached
Schedule 1L: Tax Clearance Certificate Requirements (MBD 2)	Complies (11/08/2023)
Schedule 1M: Declaration of Interest (MBD 4)	Complies
Schedule 1N: Declaration of Procurement above 10 Million (MBD 5) If Applicable	Complies
Schedule 1O: Preference Points Claim Form in terms of the Preferential Procurement Regulations of 2017 (MBD 6.1)	Complies (Claimed:20)
Schedule 1Q: Declaration of Bidders Past Supply Chain Management Practices (MBD 8)	Complies
Schedule 1R: Certificate of Independent Bid Determination (MBD 9)	Complies
Schedule 1S: Schedule of estimated Local Labor to be employed on the contract.	Complies
Schedule 1T: Financial Standing	Complies
Schedule 2B: Documents of Incorporation	Complies
Schedule 2D: Health and Safety Agreement	Complies
Schedule 2E: B-BBEE Certificate	Valid Certificate attached. (Level 1)
Schedule 2G: Form of Indemnity	Complies

Schedule 2H: Letter of Good Standing with Relevant Authorities and Bargaining Council Certificate	Complies
Schedule 3A: Record of Addenda to Tender Documents	Complies

Step 4: Score financial offer, evaluation points for preferencing and calculate total tender evaluation points to the lowest. Rank tender offers from the highest number of tender evaluation points to the lowest. Recommend tenderer with the highest number of tender evaluation points for the award of the contract, unless there are compelling and justifiable reasons not to do so

The score for financial offer is calculated using the 80/20 preference point system for each responsive tender under consideration:

$$P_s = 80 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)^{80/20}$$

Where

- Ps = Points scored for price of bid under consideration;
 Pt = Price of bid under consideration; and
 Pmin = Price of lowest acceptable bid.

Up to 20 tender evaluation points will be awarded in respect of the B-BBEE status level in accordance the Preferential Procurement Regulations of 2017.

- No Financial Scoring in terms of the Preferential Procurement Regulations of 2017 was done as JT Maritz Electrical CC was the only successful tenderer.

4. FINANCIAL IMPLICATION

Inufficient funds available in the approved budget for the 2022/23 financial period and the goods/service will be funded out of Config codes.

07/7510/1/0060/0 – R 1 018 003.06 (Excl. Vat)
 07/7510/1/0063/0 – R 993 524.79 (Excl. Vat)
 07/7510/3/0065/0 – R 749 719.09 (Excl. Vat)
 07/7510/4/0063/0 – R 522 574.05 (Excl. Vat)
 07/7510/1/0060/1 – R 300 000.00 (Excl. Vat)
 07/7510/0/0063/1 – R 350 000.00 (Excl. Vat)
 07/7510/3/0065/3 – R 1 131 435.12 (Excl. Vat)
 R 5 065 256.11 (Excl. Vat)

5. LEGAL IMPLICATION

Must comply with the pre-scribed sections as set out in the MFMA, SCM Regulation, TWK SCM Policy and PPR of 2017.

6. RECOMMENDATION BY END USER AND SUPPLY CHAIN MANAGEMENT –

End-user and Supply Chain Management confirms that the tender complies with the tender conditions and criteria and recommends to the Bid Evaluation Committee that:

- 1 Tender No: ELEC 03/2022/23– Medium and Low Voltage Electrical Upgrading In Caledon, Villiersdorp, Riviersonderend And Greyton–to JT Maritz Electrical CC in the amount of R 7 383 144.84 (Seven Million Three Hundred Eighty Three Thousand One Hundred Forty Four Rand Eighty Four Cents Only) Vat, Contingencies and Price Escalation incl.
- 2 The award is subject to availability of funds.

- 3 The register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderers is not listed. Proof thereof attached.
- 4 Please note that none of the company directors / trustees / members / shareholders of **JT Maritz Electrical CC** are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof attached.
- 5 The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof attached.
- 6 The tenderer is registered on the municipality's database of prospective providers and on the Central Supplier Database (CSD). Proof thereof attached.

7. RECOMMENDATION BY BID EVALUATION COMMITTEE

Bid Evaluation Committee confirms that the tender complies with the tender conditions and criteria and recommends that:

- 1 Tender No: **ELEC 03/2022/23– Medium and Low Voltage Electrical Upgrading In Caledon, Villiersdorp, Riviersonderend And Greyton–to JT Maritz Electrical CC** in the amount of **R 7 383 144.84** (Seven Million Three Hundred Eighty Three Thousand One Hundred Forty Four Rand Eighty Four Cents Only) **Vat, Contingencies and Price Escalation incl.**
- 2 The award is subject to availability of funds.
- 3 The register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderers is not listed. Proof thereof attached.
- 4 Please note that none of the company directors / trustees / members / shareholders of **JT Maritz Electrical CC** are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof attached.
- 5 The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof attached.
- 6 The tenderer is registered on the municipality's database of prospective providers and on the Central Supplier Database (CSD). Proof thereof attached.

8. RESOLVED BY THE BID ADJUDICATION COMMITTEE – 31 MARCH 2023

After the chairman had given the Bid Adjudication Committee an opportunity to thoroughly discuss the agenda item, and proposed by Ms. N Baliso and seconded by Mr. J Amansure, it was resolved as follow:

- 1 Tender No: **ELEC 03/2022/23– Medium and Low Voltage Electrical Upgrading In Caledon, Villiersdorp, Riviersonderend And Greyton–to JT Maritz Electrical CC** in the amount of **R 7 383 144.84** (Seven Million Three Hundred Eighty Three Thousand One Hundred Forty Four Rand Eighty Four Cents Only) **Vat, Contingencies and Price Escalation incl.**
- 2 The award is subject to availability of funds.
- 3 The register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderers is not listed. Proof thereof attached.

- 4 Please note that none of the company directors / trustees / members / shareholders of **JT Maritz Electrical CC** are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof attached.
- 5 The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof attached.
- 6 The tenderer is registered on the municipality's database of prospective providers and on the Central Supplier Database (CSD). Proof thereof attached.

9. ANNEXURES

- Annexure A: Advert
- Annexure B: Budget
- Annexure C: List of Tenders Received
- Annexure D: Proof of Database Registrations
- Annexure E: Proof from SARS
- Annexure F: Contract Managers Technical Evaluation
- Annexure G: Proof of Extensions
- Annexure H: Tender Defaulters and the Database of Restricted Suppliers
- Annexure I: SANAS Verification
- Annexure J: Proof of Tender Participation Successful tenderer.

BID ADJUDICATION COMMITTEE MEETING

MINUTES

31 MARCH 2023

ITEM NO	ITEM DESCRIPTION	PAGE NO
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A. OPENING: WELCOMING

B. ATTENDANCE REGISTER

B.1. Present

B.2. Application(s) for absence of leave

C. AGENDA-ITEM FOR DISCUSSION

C.1. Directorate: Community Services

OPE 10/2022/23 Supply and Delivery of Precast Toilets Cubicles
to Theewaterskloof Municipality

D. ADJOURNMENT

THEEWATERSKLOOF MUNICIPALITY

**MINUTES OF A BID ADJUDICATION COMMITTEE MEETING HELD ON
31 MARCH 2023 AT 09:05 IN THE COUNCIL CHAMBERS.**

A. OPENING AND WELCOMING

The Chairperson, Mr. A Riddles, welcomed everybody.

B. ATTENDANCE REGISTER

B.1. Present

Mr A Riddles
Mr J Amansure
Ms N Baliso
Ms A Martin (Virtually)
Mr M Redelinghuys [Observer]
Mr L Parnell [Observer]
Mr A Meyer [Observer]
Mr G Louw [Observer]
Mr Z Baron [Secretariat]

B.2. Application(s) for leave of absence: (3/2/1/3)

Mr H Gxoyiya
Mr W Solomons-Johannes
Mr S Francis [Observer]

C. AGENDA-ITEM FOR DISCUSSION

C.1. Directorate: Community Services

**OPE 10/2022/23 Supply and Delivery of Precast
Toilets Cubicles to Theewaterskloof Municipality**

Note: Mr A Meyer left the meeting when OPE 10/2022/23 was adjourned.



END-USER AND SUPPLY CHAIN MANAGEMENT EVALUATION REPORT FOR

TENDER NO.: OPE 10/2022/23

SUPPLY & DELIVERY OF PRECAST TOILET CUBICLES TO THEEWATRSKLOOF MUNICIPALITY

1. AIM OF REPORT

To present to the Bid Adjudication Committee the Tender Evaluation Report for The Supply and Delivery Of Precast Toilets To Theewaterskloof Municipality.

2. TENDER DETAILS

The invitation to tender was advertised on the Municipal website, Notice Boards, e-Tender and in the Die Burger on Friday, 30 September 2022.. Eleven (11) tenders were received on closing date Friday, 21 October 2022. Refer to table 2 showing the name of the tenderers and their total tender amounts. The tender validity period as stated in the tender document is 90 days and therefore expires on Thursday, 21 December 2022. The tender was advertised for 30 days. An extension was requested from the 21st of December 2022 till 31st January 2023. A further extension was requested from 31 January 2023 to 31 March 2023. Table 1 displays acceptance of validity.

Table 1

No.	Name of tenderer	Agreement till 31 January 2022	Agreement till 31 March 2023
1	ABH Logistics (Pty)Ltd.	Yes	Yes
2	Hwabis Construction and Projects	Yes	Yes
3	Enviromould (Pty)Ltd.	Yes	Yes
4	Sharon Rose Trading CC	No	No
5	Buntu Construction & Suppliers	No	No
6	Burning Star	No	No
7	Ithuba Industries	Yes	Yes
8	Futi Construction (Pty)Ltd.	No	No
9	West Coast Skies Services	Yes	No
10	Syvuya 826 (Pty)Ltd.	No	No
11	Kazzin Trading 5 CC	No	No

Note 1:

- As seen from above table Sharon Rose Trading CC, Buntu Construction & Suppliers, Burning Star, Futi Construction (Pty)Ltd., West Coast Skies Services, Syvuya 826 (Pty)Ltd. and Kazzin Trading 5 CC has not agreed to extend their Validity of offers and thus excluded from further evaluation.

Table 2: List of tenders received

NO.	Name of Bidder	All Inclusive Tendered Amount "R"	All Inclusive Corrected Tendered Amount "R"
1	ABH Logistics (Pty)Ltd.	384 000.00	N/A
2	Hwabis Construction and Projects	421 200.00	N/A
3	Enviromould (Pty)Ltd.	425 816.25	N/A
4	Sharon Rose Trading CC	449 880.00	N/A
5	Buntu Construction & Suppliers	476 626.36	476 626.50
6	Burning Star	492 000.00	N/A
7	Ithuba Industries	531 300.00	N/A
8	Futi Construction (Pty)Ltd.	584 154.00	N/A
9	West Coast Skies Services	640 458.00	N/A
10	Syvuya 826 (Pty)Ltd.	646 968.75	N/A
11	Kazzin Trading 5 CC	1 900 500.00	1 906 125.00

3. EVALUATION

The procedure for the evaluation of tenders is:

Step 1: Test for eligibility

Step 2: Test for responsiveness

Step 3: Test for administrative compliance

Step 4: Score financial offer, evaluation points for preferencing and calculate total tender evaluation points to the lowest. Rank tender offers from the highest number of tender evaluation points to the lowest. Recommend tenderer with the highest number of tender evaluation points for the award of the contract, unless there are compelling and justifiable reasons not to do so.

Step 2: Test for Eligibility

NO.	Name of Bidder	Complies with Tender Participation fee	Complies with Local Content Declaration
1	ABH Logistics (Pty)Ltd.	Yes	Yes
2	Hwabis Construction and Projects	No Note 1	Note 1
3	Enviromould (Pty)Ltd.	Yes	Note 2
4	Ithuba Industries	Yes	Yes

Note 1

- **Hwabis Construction and Projects.** failed to submit proof of payment and after request failed to provide before the time allocated. The bidder also failed to fully complete the Local Content Declarations. With test for eligibility compliance and in terms of employers undertaking it was found that the aforementioned is not material in nature to exclude the bidder from the evaluation process. It will be requested of the bidder to submit a fully completed Local Content Declaration should they be found to be the recommended bidder.

Note 2

- **Enviromould (Pty)Ltd.** failed to complete the Local Content Declaration correctly. With test for eligibility compliance and in terms of employers undertaking it was found that the aforementioned is not material in nature to exclude the bidder from the evaluation process, however It will be requested of the bidder to submit a Local Content Declaration that's completed correctly should they be found to be the recommended bidder.

Step 2: Test for Responsiveness

Tenders will be considered non-responsive if, inter alia: (This is a requirement on submission of tender document)

- The tenderer did not sign and complete the Form of Offer part,
- The tenderer does not comply with the eligibility criteria listed above,
- The tenderer has failed to comply with specifications as advertised, and
- The tenderer has failed to comply with point 1 of the additional conditions of tender.

Responsiveness Criteria

NO.	Name of Bidder	Signed and Completed form of Offer.	Complies with Eligibility Criteria	Complies with Specification	Complies With Point 1 of the additional conditions of tender.
1	ABH Logistics (Pty)Ltd.	Yes	Yes	Yes	Yes
2	Hwabis Construction and Projects	Yes	No	Yes	Yes
3	Enviromould (Pty)Ltd.	Yes	Yes	Yes	Yes
4	Ithuba Industries	Yes	Yes	Yes	Yes

- As seen from the above table it is evident that all the tenderers was found to be responsive except **Hwabis Construction** who are therefore excluded from the evaluation process.

Step 3: Test for Administrative Compliance

Tenders will be found non-compliant if, inter alia: (These documents may be requested)

- The tenderer has failed to complete and sign and attach requested information to all Schedules not excluded in responsiveness criteria;
- The tenderer has failed to submit a municipal account of where the head office of the company is registered or in case where the premise is leased, the tenderer has failed to provide a copy of the lease of the premise;
- The bidder has failed to submit a valid Tax Compliance Status Pin Certificate; a valid Tax Compliance Status Pin Certificate may be requested; and
- The tenderer has failed to submit a certified B-BBEE certificate, QSE or EME affidavit, whereas points were claimed and a copy of certificate or affidavit was supplied, a certified copy of the B-BBEE certificate, QSE or EME Affidavit may be requested.
- The tenderer has failed to submit proof of payment. Proof of payment of tender participation may be requested.

Administrative Criteria

Administrative Criteria	ABH Logistics (Pty)Ltd.	Enviromould (Pty)Ltd.	Ithuba Industries
Schedule 1: Tax Clearance Certificate Requirements (MBD 2)	Complies (Expires: 01/06/2023)	Complies (Expires: 06/07/2023)	Complies (Expires: 11/03/2023)
Schedule 2: Declaration of Interest (MBD 4)	Complies	Complies	Complies
Schedule 3: Preference Points Claim Form in terms of the Preferential Procurement Regulations of 2017 (MBD 6.1)	Complies (Claimed:20)	Complies (Claimed:18)	Complies (Claimed:20)
Schedule 4: Declaration of Bidders Past Supply Chain Management Practices (MBD 8)	Complies	Complies	Complies
Schedule 5: Certificate of Independent Bid Determination (MBD 9)	Complies	Complies	Complies
Schedule 6: Form of Indemnity	Note 3	Complies	Complies
Schedule 7: Compulsory Enterprise Questionnaire	Complies	Complies	Complies
Schedule 8: Address Schedule	Complies	Complies	Complies
Schedule 9: Record of Addenda	Complies	Complies	Complies
Schedule 10: Authorized Signatory (Company, Close Corporation or Partnership)	Complies	Complies	Complies
Schedule 11: Tender Participation Fee	Complies	Complies	Complies
Schedule 12: MBD 6.2 Local content declaration	Complies	Complies	Complies
Schedule 13: Valid B-BBEE Proof	Complies	Complies	Complies
Schedule 14: Municipal Account/Lease Agreement	Complies	Complies	Complies

Notice 3:

- **ABH Logistics** failed to fully complete the Form of Indemnity. With reference to the test for Administrative Compliance and in terms of the employer's undertaking it was found that the is not material in nature to exclude the bidder from the evaluation process, however it will be requested from the bidder to submit a fully completed Form of Indemnity upon signing of contract, if they are found to be the recommended bidder.
- As seen from above tables it is evident that all the above tenderers were found to be administratively compliant and therefore may proceed further in the evaluation process.

Step 4: Score financial offer, evaluation points for preferencing and calculate total tender evaluation points to the lowest. Rank tender offers from the highest number of tender evaluation points to the lowest. Recommend tenderer with the highest number of tender evaluation points for the award of the contract, unless there are compelling and justifiable reasons not to do so

The score for financial offer is calculated using the 80/20 preference point system for each responsive tender under consideration:

$$P_s = 80 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)^{80/20}$$

Where

- Ps = Points scored for price of bid under consideration;
 Pt = Price of bid under consideration; and
 Pmin = Price of lowest acceptable bid.

Up to 20 tender evaluation points will be awarded in respect of the B-BBEE status level in accordance the Preferential Procurement Regulations of 2017.

THEEWATERSKLOOF MUNICIPALITY

Awarding of points: Value Added All Inclusive

				B-BBEE STATUS										
				B-BBEE Status Level of Contribution										
No	Supplier	Amount All Inclusive	Financial Proposal	1	2	3	4	5	6	7	8	Non-compliant contributor	Total	
				Number of Points Available										
			80.00	20	18	14	12	8	6	4	2	0	Rank	
				Number of Points Qualified										
1	ABH Logistics (Pty) Ltd.	384,000.00	80.00	20.00									100.00	1
3	Enviromould (Pty) Ltd.	425,816.25	71.29	20.00									91.29	2.00
4	Rhube Industries	531,300.00	49.31	20.00									69.31	3.00

1* Minimum Price

- Financial Scoring in terms of the Preferential Procurement Regulations of 2017 can also be found attached.

4. FINANCIAL IMPLICATION

Insufficient funds available in the approved budget for the 2022/2023 financial period and the goods/service will be funded out of Config codes.

07/2017/0/0091/1 – R 500 000.00 – Grant Funding
 R 500 000.00 Available

5. LEGAL IMPLICATION

Must comply with the pre-scribed sections as set out in the MFMA, SCM Regulation, TWK SCM Policy and PPR of 2017.

6. RECOMMENDATION BY END-USER AND SUPPLY CHAIN MANAGEMENT – 15 MARCH 2023

End-user and Supply Chain Management confirms that the tender complies with the tender conditions and criteria and recommends to the Bid Evaluation Committee that:

- 1 Tender no.: **OPE 10/2022/23.: Supply & Delivery of precast toilet cubicles to Theewaterskloof Municipality for Department of Community Services Projects** be awarded to **ABH Logistics (Pty) Ltd.** in the amount of R 384 000 (Three Hundred and Eighty Four Thousand Only) Net for scoring the highest points in terms of the Preferential Procurement Regulations of 2017 contained in Councils Supply Chain Management Policy.
- 2 The award is subject to availability of funds.
- 3 That **ABH Logistics (Pty) Ltd.** complete the form of indemnity prior to signing of contract.
- 4 The register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderers is not listed. Proof thereof attached.
- 5 Please note that none of the company directors / trustees / members / shareholders of **ABH Logistics (Pty) Ltd.** are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof attached.
- 6 The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof attached.
- 7 The tenderer is registered on the municipality's database of prospective providers and on the Central Supplier Database (CSD). Proof thereof attached.

7. RECOMMENDATION BY BID EVALUATION COMMITTEE– 30 MARCH 2023

Bid Evaluation Committee confirms that the tender complies with the tender conditions and criteria and recommends that:

- 1 Tender no.: **OPE 10/2022/23.: Supply & Delivery of precast toilet cubicles to Theewaterskloof Municipality for Department of Community Services Projects** be awarded to **ABH Logistics (Pty) Ltd.** in the amount of R 384 000 (Three Hundred and Eighty Four Thousand Only) Net for scoring the highest points in terms of the Preferential Procurement Regulations of 2017 contained in Councils Supply Chain Management Policy.
- 2 The award is subject to availability of funds.
- 3 That **ABH Logistics (Pty) Ltd.** complete the form of indemnity prior to signing of contract.
- 4 The register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderers is not listed. Proof thereof attached.
- 5 Please note that none of the company directors / trustees / members / shareholders of **ABH Logistics (Pty) Ltd.** are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof attached.

- 6 The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof attached.
- 7 The tenderer is registered on the municipality's database of prospective providers and on the Central Supplier Database (CSD). Proof thereof attached.

8. RESOLVED BY THE BID ADJUDICATION COMMITTEE – 31 MARCH 2023

After the chairman had given the Bid Adjudication Committee an opportunity to thoroughly discuss the agenda item, and proposed by Ms. N Baliso and seconded by Mr. J Amansure, it was resolved as follow:

- 1 Tender no.: **OPE 10/2022/23.: Supply & Delivery of precast toilet cubicles to Theewaterskloof Municipality for Department of Community Services Projects** be awarded to **ABH Logistics (Pty) Ltd.** in the amount of R 384 000 (Three Hundred and Eighty Four Thousand Only) **Net** for scoring the highest points in terms of the Preferential Procurement Regulations of 2017 contained in Councils Supply Chain Management Policy.
- 2 The award is subject to availability of funds.
- 3 That **ABH Logistics (Pty) Ltd.** complete the form of indemnity prior to signing of contract.
- 4 The register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderers is not listed. Proof thereof attached.
- 5 Please note that none of the company directors / trustees / members / shareholders of **ABH Logistics (Pty) Ltd.** are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof attached.
- 6 The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof attached.
- 7 The tenderer is registered on the municipality's database of prospective providers and on the Central Supplier Database (CSD). Proof thereof attached.

9. ANNEXURES

- Annexure A: Advert
- Annexure B: Budget
- Annexure C: List of Tenders Received
- Annexure D: Proof of Database Registrations
- Annexure E: Proof from SARS
- Annexure F: Financial Scoring
- Annexure G: Contract Managers Technical Evaluation
- Annexure H: Proof of Extensions
- Annexure I: Tender Defaulters and the Database of Restricted Suppliers

Annexure C

Invoices

R00158471


UTILITIES WORLD
 SMART NERVE TIE MANAGEMENT SOLUTIONS

UTILITIES WORLD (PTY) LTD

 7th Floor Strauss Daly Place
 41 Richefond Circle
 Ridgeside
 Umhlanga
 4320

 Co Reg No.: 2013/061988/07
 VAT Reg No.: 4400256212
 Telephone: +27 31 833 0100
 info@utilitiesworld.co.za

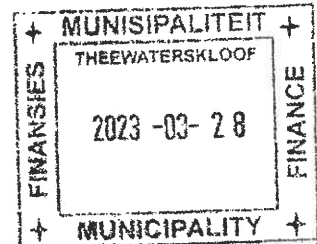
Tax Invoice

Date 31/12/2022

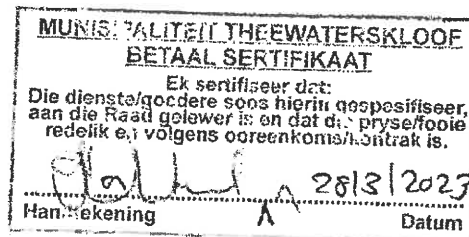
Page 1

Document No IN105426

 Theewaterskloof Municipality
 P.O Box 24
 Caledon
 7230

 Deliver to
 6 Plain Street
 Caledon
 7230


Account	Your Reference	Tax Exempt	Tax Reference	Sales Code	Exclusive		
THE001	VENDING - DEC22	N	4000846248				
Code	Description	Quantity	Unit	Unit Price	Disc%	Tax	Nett Price
COMMISSIONS	Thrd Party Sales Commission	1.00		70,114.32		10,517.15	70,114.32


 Bank Details: Standard Bank
 Current Account No: 250081148
 Branch Code: 045626 (Pinetown)

Received in good order

Signed _____ Date _____

© Softline (Pty) Ltd

Sub Total	70,114.32
Discount @ 0.00%	0.00
Amount Excl VAT	70,114.32
VAT	10,517.15
Total	80,631.47

R00158461


UTILITIES WORLD
 SMART REVENUE MANAGEMENT SOLUTIONS

UTILITIES WORLD (PTY) LTD

 7th Floor Strauss Daly Place
 41 Richefond Circle
 Ridgeside
 Umhlanga
 4320

 Co Reg No.: 2013/061988/07
 VAT Reg No.: 4400256212
 Telephone: +27 31 833 0100
 info@utilitiesworld.co.za

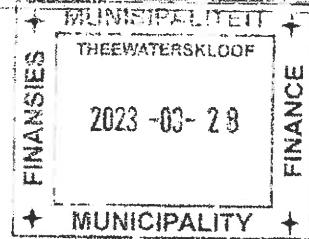
Tax Invoice

Date 31/01/2023

Page 1

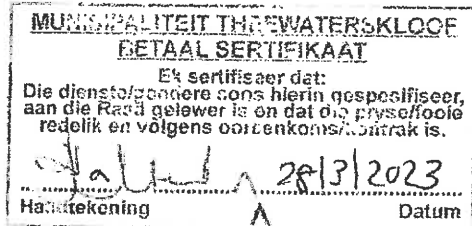
Document No IN105481

 Theewaterskloof Municipality
 P.O. Box 24
 Caledon
 7230

 Deliver to
 6 Plein Street
 Caledon
 7230


Account	Your Reference	Tax Exempt	Tax Reference	Sales Code	Exclusive
THE001	VENDING - JAN23	N	4000846248		

Code	Description	Quantity	Unit	Unit Price	Disc%	Tax	Nett Price
COMMISSIONS	Third Party Sales Commission	1.00		65,716.81		9,857.52	65,716.81



RETURNS HANDLING FEE 10% (T&C)

Standard Bank (Branch: 045626)

Account No: 250081148

Received in good order

Signed

Date

© Softline (Pty) Ltd

Sub Total	65,716.81
Discount @ 0.00%	0.00
Amount Excl VAT	65,716.81
VAT	9,857.52
Total	75,574.33

60%



UTILITIES WORLD (PTY) LTD

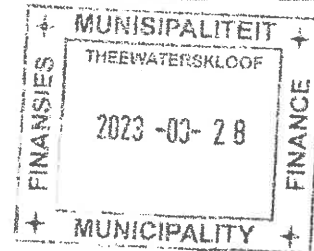
7th Floor Strauss Daly Place
41 Richefond Circle
Ridgeside
Umhlanga
4320Co Reg No.: 2013/061988/07
VAT Reg No.: 4400256212
Telephone: +27 31 833 0100
info@utilitiesworld.co.za

Tax Invoice

Date 28/02/2023

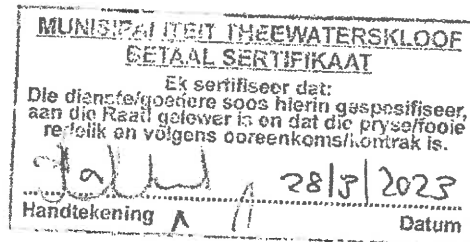
Page 1

Document No IN105539

Theewaterskloof Municipality
P.O Box 24
Caledon
7230Deliver to
6 Plein Street
Caledon
7230

Account	Your Reference	Tax Exempt	Tax Reference	Sales Code	Exclusive
THE001	VENDING - FEB23	N	4000846248		

Code	Description	Quantity	Unit	Unit Price	Disc%	Tax	Nett Price
COMMISSIONS	Third Party Sales Commission Total Sales Value R 3646077.99 x 1.7 % Commission	1.00		61,983.32		9,297.50	61,983.32



01 1510 9 75043

RETURNS HANDLING FEE 10% (T&C)
Standard Bank (Branch: 045626)
Account No: 250081148

Received in good order

Signed

Date

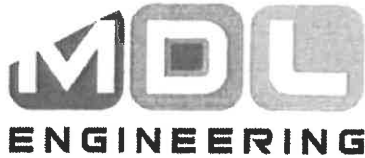
© Softline (Pty) Ltd

Sub Total		61,983.32
Discount @	0.00%	0.00
Amount Excl VAT		61,983.32
VAT		9,297.50
Total		71,280.82

Gm

2022-10-28

Nagesien deur



GEORGE BRANCH (Head Office)
5 Ring Road | PO Box 3039 | GEORGE | 6536
Tel: +27 (0) 44 874 1136 | Fax: +27 (0) 44 874 0136

KNYSNA BRANCH
29 Sandpiper Street | KNYNSNA | PO Box 23 | SEDGEFIELD | 6573
Tel: +27 (0) 44 382 0962 | Fax: +27 (0) 874 0136

Vat No: 4810236911 Reg No: 2006/014705/07
Banking Details: Standard Bank TAX INVOICE NO: INV10590
Account No: 82565325 A DATE: 2022/10/03
Branch Code 051001

Customer Details:

Theewaterskloof Municipality
PO Box 24
Caledon
7230
Vat No: 4000846248 A

Email:
Tel:
Order Number: Awaiting quote
Other Ref: ELEC01/2022/23 (E22073)
Job No: JE1383 - Installation New High Mast
Lights Grabouw

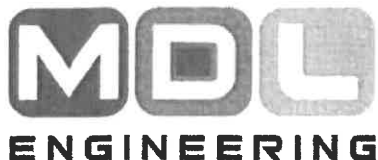
Code	Description	UOM	Qty	Unit Price	Total
PC.01	PC 1 - Supply, Delivery & Installation of New High Mast Lighting in Grabouw	Each	1.00	3,210,741.63	R 3,210,741.63

* PLEASE NOTE:

- Until such time as this invoice has been paid in full, ownership (**but not risk), of these goods shall remain vested in MDL. (** Relevant only for Material installed on site)
- Payment terms:
 - Contract Based Invoices - Settlement strictly 28 days from date of invoice, as per GCC (3rd Ed, 2015)
 - All other invoices are to be settled immediately (COD)
 - Deposits (if applicable) are payable immediately or as specified above
- MDL reserves the right to charge interest on all overdue accounts

Sub Total: R 3,210,741.63
Total Excl: R 3,210,741.63
VAT: R 481,611.24
Total: R 3,692,352.87 A





K0008501 ^

GEORGE BRANCH (Head Office)
5 Ring Road | PO Box 3039 | GEORGE | 6536
Tel: +27 (0) 44 874 1136 | Fax: +27 (0) 44 874 0136

KNYSNA BRANCH
29 Sandpiper Street | KNYSNA | PO Box 23 | SEDGEFIELD | 6573
Tel: +27 (0) 44 382 0962 | Fax: +27 (0) 874 0136

Vat No: 4810236911 ^

Reg No: 2006/014705/07

Banking Details: Standard Bank

TAX INVOICE NO: INV10590 ^

Account No: 82565325

DATE: ^ 2022/10/03

Branch Code 051001

Customer Details:

Theewaterskloof Municipality ^

PO Box 24

Caledon

7230

Vat No. 4830118370

Email:

Tel:

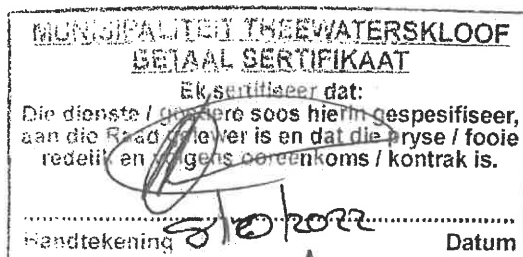
Order Number:

Other Ref: ELEC01/2022/23 (E22073)

Job No:

JE1383 - Installation New High Mast
Lights Grabouw

Code	Description	UOM	Qty	Unit Price	Total
PC.01	PC 1 - Supply, Delivery & Installation of New High Mast Lighting in Grabouw	Each	1.00	3,210,741.63	R 3,210,741.63



* PLEASE NOTE:

- Until such time as this invoice has been paid in full, ownership (**but not risk), of these goods shall remain vested in MDL. (** Relevant only for Material installed on site)
- Payment terms:
- Contract Based Invoices - Settlement strictly 28 days from date of invoice, as per GCC (3rd Ed, 2015)
- All other invoices are to be settled immediately (COD)
- Deposits (if applicable) are payable immediately or as specified above
- MDL reserves the right to charge interest on all overdue accounts

Sub Total: R 3,210,741.63

Total Excl: R 3,210,741.63

VAT: R 481,611.24

Total: R 3,692,352.87 ^

MDL Engineering Company (Pty) Ltd Reg No: 2006/014705/07

Director: M.D. LOUBSER



26.10.22		MDL Engineering Company (Pty)Ltd	Supply, delivery and install Municipal area

Caring
Innovative
Focussed

Neil

LYNERS

and Associates (RF) (Pty) Ltd



Consulting Engineers & Project Managers

PAYMENT CERTIFICATE
in terms of Clause 14 of FIDIC

NOT A TAX INVOICE					
EMPLOYER		<u>Theewaterskloof Municipality</u>			
CONTRACT NO.:		<u>ELEC 01/2022/23 (E22073)</u>			
CONTRACT DESCRIPTION:		<u>SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW THEEWATERSKLOOF MUNICIPAL AREA</u>			
CONTRACTOR:		<u>MDL Engineering Company (Pty) Ltd</u>			
PAYMENT CERT. NO.:		<u>1</u>			
DATE OF VALUATION:		<u>30 September 2022</u>		DATE CERTIFIED: 03 October 2022	
DATE SUBMITTED :		<u>30 September 2022</u>		DATE PAYABLE: 31 October 2022	
CONTRACT VALUE:		<u>R 6 160 564.00 (Vat excluded)</u>		COMMENCEMENT DATE: <u>26 September 2022</u>	
CONTRACT PERIOD:		<u>8 weeks</u>		COMPLETION DATE: <u>21 November 2022</u>	
ORDER NUMBER: _____					
NO.	PREVIOUS CERTIFICATES		SUMMARY OF PAYMENT CERTIFICATE	PAGE	AMOUNT
	EXCLUDING VAT AMOUNTS	VAT			
1			Value of work completed (MOS)		R3 535 490.70
2			Value of work completed		R32 000.00
3			Add: Contract Price adjustment (SEIFSA) (if applicable)		R0.00
4			Add: Contract Price adjustment (METALS) (if applicable)		R0.00
5			Add: Rate of Exchange (if applicable)		R 0.00
6			Sub Total 1		R 3 567 490.70
7			Less : Retention withheld : 10% of Non-MOS		R 3 200.00
8			Less : 10% on MOS		R 353 549.07
9			Sub Total 2		R 3 210 741.63
10			Less: Previously certified (excluding VAT)		R 0.00
			Amount now payable (excl. VAT)		R 3 210 741.63
Sub-totals	R0.00	R0.00	Add : 15% VAT		R481 611.24
TOTAL		R0.00	TOTAL CERTIFIED AMOUNT NOW DUE AND PAYABLE		R3 692 352.87
The amount of Three Million Six Hundred Ninety Two Thousand Three Hundred Fifty Two Rands and Eighty Seven Cents is now due and payable by Theewaterskloof Municipality to MDL Engineering Company (Pty) Ltd before 31 Oct 2022					
CERTIFIED CORRECT, DUE AND PAYABLE BY :			FOR CLIENT'S USE		
 3 October 2022					
for: Lyners Consulting Engineers on behalf of Theewaterskloof Municipality					
			DATE		

07/7510/2/0061/1 Page 1


5/10/2022

Caring
Innovative
Focussed

Neil

LYNERS

and Associates (RF) (Pty) Ltd



Consulting Engineers & Project Managers

Our reference : E22073/COR/TP/tp/04

Your reference :

3 October 2022

Theewaterskloof Municipality
P O Box 24
CALEDON
7230

Postal Address : P O Box 4901 TYGERVALLEY 7536

Street Address : South Gate Building, Ground Floor

South Gate Entrance, Carl Cronje Drive

Tyger Valley Waterfront BELLVILLE 7530

Tel: +27 (0) 21 914 0300 | Fax: +27 (0) 21 914 0437

E-mail: bellville@lynerns.co.za | Website: www.lynerns.co.za

Attention: Mr Francois du Toit

Sir

TENDER ELEC 01/2022/23 : SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA: PAYMENT CERTIFICATE

Attached please find certified payment certificate no. 1 for September 2022 as submitted by MDL Engineering Company (Pty) Ltd for the above project.

For any further information please contact the undersigned.

Yours faithfully

Theo Potgieter Pr Eng
(Head of Electrical Department)
for LYNERS



Neil Lyners & Associates (RF) (Pty) Ltd (2015/438525/07)



DIRECTORS: Neil Lyners Pr Eng FSAICE • Mario Filippi Pr Eng MSAICE • Fred Laker Pr Tech Eng MSAICE • Emmeline Lyners



Consulting Engineers & Project Managers

SUMMARY OF CONTRACT		
CONTRACT NO.:	ELEC 01/2022/23 (E22073)	
CONTRACT DESCRIPTION:	SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW THEEWATERSKLOOF MUNICIPAL AREA	
PAYMENT CERTIFICATE NO.:	1	
DATE:	03 October 2022	
1	TENDER AMOUNT	
1.1	TENDER AMOUNT FULL TENDER	R6 160 564.00
1.2	PROVISIONAL AMOUNTS	R0.00
1.3	CONTINGENCY AMOUNT (10%)	R616 056.40
1.4	PROVEN COST AMOUNTS (ESCALATION ALLOWANCE - 5%)	R338 831.02
1.5	SUB TOTAL	R7 115 451.42
1.6	VAT (15%)	R1 067 317.71
1.7	GROSS TENDER AMOUNT	R8 182 769.13
2	CURRENT CONTRACT AMOUNT	
2.1	CONTRACT APPOINTMENT PHASE 1 & 2 AMOUNT EXCL VAT	R6 160 564.00
2.2	APPROVED VARIATION ORDERS	R0.00
2.3	RE-MEASUREMENT	R0.00
2.4	ESCALATION	R0.00
2.5	SUB TOTAL	R6 160 564.00
2.6	VAT (15%)	R924 084.60
2.7	CURRENT CONTRACT AMOUNT	R7 084 648.60
3	ESTIMATED CONTRACT COMPLETION COST	
3.1	CURRENT CONTRACT AMOUNT EXCL VAT	R6 160 564.00
3.2	CONTINGENCIES	R616 056.40
3.3	PROVISIONAL AMOUNTS (ESCALATION)	R338 831.02
3.4	RE-MEASUREMENT	R0.00
3.5	VARIATION ORDERS NOT YET APPROVED	R0.00
3.6	SUB TOTAL	R7 115 451.42
3.7	VAT (15%)	R1 067 317.71
3.8	ESTIMATED CONTRACT COMPLETION COST	R 8 182 769.13

Sl. No & Item Number	DESCRIPTION	APPOINTED TENDER PRICE & QUANTITY				PAYMENT CLAIM				MOB		PAGE 1
		Tender BTY		Tender Rate		TENDER AMOUNT	PC:		Total Qty Claimed to Date		Deduct 10% on M.O.S.	TOTAL CLAIMS VALUE TO DATE
	SCHEDULE OF QUANTITIES F: HIGH MAST LIGHTING	UNIT	QTY	Material	Labour		Material	Labour	Material	Labour		
F.1	Supply and install a complete 30m high mast lighting structure, hot dip galvanized steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system.	each	6	R 312 927,50	R 22 850,00	753 405,00	6,00		6,00		-47 756,50	677 548,00
F.2	Supply and install a complete 20m high mast lighting structure, hot dip galvanized steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system.	each	20	R 80 692,50	R 11 950,00	1 844 850,00	20,00		20,00		-161 385,00	1 613 850,00
F.3	Supply and install LED flood type luminaires complete with all required equipment	each	174	R 6 820,55	R 200,00	1 238 975,70	174,00		174,00		-120 417,57	1 104 175,70
F.4	Remove existing 400W light fitting and replace with new 216W LED type	each	10	R 6 920,35	R 250,00	71 705,50						
F.5	Power tool for winch - Electric type	each	3	R 24 274,00	R 250,00	73 572,00						
F.6	Excavate, backfill and reinstatement around and on top of foundation (normal excavation)	each	26	R	R 2 530,00	65 780,00						
F.7	Supply and construct concrete foundation for 30m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	6	R 52 210,30	R 500,00	316 261,80						
F.8	Supply and construct concrete foundation for 20m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	20	R 37 857,75	R 500,00	767 155,00						
F.9	Supply independent laboratory test results of all foundation concrete cast	each	26	R 450,00	R 150,00	15 600,00						
F.10	Supply independent laboratory test results of soil bearing pressure for each foundation	each	26	R 250,00	R 150,00	10 400,00						
F.11	Rate for additional 25 Mpa concrete	m3	0	R 1 850,00	R 500,00							
F.12	Rate for additional reinforcing steel	1000kg	0	R 2 970,00	R 500,00							
F.13	Supply and install foundation earth as specified	each	26	R 1 300,00	R 450,00	45 500,00						
F.14	Supply and install 1800mm x 1,6mm earth spike	each	0	R 350,00	R 150,00							
F.15	Test and commission all the mast lights	sum	26	R 350,00	R 400,00	19 500,00						
F.16	After dark alignment and adjustments and recordings of lux levels	sum	26	R 525,00	R 75,00	15 600,00						
	TOTAL TO NEXT PAGE:					5 238 365,00	3 495 530,70		3 495 530,70		-349 550,07	3 495 530,70

JOB # R1363		GRABOURN HIGH MAST LIGHTING LYNERS: ELEC 01/2022/21		APPOINTED TENDER PRICE & QUANTITY				PAYMENT CLAIM				MO		PAGE 2	
Item Number	DESCRIPTION	Tender QTY		Tender Rate		TENDER AMOUNT	PCs		Total QTY Claimed to Date		Deduct 10% on M.O.S.	TOTAL CLAIMS VALUE TO DATE			
	SCHEDULE OF QUANTITIES P: HIGH MAST LIGHTING (Continues)	UNIT	QTY	Material	Labour		Material	Labour	Material	Labour					
	BALANCE BROUGHT FORWARD:					5 238 365,00	3 495 590,70		3 495 590,70		-349 559,07	3 495 590,70			
F.17	Remove 20m mast and re-install at new position, all labour, material and equipment included, but foundation excluded	sum	5	R	R 9 000,00	45 000,00					0,00				
F.18	Remove 30m mast and re-install at new position, all labour, material and equipment included, but foundation excluded	sum	5	R	R 1 500,00	7 500,00					0,00				
F.19	Disconnect and remove existing pole mounted streetlight and deliver to municipal stores	each	5	R	R 1 500,00	7 500,00					0,00				
F.20	Disconnect existing streetlight on concrete pole and remove pole and light fitting and deliver to municipal stores	each	5	R	R 980,00	4 900,00					0,00				
F.21	1.V. PVC SWA PVC cables with stranded conductors as specified a) 6 mm ² Cu x 2-core	m	2000	R 51,45	R 3,00	108 900,00					0,00				
F.22	Stands complete with all accessories for the termination of PVC SWA PVC cables (termination of cable included). a) 6 mm ² Cu x 2-core	each	26	R 45,00	R 35,00	2 080,00					0,00				
F.23	Bare hard drawn copper conductor for earthing, jointing and terminations included. a) 10 mm ² b) 35 mm ² c) 70 mm ²	m	2000	R 18,95	R 1,80	43 500,00	2 000,00		2 000,00		-3 990,00	39 900,00			
F.24	Termination of bare hard drawn copper conductor for earthing, complete with lugs and accessories a) 10 mm ² b) 35 mm ² c) 50 mm ²	each	6	R 15,00	R 12,00	162,00					0,00				
F.25	PVC warning tape (300mm wide)	m	2000	R 2,00	R 2,00	8 000,00					0,00				
F.26	110 mm dia Cable sleeves with couplings and draw wire as specified - conventional (road crossings)	m	400	R 29,70	R 12,00	16 680,00					0,00				
F.27	Supply and install pole mounted box complete with 20A single phase breaker and all other material to install onto the F&T - ABC system	each	26	R 839,50	R 350,00	30 667,00					0,00				
TOTAL TO SUMMARY PAGE:						5 518 254,00	3 535 490,70		3 535 490,70		-353 549,07	3 535 490,70			

JOB #		SUBSIDIARY HEAD LIGHTING LYNGRIS ELUC 01/2022/73		APPROVED TENDER PRICE & QUANTITY				PAYMENT CLAIM				PAGE 8	
Form Number	DESCRIPTION	Tender QTY		Tender Price		TENDER AMOUNT	PCA		Total QTY claimed to Date		Deduct 10% on H.O.A.	TOTAL CLAIMS VALU TO DATE	
		UNIT	QTY	Material	Labour		Material	Labour	Material	Labour			
G.1	SCHEDULE OF QUANTITIES G: EXCAVATIONS												
	All prices below includes the excavation of trenches and holes, separating of stones and soil, rocks etc., levelling of trench beds, sand bedding, backfill, compacting and preparation of all surfaces to the original finish.												
	a) Normal Excavations	m3	500	R	R	200,00							
	b) Difficult Excavations	m3	250	R	R	250,00							
	c) Hard Rock Excavations	m3	1	R	R	1 250,00							
	d) Provide sand or stone-free soil -handling cost included.	m3	50	R	R	275,00							
	e) Remove waste material -handling cost included.	m3	50	R	R	160,00							
G.2	The following will comply where existing services are present:												
	a) Excavations done by hand to expose services	m3	2	R	R	250,00							
	b) Excavations where services have to cross trenches												
	(i) Piped services	each	2	R	R	250,00							
	(ii) Electrical cables	each	2	R	R	250,00							
	(iii) Curbs	each	2	R	R	250,00							
	c) Excavations where services are adjacent to a trench:												
	(i) Piped services	m	2	R	R	150,00							
	(ii) Electrical cable	m	2	R	R	150,00							
	G.3	Reinstatement of surfaces. Only standard trenchwidths shall be measured.											
a) Concrete surfaces with a minimum thickness of 75 mm.		m2	100	R	R	350,00							
b) Tar surfaces according to SABS standards.		m2	100	R	R	480,00							
c) Bitch paving or similar.		m2	100	R	R	150,00							
d) Pebble stones or similar complete with plastic sheeting		m2	50	R	R	80,00							
TOTAL TO SUMMARY PAGE:						362 190,00							

L 102.9 ITEM 9		GRABOON HIGH MAST LIGHTING LYNERS: 16L6 H/1202/129		APPOINTED TENDER PRICE & QUANTITY				PAYMENT CLAIM				MDL		PAGE 4
Item Number	DESCRIPTION	Tender QTY		Tender Price		TENDER AMOUNT	PCI		Total QTY claimed to Date		Deduct 10% on M.O.S.	TOTAL CLAIMS VALUE TO DATE		
	SCHEDULE OF QUANTITIES H: PRELIMINARY & GENERAL AMOUNTS	UNIT	QTY	Material	Labour		Material	Labour	Material	Labour				
H.1	FIXED CHARGES AND VALUE RELATED ITEMS													
H.3.1	Erection of facilities on site including abutment facilities and accommodation for employees, if required	sum	1	R 52 500,00	R 25 500,00	78 000,00								
H.3.2	Contractual requirements	sum	1	R 2 000,00	R 150,00	2 150,00	1,00		1,00			2 000,00		
H.3.3	Provision of Bond Guarantees	sum	1	R 25 500,00	R 550,00	26 050,00	1,00		1,00			25 500,00		
H.3.4	Site Administration, excluding co-ordination with other contractors on site	sum	1	R 500,00	R 750,00	1 250,00								
H.3.5	Setting out of the works and location of and protection of existing services	sum	1	R 1 500,00	R 1 500,00	3 000,00								
H.3.6	Application for wayleaves and permits	sum	1	R 500,00	R 750,00	1 250,00								
H.3.7	Liaison with Supply Authority to connect into the existing network	sum	1	R 500,00	R 750,00	1 250,00								
H.3.8	Inspection and testing and commissioning of complete works	sum	1	R 750,00	R 1 500,00	2 250,00								
H.3.9	Removal of facilities from site	sum	1	R	R 2 500,00	2 500,00								
H.2	TIME RELATED ITEMS													
H.2.1	Contractual requirements	sum	1	R 750,00	R 750,00	1 500,00								
H.2.2	Usage and maintenance of facilities on site	sum	1	R 750,00	R 1 500,00	2 250,00								
H.2.3	Supervision	sum	1	R 28 500,00	R 4 500,00	33 000,00								
H.2.4	Company and Head Office overhead costs	sum	1	R 51 500,00	R 2 500,00	54 000,00								
H.2.4	Security on site for the duration of the contract in terms of clause 4.22 of the conditions of contract	sum	1	R 9 000,00	R 4 500,00	13 500,00								
H.3	HEALTH AND SAFETY COMPLIANCE (Must be priced)													
H.3.1	Compile health and safety plan including risk analysis, safe working procedures and work methods	sum	1	R 4 500,00	R 2 500,00	7 000,00	1,00		1,00			4 500,00		
H.3.2	Compliance with the Occupational Health and Safety Act (Act No 85 of 1993) and Construction Regulations and Specification including maintenance of health and safety file on site for duration of contract	sum	1	R 4 800,00	R 2 500,00	7 300,00								
H.4	PROVISIONAL SUMS													
H.4.1	Erection and removal of notice board	PCsum	1	R	R 20 000,00	20 000,00								
H.4.2	Allowance for cost to employ CIO during contract	PCsum	1	R	R 30 000,00	30 000,00								
TOTAL TO SUMMARY PAGE:						286 150,00	32 000,00		32 000,00		0,00	12 000,00		

[illegible]

[illegible]

CERTIFICATE OF OWNERSHIP OF PLANT / MATERIALS

NAME OF CONTRACTOR: MDL ENGINEERING COMPANY (PTY) LTD
ADDRESS: 5 RING ROAD
GEORGE INDUSTRIA
GEORGE
6536

NAME OF EMPLOYER: THEEWATERSKLOOF MUNICIPALITY
ADDRESS: P O BOX 24
CALEDON
7230

CONTRACT DESCRIPTION: GRABOUW HIGH MAST LIGHTING
CONTRACT NUMBER: ELEC 01/2022/23
MDL CONTRACT NUMBER: JE1383

The undersigned Contractor (duly authorized hereto by virtue of a resolution of the Board of Directors/Members on **26 September 2022**) hereby certifies the following in accordance with the terms of Clause 6.10.1.5 of the General Conditions of Contract.

- (i) The plant and or materials listed hereunder, which are the Contractor's sole and exclusive property and to which no third party has any rights will upon payment be lawfully acquired by the Employer.
- (ii) The Employer is indemnified against any claim to or in respect of the plant and or materials by reason of the Contractor's sequestration or liquidation, or of any defects in the Contractor's title to the plant and or materials.
- (iii) Upon payment, effective delivery of the plant and or materials to the Employer will take place.
- (iv) Ownership of the plant and or materials will then vest in the Employer.
- (v) The plant and or materials are insured in accordance with the requirements of the Conditions of Contract.
- (vi) The Contractor shall be responsible for the care of the plant and or materials and clearly mark and identify same as being the property of the Employer.
- (vii) The plant and or materials are held by the Contractor in storage for and on behalf of the Employer at address: **5 RING ROAD, GEORGE INDUSTRIA, GEORGE, 6536 (*the premises).**
- (viii) The premises is: *a) the property of the Contractor



LIST OF PLANT / MATERIALS IN STORAGE OF CONTRACTOR

[illegible]

SIGNATURE OF CONTRACTOR:

WITNESS: _____

DATE: 3 October 2022

MDL Engineering Company (Pty)Ltd Reg No: 2006/014705/07

Director: M.D. LOUBSER



**SIGNING OF AGREEMENTS/DOCUMENTS
ONDERTEKENING VAN OOREENKOMSTE/DOKUMENTE**

File reference number/ Leër verwysings nommer : **Tender ELEC 01/2022/23**

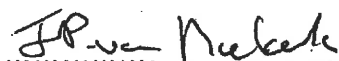
Type of Document/ Tipe document: **Supply, Delivery and Installation of High mast lights in Grabouw, Theewaterskloof Municipal Area**

Who is the other party? Wie is die ander Party: **MDL Engineering Company (Pty) Ltd**

Document prepared by/Dokument voorberei deur:

I confirm that the relevant council resolutions, tender conditions and award have been complied with and therefore the rights of the Council are protected in all material respects.

Name/Naam: **J Van Niekerk**



(Signature/Handtekening)

12-9-2022

DATE/DATUM

Document checked by/Dokument nagesien deur:

Supply Chain Management Department/Voorsieningskanaalbestuur Afdeling: (Applies to contracts where the contractor was appointed through the SCM process / Geld vir kontrakte waar die kontrakteur deur die voorsieningskanaalbestuur proses aangestel is.) I confirm that the relevant council resolutions, tender conditions and award have been complied with and therefore the rights of the Council are protected in all material respects.

Name/Naam: **Sergio Francis**



(Signature/Handtekening)

12-09-2022

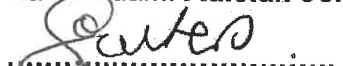
DATE/DATUM

Legal Services/Regsdienste:

It is confirmed that I have reviewed the contract. It complies in all respects with the relevant council resolutions, tender conditions and award and legal requirements as provided to me by the Contract Manager and that the rights of Council are thereby protected. There is no apparent reason why the contract cannot be signed by the relevant delegated authority.

It is recommended that the following changes should be made... 

Name/Naam: **Adielah Jonkers**



(Signature/Handtekening)

14/9/22

DATE/DATUM

Document signed by/Dokument onderteken deur (Municipal Manager / Munisipale Bestuurder and / or Delegated Authority)

Name/Naam: **FH Du Toit**



(Signature/Handtekening)

15/9/22

DATE/DATUM



Theewaterskloof Municipality

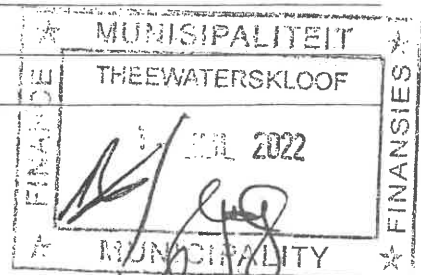
TENDER NO. ELEC 01/2022/23

SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA

Name of Tenderer	MDL Engineering Company (Pty) Ltd.
Address (Physical)	5 Ring Road George Industrial 6536
Telephone Number	044 874 1136
Email	mlobuser@mdlelectrical.co.za; benderadmin@mdlelectrical.co.za
Date	1 July 2022
Signature	
Amount (VAT Included)	R 8182 769 -13.
Duration (weeks)	6 - 8 weeks.
B-BBEE Status Level	1

(Project REF No.E22073)

MAY 2022



Compiled for :

THEEWATERSKLOOF MUNICIPALITY
DEP. DIRECTOR : ELECTRICAL SERVICES
PO BOX 24
CALEDON
7230

Compiled by :

NEIL LYNERS AND ASSOCIATES (PTY) LTD

P O BOX 4901
TYGERVALLEY
7536

TEL : (028) 214 3365
FAX : (028) 214 1289



CONTACT PERSON
TEL :
FAX :
Email

Theo Potgieter
(021) 914 0300
(021) 914 0437
theo@lynerns.co.za

Handwritten signature and number 000000

THEEWATERSKLOOF MUNICIPALITY

SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN
GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA

ELEC 01/2022/23

C1.1 : FORM OF OFFER AND ACCEPTANCE

1. OFFER

The employer, identified in the acceptance signature block, has solicited offers to enter into a contract for the procurement of:

**SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW,
THEEWATERSKLOOF MUNICIPAL AREA: TENDER NO ELEC 01/2022/23**

The tenderer, identified in the offer signature block, has examined the documents listed in the tender data and addenda thereto as listed in the tender schedules, and by submitting this offer has accepted the conditions of tender.

By the representative of the tenderer, deemed to be duly authorized, signing this part of this form of offer and acceptance, the tenderer offers to perform all of the obligations and liabilities of the Contractor under the contract including compliance with all its terms and conditions according to their true intent and meaning for an amount to be determined in accordance with the Conditions of Contract identified in the Contract Data.

The offered total of the prices inclusive of Value-Added Tax is Eight one eight

two seven six nine 13/100.

..... Rand (in words);

R. 8182769-13 (in figures)

This offer may be accepted by the employer by signing the acceptance part of this form of offer and acceptance and returning one copy of this document to the tenderer before the end of the period of validity stated in the tender data, whereupon the tenderer becomes the party named as the contractor in terms of the conditions of contract identified in the contract data.

Signature(s)

Name(s) M. Dreyer Koubser

Capacity Managing Director

for the Tenderer MDL Engineering Company (Pty) Ltd.
(Name and address of organization)

Name and signature of witness D vd Westhuizen

Date 1/7/22

Signature of Bidder

By signing this page the Tenderer acknowledges the contents thereof

2. ACCEPTANCE

By signing this part of this form of offer and acceptance, the employer identified below accepts the tenderer's offer. In consideration thereof, the employer shall pay the contractor the amount due in accordance with the conditions of contract identified in the contract data. Acceptance of the tenderer's offer shall form an agreement between the employer and the tenderer upon the terms and conditions contained in this agreement and in the contract that is the subject of this agreement.

The terms of the contract are contained in

Part C1 : Agreements and contract data (which includes this agreement)

Part C2 : Pricing data

Part C3 : Scope of work

Part C4 : Site Information

and drawings and documents or parts thereof, which may be incorporated by reference into Parts C1 to C4 above.

Deviations from and amendments to the documents listed in the tender data and any addenda thereto, as listed in the tender schedules as well as any changes to the terms of the offer agreed by the tenderer and the employer during this process of offer and acceptance, are contained in the schedule of deviations attached to and forming part of this agreement. No amendments to or deviations from said documents are valid unless contained in this schedule.

The tenderer shall, within two weeks after receiving a completed copy of this agreement including the schedule of deviation (if any), contact the employer's agent (whose details are given in the contract data) to arrange the delivery of any bonds, guarantees, proof insurance and any other documentation to be provided in terms of the conditions of contract identified in the contract data. Failure to fulfil any of the obligations in accordance with those terms shall constitute a repudiation of this agreement.

Notwithstanding anything contained herein, this agreement comes into effect on the date when the tenderer receives one fully completed original copy of this document, including the schedule of deviations (if any). Unless the tenderer (now contractor), within five (5) working days of the date of such receipt, notifies the employer in writing of any reason why he cannot accept the contents of this agreement, this agreement shall constitute a binding contract between the parties.

Signature(s)

Name(s)

Capacity

for the Employer

Name and signature
of witness

Date

By signing this page the Tenderer acknowledges the contents thereof

Signature of Bidder

3. SCHEDULE OF DEVIATIONS

Notes:

1. The extent of deviations from the tender documents issued by the employer before the tender closing date is limited to those permitted in terms of the conditions of tender.
2. A tenderer's covering letter shall not be included in the final contract document. Should any matter in such letter, which constitutes a deviation as aforesaid, be the subject of agreements reached during the process of offer and acceptance, the outcome of such agreement shall be recorded here.
3. Any other matter arising from the process of offer and acceptance either as a confirmation, clarification or change to the tender documents, and which it is agreed by the Parties becomes an obligation of the contract, shall also be recorded here.
4. Any change or addition to the tender documents arising from the above agreements and recorded here, shall also be incorporated into the final draft of the contract.

1. Subject
Details
2. Subject
Details
3. Subject
Details
4. Subject
Details

By the duly authorized representatives signing this schedule of deviations, the employer and the tenderer agree to and accept the foregoing schedule of deviations as the only deviations from and amendments to the documents listed in the tender data and addenda thereto as listed in the tender schedules, as well as any confirmation, clarification or changes to the terms of the offer agreed by the tenderer and the employer during this process of offer and acceptance.

It is expressly agreed that no other matter whether in writing, oral communication or implied during the period between the issue of the tender documents and the receipt by the tenderer of a completed signed copy of this Agreement shall have any meaning or effect in the contract between the parties arising from this agreement.

Signature(s)

Names(s)

Capacity

for the Employer

(Name and address of organisation)

Name and signature of witness Date

Signature(s)

Names(s)

Capacity

for the Tenderer

(Name and address of organisation)

Name and signature of witness Date

By signing this page the Tenderer acknowledges the contents thereof

Signature of Bidder

C2.3

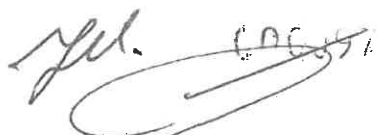
THEEWATERSKLOOF MUNICIPALITY

SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN
GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA

ELEC 01/2022/23

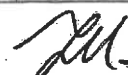
C2.2 : BILLS OF QUANTITIES

By signing this page the Tenderer acknowledges the contents thereof


Signature of Bidder

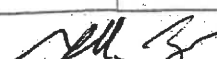
C2.4

ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT COST		TOTAL COST
				MATERIAL	LABOUR	
F.1	Supply and install a complete 30m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	6	112 927.50	12 650.00	163 465.00
F.2	Supply and install a complete 20m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	20	80 692.50	11 550.00	184 850.00
F.3	Supply and install LED flood type luminaires complete with all required equipment	each	174	6 920.55	200.00	123 895.10
F.4	Remove existing 400W light fitting and replace with new 216W LED type	each	10	6 920.55	250.00	71 705.50
F.5	Power tool for winch - Electric type	each	3	24 274.00	250.00	73 572.00
F.6	Excavate, backfill and reinstate around and on top of foundation (normal excavation)	each	26		2530.00	65 780.00
F.7	Supply and construct concrete foundation for 30m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	6	52 210.30	500.00	316 261.80
F.8	Supply and construct concrete foundation for 20m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	20	37 857.75	500.00	767 155.00
F.9	Supply independent laboratory test results of all foundation concrete cast	each	26	450.00	150.00	15 600.00
F.10	Supply independent laboratory test results of soil bearing pressure for each foundation	each	26	250.00	150.00	10 400.00
F.11	Rate for additional 25 Mpa concrete	m³	Rate	1 850.00	500.00	
F.12	Rate for additional reinforcing steel	1000 kg	Rate	2 970.00	500.00	
F.13	Supply and install foundation earth as specified	each	26	1 300.00	450.00	45 600.00
F.14	Supply and install 1800mm x 1.6mm earth spike	each	Rate	350.00	150.00	
F.15	Test and commission all the mast lights	sum	26	3 500.00	400.00	19 500.00
F.16	After dark alignment and adjustments and recordings of lux levels	sum	26	575.00	75.00	15 600.00
						523 836.50



000598

ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT COST		TOTAL COST
				MATERIAL	LABOUR	
F.1	Supply and install a complete 30m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	6	112 927.50	126 12557.50	753 465.00
F.2	Supply and install a complete 20m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	20	80 692.50	11 550.00	1844 850.00
F.3	Supply and install LED flood type luminaires complete with all required equipment	each	174	6 920.65	200.00	1 238 915.70
F.4	Remove existing 400W light fitting and replace with new 216W LED type	each	10			
F.5	Power tool for winch - Electric type	each	3			
F.6	Excavate, backfill and reinstate around and on top of foundation (normal excavation)	each	26			
F.7	Supply and construct concrete foundation for 30m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	6			
F.8	Supply and construct concrete foundation for 20m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	20			
F.9	Supply independent laboratory test results of all foundation concrete cast	each	26			
F.10	Supply independent laboratory test results of soil bearing pressure for each foundation	each	26			
F.11	Rate for additional 25 Mpa concrete	m ³	Rate			
F.12	Rate for additional reinforcing steel	1000 kg	Rate			
F.13	Supply and install foundation earth as specified	each	26			
F.14	Supply and instal 1800mm x 16mm earth spike	each	Rate			
F.15	Test and commission all the mast lights	sum	26			
F.16	After dark alignment and adjustments and recordings of lux levels	sum	26			


600599

SCHEDULE OF QUANTITIES F - NIGHTMAY LIGHTING

C2.5

ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT COST		TOTAL COST
				MATERIAL	LABOUR	
	AMOUNT BROUGHT FORWARD					
F.17	Remove 20m mast and re-install at new position, all labour, material and equipment included, but foundation excluded	sum	5		9 000.00	45 000.00
F.18	Remove 30m mast and re-install at new position, all labour, material and equipment included, but foundation excluded	sum	5		1 500.00	7 500.00
F.19	Disconnect and remove existing pole mounted streetlight and deliver to municipal stores	each	5		1 500.00	7 500.00
F.20	Disconnect existing streetlight on concrete pole and remove pole and light fitting and deliver to municipal stores	each	5		980.00	4 900.00
F.21	L.V. PVC SWA PVC cables with stranded conductors as specified					
	a) 6 mm ² Cu x 2-core	m	2000	51.45	3.00	108 900.00
F.22	Glands complete with all accessories for the termination of PVC SWA PVC cables (termination of cable included).					
	a) 6 mm ² Cu x 2-core	each	26	40.00	35.00	1040.00
F.23	Bare hard drawn copper conductor for earthing, jointing and terminations included.					
	a) 10 mm ²	m	2000	19.95	1.80	43500.00
	b) 35 mm ²	m	Rate	74.25	3.00	
	c) 70 mm ²	m	Rate	147.40	4.00	
F.24	Termination of bare hard drawn copper conductor for earthing, complete with lugs and accessories					
	a) 10 mm ²	each	6	15.00	12.00	162.00
	b) 35 mm ²	each	Rate	20.00	36.00	
	c) 50 mm ²	each	Rate	35.00	38.00	
F.25	PVC warning tape (300mm wide)	m	2000	2.00	2.00	8000.00
F.26	110 mm dia Cable sleeves with couplings and draw wire as specified - conventional (road crossings)	m	400	29.70	12.00	16 680.00
F.27	Supply and install pole mounted box complete with 20A single phase breaker and all other material to install onto the Eskom ABC system	each	26	829.50	350.00	30 667.00
						273 849.00

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600.00

200.01

600.61

SCHEDULE OF QUANTITIES - PRELIMINARY AND GENERAL AMOUNTS

C2.7

ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT COST		TOTAL COST
				MATERIAL	LABOUR	
H.1	FIXED CHARGES AND VALUE RELATED ITEMS					
H.1.1	Erection of facilities on site including ablution facilities and accommodation for employees, if required	sum	1	52 500.00	25 500.00	18 000.00
H.1.2	Contractual requirements	sum	1	2 000.00	150.00	2 150.00
H.1.3	Provision of Sureties and Guarantees	sum	1	25 500.00	550.00	26 050.00
H.1.4	Site Administration including co-ordination with other contractors on site	sum	1	500.00	750.00	1 250.00
H.1.5	Setting out of the works and location of and protection of existing services	sum	1	1 500.00	1 600.00	3 000.00
H.1.6	Application for wayleaves and permits	sum	1	500.00	750.00	1 250.00
H.1.7	network	sum	1	500.00	750.00	1 250.00
H.1.8	Inspection and testing and commissioning of complete works	sum	1	750.00	1 500.00	2 250.00
H.1.9	Removal of facilities from site	sum	1		2 500.00	2 500.00
H.2	TIME RELATED ITEMS					
H.2.1	Contractual requirements	sum	1	750.00	750.00	1 500.00
H.2.2	Usage and maintenance of facilities on site	sum	1	750.00	1 500.00	2 250.00
H.2.3	Supervision	sum	1	28 500.00	4 500.00	33 000.00
H.2.3	Company and Head Office overhead costs	sum	1	51 500.00	2 500.00	54 000.00
2.4	Security on site for the duration of the contract in terms of clause 4.22 of the conditions of contract	sum	1	9 000.00	4 500.00	13 500.00
H.3	HEALTH AND SAFETY COMPLIANCE (Must be priced)					
H.3.1	Compile health and safety plan including risk analysis, safe working procedures and work methods	sum	1	4 500.00	2 500.00	7 000.00
H.3.2	Compliance with the Occupational Health and Safety Act (Act No 85 of 1993) and Construction Regulations and Specification including maintenance of health and safety file on site for duration of contract	sum	1	4 800.00	2 500.00	7 300.00
H.4	PROVISIONAL SUMS					
H.4.1	Erection and removal of notice board	PCSum				20 000.00
H.4.2	Allowance for cost to employ CLO during contract	PCSum				30 000.00
						286 250.00

Handwritten signature

600102

SCHEDULE OF QUANTITIES - SUMMARY

DESCRIPTION	UNIT COST		TOTAL COST
	MATERIAL	LABOUR	
SCHEDULE OF QUANTITIES F: HIGH MAST LIGHTING			5 512 214 -00
SCHEDULE OF QUANTITIES G: EXCAVATIONS			362 100 -00
SCHEDULE OF QUANTITIES H: PRELIMINARY AND GENERAL			286 250 -00
			6 160 564 -00
			6 160 564 -40
			6 776 620 -40
AL 2			338 831 -02
			7 115 651 -42
			106737 -71
			8 182 769 -13

If the tenderer fails to sign this schedule, it will be interpreted that the tenderer does not comply with the Bill of Quantities and therefore will be regarded as being non-responsive.

I HEREBY DECLARE THAT I WILL COMPLY WITH THE BOQ AS SET OUT ABOVE

Signature

Date

1 July 2022.

722. 13
600.05

- b. Please note that none of the company directors / trustees / members / shareholders of, are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof is attached.
- c. The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof is attached.
- d. The tenderer is registered on the municipality's database of prospective providers. Proof thereof attached.
- e. The tenderer is registered on the Central Supplier Database (CSD). Proof thereof attached.
- f. That the tender be awarded to MDL Engineering Company (Pty) Ltd based on their full offer as received.
- g. The BVA number was verified on the SANAS website.

9. RECOMMENDATION BY THE ADJUDICATION COMMITTEE – 19 AUGUST 2022

The Adjudication Committee confirms that the tender complies with the tender conditions and criteria, and recommends to the Adjudication that:

Tender No: **ELEC 01/2022/23 SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA FROM DATE OF APPOINTMENT** be awarded to MDL engineering company in the amount of R8 182 769.13 – (vat incl.) (eight million one hundred eighty two thousand seven hundred sixty nine rand and thirteen cents) vat inclusive, for scoring the highest preference points in terms of preferential procurement regulations contained in the Theewaterskloof supply chain policy.

07/7510/2/0061/1 – R 8 613 344.00 – 2022/23)

07/7510/2/0061/5 – R1 019 437.00 – 2022/23)

R8 182 769.13 – (Vat Incl)

- a. The register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderers is not listed. Proof thereof attached.
- b. Please note that none of the company directors / trustees / members / shareholders of, are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof is attached.
- c. The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof is attached.

- d. The tenderer is registered on the municipality's database of prospective providers. Proof thereof attached.
- e. The tenderer is registered on the Central Supplier Database (CSD). Proof thereof attached.
- f. That the tender be awarded to MDL Engineering Company (Pty) Ltd based on their full offer as received.
- g. The BVA number was verified on the SANAS website.

10. ANNEXURES

- Annexure A: Advert
- Annexure B: Budget
- Annexure C: Minutes of Site Clarification Meeting / Attendance Register of Compulsory Site Clarification Meeting
- Annexure D: Contract Manager & Consultant Technical Evaluation Report
- Annexure E: Proof of Database Registrations
- Annexure F: Proof from SARS
- Annexure G: Register of Tender Defaulters and Database of Restricted Suppliers
- Annexure H: Tender participation fee
- Annexure I: Proof of SANAS / SWORN AFFIDAVIT
- Annexure J: Municipal account / lease agreement
- Annexure K: Bid Evaluation Checklist
- Annexure L: List of Bids Received
- Annexure M: Cost Estimate of project



[illegible]

Supplier Master

Business Information**Internal Creditor Code**

Full Registered Name MDL ENGINEERING COMPANY (PTY) LTD.
Trading Name MDL ENGINEERING COMPANY (PTY) LTD.
Company Registration No 2006/014705/07
VAT Registration No 4810236911
Income Tax Reference No 9282119164
Business Municipal Account No
City Council
BBBEE Status Level 0
HD1 % Total 0 Female 0
Business Size
Secondary Banking Detail
Business Sector
Discount 0
Discount Term

Control Accounts (Creditors)

Invoices (Deposits)
Payments (Withdrawals)

Banking Details

Bank Code SBZA
Bank Name STANDARD BANK OF SOUTH AFRICA LIMITED,THE
Branch Code 051001
Branch Name Knysna
Account No 082565325
Account Type Cheque/Current
Action Date and Time 2022MAR 947
Creditor Utilization blocked? No
Reason for Utilization Block 0

Internal Status

Currently Active ☒
Payments Blocked ☐
Sundry Beneficiary ☐
Applied for Accreditation ☐
Accredited Supplier ☒
Direct Invoicing ☐
EFT Reference Required? ☐
Default EFT Reference

Financial Year Transaction Summary

Orders	0
GRN	0
Invoices	0
Cheque Payments	0
EFT Payments	0
Outstanding Payments	0
Journals	0
Year-End Journals	0

Age Analysis

Customer Type Trade Creditors
0 - 30 Days
31 - 60 Days
61 - 90 Days
91 - 120 Days
121 - 150 Days
151 - 180 Days
181 Days - 1 Year
Over 1 Year

Record was successfully displayed

View Add Change Delete

2022-11-25

M00200 A

MDL ENGINEERING COMPANY (PTY) LTD.

Datum : 25,11,2022

Tjek nr.: CASHFOCUS

Besonderhede van Betaling/Details of payment :

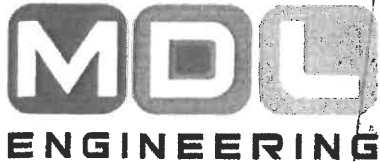
[illegible]

Besonderhede van uitgawe	Ek/Ons sertifiseer dat geen vorige betaling in	863860,68
nagegaan en gekontroleer	hierdie verband gemaak is nie.	0.00

Direkteur : Finansies

S JOORST
Opgestel deur

Nagesien deur



GEORGE BRANCH (Head Office)
5 Ring Road | PO Box 3039 | GEORGE | 6536
Tel: +27 (0) 44 874 1136 | Fax: +27 (0) 44 874 0136

KNYSNA BRANCH
29 Sandpiper Street | KNYSNA | PO Box 23 | SEDGEFIELD | 6573
Tel: +27 (0) 44 382 0962 | Fax: +27 (0) 874 0136

Vat No: 4810236911 A

Reg No: 2006/014705/07

Banking Details: Standard Bank

Account No: 82565325 A

Branch Code: 051001

TAX INVOICE NO: INV10618 A

DATE: 2022/10/24

Customer Details:

Theewaterskloof Municipality A

PO Box 24

Caledon

7230

Vat 4830118370 A

Email:

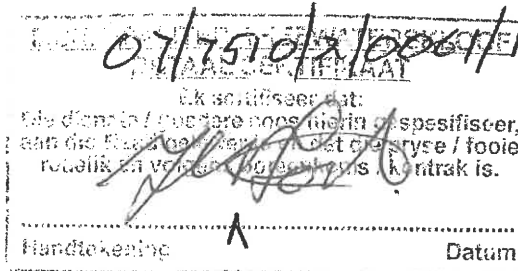
Tel:

Order Number:

Other Ref: ELEC01/2022/23 (E22073)

Job No: JE1383 - Installation New High Mast Lights Grabouw

Code	Description	UOM	Qty	Unit Price	Total
PC.02	PC 2 - Supply, Delivery & Installation of New High Mast Lighting in Grabouw	Each	1.00	751,183.20	R 751,183.20



* PLEASE NOTE:

- Until such time as this invoice has been paid in full, ownership (**but not risk), of these goods shall remain vested in MDL. (** Relevant only for Material installed on site)
- Payment terms:
 - Contract Based Invoices - Settlement strictly 28 days from date of invoice, as per GCC (3rd Ed, 2015)
 - All other invoices are to be settled immediately (COD)
 - Deposits (if applicable) are payable immediately or as specified above
- MDL reserves the right to charge interest on all overdue accounts

Sub Total: R 751,183.20

Total Excl: R 751,183.20

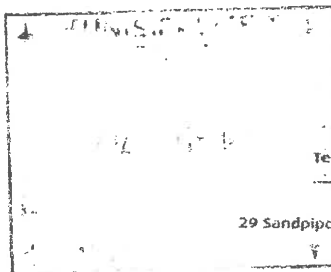
VAT: R 112,677.48

Total: R 863,860.68 A

MDL Engineering Company (Pty) Ltd Reg No: 2006/014705/07

Director: M.D. LOUBSER





GEORGE BRANCH (Head Office)
5 Ring Road | PO Box 3039 | GEORGE | 6536
Tel: +27 (0) 44 874 1136 | Fax: +27 (0) 44 874 0136

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29 Sandpiper Street | KNYSNA | PO Box 23 | SEDGEFIELD | 6573
Tel: +27 (0) 44 382 0962 | Fax: +27 (0) 874 0136

Vat No: 4810236911

Reg No: 2006/014705/07

Banking Details: Standard Bank

Account No: 82565325

Branch Code: 051001

TAX INVOICE NO: INV10618

DATE: 2022/10/24

Customer Details:

Theewaterskloof Municipality

PO Box 24

Caledon

7700

Vat No: 4000846248

Email:

Tel:

Order Number: Awaiting quote

Other Ref: ELEC01/2022/23 (E22073)

Job No: JE1383 - Installation New High Mast Lights Grabouw

Code	Description	UOM	Qty	Unit Price	Total
PC.02	PC 2 - Supply, Delivery & Installation of New High Mast Lighting in Grabouw	Each	1.00	751,183.20	R 751,183.20

*** PLEASE NOTE:**

- Until such time as this invoice has been paid in full, ownership (**but not risk), of these goods shall remain vested in MDL. (** Relevant only for Material installed on site)
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- MDL reserves the right to charge interest on all overdue accounts

Sub Total: R 751,183.20

Total Excl: R 751,183.20

VAT: R 112,677.48

Total: R 863,860.68



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Neil
LYNERS
and Associates (RF) (Pty) Ltd



Consulting Engineers & Project Management

Our reference : E22073/COR/TP/tp/05

Your reference :

24 October 2022

Theewaterskloof Municipality
P O Box 24
CALEDON
7230

Postal Address : P O Box 4901 TYGERVALLEY 7536

Street Address : South Gate Building, Ground Floor

South Gate Entrance, Carl Cronjé Drive

Tyger Valley Waterfront BELLVILLE 7530

Tel: +27 (0) 21 914 0300 | Fax: +27 (0) 21 914 0437

E-mail: bellville@lynerns.co.za | Website: www.lynerns.co.za

Attention: Mr Francois du Toit

Sir

TENDER ELEC 01/2022/23 : SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA: PAYMENT CERTIFICATE

Attached please find certified payment certificate no. 2 for October 2022 as submitted by MDL Engineering Company (Pty) Ltd for the above project.

For any further information please contact the undersigned.

Yours faithfully

Theo Potgieter Pr Eng
(Head of Electrical Department)
for LYNERS



Neil Lyners & Associates (RF) (Pty) Ltd (2015/438525/07)



DIRECTORS: Neil Lyners Pr Eng FSAICE • Mario Fillippi Pr Eng MSAICE • Fred Laker Pr Tech Eng MSAICE • Emmeline Lyners

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Neil

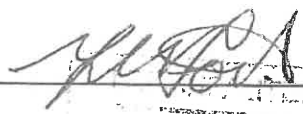
LYNERS

and Associates (RF) (Pty) Ltd

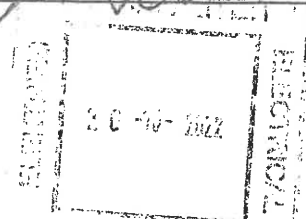


Consulting Engineers & Project Managers

PAYMENT CERTIFICATE
in terms of Clause 14 of FIDIC

NOT A TAX INVOICE					
EMPLOYER		Theewaterskloof Municipality			
CONTRACT NO.:		ELEC 01/2022/23 (E22073)			
CONTRACT DESCRIPTION:		SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW THEEWATERSKLOOF MUNICIPAL AREA			
CONTRACTOR:		MDL Engineering Company (Pty) Ltd			
PAYMENT CERT. NO.:		2			
DATE OF VALUATION:		21 October 2022		DATE CERTIFIED: 24 October 2022	
DATE SUBMITTED :		21 October 2022		DATE PAYABLE: 24 November 2022	
CONTRACT VALUE:		R 6 160 564.00 (Vat excluded)		COMMENCEMENT DATE: 26 September 2022	
CONTRACT PERIOD:		8 weeks		COMPLETION DATE: 21 November 2022	
ORDER NUMBER:					
NO.	PREVIOUS CERTIFICATES EXCLUDING VAT AMOUNTS	VAT	SUMMARY OF PAYMENT CERTIFICATE	PAGE	AMOUNT
1	R 3 210 741.63	R481 611.24	Value of work completed (MOS)		R3 550 718.20
2			Value of work completed		R851 420.50
3			Add: Contract Price adjustment (SEIFSA) (if applicable)		R0.00
4			Add: Contract Price adjustment (METALS) (if applicable)		R0.00
5			Add: Rate of Exchange (if applicable)		R 0.00
6			Sub Total 1		R 4 402 138.70
7			Less : Retention withheld : 10% of Non-MOS		R 85 142.05
8			Less : 10% on MOS		R 355 071.82
9			Sub Total 2		R 3 961 924.83
10			Less: Previously certified (excluding VAT)		R 3 210 741.63
Sub-totals	R3 210 741.63	R481 611.24	Amount now payable (excl. VAT)		R 751 183.20
			Add : 15% VAT		R112 677.48
TOTAL		R3 692 352.87	TOTAL CERTIFIED AMOUNT NOW DUE AND PAYABLE		R863 860.68
The amount of Eight Hundred Sixty Three Thousand Eight Hundred Sixty Rands and Sixty Eight Cents is now due and payable by Theewaterskloof Municipality to MDL Engineering Company (Pty) Ltd before 24 Nov 2022					
CERTIFIED CORRECT, DUE AND PAYABLE BY :			FOR CLIENT'S USE		
 Theo Potgieter 24 October 2022			Retention: R33 464.80 Non-retention: R751 183.20 		
for: Lyners Consulting Engineers on behalf of Theewaterskloof Municipality			DATE		

Retention Total 1: R356 747.07
 Total 2: 83 464.80
 Retention Total R440 213.87



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Neil

LYNERS

and Associates (RF) (Pty) Ltd



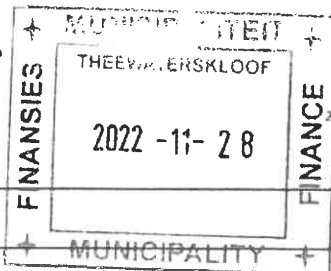
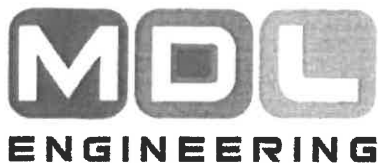
Consulting Engineers & Project Managers

SUMMARY OF CONTRACT		
CONTRACT NO.:	ELEC 01/2022/23 (E22073)	
CONTRACT DESCRIPTION:	SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW THEEWATERSKLOOF MUNICIPAL AREA	
PAYMENT CERTIFICATE NO.:	2	
DATE:	24 October 2022	
1	TENDER AMOUNT	
1.1	TENDER AMOUNT FULL TENDER	R6 160 564.00
1.2	PROVISIONAL AMOUNTS	R0.00
1.3	CONTINGENCY AMOUNT (10%)	R616 056.40
1.4	PROVEN COST AMOUNTS (ESCALATION ALLOWANCE - 5%)	R338 831.02
1.5	SUB TOTAL	R7 115 451.42
1.6	VAT (15%)	R1 067 317.71
1.7	GROSS TENDER AMOUNT	R8 182 769.13
2	CURRENT CONTRACT AMOUNT	
2.1	CONTRACT APPOINTMENT PHASE 1 & 2 AMOUNT EXCL VAT	R6 160 564.00
2.2	APPROVED VARIATION ORDERS	R0.00
2.3	RE-MEASUREMENT	R0.00
2.4	ESCALATION	R0.00
2.5	SUB TOTAL	R6 160 564.00
2.6	VAT (15%)	R924 084.60
2.7	CURRENT CONTRACT AMOUNT	R7 084 648.60
3	ESTIMATED CONTRACT COMPLETION COST	
3.1	CURRENT CONTRACT AMOUNT EXCL VAT	R6 160 564.00
3.2	CONTINGENCIES	R616 056.40
3.3	PROVISIONAL AMOUNTS (ESCALATION)	R338 831.02
3.4	RE-MEASUREMENT	R0.00
3.5	VARIATION ORDERS NOT YET APPROVED	R0.00
3.6	SUB TOTAL	R7 115 451.42
3.7	VAT (15%)	R1 067 317.71
3.8	ESTIMATED CONTRACT COMPLETION COST	R 8 182 769.13

JOB #	GRABOUW HIGH MAST LIGHTING	APPOINTED TENDER PRICE & QUANTITY				PAYMENT CLAIM				MD	PAGE 1	
ESTIMATE	LYNERS: ELEC 01/2022/23											
Item Number	DESCRIPTION	UNIT	QTY	Material	Labour	TOTAL PRICE	Material	Labour	Total QTY Claimed to Date	Deduct 10% on M.O.S.	TOTAL CLAIMS VALUE TO DATE	
SCHEDULE OF QUANTITIES F: HIGH MAST LIGHTING												
F.1	Supply and install a complete 30m high mast lighting structure, hot dip galvanized steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	8	R 312 927,50	R 72 650,00	753 465,00			8,00	-67 756,50	677 565,00	
F.2	Supply a complete 20m high mast lighting structure, hot dip galvanized steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	20	R 80 692,50	R 11 550,00	1 844 850,00			20,00	-161 385,00	1 673 465,00	
F.3	Supply and install LED flood type luminaires complete with all required equipment	each	174	R 6 920,55	R 200,00	1 238 975,70			174,00	-120 417,57	1 204 175,70	
F.4	Remove existing 400W light fitting and replace with new 216W LED type	each	10	R 4 920,55	R 250,00	71 705,50						
F.5	Power tool for which - Electric type	each	3	R 24 274,00	R 250,00	73 572,00						
F.6	Excavate, backfill and relinstate around and on top of foundation (normal excavation)	each	26		R 2 530,00	65 780,00		16,00			40 480,00	
F.7	Supply and construct concrete foundation for 30m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	6	R 52 210,30	R 500,00	316 261,80						
F.8	Supply and construct concrete foundation for 20m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	20	R 37 857,75	R 500,00	767 155,00	16,00	16,00			613 725,00	
F.9	Supply independent laboratory test results of all foundation concrete cast	each	26	R 450,00	R 150,00	15 600,00						
F.10	Supply independent laboratory test results of soil bearing pressure for each foundation	each	26	R 250,00	R 150,00	10 400,00						
F.11	Rate for additional 25 Mpa concrete	m3	0	R 1 850,00	R 500,00							
F.12	Rate for additional reinforcing steel	1000 kg	0	R 2 970,00	R 500,00							
F.13	Supply 7 foundation earth as specified	each	26	R 1 300,00	R 450,00	45 500,00	26,00	16,00	26,00	-1 300,00	41 000,00	
F.14	Supply and install 1800mm x 3.6mm earth spike	each	0	R 350,00	R 150,00							
F.15	Test and commission all the mast lights	sum	26	R 350,00	R 400,00	19 500,00						
F.16	After dark alignment and adjustments and recordings of lux levels	sum	26	R 525,00	R 75,00	35 600,00						
TOTAL TO NEXT PAGE:						5 388 361,00	639 574,00	55 080,00	4 135 114,70	55 680,00	-350 836,07	4 190 794,70

JOB #		CHABOUW/HIGH MAST LIGHTING		APPOINTED TENDER PRICE & QUANTITY			PAYMENT CLAIM				MOI		PAGE 4
JEL343		LYMILAS: REC B1/2023/23											
Item Number	DESCRIPTION	Supplier QTY		Tender QTY		TENDER AMOUNT	PCI		Total QTY Claimed to Date		Deduct 10% on M.O.S.	TOTAL CLAIMS VALUE TO DATE	
	SCHEDULE OF QUANTITIES H: PRELIMINARY & GENERAL AMOUNTS	UNIT	QTY	Material	Labour		Material	Labour	Material	Labour			
H.1	FIXED CHARGES AND VALUE RELATED ITEMS												
H.1.1	Erection of facilities on site including station facilities and accommodation for employees, if required	sum	1	R 52 500,00	R 25 500,00	78 000,00	1,00	1,00	1,00	1,00		78 000,00	
H.1.2	Contractual requirements	sum	1	R 2 000,00	R 150,00	2 150,00		1,00	1,00	1,00		2 150,00	
H.1.3	Provide safety and insurance	sum	1	R 25 500,00	R 550,00	26 050,00		1,00	1,00	1,00		26 050,00	
H.1.4	Site Access - including co-ordination with other contractors on site	sum	1	R 500,00	R 750,00	1 250,00							
H.1.5	Setting out of the works and location of and protection of existing services	sum	1	R 1 500,00	R 1 500,00	3 000,00	1,00	1,00	1,00	1,00		3 000,00	
H.1.6	Application for wayleaves and permits	sum	1	R 500,00	R 750,00	1 250,00	1,00	1,00	1,00	1,00		1 250,00	
H.1.7	Liaison with Supply Authority to connect into the existing network	sum	1	R 500,00	R 750,00	1 250,00							
H.1.8	Inspection and testing and commissioning of complete works	sum	1	R 750,00	R 1 500,00	2 250,00							
H.1.9	Removal of facilities from site	sum	1	R 2 500,00		2 500,00							
H.2	TIME RELATED ITEMS												
H.2.1	Contractual requirements	sum	1	R 750,00	R 750,00	1 500,00	1,00	1,00	1,00	1,00		1 500,00	
H.2.2	Wage and maintenance of facilities on site	sum	1	R 750,00	R 1 500,00	2 250,00							
H.2.3	Supervision	sum	1	R 28 500,00	R 4 500,00	33 000,00	0,30	0,30	0,30	0,30		9 900,00	
H.2.4	Company and Head Office overhead costs	sum	1	R 51 500,00	R 2 500,00	54 000,00	0,30	0,30	0,30	0,30		16 200,00	
H.2.5	Security on site for the duration of the contract in terms of clause 4.22 of the conditions of contract	sum	1	R 9 000,00	R 4 500,00	13 500,00	0,30	0,30	0,30	0,30		4 050,00	
H.3	HEALTH AND SAFETY COMPLIANCE (Must be priced)												
H.3.1	Compile health and safety plan including risk analysis, safe working procedures and work methods	sum	1	R 4 500,00	R 2 500,00	7 000,00		0,30	1,00	0,30		5 250,00	
H.3.2	Compliance with the Occupational Health and Safety Act (Act No 85 of 1993) and Construction Regulations and Specification including maintenance of health and safety file on site for duration of contract	sum	1	R 4 800,00	R 2 500,00	7 300,00	0,30	0,30	0,30	0,30		2 190,00	
H.4	PROVISIONS - SUMS												
H.4.1	Erection and removal of notice board	PCSum	1	R 20 000,00		20 000,00							
H.4.2	Allowance for cost to employ CLO during contract	PCSum	1	R 30 000,00		30 000,00							
TOTAL TO SUMMARY PAGE:						216 250,00	83 380,00	34 150,00	115 380,00	34 150,00	0,00	149 530,00	

K0010576 1



GEORGE BRANCH (Head Office)
5 Ring Road | PO Box 3039 | GEORGE | 6536
Tel: +27 (0) 44 874 1136 | Fax: +27 (0) 44 874 0136

KNYSNA BRANCH
27 Sandpiper Street | KNYSNA | PO Box 23 | SEDGEFIELD | 6573
Tel: +27 (0) 44 382 0962 | Fax: +27 (0) 874 0136

Vat No: 4810236911 ^

Reg No: 2006/014705/07

Banking Details: Standard Bank

Account No: 82565325 ^ ^

Branch Code: 051001

TAX INVOICE NO: INV10670 ^

DATE: 2022/11/23

Customer Details: ^

Theewaterskloof Municipality

PO Box 24

Caledon

7230

Vat No: 4000846248 ^

Email:

Tel:

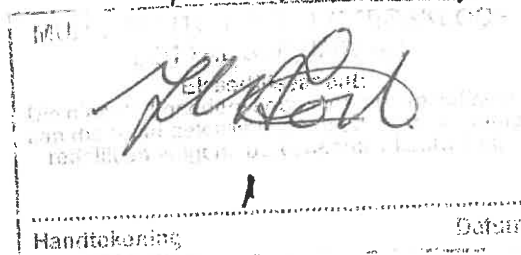
Order Number:

Other Ref: ELEC01/2022/23 (E22073)

Job No: JE1383 - Installation New High Mast Lights Grabouw

Code	Description	UOM	Qty	Unit Price	Total
PC.03	PC 3 - Supply, Delivery & Installation of New High Mast Lighting in Grabouw	Each	1.00	1,330,535.15	R 1,330,535.15

Pos nr 01/7510/2/0001/1



* PLEASE NOTE:

- Until such time as this invoice has been paid in full, ownership (**but not risk), of these goods shall remain vested in MDL. (** Relevant only for Material installed on site)
- Payment terms:
- Contract Based Invoices - Settlement strictly 28 days from date of invoice, as per GCC (3rd Ed, 2015)
- All other invoices are to be settled immediately (COD)
- Deposits (if applicable) are payable immediately or as specified above
- MDL reserves the right to charge interest on all overdue accounts

Sub Total: R 1,330,535.15

Total Excl: R 1,330,535.15

VAT: R 199,580.27

Total: ^ R 1,530,115.42 ^

MDL Engineering Company (Pty) Ltd Reg No: 2006/014705/07

Director: M.D. LOUBSER



28.10.22	JE023113	MDL Engineering Company (Pty)Ltd	Supply, delivery and installation of Municipal area(ELEC 01/2022/23)
18.11.22	JE023137	MDL Engineering Company (Pty)Ltd	Supply, delivery and installation of Municipal area(ELEC 01/2022/23)
18.11.22	JE023137	MDL Engineering Company (Pty)Ltd	Supply, delivery and installation of Municipal area(ELEC 01/2022/23)
05 12 22		MDL Engineering Company (Pty)Ltd	Supply, delivery and installation of Municipal area(ELEC 01/2022/23)

Caring
Innovative
Focussed

Neil

LYNERS

and Associates (RF) (Pty) Ltd



Consulting Engineers & Project Managers

Our reference : E22073/COR/TP/tp/06

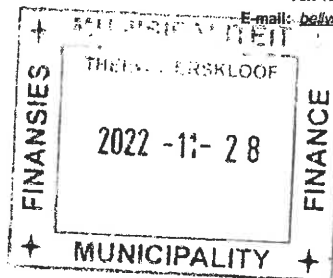
Postal Address : P O Box 4901 TYGERVALLEY 7536
Street Address : South Gate Building, Ground Floor
South Gate Entrance, Carl Cronjé Drive
Tyger Valley Waterfront BELLVILLE 7530

Your reference :

24 November 2022

Tel: +27 (0) 21 914 0300 | Fax: +27 (0) 21 914 0437
E-mail: bellville@lynerns.co.za | Website: www.lynerns.co.za

Theewaterskloof Municipality
P O Box 24
CALEDON
7230



Attention: Mr Francois du Toit

Sir

TENDER ELEC 01/2022/23 : SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA: PAYMENT CERTIFICATE

Attached please find certified payment certificate no. 3 for November 2022 as submitted by MDL Engineering Company (Pty) Ltd for the above project.

For any further information please contact the undersigned.

Yours faithfully

Theo Potgieter Pr Eng
(Head of Electrical Department)
for LYNERS

SABS
ISO 9001

Neil Lyners & Associates (RF) (Pty) Ltd (2015/438525/07)

CESA

DIRECTORS: Neil Lyners Pr Eng FSAICE • Mario Filippi Pr Eng MSAICE • Fred Laker Pr Tech Eng MSAICE • Ermelinde Lyners

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Neil

LYNERS

and Associates (RF) (Pty) Ltd



Consulting Engineers & Project Managers

PAYMENT CERTIFICATE
in terms of Clause 14 of FIDIC

NOT A TAX INVOICE					
EMPLOYER		Theewaterskloof Municipality			
CONTRACT NO.:		ELEC 01/2022/23 (E22073)			
CONTRACT DESCRIPTION:		SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW THEEWATERSKLOOF MUNICIPAL AREA			
CONTRACTOR:		MDL Engineering Company (Pty) Ltd			
PAYMENT CERT. NO.:		3			
DATE OF VALUATION:		21 November 2022		DATE CERTIFIED: 23 November 2022	
DATE SUBMITTED :		21 November 2022		DATE PAYABLE: 24 December 2022	
CURRENT CONTRACT VALUE:		R 7 486 772.00 (Vat excluded)		COMMENCEMENT DATE: 26 September 2022	
CONTRACT PERIOD:				AMENDED COMPLETION DATE: 18 March 2023	
				ORDER NUMBER:	
PREVIOUS CERTIFICATES			SUMMARY OF PAYMENT CERTIFICATE	PAGE	AMOUNT
NO.	EXCLUDING VAT AMOUNTS	VAT			
1	R 3 210 741.63	R481 611.24	Value of work completed (MOS)		R1 158 374.70
2	R 751 183.20	R112 677.48	Value of work completed		R4 624 261.35
3			Add: Contract Price adjustment (SEIFSA) (if applicable)		R0.00
4			Add: Contract Price adjustment (METALS) (if applicable)		R0.00
5			Add: Rate of Exchange (if applicable)		R 0.00
6			Sub Total 1		R 5 782 636.05
7			Less : Retention withheld : Max 5% of current Contract Value		R 374 338.60
8			Less : 10% on MOS		R 115 837.47
9			Sub Total 2		R 5 292 459.98
10			Less: Previously certified (excluding VAT)		R 3 961 924.83
			Amount now payable (excl. VAT)		R 1 330 535.15
Sub-totals	R3 961 924.83	R594 288.72	Add : 15% VAT		R199 580.27
TOTAL		R4 556 213.55	TOTAL CERTIFIED AMOUNT NOW DUE AND PAYABLE		R1 530 115.42
The amount of One Million Five Hundred Thirty Thousand One Hundred Fifteen Rands and Forty Two Cents is now due and payable by Theewaterskloof Municipality to MDL Engineering Company (Pty) Ltd before 24 Dec 2022					
CERTIFIED CORRECT, DUE AND PAYABLE BY :			FOR CLIENT'S USE		
Theo Potgieter			Honstrafice R1 330 535.15		
			Retensie R49 962.20		
23 November 2022					
for: Lyners Consulting Engineers on behalf of Theewaterskloof Municipality			DATE		

Retensie Reenie faktuur : R49 962.20

Retensie reeds uitgesken : R440 213.87

Totaal : R490 176.07



Consulting Engineers & Project Managers

SUMMARY OF CONTRACT		
CONTRACT NO.:	ELEC 01/2022/23 (E22073)	
CONTRACT DESCRIPTION:	SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW THEEWATERSKLOOF MUNICIPAL AREA	
PAYMENT CERTIFICATE NO.:	3	
DATE:	23 November 2022	
1	TENDER AMOUNT	
1.1	TENDER AMOUNT FULL TENDER + EXPANSION	R7 486 772.00
1.2	PROVISIONAL AMOUNTS	R0.00
1.3	CONTINGENCY AMOUNT (10%)	R682 366.80
1.4	PROVEN COST AMOUNTS (ESCALATION ALLOWANCE - 5%)	R366 681.39
1.5	SUB TOTAL	R8 535 820.19
1.6	VAT (15%)	R1 280 373.03
1.7	GROSS TENDER AMOUNT	R9 816 193.22
2	CURRENT CONTRACT AMOUNT	
2.1	CONTRACT APPOINTMENT PHASE 1 & 2 AMOUNT EXCL VAT	R7 486 772.00
2.2	APPROVED VARIATION ORDERS	R0.00
2.3	RE-MEASUREMENT	R0.00
2.4	ESCALATION	R0.00
2.5	SUB TOTAL	R7 486 772.00
2.6	VAT (15%)	R1 123 015.80
2.7	CURRENT CONTRACT AMOUNT	R8 609 787.80
3	ESTIMATED CONTRACT COMPLETION COST	
3.1	CURRENT CONTRACT AMOUNT EXCL VAT	R7 486 772.00
3.2	CONTINGENCIES	R682 366.80
3.3	PROVISIONAL AMOUNTS (ESCALATION)	R366 681.39
3.4	RE-MEASUREMENT	R0.00
3.5	VARIATION ORDERS NOT YET APPROVED	R0.00
3.6	SUB TOTAL	R8 535 820.19
3.7	VAT (15%)	R1 280 373.03
3.8	ESTIMATED CONTRACT COMPLETION COST	R 9 816 193.22

Item #	Item Description	APPOINTED TENDER PRICE & QUANTITY							PAYMENT CLAIM				MDX		PAGE 3
Item Number	DESCRIPTION	Tender QTY				Tender Price		THROW AWAY	PC 3		Tender QTY Entered in Gate		Deduct 10% on M.C.S.	TOTAL CLAIMS VALUE TO DATE	
		UNIT	App. 1	App. 2	App. 3	Comm. QTY	Material		Labour	Material	Labour	Material			Labour
	SCHEDULE OF QUANTITIES P: HIGH MAST LIGHTING														
F.1	Supply and install a complete 30m high mast lighting structure, hot dip galvanized steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections c) including daylight control system	each	6	1		8	R 112 927,50	R 12 650,00	1 004 620,00				0,00	672 565,00	
F.2	Supply and install a complete 20m high mast lighting structure, hot dip galvanized steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	20	5		30	R 80 692,50	R 11 550,00	2 398 305,00		20,00		0,00	1 844 850,00	
F.3	Supply and install LED flood type luminaires complete with all required equipment	each	17A	3B		21B	R 6 920,55	R 200,00	1 516 677,15		120,00		0,00	1 228 175,70	
F.4	Remove existing 400W light fitting and replace with new 216W LED type	each	30	0		30	R 6 920,55	R 250,00	71 705,50				0,00		
F.5	Power tool for winch - Electric type	each	3	0		3	R 24 274,00	R 250,00	73 572,00				0,00		
F.6	Excavate, backfill and relocate around and on top of foundation (normal excavation)	each	26	4		32	R	R 2 530,00	80 960,00		19,00		0,00	88 550,00	
F.7	Supply and construct concrete foundation for 30m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	6	1		7	R 52 210,30	R 900,00	368 972,10	7,00	7,00	7,00	7,00	368 972,10	
F.8	Supply and construct concrete foundation for 20m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	20	5		25	R 37 857,75	R 500,00	958 945,75	11,00	11,00			1 035 659,75	
F.9	Supply independent laboratory test results of all foundation concrete cast	each	26	4		32	R 450,00	R 150,00	19 200,00						
F.10	Supply independent laboratory test results of soil bearing pressure for each foundation	each	26	4		32	R 250,00	R 150,00	12 800,00						
F.11	Rate for additional 25 Mpa concrete	m3	0	0		0	R 1 850,00	R 500,00							
F.12	Rate for additional reinforcing steel	1000 kg	0	0		0	R 2 970,00	R 500,00							
F.13	Supply and install 1800mm x 1,6mm earth as specified	each	26	4		32	R 1 300,00	R 450,00	56 000,00	9,00	19,00			61 250,00	
F.14	Supply and install 1800mm x 1,6mm earth spike	each	2	0		2	R 350,00	R 150,00							
F.15	Test and commission all the mast lights	sum	26	4		32	R 350,00	R 400,00	24 000,00						
F.16	After dark alignment and adjustments and recording of lux levels	sum	26	4		32	R 525,00	R 75,00	19 200,00						
TOTAL TO NEXT PAGE:									8 848 397,15	793 607,15	328 620,00	4 928 722,05	326 500,00	8 848 397,15	

GRABOUM HIGH MAST LIGHTING LAYERS: RLEC 03/2023/23		APPOINTED TENDER PRICE & QUANTITY							PAYMENT CLAIM				PAGE 9			
S3303 Item number	DESCRIPTION	Tender QTY					Tender Rate		TENDER AMOUNT	PC 3		Total QTY Claimed to Date		Deduct 10% on M.O.S.	TOTAL CLAIMS VALUE TO DATE	
		UNIT	App. 1	App. 2	App. 3	Comm. QTY	Material	Labour		Material	Labour	Material	Labour			
SCHEDULE OF QUANTITIES 6: EXCAVATIONS																
G.1	All prices below includes the excavation of trenches and holes, separating of stones and soil, rocks etc, leveling of trench beds, sandbedding, bedding, compacting and repavement of all surfaces to the original " in situ.													0,00		
	a) Normal E	m3	500	500		400	R	R 200,00	120 000,00		26,78			0,00	5 356,00	
	b) Difficult E	m3	250	90		340	R	R 250,00	75 000,00		58,40			0,00	37 400,00	
	c) Hard Rock Excavations	m3	1	1		2	R	R 1 250,00	2 500,00					0,00		
	d) Provide sand or stone free soil -handling cost included.	m3	50	5		55	R	R 275,00	15 125,00					0,00		
	e) Remove waste material -handling cost included.	m3	50	5		55	R	R 160,00	8 800,00					0,00		
G.2	The following will comply where existing services are present:													0,00		
	a) Excavations done by hand to expose services	m3	2	2		4	R	R 250,00	1 000,00					0,00		
	b) Excavations where services have to cross trenches													0,00		
	(i) Piped services	each	2	2		4	R	R 250,00	1 000,00					0,00		
	(ii) Electrical cables	each	2	2		4	R	R 250,00	1 000,00					0,00		
	(iii) Curbs	each	2	2		4	R	R 250,00	1 000,00					0,00		
	c) Excavations where services are adjacent to a trench:													0,00		
	(i) Piped services	m	2	2		4	R	R 150,00	600,00					0,00		
	(ii) Electrical cable	m	2	2		4	R	R 150,00	600,00					0,00		
G.3	Reinstatement of surfaces. Only standard trenchwidths shall be measured.													0,00		
	a) Concrete surfaces with a minimum thickness of 75 mm.	m2	100	5		105	R	R 950,00	61 000,00					0,00		
	b) Tar surfaces according to SABS standards.	m2	100	5		105	R	R 480,00	73 500,00	48,00	48,00			0,00	33 600,00	
	c) Brick paving or similar.	m2	100	5		105	R	R 150,00	30 450,00	10,00	10,00			0,00	2 980,00	
	d) Pebble stones or similar complete with plastic sheeting	m2	100	5		105	R	R 80,00	7 700,00					0,00		
TOTAL TO SUMMARY PAGE:																
									482 075,00	24 340,00	81 916,00	24 540,00	49 716,00	0,00	74 156,00	

[133]		ERABOUY HIGH MAST LIGHTING LYNERS: ELEC 01/2022/23		APPOINTED TENDER PRICE & QUANTITY							PAYMENT CLAIM				PAGE 4	
Item number	DESCRIPTION	Tender QTY					Tender Rate		TENDER AMOUNT	PC 3		Total QTY Claimed to Date		Deduct 10% on M.O.S.	TOTAL CLAIMS VALUE TO DATE	
		UNIT	App. 1	App. 2	App. 3	Cur. QTY	Material	Labour		Material	Labour	Material	Labour			
H.1	FIXED CHARGES AND VALUE RELATED ITEMS															
H.1.1	Erection of facilities on site including ablution facilities and accommodation for employees, if required	sum	1	0		1	R 52 500,00	R 25 500,00	78 000,00			1,00	1,00		78 000,00	
H.1.2	Contractual requirements	sum	1	0		1	R 2 000,00	R 150,00	2 150,00			1,00	1,00		2 150,00	
H.1.3	Provision of variables	sum	1	0		1	R 25 500,00	R 550,00	26 050,00			1,00	1,00		26 050,00	
H.1.4	Site Adminis. including co-ordination with other contractors on site	sum	1	0		1	R 500,00	R 750,00	2 500,00							
H.1.5	Setting out of the works and location of and protection of existing services	sum	1	1		2	R 1 500,00	R 1 500,00	6 000,00	1,00	1,00	2,00	2,00		6 000,00	
H.1.6	Application for wayleaves and permits	sum	1	1		2	R 500,00	R 750,00	2 500,00	1,00	1,00	2,00	2,00		2 500,00	
H.1.7	Liaison with Supply Authority to connect into the existing network	sum	1	0		1	R 500,00	R 750,00	1 250,00	1,00	1,00	1,00	1,00		1 250,00	
H.1.8	Inspection and testing and commissioning of complete works	sum	1	0		1	R 750,00	R 1 500,00	2 250,00							
H.1.9	Removal of facilities from site	sum	1	0		1	R .	R 2 500,00	2 500,00							
H.2	TIME RELATED ITEMS															
H.2.1	Contractual requirements	sum	1	1		2	R 750,00	R 750,00	3 000,00	1,00	1,00	2,00	2,00		3 000,00	
H.2.2	Usage and maintenance of facilities on site	sum	1	0,75		1,75	R 750,00	R 1 500,00	3 937,50	1,00	1,00	2,00	2,00		2 250,00	
H.2.3	Supervision	sum	1	1		2	R 28 500,00	R 4 500,00	66 000,00	1,20	1,20	2,40	2,40		49 500,00	
H.2.3	Company and Head Office overhead costs	sum	1	0,75		1,75	R 51 500,00	R 2 500,00	94 500,00	1,20	1,20	2,40	2,40		81 000,00	
H.2.4	Security on site for the duration of the contract in terms of clause 4.22 of the conditions of contract	sum	1	0,5		1,5	R 9 000,00	R 4 500,00	20 250,00	1,20	1,20	2,40	2,40		20 250,00	
H.3	HEALTH AND SAFETY COMPLIANCE (Must be priced)															
H.3.1	Complete health and safety plan including risk analysis, life working procedures and work methods	sum	1	0		1	R 4 500,00	R 2 500,00	7 000,00			1,00	1,00		7 000,00	
H.3.2	Compliance with the Occupational Health and Safety Act No 85 of 1993 and Construction Regulations and maintenance of health and safety file on site for duration of contract	sum	1	0		1	R 4 800,00	R 2 500,00	7 300,00	0,70	0,70	1,00	1,00		1 300,00	
H.4	PROVISIONS															
H.4.1	Erection and removal of notice board	PCsum	1	0		1	R .	R 20 000,00	20 000,00							
H.4.2	Allowance for cost to employ CIO during contract	PCsum	1	0		1	R .	R 30 000,00	30 000,00							
TOTAL TO SUMMARY PAGE:									378 187,50	114 160,00	21 550,00	228 550,00	56 700,00	0,00	286 450,00	

[illegible]

1530

line number

GRABOW HIGH MAST LIGHTING

LYME RD: ELEC 01/2022/13

DESCRIPTION

SUMMARY PAGE

APPOINTED TENDER PRICE

Page Number

Row Number

Appointed Tender Value

PAYMENT CLAIM

PC 3

Material

Labour

Total QTY Claimed to Date

Material

Labour

Deduct 10% on M.O.S.

TOTAL CLAIMS VALUE TO DATE

1

SCHEDULE OF QUANTITIES F: HIGH MAST LIGHTING

2

130

6 920 369,50

864 371,35

327 960,00

5 042 950,05

979 180,00

(115 837,47)

5 422 130,05

2

SCHEDULE OF QUANTITIES G: EXCAVATIONS

3

195

410 075,00

24 540,00

31 936,00

24 540,00

49 716,00

74 256,00

3

SCHEDULE OF QUANTITIES H: PRELIMINARY & GENERAL AMOUNTS

4

261

375 187,50

314 160,00

22 550,00

229 550,00

56 700,00

286 250,00

</

SIGNING OF AGREEMENTS/DOCUMENTS
ONDERTEKENING VAN OOREENKOMSTE/DOKUMENTE

File reference number/ Leër verwysings nommer : Tender ELEC 01/2022/23

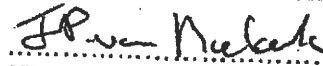
Type of Document/ Tipe document: Supply, Delivery and Installation of High mast lights in Grabouw, Theewaterskloof Municipal Area

Who is the other party? Wie is die ander Party: MDL Engineering Company (Pty) Ltd

Document prepared by/Dokument voorberei deur:

I confirm that the relevant council resolutions, tender conditions and award have been complied with and therefore the rights of the Council are protected in all material respects.

Name/Naam: J Van Niekerk


.....
(Signature/Handtekening)

12 - 9 - 2022
.....
DATE/DATUM

Document checked by/Dokument nagesien deur:

Supply Chain Management Department/Voorsieningskanaalbestuur Afdeling: (Applies to contracts where the contractor was appointed through the SCM process / Geld vir kontrakte waar die kontrakteur deur die voorsieningskanaalbestuur proses aangestel is.) I confirm that the relevant council resolutions, tender conditions and award have been complied with and therefore the rights of the Council are protected in all material respects.

Name/Naam: Sergio Francis


.....
(Signature/Handtekening)

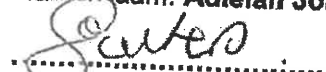
12-09-2022
.....
DATE/DATUM

Legal Services/Regsdienste:

It is confirmed that I have reviewed the contract. It complies in all respects with the relevant council resolutions, tender conditions and award and legal requirements as provided to me by the Contract Manager and that the rights of Council are thereby protected. There is no apparent reason why the contract cannot be signed by the relevant delegated authority.

It is recommended that the following changes should be made. 

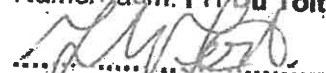
Name/Naam: Adielah Jonkers


.....
(Signature/Handtekening)

14/9/22
.....
DATE/DATUM

Document signed by/Dokument onderteken deur (Municipal Manager / Munisipale Bestuurder and / or Delegated Authority)

Name/Naam: FH Du Toit


.....
(Signature/Handtekening)

15/9/22
.....
DATE/DATUM

THEEWATERSKLOOF MUNICIPALITY

SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN
GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA

ELEC 01/2022/23

C1.1 : FORM OF OFFER AND ACCEPTANCE

1. OFFER

The employer, identified in the acceptance signature block, has solicited offers to enter into a contract for the procurement of:

SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA: TENDER NO ELEC 01/2022/23

The tenderer, identified in the offer signature block, has examined the documents listed in the tender data and addenda thereto as listed in the tender schedules, and by submitting this offer has accepted the conditions of tender.

By the representative of the tenderer, deemed to be duly authorized, signing this part of this form of offer and acceptance, the tenderer offers to perform all of the obligations and liabilities of the Contractor under the contract including compliance with all its terms and conditions according to their true intent and meaning for an amount to be determined in accordance with the Conditions of Contract identified in the Contract Data.

The offered total of the prices inclusive of Value-Added Tax is Eight one eight
two seven six Nine 13/100.

.....Rand (in words);

R. 8182769-13......(in figures)

This offer may be accepted by the employer by signing the acceptance part of this form of offer and acceptance and returning one copy of this document to the tenderer before the end of the period of validity stated in the tender data, whereupon the tenderer becomes the party named as the contractor in terms of the conditions of contract identified in the contract data.

Signature(s)

Name(s)

Capacity

for the Tenderer

(Name and address of organization)

Name and signature
of witness

Date

By signing this page the Tenderer acknowledges the contents thereof

Signature of Bidder

3. SCHEDULE OF DEVIATIONS**Notes:**

1. The extent of deviations from the tender documents issued by the employer before the tender closing date is limited to those permitted in terms of the conditions of tender.
2. A tenderer's covering letter shall not be included in the final contract document. Should any matter in such letter, which constitutes a deviation as aforesaid, be the subject of agreements reached during the process of offer and acceptance, the outcome of such agreement shall be recorded here.
3. Any other matter arising from the process of offer and acceptance either as a confirmation, clarification or change to the tender documents, and which it is agreed by the Parties becomes an obligation of the contract, shall also be recorded here.
4. Any change or addition to the tender documents arising from the above agreements and recorded here, shall also be incorporated into the final draft of the contract.

1. Subject
Details
2. Subject
Details
3. Subject
Details
4. Subject
Details

By the duly authorized representatives signing this schedule of deviations, the employer and the tenderer agree to and accept the foregoing schedule of deviations as the only deviations from and amendments to the documents listed in the tender data and addenda thereto as listed in the tender schedules, as well as any confirmation, clarification or changes to the terms of the offer agreed by the tenderer and the employer during this process of offer and acceptance.

It is expressly agreed that no other matter whether in writing, oral communication or implied during the period between the issue of the tender documents and the receipt by the tenderer of a completed signed copy of this Agreement shall have any meaning or effect in the contract between the parties arising from this agreement.

Signature(s)

Names(s)

Capacity

for the Employer

(Name and address of organisation)

Name and signature of witness Date

Signature(s)

Names(s)

Capacity

for the Tenderer

(Name and address of organisation)

Name and signature of witness Date

By signing this page the Tenderer acknowledges the contents thereof

Signature of Bidder

ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT COST		TOTAL COST
				MATERIAL	LABOUR	
F.1	Supply and install a complete 30m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	6	112 927.50	12 650.00	753 465.00
F.2	Supply and install a complete 20m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	20	80 692.50	11 530.00	1 844 850.00
F.3	Supply and install LED flood type luminaires complete with all required equipment	each	174	6 920.55	200.00	1 238 975.70
F.4	Remove existing 400W light fitting and replace with new 216W LED type	each	10	6 720.55	250.00	71 705.50
F.5	Power tool for winch - Electric type	each	3	24 214.00	250.00	73 572.00
F.6	Excavate, backfill and reinstat around and on top of foundation (normal excavation)	each	26		2 530.00	65 780.00
F.7	Supply and construct concrete foundation for 30m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	6	52 210.20	500.00	316 261.80
F.8	Supply and construct concrete foundation for 20m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	20	37 857.75	500.00	767 155.00
F.9	Supply independent laboratory test results of all foundation concrete cast	each	26	450.00	150.00	13 600.00
F.10	Supply independent laboratory test results of soil bearing pressure for each foundation	each	26	250.00	150.00	10 400.00
F.11	Rate for additional 25 Mpa concrete	m ³	Rate	1 350.00	500.00	
F.12	Rate for additional reinforcing steel	000 k	Rate	2 970.00	500.00	
F.13	Supply and install foundation earth as specified	each	26	1 800.00	450.00	45 600.00
F.14	Supply and install 1800mm x 1.8mm earth spike	each	Rate	350.00	150.00	
F.15	Test and commission all the mast lights	sum	26	3 50.00	400.00	19 500.00
F.16	After dark alignment and adjustments and recordings of lux levels	sum	26	575.00	75.00	15 600.00
						523 836.50



000198

ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT COST		TOTAL COST
				MATERIAL	LABOUR	
	AMOUNT BROUGHT FORWARD					
F.17	Remove 20m mast and re-install at new position, all labour, material and equipment included, but foundation excluded	sum	5		9 000.00	45 000.00
F.18	Remove 30m mast and re-install at new position, all labour, material and equipment included, but foundation excluded	sum	5		1 500.00	7 500.00
F.19	Disconnect and remove existing pole mounted streetlight and deliver to municipal stores	each	5		1 500.00	7 500.00
F.20	Disconnect existing streetlight on concrete pole and remove pole and light fitting and deliver to municipal stores	each	5		4 800.00	19 200.00
F.21	L.V. PVC SWA PVC cables with stranded conductors as specified					
	a) 6 mm ² Cu x 2-core	m	2000	51.13	3.00	10 890.00
F.22	Glands complete with all accessories for the termination of PVC SWA PVC cables (termination of cable included).					
	a) 6 mm ² Cu x 2-core	each	26	45.00	35.00	1240.00
F.23	Bare hard drawn copper conductor for earthing, jointing and terminations included.					
	a) 10 mm ²	m	2000	19.95	1.80	43500.00
	b) 35 mm ²	m	Rate	74.25	3.00	
	c) 70 mm ²	m	Rate	147.40	4.00	
F.24	Termination of bare hard drawn copper conductor for earthing, complete with lugs and accessories					
	a) 10 mm ²	each	6	15.00	17.00	162.00
	b) 35 mm ²	each	Rate	20.00	26.00	
	c) 50 mm ²	each	Rate	35.00	39.00	
F.25	PVC warning tape (300mm wide)	m	2000	2.00	2.00	8000.00
F.26	110 mm dia Cable sleeves with couplings and draw wire as specified - conventional (road crossings)	m	400	29.70	12.00	16 680.00
F.27	Supply and install pole mounted box complete with 20A single phase breaker and all other material to install onto the Eskom ABC system	each	26	829.50	350.00	30 667.00
						273 849.00

5

273 849.00

ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT COST		TOTAL COST
				MATERIAL	LABOUR	
H.1	FIXED CHARGES AND VALUE RELATED ITEMS					
H.1.1	Erection of facilities on site including ablution facilities and accommodation for employees, if required	sum	1	52 500.00	25 300.00	78 000.00
H.1.2	Contractual requirements	sum	1	2 000.00	130.00	2 150.00
H.1.3	Provision of Sureties and Guarantees	sum	1	25 500.00	550.00	26 050.00
H.1.4	Site Administration including co-ordination with other contractors on site	sum	1	500.00	750.00	1 250.00
H.1.5	Setting out of the works and location of and protection of existing services	sum	1	1 500.00	1 500.00	3 000.00
H.1.6	Application for wayleaves and permits	sum	1	500.00	750.00	1 250.00
H.1.7	network	sum	1	500.00	750.00	1 250.00
H.1.8	Inspection and testing and commissioning of complete works	sum	1	750.00	1 500.00	2 250.00
H.1.9	Removal of facilities from site	sum	1		2 500.00	2 500.00
H.2	TIME RELATED ITEMS					
H.2.1	Contractual requirements	sum	1	750.00	750.00	1 500.00
H.2.2	Usage and maintenance of facilities on site	sum	1	750.00	1 500.00	2 250.00
H.2.3	Supervision	sum	1	28 500.00	4 500.00	33 000.00
H.2.3	Company and Head Office overhead costs	sum	1	51 800.00	2 500.00	54 000.00
H.2.4	Security on site for the duration of the contract in terms of clause 4.22 of the conditions of contract	sum	1	9 000.00	4 500.00	13 500.00
H.3	HEALTH AND SAFETY COMPLIANCE (Must be priced)					
H.3.1	Compile health and safety plan including risk analysis, safe working procedures and work methods	sum	1	4 500.00	2 500.00	7 000.00
H.3.2	Compliance with the Occupational Health and Safety Act (Act No 85 of 1993) and Construction Regulations and Specification including maintenance of health and safety file on site for duration of contract	sum	1	4 800.00	2 500.00	7 300.00
H.4	PROVISIONAL SUMS					
H.4.1	Erection and removal of notice board	PCSum				20 000.00
H.4.2	Allowance for cost to employ CLO during contract	PCSum				30 000.00
						284 250.00

000102

- b. Please note that none of the company directors / trustees / members / shareholders of. are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof is attached.
- c. The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof is attached.
- d. The tenderer is registered on the municipality's database of prospective providers. Proof thereof attached.
- e. The tenderer is registered on the Central Supplier Database (CSD). Proof thereof attached.
- f. That the tender be awarded to MDL Engineering Company (Pty) Ltd based on their full offer as received.
- g. The BVA number was verified on the SANAS website.

9. RECOMMENDATION BY THE ADJUDICATION COMMITTEE – 19 AUGUST 2022

The Adjudication Committee confirms that the tender complies with the tender conditions and criteria, and recommends to the Adjudication that:

Tender No: **ELEC 01/2022/23 SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA FROM DATE OF APPOINTMENT** be awarded to MDL engineering company in the amount of R8 182 769.13 – (vat incl.) (eight million one hundred eighty two thousand seven hundred sixty nine rand and thirteen cents) vat inclusive, for scoring the highest preference points in terms of preferential procurement regulations contained in the Theewaterskloof supply chain policy.

07/7510/2/0061/1 – R 8 613 344.00 – 2022/23)

07/7510/2/0061/5 – R1 019 437.00 – 2022/23)

R8 182 769.13 – (Vat Incl)

- a. The register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderers is not listed. Proof thereof attached.
- b. Please note that none of the company directors / trustees / members / shareholders of. are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof is attached.
- c. The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof is attached.

[illegible]

Supplier Master

Business Information**Internal Creditor Code**

Full Registered Name MD0200
Trading Name MDL ENGINEERING COMPANY (PTY) LTD.
Company Registration No 2006/014705/07
VAT Registration No 4810236911
Income Tax Reference No 9282119164
Business Municipal Account No
City Council
BBBEE Status Level 0
HDI % Total 0 Female 0
Business Size
Secondary Banking Detail
Business Sector
Discount 0
Discount Term

Control Accounts (Creditors)

Invoices (Deposits)
Payments (Withdrawals)

Banking Details

Bank Code SBZA
Bank Name STANDARD BANK OF SOUTH AFRICA LIMITED,THE
Branch Code 051001
Branch Name Knysna
Account No 082565325
Account Type Cheque/Current
Action Date and Time 2022MAR 947
Creditor Utilization blocked? No
Reason for Utilization Block

Internal Status

Currently Active ☒
Payments Blocked ☐
Sundry Beneficiary ☐
Applied for Accreditation ☐
Accredited Supplier ☒
Direct Invoicing ☒
EFT Reference Required? ☐
Default EFT Reference

Financial Year Transaction Summary

Orders	0
GRN	4,556,213.55+
Invoices	4,556,213.55-
Cheque Payments	0
EFT Payments	4,556,213.55+
Outstanding Payments	0
Journals	0
Year-End Journals	0

Age Analysis

Customer Type Trade Creditors
0 - 30 Days
31 - 60 Days
61 - 90 Days
91 - 120 Days
121 - 150 Days
151 - 180 Days
181 Days - 1 Year
Over 1 Year

Record was successfully displayed

24663

THEEWATERSKLOOF MUNISIPALITEIT

MDL ENGINEERING COMPANY (PTY) LTD.

Datum : 28,12,2022

Tjek nr.: CASHFOCUS

Besonderhede van Betaling/Details of payment :

Betaling	1483167,43
	1483167,43

[illegible]

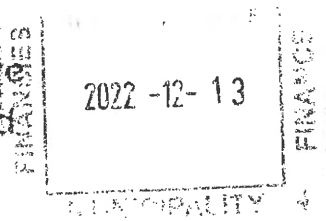
Besonderhede van uitgawe	Ek/Ons sertifiseer dat geen vorige betaling in	1483167,43
nagegaan en gekontroleer	hierdie verband gemaak is nie.	0.00

Direkteur : Finansies

S JOORST
Opgestel deur

Nagesien deur

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Neil

LYNERS

and Associates (RF) (Pty) Ltd



Consulting Engineers & Project Managers

Our reference : E22073/COR/TP/tp/07

Your reference :

12 December 2022

Postal Address : P O Box 4901 TYGERVALLEY 7536

Street Address : South Gate Building, Ground Floor

South Gate Entrance, Carl Cronjé Drive

Tyger Valley Waterfront BELLVILLE 7530

Tel: +27 (0) 21 914 0300 | Fax: +27 (0) 21 914 0437

E-mail: bellville@lynerns.co.za | Website: www.lynerns.co.za

Theewaterskloof Municipality
P O Box 24
CALEDON
7230

Attention: Mr Francois du Toit

Sir

TENDER ELEC 01/2022/23 : SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA: PAYMENT CERTIFICATE

Attached please find certified payment certificate no. 4 for December 2022 as submitted by MDL Engineering Company (Pty) Ltd for the above project.

For any further information please contact the undersigned.

Yours faithfully

Theo Potgieter Pr Eng
(Head of Electrical Department)
for LYNERS

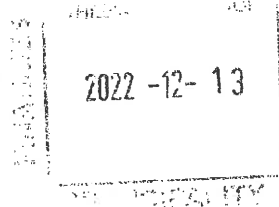
SABS
ISO 9001

Neil Lyners & Associates (RF) (Pty) Ltd (2015/438525/07)

CESA

DIRECTORS: Neil Lyners Pr Eng FSAICE • Mario Filippi Pr Eng MSAICE • Fred Laker Pr Tech Eng MSAICE • Ermelinde Lyners

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LYNERS

and Associates (RF) (Pty) Ltd



Consulting Engineers & Project Managers

PAYMENT CERTIFICATE
in terms of Clause 14 of FIDIC

NOT A TAX INVOICE					
EMPLOYER		Theewaterskloof Municipality			
CONTRACT NO.:		ELEC 01/2022/23 (E22073)			
CONTRACT DESCRIPTION:		SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW THEEWATERSKLOOF MUNICIPAL AREA			
CONTRACTOR:		MDL Engineering Company (Pty) Ltd			
PAYMENT CERT. NO.:		4			
DATE OF VALUATION:		09 December 2022		DATE CERTIFIED: 09 December 2022	
DATE SUBMITTED :		09 December 2022		DATE PAYABLE: 09 January 2023	
CURRENT CONTRACT VALUE:		R 7 486 772.00 (Vat excluded)		COMMENCEMENT DATE: 26 September 2022	
CONTRACT PERIOD:				AMENDED COMPLETION DATE: 18 March 2023	
				ORDER NUMBER:	
NO.	PREVIOUS CERTIFICATES EXCLUDING VAT AMOUNTS	VAT	SUMMARY OF PAYMENT CERTIFICATE	PAGE	AMOUNT
1	R 3 210 741.63	R481 611.24	Value of work completed (MOS)		R2 082 594.15
2	R 751 183.20	R112 677.48	Value of work completed		R5 082 174.65
3	R1 330 535.15	R199 580.27	Add: Contract Price adjustment (SEIFSA) (if applicable)		R0.00
4			Add: Contract Price adjustment (METALS) (if applicable)		R0.00
5			Add: Rate of Exchange (if applicable)		R 0.00
6			Sub Total 1		R 7 164 768.80
7			Less : Retention withheld : Max 5% of current Contract Value		R 374 338.60
8			Less : 10% on MOS		R 208 259.42
9			Sub Total 2		R 6 582 170.79
10			Less: Previously certified (excluding VAT)		R 5 292 459.98
			Amount now payable (excl. VAT)		R 1 289 710.81
Sub-totals	R5 292 459.98	R793 869.00	Add : 15% VAT		R193 456.62
TOTAL		R6 086 328.98	TOTAL CERTIFIED AMOUNT NOW DUE AND PAYABLE		R1 483 167.43
The amount of One Million Four Hundred Eighty Three Thousand One Hundred Sixty Seven Rands and Forty Three Cents is now due and payable by Theewaterskloof Municipality to MDL Engineering Company (Pty) Ltd before 09 Jan 2023.					
CERTIFIED CORRECT, DUE AND PAYABLE BY :			FOR CLIENT'S USE		
Theo Potgieter			Construction R1 289 710.81		
9 December 2022			Retention R. 92 421.95		
for: Lyners Consulting Engineers on behalf of Theewaterskloof Municipality			DATE		

Retention 4 MOS uitgeshou vir enige toekomstige R490 176.07
Retention 9 MOS uitgeshou hierdie faktuur. 92 421.95
Potgieter. R582 598.07



K00114401

GEORGE BRANCH (Head Office)
5 Ring Road | PO Box 3039 | GEORGE | 6536

Tel: +27 (0) 44 874 1136 | Fax: +27 (0) 44 874 0136

2022-12-13

KNYSNA BRANCH
29 Sandpiper Street | KNYSNA | PO Box 23 | SEDGEFIELD | 6573

Tel: +27 (0) 44 382 0962 | Fax: +27 (0) 874 0136

Vat No: 4810236911 [^] Reg No: 2006/014705/07

Banking Details: Standard Bank TAX INVOICE NO: INV10700

Account No: 82565325 [^] [^] DATE: 2022/12/09

Branch Code: 051001

Customer Details:

Theewaterskloof Municipality [^]
PO Box 24
Caledon
7230
Vat 4000846248 [^]

Email:
Tel:
Order Number:
Other Ref: ELEC01/2022/23 (E22073)
Job No: JE1383 - Installation New High Mast Lights Grabouw

Code	Description	UOM	Qty	Unit Price	Total
PC.04	PC 4 - Supply, Delivery & Installation of New High Mast Lighting in Grabouw	Each	1.00	1,289,710.81	R 1,289,710.81

Retensie: 07/7510/2/0001/1 → R 92 421.45

① Konstruksie: 07/7510/2/0001/1 → R 1128 076.00

② 07/7510/2/0001/5 → R 161 634.81

①+② → R 1289 710.81

MUNISIPALITEIT THEEWATERSKLOOF

Handtekening: [^] Datum:

*** PLEASE NOTE:**

- Until such time as this invoice has been paid in full, ownership (**but not risk), of these goods shall remain vested in MDL. (** Relevant only for Material installed on site)
- Payment terms:
- Contract Based Invoices - Settlement strictly 28 days from date of invoice, as per GCC (3rd Ed, 2015)
- All other invoices are to be settled immediately (COD)
- Deposits (if applicable) are payable immediately or as specified above
- MDL reserves the right to charge interest on all overdue accounts

Sub Total: R 1,289,710.81

Total Excl: R 1,289,710.81

VAT: R 193,456.62

Total: [^] R 1,483,167.43 [^]



PAID

28.10.22	JE023113	MDL Engineering Company (Pty) Ltd	Supply, delivery and installation of new Municipal area(ELEC 01/2022/23)B/S
18.11.22	JE023137	MDL Engineering Company (Pty) Ltd	Supply, delivery and installation of new Municipal area(ELEC 01/2022/23)B/S
18.11.22	JE023137	MDL Engineering Company (Pty) Ltd	Supply, delivery and installation of new Municipal area(ELEC 01/2022/23)B/S
05.12.22		MDL Engineering Company (Pty) Ltd	Supply, delivery and installation of new Municipal area(ELEC 01/2022/23)B/S
13.12.22		MDL Engineering Company (Pty) Ltd	Supply, delivery and installation of new Municipal area(ELEC 01/2022/23)B/S

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and Associates (RF) (Pty) Ltd



Consulting Engineers & Project Managers

SUMMARY OF CONTRACT		
CONTRACT NO.:	ELEC 01/2022/23 (E22073)	
CONTRACT DESCRIPTION:	SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW THEEWATERSKLOOF MUNICIPAL AREA	
PAYMENT CERTIFICATE NO.:	4	
DATE:	09 December 2022	
1	TENDER AMOUNT	
1.1	TENDER AMOUNT FULL TENDER + EXPANSION	R7 486 772.00
1.2	PROVISIONAL AMOUNTS	R0.00
1.3	CONTINGENCY AMOUNT (10%)	R682 366.80
1.4	PROVEN COST AMOUNTS (ESCALATION ALLOWANCE - 5%)	R366 681.39
1.5	SUB TOTAL	R8 535 820.19
1.6	VAT (15%)	R1 280 373.03
1.7	GROSS TENDER AMOUNT	R9 816 193.22
2	CURRENT CONTRACT AMOUNT	
2.1	CONTRACT APPOINTMENT PHASE 1 & 2 AMOUNT EXCL VAT	R7 486 772.00
2.2	APPROVED VARIATION ORDERS	R0.00
2.3	RE-MEASUREMENT	R0.00
2.4	ESCALATION	R0.00
2.5	SUB TOTAL	R7 486 772.00
2.6	VAT (15%)	R1 123 015.80
2.7	CURRENT CONTRACT AMOUNT	R8 609 787.80
3	ESTIMATED CONTRACT COMPLETION COST	
3.1	CURRENT CONTRACT AMOUNT EXCL VAT	R7 486 772.00
3.2	CONTINGENCIES	R682 366.80
3.3	PROVISIONAL AMOUNTS (ESCALATION)	R366 681.39
3.4	RE-MEASUREMENT	R0.00
3.5	VARIATION ORDERS NOT YET APPROVED	R0.00
3.6	SUB TOTAL	R8 535 820.19
3.7	VAT (15%)	R1 280 373.03
3.8	ESTIMATED CONTRACT COMPLETION COST	R 9 816 193.22

JOB # 63712 Rev Number	GRABROU HIGH MAST LIGHTING LYMERS: ELEC 05/7902/23 DESCRIPTION	APPOINTED TENDER PRICE & QUANTITY							PAYMENT CLAIM				MD PAGE 1			
		Tender QTY					Tender Price		TENDER AMOUNT	PC4		Total QTY Claimed to Date		Deduct 10% on M.O.S.	TOTAL CLAIMS VALUE TO DATE	
		UNIT	App. 1	App. 2	App. 3	Com. QTY	Material	Labour		Material	Labour	Material				Labour
F.1	Supply and install a complete 30m high mast lighting structure, hot dip galvanneal steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	6	8	1	8	R 112 927,50	R 12 650,00	1 004 670,00	2,00	8,00		0,00 0,00 0,00 0,00 0,00 -90 342,00	903 420,00		
F.2	Supply a complete 30m high mast lighting structure, galvanneal steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	20	8	1	26	R 80 692,50	R 11 550,00	2 388 305,00	6,00	26,00		0,00 0,00 0,00 0,00 0,00 -48 415,50	2 339 005,00		
F.3	Supply and install LED flood type luminaires complete with all required equipment	each	174	30		213	R 6 920,55	R 200,00	1 516 677,15	39,00	213,00		0,00 0,00 -64 363,12	1 458 072,15		
F.4	Remove existing 400W light fitting and replace with new 216W LED type	each	10	0		10	R 6 920,55	R 250,00	71 705,50				0,00 0,00			
F.5	Power tool for wire - Electric type	each	3	0		3	R 24 274,00	R 250,00	73 572,00				0,00 0,00			
F.6	Excavate, backfill and reinstate around and on top of foundation (normal excavations)	each	26	6		32	R	R 2 530,00	80 960,00		19,00		0,00 0,00 0,00 0,00	63 780,00		
F.7	Supply and construct concrete foundation for 30m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	6	1		7	R 52 210,30	R 500,00	366 972,10	1,00	1,00		0,00 0,00 0,00	421 682,40		
F.8	Supply and construct concrete foundation for 20m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	20	5		25	R 37 857,75	R 500,00	958 943,75				0,00 0,00 0,00	1 035 659,25		
F.9	Supply independent laboratory test results of all foundation concrete cast	each	26	6		32	R 450,00	R 150,00	19 200,00				0,00 0,00 0,00			
F.10	Supply independent laboratory test results of soil bearing pressure for each foundation	each	26	6		32	R 250,00	R 150,00	12 800,00				0,00 0,00 0,00			
F.11	Rate for additional 25 Mpa concrete	m3	0	0		0	R 1 850,00	R 500,00					0,00 0,00			
F.12	Rate for additional reinforcing steel	1000 kg	0	0		0	R 2 970,00	R 500,00					0,00 0,00			
F.13	Supply and foundation earth as specified	each	26	8		32	R 1 300,00	R 450,00	56 000,00				0,00 0,00	61 250,00		
F.14	Supply and 1800mm x 1,6mm earth spike	each	0	0		0	R 350,00	R 150,00					0,00 0,00			
F.15	Test and commission all the mast lights	sum	26	6		32	R 350,00	R 400,00	24 000,00	16,00	36,00		0,00 0,00 0,00	12 000,00		
F.16	After dark alignment and adjustments and recordings of lux levels	sum	26	6		32	R 525,00	R 75,00	19 200,00				0,00 0,00 0,00 0,00			
TOTAL TO NEXT PAGE:									8 804 955,56	1 037 723,75	15 870,00	5 966 443,00	360 430,00	303 118,67	6 326 873,80	

JOB #		GRABOURN 100M MAST LIGHTING		APPOINTED TENDER PRICE & QUANTITY							PAYMENT CLAIM				MD		PAGE 2	
ITEM		DESCRIPTION		Tender QTY			Tender Price		TENDER	PCA		Total QTY Claimed to Date		Deduct 10% on M.O.S.		TOTAL CLAIMS VALUE TO DATE		
Number		SCHEDULE OF QUANTITIES F: HIGH MAST LIGHTING [Continues]	UNIT	App. 1	App. 2	Comm. QTY	Material	Labour	AMOUNT	Material	Labour	Material	Labour	Material	Labour			
		BALANCE BROUGHT FORWARD:							6 604 955,50	1 037 721,75	(15 870,00)	5 966 443,80	360 430,00	-203 118,62		6 376 813,80		
F.17	Remove 20m mast and re-install at new position, all labour, material and equipment included, but foundation excluded		sum	5	0	5	R	R	9 000,00	45 000,00						0,00	0,00	
F.18	Remove 30m mast and re-install at new position, all labour, material and equipment included, but foundation excluded		sum	5	0	5	R	R	1 500,00	7 500,00						0,00	0,00	
F.19	Disconnect and remove existing pole mounted streetlight and deliver to municipal stores		each	5	0	5	R	R	1 500,00	7 500,00						0,00	0,00	
F.20	Disconnect existing streetlight on concrete pole and remove pole and light fitting and deliver to municipal stores		each	5	0	5	R	R	980,00	4 900,00						0,00	0,00	
F.21	L.V. PVC SWA PVC cables with stranded conductors as specified a) 6 mm ² Cu x 2-core		m	2000	400	2400	R	R	51,45	3,00	130 680,00	780,00	1 004,40	-3 704,40		29 515,00	0,00	
F.22	Waste complete with all accessories for the termination of PVC SWA PVC cables (termination of cable included) a) 6 mm ² Cu x 2-core		each	26	6	32	R	R	45,00	35,00	2 560,00	16,00	16,00	0,00		1 280,00	0,00	
F.23	Bare hard drawn copper conductor for earthing, jointing and terminations included. a) 10 mm ² b) 35 mm ² c) 70 mm ²		m	2000	400	2400	R	R	19,95	1,80	52 200,00	780,00	1 944,00	-1 436,40		31 329,00	0,00	
F.24	Termination of bare hard drawn copper conductor for earthing, complete with lugs and accessories a) 10 mm ² b) 35 mm ² c) 50 mm ²		each	0	2	2	R	R	35,00	37,00	216,00			0,00			0,00	
F.25	PVC warning tape (300mm wide)		m	2000	400	2400	R	R	2,00	2,00	9 600,00	600,00	600,00	0,00		2 400,00	0,00	
F.26	110 mm dia Cable sleeves with couplings and draw wire as specified - conventional (road crossings)		m	400	20	420	R	R	39,70	37,00	17 516,00			0,00		10 008,00	0,00	
F.27	Supply and install pole mounted box complete with 20A single phase breaker and all other material to install onto the Extom ABC system		each	26	6	32	R	R	629,50	350,00	37 744,00	16,00	16,00	0,00		16 872,00	0,00	
TOTAL TO SUMMARY PAGE:									6 820 385,50	1 052 513,75	(15 870,00)	5 095 898,80	378 416,00	-206 259,42		6 470 277,80		

BIL JOB # B2333		QUADROUM HIGH MAST LIGHTING (YH085 - ELIC 03/2007/23)		APPOINTED TENDER PRICE & QUANTITY							PAYMENT CLAIM				PAGE 3	
Item Number	DESCRIPTION	UNIT	Apr. 1	Apr. 2	Apr. 3	CON. QTY	Material	Labour	TENDER AMOUNT	Material	Labour	Total QTY Claimed to Date	Material	Labour	MOI B.O.S.	TOTAL CLAIMS VALUE TO DATE
SCHEDULE OF QUANTITIES G: EXCAVATIONS																
G.1	All prices below includes the excavation of trenches and holes, separating of stones and soil, rocks etc, levelling of trench beds, sandbedding, backfill, compacting and reparation of all surfaces to the original finish.															
a) Normal Excavations		m3	500	100		600	R	R	200,00			210,00			0,00	47 356,00
b) Difficult Excavations		m3	250	50		300	R	R	250,00			14,70			0,00	36 075,00
c) Hard Rock Excavations		m3	1	1		2	R	R	1 250,00			183,50			0,00	225 875,00
d) Provide sand or stone-free soil -handling cost included.		m3	50	5		55	R	R	275,00						0,00	
e) Remove waste material -handling cost included.		m3	50	5		55	R	R	160,00						0,00	
G.2	The following will comply where existing services are present:															
a) Excavations done by hand to expose services		m3	2	2		4	R	R	250,00						0,00	
b) Excavations where services have to cross trenches															0,00	
(i) Piped services		esch	2	2		4	R	R	250,00						0,00	
(ii) Electrical cables		esch	2	2		4	R	R	250,00						0,00	
(iii) Corbs		esch	2	2		4	R	R	250,00						0,00	
c) Excavations where services are adjacent to a trench:															0,00	
(i) Piped services		m	2	2		4	R	R	350,00						0,00	
(ii) Electrical cable		m	2	2		4	R	R	350,00						0,00	
G.3	Reinstatement of surfaces. Only standard trenchwidths shall be measured.															
a) Concrete surfaces with a minimum thickness of 75 mm.		m2	100	5		105	R	R	350,00						0,00	
b) Tar surfaces according to SABS standards.		m2	100	5		105	R	R	480,00						0,00	33 600,00
c) Brick paving or similar.		m2	100	5		105	R	R	150,00						0,00	7 900,00
d) Pebble stones or similar complete with plastic sheeting		m2	50	5		55	R	R	80,00						0,00	
TOTAL TO SUMMARY PAGE:									438 973,04			377 556,00	24 540,00	322 266,00	0,00	346 806,00

JOB #		GRABOW HIGH MAST LIGHTING				APPOINTED TENDER PRICE & QUANTITY				PAYMENT CLAIM				MD		PAGE 4	
ITEM		LYMERS: ELEC 01/2013/23															
DESCRIPTION																	
SCHEDULE OF QUANTITIES H: PRELIMINARY & GENERAL AMOUNTS		UNIT	App. 1	App. 2	App. 3	Comm. QTY	Material	Labour	TENDER AMOUNT	Material	Labour	Material	Labour	Deduct 10% on M.O.S.	TOTAL CLAIMS VALUE TO DATE		
H.1 FIXED CHARGES AND VALUE RELATED ITEMS																	
H.1.1	Erection of facilities on site including abriation facilities and accommodation for employees, if required	sum	1	0		2	R 52 500,00	R 35 500,00	78 000,00			1,00	1,00		78 000,00		
H.1.2	Contractual requirements	sum	1	0		1	R 2 000,00	R 150,00	2 150,00			1,00	1,00		2 150,00		
H.1.3	Provision of Insurance and Guarantees	sum	1	0		1	R 25 500,00	R 550,00	26 050,00			1,00	1,00		26 050,00		
H.1.4	Site Administration including co-ordination with other contractors on site	sum	1	1		2	R 500,00	R 750,00	1 250,00								
H.1.5	Setting out of the works and location of and protection of existing services	sum	1	1		2	R 1 500,00	R 1 500,00	6 000,00			2,00	2,00		6 000,00		
H.1.6	Application for wayleaves and permits	sum	1	1		2	R 500,00	R 750,00	2 500,00			2,00	2,00		2 500,00		
H.1.7	Liaison with Supply Authority to connect into the existing network	sum	1	0		3	R 500,00	R 750,00	1 250,00			1,00	1,00		1 250,00		
H.1.8	Inspection and testing and commissioning of complete works	sum	1	0		3	R 750,00	R 1 500,00	2 250,00								
H.1.9	Removal of facilities from site	sum	1	0		2	R	R 2 500,00	2 500,00								
H.2 TIME RELATED ITEMS																	
H.2.1	Contractual requirements	sum	1	1		2	R 750,00	R 750,00	3 000,00			2,00	2,00		3 000,00		
H.2.2	Usage and maintenance of facilities on site	sum	1	1		2	R 750,00	R 1 500,00	4 500,00						2 250,00		
H.2.3	Supervision	sum	1	1		2	R 28 500,00	R 4 500,00	66 000,00						49 500,00		
H.2.4	Company and Head Office overhead costs	sum	1	1		2	R 51 500,00	R 2 500,00	108 000,00						61 000,00		
H.2.4	Security on site for the duration of the contract in terms of clause 4.22 of the conditions of contract	sum	1	1		2	R 9 000,00	R 4 500,00	17 000,00						20 250,00		
H.3 HEALTH AND SAFETY COMPLIANCE (Must be priced)																	
H.3.1	Compile health and safety plan including risk analysis, safe working procedures and work methods	sum	1	0		1	R 4 500,00	R 2 300,00	7 000,00			1,00	1,00		7 000,00		
H.3.2	Compliance with the Occupational Health and Safety Act (Act No 85 of 1993) and Construction Regulations and Specification including maintenance of health and safety file on site for duration of contract	sum	1	0		1	R 4 800,00	R 2 500,00	7 300,00			1,00	1,00		7 300,00		
H.4 PROVISION OF SITES																	
H.4.1	Erection and removal of notice board	PCSum	1	0		1	R	R 20 000,00	20 000,00								
H.4.2	Allowance for cost to employ CLO during contract	PCSum	1	0		1	R	R 30 000,00	30 000,00								
TOTAL TO SUMMARY PAGE									298 000,00			229 550,00	58 700,00	0,00	288 250,00		

[illegible]

**SIGNING OF AGREEMENTS/DOCUMENTS
ONDERTEKENING VAN OOREENKOMSTE/DOKUMENTE**

File reference number/ Leër verwysings nommer : **Tender ELEC 01/2022/23**

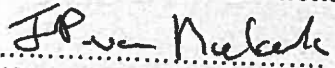
Type of Document/ Tipe dokument: **Supply, Delivery and Installation of High mast lights in Grabouw, Theewaterskloof Municipal Area**

Who is the other party? Wie is die ander Party: **MDL Engineering Company (Pty) Ltd**

Document prepared by/Dokument voorberei deur:

I confirm that the relevant council resolutions, tender conditions and award have been complied with and therefore the rights of the Council are protected in all material respects.

Name/Naam: **J Van Niekerk**


.....
(Signature/Handtekening)

12 - 9 - 2022
.....
DATE/DATUM

Document checked by/Dokument nagesien deur:

Supply Chain Management Department/Voorsieningskanaalbestuur Afdeling: (Applies to contracts where the contractor was appointed through the SCM process / Geld vir kontrakte waar die kontrakteur deur die voorsieningskanaalbestuur proses aangestel is.) I confirm that the relevant council resolutions, tender conditions and award have been complied with and therefore the rights of the Council are protected in all material respects.

Name/Naam: **Sergio Francis**


.....
(Signature/Handtekening)

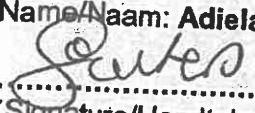
12 - 09 - 2022
.....
DATE/DATUM

Legal Services/Regsdienste:

It is confirmed that I have reviewed the contract. It complies in all respects with the relevant council resolutions, tender conditions and award and legal requirements as provided to me by the Contract Manager and that the rights of Council are thereby protected. There is no apparent reason why the contract cannot be signed by the relevant delegated authority.

It is recommended that the following changes should be made... **None**

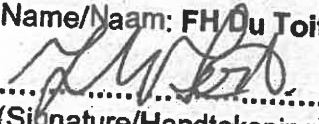
Name/Naam: **Adielah Jonkers**


.....
(Signature/Handtekening)

14/9/22
.....
DATE/DATUM

Document signed by/Dokument onderteken deur (Municipal Manager / Munisipale Bestuurder and / or Delegated Authority)

Name/Naam: **FH Du Toit**


.....
(Signature/Handtekening)

15/9/22
.....
DATE/DATUM



Theewaterskloof Municipality

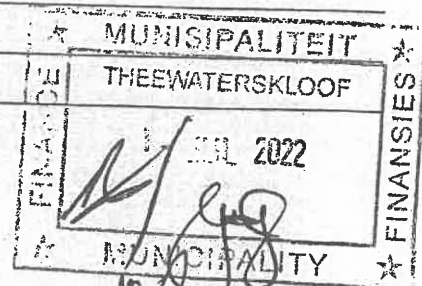
TENDER NO. ELEC 01/2022/23

SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA

Name of Tenderer	MDL Engineering Company (Pty) Ltd.
Address (Physical)	5 Ring Road George Industrial 6536
Telephone Number	044 874 1136
Email	mloubser@mdlelectrical.co.za; tenderadmin@mdlelectrical.co.za
Date	1 July 2022
Signature	
Amount (VAT Included)	R 8182 769 -13.
Duration (weeks)	6 - 8 weeks.
B-BBEE Status Level	1

(Project REF No.E22073)

MAY 2022



Compiled for :

THEEWATERSKLOOF MUNICIPALITY
DEP. DIRECTOR : ELECTRICAL SERVICES
PO BOX 24
CALEDON
7230

Compiled by :

NEIL LYNERS AND ASSOCIATES (PTY) LTD

P O BOX 4901
TYGERVALLEY
7536

TEL : (028) 214 3365
FAX : (028) 214 1289



CONTACT PERSON
TEL :
FAX :
Email

Theo Potgieter
(021) 914 0300
(021) 914 0437
theo@lynerns.co.za

ZA S 000000

THEEWATERSKLOOF MUNICIPALITY

SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN
GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA

ELEC 01/2022/23

C1.1 : FORM OF OFFER AND ACCEPTANCE

1. OFFER

The employer, identified in the acceptance signature block, has solicited offers to enter into a contract for the procurement of:

SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA: TENDER NO ELEC 01/2022/23

The tenderer, identified in the offer signature block, has examined the documents listed in the tender data and addenda thereto as listed in the tender schedules, and by submitting this offer has accepted the conditions of tender.

By the representative of the tenderer, deemed to be duly authorized, signing this part of this form of offer and acceptance, the tenderer offers to perform all of the obligations and liabilities of the Contractor under the contract including compliance with all its terms and conditions according to their true intent and meaning for an amount to be determined in accordance with the Conditions of Contract identified in the Contract Data.

The offered total of the prices inclusive of Value-Added Tax is Eight one eight
two seven six nine 13/100.

Rand (in words):

R. 8182769-13 (in figures)

This offer may be accepted by the employer by signing the acceptance part of this form of offer and acceptance and returning one copy of this document to the tenderer before the end of the period of validity stated in the tender data, whereupon the tenderer becomes the party named as the contractor in terms of the conditions of contract identified in the contract data.

Signature(s)

Name(s)

Capacity

for the Tenderer

(Name and address of organization)

Name and signature
of witness

Date

By signing this page the Tenderer acknowledges the contents thereof

Signature of Bidder

2. ACCEPTANCE

By signing this part of this form of offer and acceptance, the employer identified below accepts the tenderer's offer. In consideration thereof, the employer shall pay the contractor the amount due in accordance with the conditions of contract identified in the contract data. Acceptance of the tenderer's offer shall form an agreement between the employer and the tenderer upon the terms and conditions contained in this agreement and in the contract that is the subject of this agreement.

The terms of the contract are contained in

Part C1 : Agreements and contract data (which includes this agreement)

Part C2 : Pricing data

Part C3 : Scope of work

Part C4 : Site Information

and drawings and documents or parts thereof, which may be incorporated by reference into Parts C1 to C4 above.

Deviations from and amendments to the documents listed in the tender data and any addenda thereto, as listed in the tender schedules as well as any changes to the terms of the offer agreed by the tenderer and the employer during this process of offer and acceptance, are contained in the schedule of deviations attached to and forming part of this agreement. No amendments to or deviations from said documents are valid unless contained in this schedule.

The tenderer shall, within two weeks after receiving a completed copy of this agreement including the schedule of deviation (if any), contact the employer's agent (whose details are given in the contract data) to arrange the delivery of any bonds, guarantees, proof insurance and any other documentation to be provided in terms of the conditions of contract identified in the contract data. Failure to fulfil any of the obligations in accordance with those terms shall constitute a repudiation of this agreement.

Notwithstanding anything contained herein, this agreement comes into effect on the date when the tenderer receives one fully completed original copy of this document, including the schedule of deviations (if any). Unless the tenderer (now contractor), within five (5) working days of the date of such receipt, notifies the employer in writing of any reason why he cannot accept the contents of this agreement, this agreement shall constitute a binding contract between the parties.

Signature(s)

Name(s)

Capacity

for the Employer

Name and signature
of witness

[Signature]

F. H. du Toit

Rep Dir Electrical Services

Municipality

(Name and address of organization)

J. VAN NIEKERK
J. - Niek

Date 15/4/2022

By signing this page the Tenderer acknowledges the contents thereof

[Signature]
600579
Signature of Bidder

3. SCHEDULE OF DEVIATIONS**Notes:**

1. The extent of deviations from the tender documents issued by the employer before the tender closing date is limited to those permitted in terms of the conditions of tender.
2. A tenderer's covering letter shall not be included in the final contract document. Should any matter in such letter, which constitutes a deviation as aforesaid, be the subject of agreements reached during the process of offer and acceptance, the outcome of such agreement shall be recorded here.
3. Any other matter arising from the process of offer and acceptance either as a confirmation, clarification or change to the tender documents, and which it is agreed by the Parties becomes an obligation of the contract, shall also be recorded here.
4. Any change or addition to the tender documents arising from the above agreements and recorded here, shall also be incorporated into the final draft of the contract.

1. Subject
Details
2. Subject
Details
3. Subject
Details
4. Subject
Details

By the duly authorized representatives signing this schedule of deviations, the employer and the tenderer agree to and accept the foregoing schedule of deviations as the only deviations from and amendments to the documents listed in the tender data and addenda thereto as listed in the tender schedules, as well as any confirmation, clarification or changes to the terms of the offer agreed by the tenderer and the employer during this process of offer and acceptance.

It is expressly agreed that no other matter whether in writing, oral communication or implied during the period between the issue of the tender documents and the receipt by the tenderer of a completed signed copy of this Agreement shall have any meaning or effect in the contract between the parties arising from this agreement.

Signature(s)

Names(s)

Capacity

for the Employer

(Name and address of organisation)

Name and signature of witness Date

Signature(s)

Names(s)

Capacity

for the Tenderer

(Name and address of organisation)

Name and signature of witness Date

By signing this page the Tenderer acknowledges the contents thereof

Signature of Bidder

C2.3

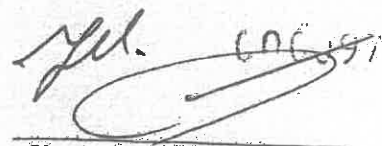
THEEWATERSKLOOF MUNICIPALITY

**SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN
GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA**

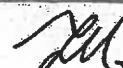
ELEC 01/2022/23

C2.2 : BILLS OF QUANTITIES

By signing this page the Tenderer acknowledges the contents thereof


Signature of Bidder

ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT COST		C24 TOTAL COST
				MATERIAL	LABOUR	
F.1	Supply and install a complete 30m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	6	112 927.50	12 650.00	753 465.00
F.2	Supply and install a complete 20m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	20	80 692.50	11 550.00	1 844 850.00
F.3	Supply and install LED flood type luminaires complete with all required equipment	each	174	6 920.55	200.00	1 238 975.70
F.4	Remove existing 400W light fitting and replace with new 216W LED type	each	10	6 920.55	250.00	71 705.50
F.5	Power tool for winch - Electric type	each	3	24 274.00	250.00	73 572.00
F.6	Excavate, backfill and reinstat around and on top of foundation (normal excavation)	each	26		2 530.00	65 780.00
F.7	Supply and construct concrete foundation for 30m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	6	52 210.00	500.00	3 162 610.00
F.8	Supply and construct concrete foundation for 20m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	20	37 857.75	500.00	767 155.00
F.9	Supply independent laboratory test results of all foundation concrete cast	each	26	450.00	150.00	15 600.00
F.10	Supply independent laboratory test results of soil bearing pressure for each foundation	each	26	250.00	150.00	10 400.00
F.11	Rate for additional 25 Mpa concrete	m³	Rate	1 850.00	500.00	
F.12	Rate for additional reinforcing steel	1000 kg	Rate	2 970.00	500.00	
F.13	Supply and install foundation earth as specified	each	26	1 300.00	450.00	45 600.00
F.14	Supply and install 1800mm x 1.8mm earth spike	each	Rate	350.00	150.00	
F.15	Test and commission all the mast lights	sum	26	350.00	400.00	19 500.00
F.16	After dark alignment and adjustments and recordings of lux levels	sum	26	525.00	75.00	15 600.00
						5238 365.00



600098

8

ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT COST		TOTAL COST
				MATERIAL	LABOUR	
F.1	Supply and install a complete 30m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	6	112 927.50	126 125577.50	753 465.00
F.2	Supply and install a complete 20m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	20	80682.50	11550.00	1846 850.00
F.3	Supply and install LED flood type luminaires complete with all required equipment	each	174	6920.65	200.00	1238 915.70
F.4	Remove existing 400W light fitting and replace with new 216W LED type	each	10			
F.5	Power tool for winch - Electric type	each	3			
F.6	Excavate, backfill and reinstat around and on top of foundation (normal excavation)	each	26			
F.7	Supply and construct concrete foundation for 30m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	6			
F.8	Supply and construct concrete foundation for 20m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	20			
F.9	Supply independent laboratory test results of all foundation concrete cast	each	26			
F.10	Supply independent laboratory test results of soil bearing pressure for each foundation	each	26			
F.11	Rate for additional 25 Mpa concrete	m³	Rate			
F.12	Rate for additional reinforcing steel	1000 kg	Rate			
F.13	Supply and install foundation earth as specified	each	26			
F.14	Supply and install 1800mm x 1.6mm earth spike	each	Rate			
F.15	Test and commission all the mast lights	sum	26			
F.16	After dark alignment and adjustments and recordings of lux levels	sum	26			

11/12/19 1.000.199

ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT COST		TOTAL COST
				MATERIAL	LABOUR	
	AMOUNT BROUGHT FORWARD					
F.17	Remove 20m mast and re-install at new position, all labour, material and equipment included, but foundation excluded	sum	5		9000.00	45000.00
F.18	Remove 30m mast and re-install at new position, all labour, material and equipment included, but foundation excluded	sum	5		1500.00	7500.00
F.19	Disconnect and remove existing pole mounted streetlight and deliver to municipal stores	each	5		1500.00	7500.00
F.20	Disconnect existing streetlight on concrete pole and remove pole and light fitting and deliver to municipal stores	each	5		980.00	4900.00
F.21	L.V. PVC SWA PVC cables with stranded conductors as specified					
	a) 6 mm ² Cu x 2-core	m	2000	51.45	3.00	108900.00
F.22	Glands complete with all accessories for the termination of PVC SWA PVC cables (termination of cable included)					
	a) 6 mm ² Cu x 2-core	each	26	45.00	35.00	1040.00
F.23	Bare hard drawn copper conductor for earthing, jointing and terminations included					
	a) 10 mm ²	m	2000	19.95	1.80	43500.00
	b) 35 mm ²	m	Rate	74.25	3.00	
	c) 70 mm ²	m	Rate	147.40	4.00	
F.24	Termination of bare hard drawn copper conductor for earthing, complete with lugs and accessories					
	a) 10 mm ²	each	6	15.00	12.00	162.00
	b) 35 mm ²	each	Rate	20.00	36.00	
	c) 50 mm ²	each	Rate	35.00	36.00	
F.25	PVC warning tape (300mm wide)	m	2000	2.00	2.00	8000.00
F.26	110 mm dia Cable sleeves with couplings and draw wire as specified - conventional (road crossings)	m	400	29.70	12.00	16680.00
F.27	Supply and install pole mounted box complete with 20A single phase breaker and all other material to install onto the Eskom ABC system	each	26	829.50	350.00	30667.00
						273819.00

273819.00

ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT COST		TOTAL COST
				MATERIAL	LABOUR	
H.1	FIXED CHARGES AND VALUE RELATED ITEMS					
H.1.1	Erection of facilities on site including ablution facilities and accommodation for employees, if required	sum	1	52 500.00	25 500.00	78 000.00
H.1.2	Contractual requirements	sum	1	2 000.00	150.00	2 150.00
H.1.3	Provision of Sureties and Guarantees	sum	1	25 500.00	550.00	26 050.00
H.1.4	Site Administration including co-ordination with other contractors on site	sum	1	500.00	750.00	1 250.00
H.1.5	Setting out of the works and location of and protection of existing services	sum	1	1 500.00	1 500.00	3 000.00
H.1.6	Application for wayleaves and permits	sum	1	500.00	750.00	1 250.00
H.1.7	network	sum	1	500.00	750.00	1 250.00
H.1.8	Inspection and testing and commissioning of complete works	sum	1	750.00	1 500.00	2 250.00
H.1.9	Removal of facilities from site	sum	1		2 500.00	2 500.00
H.2	TIME RELATED ITEMS					
H.2.1	Contractual requirements	sum	1	750.00	750.00	1 500.00
H.2.2	Usage and maintenance of facilities on site	sum	1	750.00	1 500.00	2 250.00
H.2.3	Supervision	sum	1	28 500.00	4 500.00	33 000.00
H.2.3	Company and Head Office overhead costs	sum	1	51 500.00	2 500.00	54 000.00
H.2.4	Security on site for the duration of the contract in terms of clause 4.22 of the conditions of contract	sum	1	9 000.00	4 500.00	13 500.00
H.3	HEALTH AND SAFETY COMPLIANCE (Must be priced)					
H.3.1	Compile health and safety plan including risk analysis, safe working procedures and work methods	sum	1	4 500.00	2 500.00	7 000.00
H.3.2	Compliance with the Occupational Health and Safety Act (Act No 85 of 1993) and Construction Regulations and Specification including maintenance of health and safety file on site for duration of contract	sum	1	4 800.00	2 500.00	7 300.00
H.4	PROVISIONAL SUMS					
H.4.1	Erection and removal of notice board	PCSum				20 000.00
H.4.2	Allowance for cost to employ CLO during contract	PCSum				30 000.00
						286 250.00

15 1.00.02

DESCRIPTION	UNIT COST		TOTAL COST
	MATERIAL	LABOUR	
SCHEDULE OF QUANTITIES F: HIGH MAST LIGHTING			5 512 214-00
SCHEDULE OF QUANTITIES G: EXCAVATIONS			3 621 000-00
SCHEDULE OF QUANTITIES H: PRELIMINARY AND GENERAL			286 250-00
			6 160 564-00
			6 160 564-40
			6 776 620-40
AL 2			338 831-02
			7 115 451-42
			10 673 71-71
			8 182 769-13

If the tenderer fails to sign this schedule, it will be interpreted that the tenderer does not comply with the Bill of Quantities and therefore will be regarded as being non-responsive.

I HEREBY DECLARE THAT I WILL COMPLY WITH THE BOQ AS SET OUT ABOVE

Signature

Date

1 July 2022

Yd. 18
000.03

- b. Please note that none of the company directors / trustees / members / shareholders of. are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof is attached.
- c. The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof is attached.
- d. The tenderer is registered on the municipality's database of prospective providers. Proof thereof attached.
- e. The tenderer is registered on the Central Supplier Database (CSD). Proof thereof attached.
- f. That the tender be awarded to MDL Engineering Company (Pty) Ltd based on their full offer as received.
- g. The BVA number was verified on the SANAS website.

9. RECOMMENDATION BY THE ADJUDICATION COMMITTEE – 19 AUGUST 2022

The Adjudication Committee confirms that the tender complies with the tender conditions and criteria, and recommends to the Adjudication that:

Tender No: **ELEC 01/2022/23 SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA FROM DATE OF APPOINTMENT** be awarded to MDL engineering company in the amount of R8 182 769.13 – (vat incl.) (eight million one hundred eighty two thousand seven hundred sixty nine rand and thirteen cents) vat inclusive, for scoring the highest preference points in terms of preferential procurement regulations contained in the Theewaterskloof supply chain policy.

07/7510/2/0061/1 – R 8 613 344.00 – 2022/23)

07/7510/2/0061/5 – R1 019 437.00 – 2022/23)

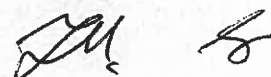
R8 182 769.13 – (Vat Incl)

- a. The register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderers is not listed. Proof thereof attached.
- b. Please note that none of the company directors / trustees / members / shareholders of. are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof is attached.
- c. The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof is attached.

- d. The tenderer is registered on the municipality's database of prospective providers. Proof thereof attached.
- e. The tenderer is registered on the Central Supplier Database (CSD). Proof thereof attached.
- f. That the tender be awarded to MDL Engineering Company (Pty) Ltd based on their full offer as received.
- g. The BVA number was verified on the SANAS website.

10. ANNEXURES

- Annexure A: Advert
- Annexure B: Budget
- Annexure C: Minutes of Site Clarification Meeting / Attendance Register of Compulsory Site Clarification Meeting
- Annexure D: Contract Manager & Consultant Technical Evaluation Report
- Annexure E: Proof of Database Registrations
- Annexure F: Proof from SARS
- Annexure G: Register of Tender Defaulters and Database of Restricted Suppliers
- Annexure H: Tender participation fee
- Annexure I: Proof of SANAS / SWORN AFFIDAVIT
- Annexure J: Municipal account / lease agreement
- Annexure K: Bid Evaluation Checklist
- Annexure L: List of Bids Received
- Annexure M: Cost Estimate of project

Handwritten signature and initials in the bottom right corner of the page.

[illegible]

Supplier Master

WCS31 Three-dimensional Municipality Production

Business Information**Internal Creditor Code**

Full Registered Name MD0200
Trading Name MDL ENGINEERING COMPANY (PTY) LTD.
Company Registration No 2006/014705/07
VAT Registration No 4810236911
Income Tax Reference No 9282119164
Business Municipal Account No
City Council
BBBEE Status Level 0
HDI % Total 0 Female 0
Business Size
Secondary Banking Detail
Business Sector
Discount 0
Discount Term

Control Accounts (Creditors)

Invoices (Deposits)
Payments (Withdrawals)

Banking Details

Bank Code SBZA
Bank Name STANDARD BANK OF SOUTH AFRICA LIMITED, THE
Branch Code 051001
Branch Name Knysna
Account No 082565325
Account Type Cheque/Current
Action Date and Time 2022MAR 947
Creditor Utilization blocked? No
Reason for Utilization Block

Internal Status

Currently Active ☒
Payments Blocked ☐
Sundry Beneficiary ☐
Applied for Accreditation ☐
Accredited Supplier ☒
Direct Invoicing ☒
EFT Reference Required? ☐
Default EFT Reference

Financial Year Transaction Summary

Orders	0
GRN	6,086,328.97+
Invoices	6,086,328.97-
Cheque Payments	0
EFT Payments	4,556,213.55+
Outstanding Payments	1,530,115.42+
Journals	0
Year-End Journals	0

Age Analysis

Customer Type Trade Creditors
0 - 30 Days 1,530,115.42+
31 - 60 Days
61 - 90 Days
91 - 120 Days
121 - 150 Days
151 - 180 Days
181 Days - 1 Year
Over 1 Year

Record was successfully displayed

View Add Change Delete

2023 30

Nagesien deur

MDL Engineering Company (Pty) Ltd	Statement
Company Registration: 2006/014705/07	Statement Date: 2023/03/31
Vat Registration Number: 4810236911	Page: 1
P.O. Box 3039	Customer Tel:
George Industria	Customer E-mail:
George	Customer VAT No: 4000846248
6536	
Email:	
Tel:	

Customer:	TWK001	Tweewaterskloof Municipality
Address:	PO Box 24, , Caledon, 7230	

Date	Document No	Description	Price
2023/02/22	INV10797	Invoice R	825221.52

Current	30 Days	60 Days	90 Days	120 + Days
0.00	825221.52	0.00	0.00	0.00

Banking Details			
Bank:	Standard Bank - 82565325	Total:	
Branch:	Knysna		
Branch Code:	051001		
Account:	82565325		
			R 825221.52



K0014774 1

GEORGE BRANCH (Head Office)
5 Ring Road | PO Box 3039 | GEORGE | 6536
Tel: +27 (0) 44 874 1136 | Fax: +27 (0) 44 874 0136

KNYSNA BRANCH
29 Sandpiper Street | KNYSNA | PO Box 23 | SEDGEFIELD | 6573
Tel: +27 (0) 44 382 0962 | Fax: +27 (0) 874 0136

Vat No: 4810236911 A

Reg No: 2006/014705/07

Banking Details: Standard Bank

TAX INVOICE NO: A INV10797 A

Account No: 82565325

DATE: 2023/02/22

Branch Code 051001

Customer Details:

Theewaterskloof Municipality A

PO Box 24

Caledon

7230

Vat No: 4000846248 A

Email:

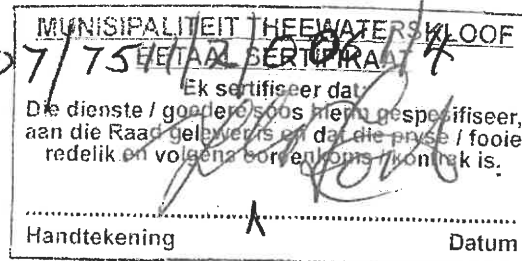
Tel:

Order Number: E22073

Other Ref: ELEC01/2022/23 (E22073)

Job No: JE1383 - Installation New High Mast Lights Grabouw

Code	Description	UOM	Qty	Unit Price	Total
PC.05	PC 5 - Supply, Delivery & Installation of New High Mast Lighting in Grabouw	sum	1.00	717,583.93	R 717,583.93



* PLEASE NOTE:

- Until such time as this invoice has been paid in full, ownership (**but not risk), of these goods shall remain vested in MDL. (** Relevant only for Material installed on site)
- Payment terms:
- Contract Based Invoices - Settlement strictly 28 days from date of invoice, as per GCC (3rd Ed, 2015)
- All other invoices are to be settled immediately (COD)
- Deposits (if applicable) are payable immediately or as specified above
- MDL reserves the right to charge interest on all overdue accounts

Sub Total: R 717,583.93

Total Excl: R 717,583.93

VAT: R 107,637.59

Total: R 825,221.52 A

MDL Engineering Company (Pty) Ltd Reg No: 2006/014705/07

Director: M.D. LOUBSER

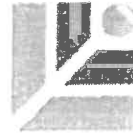


PAID

28.10.22	JE023113	MDL Engineering Company (Pty)Ltd	Supply, deliver Municipal area(
18.11.22	JE023137	MDL Engineering Company (Pty)Ltd	Supply, deliver Municipal area(
18.11.22	JE023137	MDL Engineering Company (Pty)Ltd	Supply, deliver Municipal area(
19.12.22	JE023176	MDL Engineering Company (Pty)Ltd	Supply, deliver Municipal area(
21.12.22	JE023184	MDL Engineering Company (Pty)Ltd	Supply, deliver Municipal area(
07.03.23		MDL Engineering Company (Pty)Ltd	Supply, deliver Municipal area(

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and Associates (RF) (Pty) Ltd



Consulting Engineers & Project Managers

Our reference : E22073/COR/TP/tp/08

Your reference :

22 February 2023

Theewaterskloof Municipality
P O Box 24
CALEDON
7230

Postal Address : P O Box 4901 TYGERVALLEY 7536

Street Address : South Gate Building, Ground Floor

South Gate Entrance, Carl Cronjé Drive

Tyger Valley Waterfront BELLVILLE 7530

Tel: +27 (0) 21 914 0300 | Fax: +27 (0) 21 914 0437

E-mail: bellville@lyniers.co.za | Website: www.lyniers.co.za

Attention: Mr Francois du Toit

Sir

TENDER ELEC 01/2022/23 : SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA: PAYMENT CERTIFICATE

Attached please find certified payment certificate no. 5 for January & February 2023 as submitted by MDL Engineering Company (Pty) Ltd for the above project.

For any further information please contact the undersigned.

Yours faithfully

Theo Potgieter Pr Eng
(Head of Electrical Department)
for LYNERS

SABS
ISO 9001

Neil Lyners & Associates (RF) (Pty) Ltd (2015/438525/07)

CESA

DIRECTORS: Neil Lyners Pr Eng FSAICE • Mario Filippi Pr Eng MSAICE • Fred Laker Pr Tech Eng MSAICE • Ermelinde Lyners

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and Associates (RF) (Pty) Ltd



Consulting Engineers & Project Managers

PAYMENT CERTIFICATE
In terms of Clause 14 of FIDIC

NOT A TAX INVOICE					
EMPLOYER		Theewaterskloof Municipality			
CONTRACT NO.:		ELEC 01/2022/23 (E22073)			
CONTRACT DESCRIPTION:		SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW THEEWATERSKLOOF MUNICIPAL AREA			
CONTRACTOR:		MDL Engineering Company (Pty) Ltd			
PAYMENT CERT. NO.:		5			
DATE OF VALUATION:		20 February 2023		DATE CERTIFIED: 22 February 2023	
DATE SUBMITTED :		20 February 2023		DATE PAYABLE: 25 March 2023	
CURRENT CONTRACT VALUE:		R 7 686 958.65 (Vat excluded)		COMMENCEMENT DATE: 26 September 2022	
CONTRACT PERIOD:				AMENDED COMPLETION DATE: 18 March 2023	
				ORDER NUMBER:	
NO.	PREVIOUS CERTIFICATES EXCLUDING VAT AMOUNTS	VAT	SUMMARY OF PAYMENT CERTIFICATE	PAGE	AMOUNT
1	R 3 210 741.63	R481 611.24	Value of work completed (MOS)		R28 560.00
2	R 751 183.20	R112 677.48	Value of work completed		R7 658 398.65
3	R1 330 535.15	R199 580.27	Add: Contract Price adjustment (SEIFSA) (if applicable)		R0.00
4	R1 289 710.81	R193 456.62	Add: Contract Price adjustment (METALS) (if applicable)		R0.00
5			Add: Rate of Exchange (if applicable)		R 0.00
6			Sub Total 1		R 7 686 958.65
7			Less : Retention withheld : Max 5% of current Contract Value		R 384 347.93
8			Less : 10% on MOS		R 2 856.00
9			Sub Total 2		R 7 299 754.72
10			Less: Previously certified (excluding VAT)		R 6 582 170.79
			Amount now payable (excl. VAT)		R 717 583.93
Sub-totals	R6 582 170.79	R987 325.62	Add : 15% VAT		R107 637.59
TOTAL		R7 569 496.41	TOTAL CERTIFIED AMOUNT NOW DUE AND PAYABLE		R825 221.52
The amount of Eight Hundred Twenty Five Thousand Two Hundred Twenty One Rands and Fifty Two Cents is now due and payable by Theewaterskloof Municipality to MDL Engineering Company (Pty) Ltd before 25 Mar 2023					
CERTIFIED CORRECT, DUE AND PAYABLE BY :			FOR CLIENT'S USE		
 Theo Potgieter 22 February 2023			 Theo Potgieter R717583.93		
for: Lyners Consulting Engineers on behalf of Theewaterskloof Municipality			DATE		

Retensie uitgereken van die faktuur R582 598.02.
 Retensie verminderen na R387 203.93.
 Plaas asb R195 394.09 tevens na Posnr:
 07/7510/2/0061/5.

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Focussed

Neil
LYNERS
and Associates (RF) (Pty) Ltd



Consulting Engineers & Project Managers

SUMMARY OF CONTRACT		
CONTRACT NO.:	ELEC 01/2022/23 (E22073)	
CONTRACT DESCRIPTION:	SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW THEEWATERSKLOOF MUNICIPAL AREA	
PAYMENT CERTIFICATE NO.:	5	
DATE:	22 February 2023	
1	TENDER AMOUNT	
1.1	TENDER AMOUNT FULL TENDER + EXPANSION	R7 486 772.00
1.2	PROVISIONAL AMOUNTS	R0.00
1.3	CONTINGENCY AMOUNT (10%)	R682 366.80
1.4	PROVEN COST AMOUNTS (ESCALATION ALLOWANCE - 5%)	R366 681.39
1.5	SUB TOTAL	R8 535 820.19
1.6	VAT (15%)	R1 280 373.03
1.7	GROSS TENDER AMOUNT	R9 816 193.22
2	CURRENT CONTRACT AMOUNT	
2.1	CONTRACT APPOINTMENT PHASE 1 & 2 AMOUNT EXCL VAT	R7 486 772.00
2.2	Additional 1 x 30m + 1 x 20m masts	R200 186.65
2.3	RE-MEASUREMENT	R0.00
2.4	ESCALATION	R0.00
2.5	SUB TOTAL	R7 686 958.65
2.6	VAT (15%)	R1 153 043.80
2.7	CURRENT CONTRACT AMOUNT	R8 840 002.45
3	ESTIMATED CONTRACT COMPLETION COST	
3.1	CURRENT CONTRACT AMOUNT EXCL VAT	R7 486 772.00
3.2	CONTINGENCIES	R682 366.80
3.3	PROVISIONAL AMOUNTS (ESCALATION)	R366 681.39
3.4	RE-MEASUREMENT	R0.00
3.5	VARIATION ORDERS NOT YET APPROVED	R0.00
3.6	SUB TOTAL	R8 535 820.19
3.7	VAT (15%)	R1 280 373.03
3.8	ESTIMATED CONTRACT COMPLETION COST	R 9 816 193.22

GHADOUW HIGH MAST LIGHTING LYMERS: ELEC 01/2022/23													PAGE 1		
Inc. Job # FE1383 Item Number	DESCRIPTION	APPOINTED TENDER PRICE & QUANTITY							PAYMENT CLAIM				M.O.S.		
		UNIT	Tender Qty			Conn. QTY	Tender Price		TENDER AMOUNT		Total Qty Claimed to Date		Deduct 10% on	TOTAL CLAIMS VALUE TO DATE	
			App-1	App-2	App-3		Material	Labour			Material	Labour	M.O.S.		
F.1	Supply and install a complete 30m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	6	1	3	8	R 112 927.50	R 12 650.00		1 004 620.00	8.00	8.00	0.00	1 004 620.00	
F.2	Supply and install a complete 20m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	20	5	1	26	R 80 692.50	R 11 550.00		2 398 305.00	6.00	6.00	0.00	2 398 305.00	
F.3	Supply and install LED flood type luminaires complete with all required equipment	each	174	39		213	R 6 920.55	R 200.00		1 516 677.15	15.00	108.00	0.00	1 623 485.40	
F.4	Remove existing 400W light fitting and replace with new 150W LED type	each	10	0		10	R 6 920.55	R 250.00		71 705.50			0.00		
F.5	Power tool for which - Electric type	each	3	0		3	R 24 274.00	R 250.00		73 572.00	3.00	3.00	0.00	73 572.00	
F.6	Excavate, backfill and reinstata around and on top of foundation (normal excavation)	each	26	6		32	R -	R 2 530.00		80 960.00	6.00	32.00	0.00	80 960.00	
F.7	Supply and construct concrete foundation for 30m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	6	1		7	R 52 210.30	R 500.00		368 972.10			0.00		
F.8	Supply and construct concrete foundation for 20m mast Including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	20	5		25	R 37 857.75	R 500.00		958 943.75			0.00	1 035 655.25	
F.9	Supply independent laboratory test results of all foundation concrete cast	each	26	6		32	R 450.00	R 150.00		19 200.00	35.00	35.00	0.00	21 000.00	
F.10	Supply independent laboratory test results of soil bearing pressure for each foundation	each	26	6		32	R 250.00	R 150.00		12 800.00	35.00	35.00	0.00	14 000.00	
F.11	Rate for additional 25 Npa concrete	m3	0	0		0	R 1 850.00	R 500.00					0.00		
F.12	Rate for additional reinforcing steel	1000 kg	0	0		0	R 2 970.00	R 500.00					0.00		
F.13	Supply and install foundation earth as specified	each	26	6		32	R 1 300.00	R 450.00		56 000.00			0.00	61 250.00	
F.14	Supply and install 180mm x 15mm earth spikes	each	0	0		0	R 350.00	R 150.00					0.00		
F.15	Test and commission all the mast lights	sum	26	6		32	R 350.00	R 400.00		24 000.00	16.00	16.00	0.00	12 000.00	
F.16	After dark alignment and adjustments and recordings of luc levels	sum	26	6		32	R 525.00	R 75.00		19 200.00			0.00		
TOTAL TO NEXT PAGE:											201 130.25	218 530.00	6 167 574.05	578 960.00	5 746 534.05

GRABOW HIGH MAST LIGHTING 1/1/2022/23										APPORTIONED TENDER PRICE & QUANTITY										PAYMENT CLAIM				PAGE 2					
DESCRIPTION SCHEDULE OF QUANTITIES F: HIGH MAST LIGHTING (Continues)										Tender QTY					Tender Price					PC-5				Total QTY Claimed to Date		M.O.S.		TOTAL CLAIMS VALUE TO DATE	
Item Number	UNIT	App. 1	App. 2	App. 3	Comm. QTY	Material	Labour	TENDER AMOUNT	Material	Labour	Material	Labour	Material	Labour	Material	Labour	Material	Labour	Material	Labour	Material	Labour	Material	Labour	Material	Labour	Material	Labour	
BALANCE BROUGHT FORWARD:																													
F.17	Remove 30m mast and re-install at new position, all labour, material and equipment included, but foundation excluded	sum	5	0	5	R	9 000,00	45 000,00																					
F.18	Remove 30m mast and re-install at new position, all labour, material and equipment included, but foundation excluded	sum	5	0	5	R	1 500,00	7 500,00																					
F.19	Disconnect and remove existing pole mounted streetlight and deliver to municipal stores	each	5	0	5	R	1 500,00	7 500,00																					
F.20	Disconnect existing streetlight on concrete pole and remove pole and light fitting and deliver to municipal stores	each	5	0	5	R	980,00	4 900,00																					
F.21	LV PVC SWA PVC cables with stranded conductors as specified a) 6 mm2 Cu x 2-core	m	2000	400	2400	R	51,45	130 680,00																					
F.22	Glends complete with all accessories for the termination of PVC SWA PVC cables (termination of cable included). a) 6 mm2 Cu x 2-core	each	25	6	32	R	45,00	2 560,00																					
F.23	Bare hard drawn copper conductor for earthing, jointing and terminations included. a) 10 mm2 b) 35 mm2 c) 70 mm2	m	2000	400	2400	R	19,95	52 200,00																					
F.24	Termination of bare hard drawn copper conductor for earthing, complete with lugs and accessories a) 10 mm2 b) 35 mm2 c) 50 mm2	each	6	2	8	R	15,00	216,00																					
F.25	PVC warning tape (300mm wide)	m	2000	400	2400	R	2,00	9 600,00																					
F.26	110 mm dia Cable sleeves with couplings and draw wire as specified - conventional (road crossings)	m	400	20	420	R	25,70	17 514,00																					
F.27	Supply and install pole mounted box complete with 20A single phase breaker and all other material to install onto the Eskom ABC system	each	26	6	32	R	225,50	37 744,00																					
TOTAL TO SUMMARY PAGE:																													

GRABOW HIGH MAST LIGHTING LYMERS: ELEC 01/2022/23										PAGE 3																																																																							
Item Number	DESCRIPTION	SCHEDULE OF QUANTITIES Q: EXCAVATIONS										PAYMENT CLAIM										MBO																																																											
		APPORTIONED TENDER PRICE & QUANTITY										TENDER										Deduct 10% on M.O.S.																																																											
		Tender QTY					Tender Price					PC \$					Total QTY Claimed to Date					TOTAL CLAIMS VALUE TO DATE																																																											
		UNIT	App. 1	App. 2	App. 3	Com. QTY	Material	Labour	Material	Labour	Material	Labour	Material	Labour	Material	Labour	Material	Labour	Material	Labour	Material	Labour																																																											
G.1	All prices below includes the excavation of trenches and holes, separating of stones and soil, rocks etc, levelling of trench beds, sandbedding, backfill, compacting and repavement of all surfaces to the original finish.																																																																																
		m3	500	100		600	R	200,00																																																																									
		m3	250	50		300	R	250,00																																																																									
		m3	1	1		2	R	1 250,00																																																																									
		m3	50	5		55	R	275,00																																																																									
	a) Normal Excavations	m3	500	100		600	R	200,00																																																																									
	b) Difficult Excavations	m3	250	50		300	R	250,00																																																																									
	c) Hard Rock Excavations	m3	1	1		2	R	1 250,00																																																																									
	d) Provide sand or stone-free soil handling cost included.	m3	50	5		55	R	275,00																																																																									
	e) Remove waste material handling cost included.	m3	50	5		55	R	275,00																																																																									
G.2	The following will comply where existing services are present: a) Excavations done by hand to expose services b) Excavations where services have to cross trenches (i) Piped services (ii) Electrical cables (iii) Cables c) Excavations where services are adjacent to a trench: (i) Piped services (ii) Electrical cable																																																																																
		m3	2	2		4	R	250,00																																																																									
		each	2	2		4	R	250,00																																																																									
		each	2	2		4	R	250,00																																																																									
		each	2	2		4	R	250,00																																																																									
	a) Excavations where services are adjacent to a trench: (i) Piped services (ii) Electrical cable	m	2	2		4	R	150,00																																																																									
G.3	Reinstatement of surfaces. Only standard trenchwidths shall be measured. a) Concrete surfaces with a minimum thickness of 75 mm. b) Tar surfaces according to SABS standards. c) Brick paving or similar. d) Pebble stones or similar complete with plastic sheeting																																																																																
		m2	100	5		105	R	350,00																																																																									
		m2	100	5		105	R	480,00																																																																									
		m2	100	5		105	R	150,00																																																																									
		m2	50	5		55	R	80,00																																																																									
		TOTAL TO SUMMARY PAGE:										410 075,00										1 050,00										20 960,00										25 590,00										343 226,00										0,00										368 816,00									

[illegible]

[illegible]

[illegible]

CERTIFICATE OF OWNERSHIP OF PLANT / MATERIALS

NAME OF CONTRACTOR: MDL ENGINEERING COMPANY (PTY) LTD
ADDRESS: 5 RING ROAD
GEORGE INDUSTRIA
GEORGE
6536

NAME OF EMPLOYER: THEEWATERSKLOOF MUNICIPALITY
ADDRESS: P O BOX 24
CALEDON
7230

CONTRACT DESCRIPTION: GRABOUW HIGH MAST LIGHTING
CONTRACT NUMBER: ELEC 01/2022/23
LOCAL CONTRACT NUMBER: JE1383

The undersigned Contractor (duly authorized hereto by virtue of a resolution of the Board of Directors/Members on **26 September 2022**) hereby certifies the following in accordance with the terms of Clause 6.10.1.5 of the General Conditions of Contract.

- (i) The plant and or materials listed hereunder, which are the Contractor's sole and exclusive property and to which no third party has any rights will upon payment be lawfully acquired by the Employer.
- (ii) The Employer is indemnified against any claim to or in respect of the plant and or materials by reason of the Contractor's sequestration or liquidation, or of any defects in the Contractor's title to the plant and or materials.
- (iii) Upon payment, effective delivery of the plant and or materials to the Employer will take place.
- (iv) Ownership of the plant and or materials will then vest in the Employer.
- (v) The plant and or materials are insured in accordance with the requirements of the Conditions of Contract.
- (vi) The Contractor shall be responsible for the care of the plant and or materials and clearly mark and identify same as being the property of the Employer.
- (vii) The plant and or materials are held by the Contractor in storage for and on behalf of the Employer at address: **5 RING ROAD, GEORGE INDUSTRIA, GEORGE, 6536** (*the premises).
- (viii) The premises is: *a) the property of the Contractor



LIST OF PLANT / MATERIALS IN STORAGE OF CONTRACTOR

[illegible]

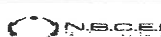
SIGNATURE OF CONTRACTOR:

WITNESS: _____

DATE: 20 February 2023

MDL Engineering Company (Pty)Ltd Reg No: 2006/014705/07

Director: M.D. LOUBSER



**SIGNING OF AGREEMENTS/DOCUMENTS
ONDERTEKENING VAN OOREENKOMSTE/DOKUMENTE**

File reference number/ Leër verwysings nommer : **Tender ELEC 0/2022/23 Addenda to existing appointment**

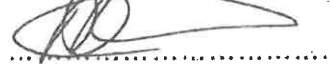
Type of Document/ Tipe dokument: **Supply, Delivery and Installation of High mast lights in Grabouw, Theewaterskloof Municipal Area**

Who is the other party? Wie is die ander Party: **MDL Engineering Company (Pty) Ltd**

Document prepared by/Dokument voorberei deur:

I confirm that the relevant council resolutions, tender conditions and award have been complied with and therefore the rights of the Council are protected in all material respects.

Name/Naam: **M Redelinghuys**


.....
(Signature/Handtekening)

25 Oct 2022
.....
DATE/DATUM

Document checked by/Dokument nagesien deur:

Supply Chain Management Department/Voorsieningskanaalbestuur Afdeling: (Applies to contracts where the contractor was appointed through the SCM process / Geld vir kontrakte waar die kontrakteur deur die voorsieningskanaalbestuur proses aangestel is.) I confirm that the relevant council resolutions, tender conditions and award have been complied with and therefore the rights of the Council are protected in all material respects.

Name/Naam: **Sergio Francis**


.....
(Signature/Handtekening)

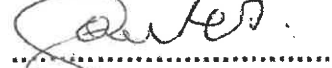
25/10/2022
.....
DATE/DATUM

Legal Services/Regsdienste:

It is confirmed that I have reviewed the contract. It complies in all respects with the relevant council resolutions, tender conditions and award and legal requirements as provided to me by the Contract Manager and that the rights of Council are thereby protected. There is no apparent reason why the contract cannot be signed by the relevant delegated authority.

It is recommended that the following changes should be made.....

Name/Naam: **Adielah Jonkers**


.....
(Signature/Handtekening)

26/10/22
.....
DATE/DATUM

Document signed by/Dokument onderteken deur (Municipal Manager / Munisipale Bestuurder and / or Delegated Authority)

Name/Naam: **FH Du Toit**


.....
(Signature/Handtekening)

26/10/2022
.....
DATE/DATUM

ADDENDUM TO CONTRACT- ELEC 01/2022/23

Made and entered into by and between:

THEEWATERSKLOOF MUNICIPALITY

Duly represented herein by F. Du Toit

(Hereinafter referred to as "MUNICIPALITY")

And

MDL ENGINEERING (PTY) LTD. (REGISTRATION NO.: 2006/014705/07) duly

represented herein by Melt Dreyer Louboer

(Identity Number 7411175162082)

(Hereinafter referred to as "SERVICE PROVIDER")

WHEREAS the Municipality awarded tender no. ELEC 01/2022/23: SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW THEEWATERSKLOOF MUNICIPALITY

WHEREAS the parties wish to proceed to enter into an addendum to conclude, the award made to the service provider.

AND WHEREAS the conditions and provisions of the Tender document will be applicable to the addendum.

NOW THEREFORE the parties agree to as follows:

1. The addendum contract is based on expansion for an amount of R 1 633 424.08 (One Million Six Hundred Thirty Three Thousand Four Hundred Twenty Four Rand Eight Cents) (Inclusive of 5% contingencies, 2% escalation allowance and 15% VAT) with a 10-12-week construction period in terms of Clause 52 of the Municipal Supply Chain Management Policy.
2. The new construction completion date is 17 March 2023.
3. The contract amount increases to R 9 819 322.96 (Nine Million Eight Hundred Nineteen Thousand Three Hundred Twenty Two Rand Ninety Six Cents) VAT incl.

THIS DONE AND SIGNED on the 25 day of October 2022

at George Industrial by Melt Dreyer Louboer for and on behalf of MDL ENGINEERING (PTY) LTD. in his capacity as Owner/Director and properly authorised thereto.

AS WITNESS:

1. [Signature]

2. [Signature]

FOR AND ON BEHALF OF
MDL ENGINEERING (PTY) LTD.

THIS DONE AND SIGNED on the 26 day of Oct 2022

at Cape Town by F.H. Du Toit for and on behalf of the Municipality in his capacity as Deputy Director: Electrical Services and properly authorised thereto by ordinary resolution of the Municipality.

AS WITNESS:

1. [Signature]

2. [Signature]

FOR AND ON BEHALF OF
THEEWATERSKLOOF MUNICIPALITY

SIGNING OF AGREEMENTS/DOCUMENTS
ONDERTEKENING VAN OOREENKOMSTE/DOKUMENTE

File reference number/ Leër verwysings nommer :Tender ELEC 01/2022/23

Type of Document/ Tipe document: **Supply, Delivery and Installation of High mast lights in Grabouw, Theewaterskloof Municipal Area**

Who is the other party? Wie is die ander Party: **MDL Engineering Company (Pty) Ltd**

Document prepared by/Dokument voorberei deur:

I confirm that the relevant council resolutions, tender conditions and award have been complied with and therefore the rights of the Council are protected in all material respects.

Name/Naam: **J Van Niekerk**

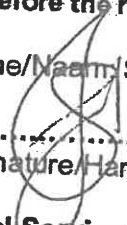

.....
(Signature/Handtekening)

12-9-2022
.....
DATE/DATUM

Document checked by/Dokument nagesien deur:

Supply Chain Management Department/Voorsieningskanaalbestuur Afdeling: (Applies to contracts where the contractor was appointed through the SCM process / Geld vir kontrakte waar die kontrakteur deur die voorsieningskanaalbestuur proses aangestel is.) I confirm that the relevant council resolutions, tender conditions and award have been complied with and therefore the rights of the Council are protected in all material respects.

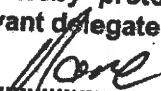
Name/Naam: **Sergio Francis**


.....
(Signature/Handtekening)

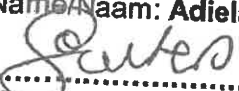
12-09-2022
.....
DATE/DATUM

Legal Services/Regsdienste:

It is confirmed that I have reviewed the contract. It complies in all respects with the relevant council resolutions, tender conditions and award and legal requirements as provided to me by the Contract Manager and that the rights of Council are thereby protected. There is no apparent reason why the contract cannot be signed by the relevant delegated authority.

It is recommended that the following changes should be made... 

Name/Naam: **Adielah Jonkers**


.....
(Signature/Handtekening)

14/9/22
.....
DATE/DATUM

Document signed by/Dokument onderteken deur (Municipal Manager / Munisipale Bestuurder and / or Delegated Authority)

Name/Naam: **FH Du Toit**


.....
(Signature/Handtekening)

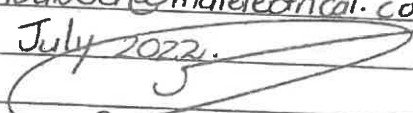
15/9/22
.....
DATE/DATUM



Theewaterskloof Municipality

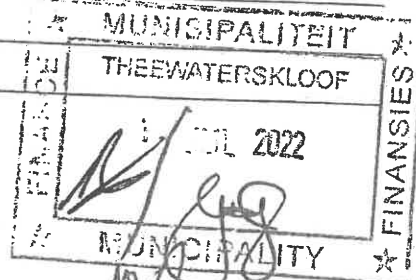
TENDER NO. ELEC 01/2022/23

SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA

Name of Tenderer	MDL Engineering Company (Pty) Ltd.
Address (Physical)	5 Ring Road George Industrial 6536
Telephone Number	044 874 1136
Email	mloubser@mdlelectrical.co.za; tenderadmin@mdlelectrical.co.za
Date	1 July 2022
Signature	
Amount (VAT Included)	R 8182 769 -13.
Duration (weeks)	6 - 8 weeks.
B-BBEE Status Level	1

(Project REF No.E22073)

MAY 2022



Compiled for :

THEEWATERSKLOOF MUNICIPALITY
DEP. DIRECTOR : ELECTRICAL SERVICES
PO BOX 24
CALEDON
7230

Compiled by :



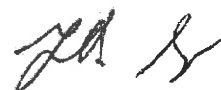
NEIL LYNERS AND ASSOCIATES (PTY) LTD

P O BOX 4901
TYGERVALLEY
7536

TEL : (028) 214 3365
FAX : (028) 214 1289

CONTACT PERSON

TEL : Theo Potgieter
FAX : (021) 914 0300
Email : (021) 914 0437
theo@lynerns.co.za

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THEEWATERSKLOOF MUNICIPALITY

SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN
GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA

ELEC 01/2022/23

C1.1 : FORM OF OFFER AND ACCEPTANCE

1. OFFER

The employer, identified in the acceptance signature block, has solicited offers to enter into a contract for the procurement of:

**SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW,
THEEWATERSKLOOF MUNICIPAL AREA: TENDER NO ELEC 01/2022/23**

The tenderer, identified in the offer signature block, has examined the documents listed in the tender data and addenda thereto as listed in the tender schedules, and by submitting this offer has accepted the conditions of tender.

By the representative of the tenderer, deemed to be duly authorized, signing this part of this form of offer and acceptance, the tenderer offers to perform all of the obligations and liabilities of the Contractor under the contract including compliance with all its terms and conditions according to their true intent and meaning for an amount to be determined in accordance with the Conditions of Contract identified in the Contract Data.

The offered total of the prices inclusive of Value-Added Tax is Eight one eight
two seven six nine 13/100.

..... Rand (in words);
R. 8182769-13. (in figures)

This offer may be accepted by the employer by signing the acceptance part of this form of offer and acceptance and returning one copy of this document to the tenderer before the end of the period of validity stated in the tender data, whereupon the tenderer becomes the party named as the contractor in terms of the conditions of contract identified in the contract data.

Signature(s)

Name(s)

Capacity

for the Tenderer

(Name and address of organization)

Name and signature
of witness

Date

By signing this page the Tenderer acknowledges the contents thereof

Signature of Bidder

2. ACCEPTANCE

By signing this part of this form of offer and acceptance, the employer identified below accepts the tenderer's offer. In consideration thereof, the employer shall pay the contractor the amount due in accordance with the conditions of contract identified in the contract data. Acceptance of the tenderer's offer shall form an agreement between the employer and the tenderer upon the terms and conditions contained in this agreement and in the contract that is the subject of this agreement.

The terms of the contract are contained in

Part C1 : Agreements and contract data (which includes this agreement)

Part C2 : Pricing data

Part C3 : Scope of work

Part C4 : Site Information

and drawings and documents or parts thereof, which may be incorporated by reference into Parts C1 to C4 above.

Deviations from and amendments to the documents listed in the tender data and any addenda thereto, as listed in the tender schedules as well as any changes to the terms of the offer agreed by the tenderer and the employer during this process of offer and acceptance, are contained in the schedule of deviations attached to and forming part of this agreement. No amendments to or deviations from said documents are valid unless contained in this schedule.

The tenderer shall, within two weeks after receiving a completed copy of this agreement including the schedule of deviation (if any), contact the employer's agent (whose details are given in the contract data) to arrange the delivery of any bonds, guarantees, proof insurance and any other documentation to be provided in terms of the conditions of contract identified in the contract data. Failure to fulfil any of the obligations in accordance with those terms shall constitute a repudiation of this agreement.

Notwithstanding anything contained herein, this agreement comes into effect on the date when the tenderer receives one fully completed original copy of this document, including the schedule of deviations (if any). Unless the tenderer (now contractor), within five (5) working days of the date of such receipt, notifies the employer in writing of any reason why he cannot accept the contents of this agreement, this agreement shall constitute a binding contract between the parties.

Signature(s)

Name(s)

Capacity

for the Employer

Name and signature
of witness

[Signature]

E. H. du Toit

Rep. Dir. Electrical Services

Municipality

Name and address of organization)

J. VAN NIEKERK
J. van Niekerk

Date *15/4/2022*

By signing this page the Tenderer acknowledges the contents thereof

[Signature]
600379
Signature of Bidder

3. SCHEDULE OF DEVIATIONS

Notes:

1. The extent of deviations from the tender documents issued by the employer before the tender closing date is limited to those permitted in terms of the conditions of tender.
2. A tenderer's covering letter shall not be included in the final contract document. Should any matter in such letter, which constitutes a deviation as aforesaid, be the subject of agreements reached during the process of offer and acceptance, the outcome of such agreement shall be recorded here.
3. Any other matter arising from the process of offer and acceptance either as a confirmation, clarification or change to the tender documents, and which it is agreed by the Parties becomes an obligation of the contract, shall also be recorded here.
4. Any change or addition to the tender documents arising from the above agreements and recorded here, shall also be incorporated into the final draft of the contract.

1. Subject
Details
2. Subject
Details
3. Subject
Details
4. Subject
Details

By the duly authorized representatives signing this schedule of deviations, the employer and the tenderer agree to and accept the foregoing schedule of deviations as the only deviations from and amendments to the documents listed in the tender data and addenda thereto as listed in the tender schedules, as well as any confirmation, clarification or changes to the terms of the offer agreed by the tenderer and the employer during this process of offer and acceptance.

It is expressly agreed that no other matter whether in writing, oral communication or implied during the period between the issue of the tender documents and the receipt by the tenderer of a completed signed copy of this Agreement shall have any meaning or effect in the contract between the parties arising from this agreement.

Signature(s)

Names(s)

Capacity

for the Employer
(Name and address of organisation)

Name and signature of witness Date

Signature(s)

Names(s)

Capacity

for the Tenderer
(Name and address of organisation)

Name and signature of witness Date

By signing this page the Tenderer acknowledges the contents thereof

Signature of Tenderer

[Handwritten signatures and initials]
3
000380

C2.3

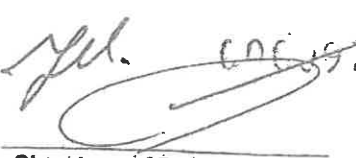
THEEWATERSKLOOF MUNICIPALITY

**SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN
GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA**

ELEC 01/2022/23

C2.2 : BILLS OF QUANTITIES

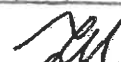
By signing this page the Tenderer acknowledges the contents thereof


Signature of Bidder

C24

TOTAL
COST

ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT COST		TOTAL COST
				MATERIAL	LABOUR	
F.1	Supply and install a complete 30m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	6	112 927-50	12 650-00	763 465-00
F.2	Supply and install a complete 20m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	20	80 692-50	11 550-00	1 844 850-00
F.3	Supply and install LED flood type luminaires complete with all required equipment	each	174	6 920-55	260-00	1 238 975-70
F.4	Remove existing 400W light fitting and replace with new 216W LED type	each	10	6 920-55	250-00	71 705-50
F.5	Power tool for winch - Electric type	each	3	24 274-00	250-00	73 572-00
F.6	Excavate, backfill and reinstate around and on top of foundation (normal excavation)	each	26		2 530-00	65 780-00
F.7	Supply and construct concrete foundation for 30m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	6	52 210-30	500-00	316 261-80
F.8	Supply and construct concrete foundation for 20m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	20	37 857-75	500-00	767 155-00
F.9	Supply independent laboratory test results of all foundation concrete cast	each	26	450-00	150-00	15 600-00
F.10	Supply independent laboratory test results of soil bearing pressure for each foundation	each	26	250-00	150-00	10 400-00
F.11	Rate for additional 25 Mpa concrete	m³	Rate	1 850-00	500-00	
F.12	Rate for additional reinforcing steel	1000 kg	Rate	2 970-00	500-00	
F.13	Supply and install foundation earth as specified	each	26	1 300-00	450-00	45 500-00
F.14	Supply and install 1800mm x 1.6mm earth spike	each	Rate	350-00	150-00	
F.15	Test and commission all the mast lights	sum	26	3 50-00	400-00	19 500-00
F.16	After dark alignment and adjustments and recordings of lux levels	sum	26	575-00	75-00	15 600-00
						523 836-50



C06098

ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT COST		TOTAL COST
				MATERIAL	LABOUR	
F.1	Supply and install a complete 30m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	6	112 927.50	126 125577.50	753 665.00
F.2	Supply and install a complete 20m high mast lighting structure, hot dip galvanised steel, as specified and signed off by a Pr Eng structural engineer. This rate is also to include the following: a) Luminaire carriage b) Electrical distribution board and all electrical wiring and connections as described including daylight control system	each	20	80182.50	11550.00	1844 850.00
F.3	Supply and install LED flood type luminaires complete with all required equipment	each	174	6920.65	200.00	1238 915.70
F.4	Remove existing 400W light fitting and replace with new 216W LED type	each	10			
F.5	Power tool for winch - Electric type	each	3			
F.6	Excavate, backfill and reinstate around and on top of foundation (normal excavation)	each	26			
F.7	Supply and construct concrete foundation for 30m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	6			
F.8	Supply and construct concrete foundation for 20m mast including reinforcing steel, foundation bolts, sleeves, steel templates. To be signed off by Pr Eng Structural engineer.	each	20			
F.9	Supply independent laboratory test results of all foundation concrete cast	each	26			
F.10	Supply independent laboratory test results of soil bearing pressure for each foundation	each	26			
F.11	Rate for additional 25 Mpa concrete	m³	Rate			
F.12	Rate for additional reinforcing steel	1000 kg	Rate			
F.13	Supply and install foundation earth as specified	each	26			
F.14	Supply and install 1800mm x 1.6mm earth spike	each	Rate			
F.15	Test and commission all the mast lights	sum	26			
F.16	After dark alignment and adjustments and recordings of lux levels	sum	26			

ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT COST		TOTAL COST
				MATERIAL	LABOUR	
	AMOUNT BROUGHT FORWARD					
F.17	Remove 20m mast and re-install at new position, all labour, material and equipment included, but foundation excluded	sum	5		9000.00	45000.00
F.18	Remove 30m mast and re-install at new position, all labour, material and equipment included, but foundation excluded	sum	5		1500.00	7500.00
F.19	Disconnect and remove existing pole mounted streetlight and deliver to municipal stores	each	5		1500.00	7500.00
F.20	Disconnect existing streetlight on concrete pole and remove pole and light fitting and deliver to municipal stores	each	5		980.00	4900.00
F.21	L.V. PVC SWA PVC cables with stranded conductors as specified a) 6 mm ² Cu x 2-core	m	2000	51.45	3.00	108900.00
F.22	Glands complete with all accessories for the termination of PVC SWA PVC cables (termination of cable included) a) 6 mm ² Cu x 2-core	each	26	45.00	35.00	1040.00
F.23	Bare hard drawn copper conductor for earthing, jointing and terminations included. a) 10 mm ² b) 35 mm ² c) 70 mm ²	m	2000	19.95	1.80	43500.00
		m	Rate	74.25	3.00	
		m	Rate	107.40	4.00	
F.24	Termination of bare hard drawn copper conductor for earthing, complete with lugs and accessories a) 10 mm ² b) 35 mm ² c) 50 mm ²	each	6	15.00	17.00	162.00
		each	Rate	30.00	36.00	
		each	Rate	35.00	38.00	
F.25	PVC warning tape (300mm wide)	m	2000	2.00	2.00	8000.00
F.26	110 mm dia Cable sleeves with couplings and draw wire as specified - conventional (road crossings)	m	400	29.70	12.00	16680.00
F.27	Supply and install pole mounted box complete with 20A single phase breaker and all other material to install onto the Eskom ABC system	each	26	829.50	850.00	30667.00
						273849.00

18
224
600.00

[illegible]

[Handwritten signature] *[Handwritten mark]*

000:01

ITEM	DESCRIPTION	UNIT	ESTIMATED QUANTITY	UNIT COST		TOTAL COST
				MATERIAL	LABOUR	
H.1	FIXED CHARGES AND VALUE RELATED ITEMS					
H.1.1	Erection of facilities on site including ablution facilities and accommodation for employees, if required	sum	1	52 500.00	25 500.00	78 000.00
H.1.2	Contractual requirements	sum	1	2 000.00	150.00	2 150.00
H.1.3	Provision of Sureties and Guarantees	sum	1	25 500.00	550.00	26 050.00
H.1.4	Site Administration including co-ordination with other contractors on site	sum	1	500.00	750.00	1 250.00
H.1.5	Setting out of the works and location of and protection of existing services	sum	1	1 500.00	1 600.00	3 000.00
H.1.6	Application for wayleaves and permits	sum	1	500.00	750.00	1 250.00
H.1.7	network	sum	1	500.00	750.00	1 250.00
H.1.8	Inspection and testing and commissioning of complete works	sum	1	750.00	1 500.00	2 250.00
H.1.9	Removal of facilities from site	sum	1		2 500.00	2 500.00
H.2	TIME RELATED ITEMS					
H.2.1	Contractual requirements	sum	1	750.00	750.00	1 500.00
H.2.2	Usage and maintenance of facilities on site	sum	1	750.00	1 500.00	2 250.00
H.2.3	Supervision	sum	1	28 500.00	4 500.00	33 000.00
H.2.3	Company and Head Office overhead costs	sum	1	51 500.00	2 500.00	54 000.00
H.2.4	Security on site for the duration of the contract in terms of clause 4.22 of the conditions of contract	sum	1	9 000.00	4 500.00	13 500.00
H.3	HEALTH AND SAFETY COMPLIANCE (Must be priced)					
H.3.1	Compile health and safety plan including risk analysis, safe working procedures and work methods	sum	1	4 500.00	2 500.00	7 000.00
H.3.2	Compliance with the Occupational Health and Safety Act (Act No 85 of 1993) and Construction Regulations and Specification including maintenance of health and safety file on site for duration of contract	sum	1	4 800.00	2 500.00	7 300.00
H.4	PROVISIONAL SUMS					
H.4.1	Erection and removal of notice board	PCSum				20 000.00
H.4.2	Allowance for cost to employ CLO during contract	PCSum				30 000.00
						286 250.00

Handwritten signature
1000.00

DESCRIPTION	UNIT COST		TOTAL COST
	MATERIAL	LABOUR	
SCHEDULE OF QUANTITIES F: HIGH MAST LIGHTING			5 512 214-00
SCHEDULE OF QUANTITIES G: EXCAVATIONS			362 100-00
SCHEDULE OF QUANTITIES H: PRELIMINARY AND GENERAL			286 250-00
			6 160 564-00
			6 16 056-40
			6 776 620-40
Al - 2			338 831-02
			7 115 451-42
			106737-71
			8 182 769-13

If the tenderer fails to sign this schedule, it will be interpreted that the tenderer does not comply with the Bill of Quantities and therefore will be regarded as being non-responsive.

I HEREBY DECLARE THAT I WILL COMPLY WITH THE BOQ AS SET OUT ABOVE

Signature

Date

1 July 2022

YLL. 18
600.03

- b. Please note that none of the company directors / trustees / members / shareholders of. are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof is attached.
- c. The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof is attached.
- d. The tenderer is registered on the municipality's database of prospective providers. Proof thereof attached.
- e. The tenderer is registered on the Central Supplier Database (CSD). Proof thereof attached.
- f. That the tender be awarded to MDL Engineering Company (Pty) Ltd based on their full offer as received.
- g. The BVA number was verified on the SANAS website.

9. RECOMMENDATION BY THE ADJUDICATION COMMITTEE – 19 AUGUST 2022

The Adjudication Committee confirms that the tender complies with the tender conditions and criteria, and recommends to the Adjudication that:

Tender No: **ELEC 01/2022/23 SUPPLY, DELIVERY AND INSTALLATION OF NEW HIGH MAST LIGHTING IN GRABOUW, THEEWATERSKLOOF MUNICIPAL AREA FROM DATE OF APPOINTMENT** be awarded to MDL engineering company in the amount of R8 182 769.13 – (vat incl.) (eight million one hundred eighty two thousand seven hundred sixty nine rand and thirteen cents) vat inclusive, for scoring the highest preference points in terms of preferential procurement regulations contained in the Theewaterskloof supply chain policy.

07/7510/2/0061/1 – R 8 613 344.00 – 2022/23)

07/7510/2/0061/5 – R1 019 437.00 – 2022/23)

R8 182 769.13 – (Vat Incl)

- a. The register for Tender Defaulters and the Database of Restricted Suppliers have been checked via National Treasury's website and found that the tenderers is not listed. Proof thereof attached.
- b. Please note that none of the company directors / trustees / members / shareholders of. are a government employee nor a restricted supplier, as checked and verified on the Central Supplier Database (CSD). Proof thereof is attached.
- c. The tenderers Tax Compliance Status Pin Certificate was verified on the website of SARS and was found to be active. Proof thereof is attached.

- d. The tenderer is registered on the municipality's database of prospective providers. Proof thereof attached.
- e. The tenderer is registered on the Central Supplier Database (CSD). Proof thereof attached.
- f. That the tender be awarded to MDL Engineering Company (Pty) Ltd based on their full offer as received.
- g. The BVA number was verified on the SANAS website.

10. ANNEXURES

- Annexure A: Advert
- Annexure B: Budget
- Annexure C: Minutes of Site Clarification Meeting / Attendance Register of Compulsory Site Clarification Meeting
- Annexure D: Contract Manager & Consultant Technical Evaluation Report
- Annexure E: Proof of Database Registrations
- Annexure F: Proof from SARS
- Annexure G: Register of Tender Defaulters and Database of Restricted Suppliers
- Annexure H: Tender participation fee
- Annexure I: Proof of SANAS / SWORN AFFIDAVIT
- Annexure J: Municipal account / lease agreement
- Annexure K: Bid Evaluation Checklist
- Annexure L: List of Bids Received
- Annexure M: Cost Estimate of project

Two handwritten signatures in black ink, one appearing to be 'SM' and the other a stylized 'S'.

Shantley Fortuin

From: Francois du Toit
Sent: Friday, 24 March 2023 09:33
To: Shantley Fortuin
Cc: Joan-lee Fullard
Subject: RE: MDL Engineering - Retensie

Shantley

Die bedrag van R2856 wat op die sertifikaat wys as 10% MOS is ook by die retensie ingereken. Dit is vir materiaal op terrein maar nog nie geïnstalleer nie,

Die retensie wat uitgehou moet word is R387 203.93 en moet verminder word met R195 394.09. Dit moet teruggeplaas word in die posnr soos aangedui.

Francois du Toit

From: Shantley Fortuin <shantleyfo@twk.gov.za>
Sent: Thursday, March 23, 2023 10:52 AM
To: Francois du Toit <francoisdu@twk.gov.za>
Subject: MDL Engineering - Retensie

Goeiedag Mnr,

Aangeheg versoek mnr dat ons retensie moet verminder met R387203.93 moet ons dit nie verminder met R384 347.93 nie?

Ons werk gewoonlik altyd met Less: Retention withheld.

Hoor graag van u.

Groete,
Shantley

From: minoltascans@twk.gov.za <minoltascans@twk.gov.za>
Sent: Thursday, March 23, 2023 10:49 AM
To: Shantley Fortuin <shantleyfo@twk.gov.za>
Subject: Message from KM_367

BETAALSERTIFIKATE: MDL ENGINEERING			
ELEC 01/2022/23 - Supply, Delivery and Installation of High mast			
High mast lighs in Grabouw			
TOTALE KONTRAKWAARDE :			9 819 322,96
B/S 1	EFT 23922	28,10,2022	(3 692 352,87)
B/S 2	EFT24134	25,11,2022	(863 860,68)
B/S 3	EFT 24520	22,12,2022	(1 530 115,42)
B/S 4	EFT 24663	28,12,2022	(1 483 167,43)
B/S 5		24,03,2023	(825 221,52)
Totaal uitstaande			1 424 605,04

THEEWATERSKLOOF MUNICIPALITY

CREDITOR'S RECONCILIATION

NAME OF CREDITOR:

MDL ENGINEERING COMPANY (PTY) LTD.

RECONCILIATION DATE 07,03,2023

Balance as per Statement	31,03,2023	825 221,52
--------------------------	------------	------------

Reeds betaal op		
Cheque / ACB No.dated		0,00
Cheque / ACB No.dated		0,00
Cheque / ACB No.dated		0,00
		825 221,52

Less: Interest waived		0,00
-----------------------	--	------

Incorrect invoice no.		
Credit Note		0,00
Credit Note		0,00
Credit Note		0,00
Credit Note		0,00
Credit Note		0,00
Credit Note		0,00
Credit Note		0,00
Credit Note		0,00
Credit Note		0,00
Discount allowed		0,00
		0,00

Outstanding Balance		825 221,52
----------------------------	--	-------------------

Outstanding Balance:

Inv no.	0,00
Inv no.	0,00
Inv no.	0,00
Inv no.	0,00
Inv no.	0,00
Inv no.	0,00
Inv no.	0,00
Inv no.	0,00
Inv no.	0,00
Inv no.	0,00
	825 221,52 ✓

Production
Supplier Master

SHANTLEY FO
07 MARCH 202.

Business Information

Internal Creditor Code

Full Registered Name MDL ENGINEERING COMPANY (PTY) LTD.
Trading Name MDL ENGINEERING COMPANY (PTY) LTD.
Company Registration No 2006/014705/07
VAT Registration No 4810236911
Income Tax Reference No 9282119164
Business Municipal Account No
City Council
BBBEE Status Level 0
HDI % Total 0 Female 0
Business Size
Secondary Banking Detail
Business Sector
Discount 0
Discount Term

Control Accounts (Creditors)

Invoices (Deposits)
Payments (Withdrawals)

Banking Details

Bank Code SBZA
Bank Name STANDARD BANK OF SOUTH AFRICA LIMITED,THE
Branch Code 051001
Branch Name Knysna
Account No 082565325
Account Type Cheque/Current
Action Date and Time 2022MAR 947
Creditor Utilization blocked? No
Reason for Utilization Block

Internal Status

Currently Active ☒
Payments Blocked ☐
Sundry Beneficiary ☐
Applied for Accreditation ☐
Accredited Supplier ☒
Direct Invoicing ☒
EFT Reference Required? ☐
Default EFT Reference

Financial Year Transaction Summary

Orders	0
GRN	7,569,496.40+
Credit Notes	0
Invoices	7,569,496.40-
Cheque Payments	0
EFT Payments	7,569,496.40+
Outstanding Payments	0
Journals	0
Year-End Journals	0

Age Analysis

Customer Type Trade Creditors
0 - 30 Days
31 - 60 Days
61 - 90 Days
91 - 120 Days
121 - 150 Days
151 - 180 Days
181 Days - 1 Year
Over 1 Year

Record was successfully displayed

Annexure D
Comaf 1 of 2023/2024



AUDITOR - GENERAL
SOUTH AFRICA

The accounting officer
Theewaterskloof Municipality
P.O. Box 24
Caledon
7230

28 September 2023

Reference: Communication No. 01 of 2023

Dear Mr WS Johannes

**COMMUNICATION OF FINDINGS IDENTIFIED DURING THE AUDIT OF COMPLIANCE
WITH LEGISLATION FOR THE YEAR ENDED 30 JUNE 2023**

Background

1. In performing the audit of procurement and contract management legislation we identified instances of non-compliance as described in the annexure. We have recorded the internal control deficiency that gave rise to the instances of non-compliance and our recommendation for correcting the instances of non-compliance for your consideration.
2. The finding will be included in the management report including your comments and our final response.

Required

3. You are requested to indicate whether you agree with the facts stated in the annexure including whether you agree with the identified internal control deficiency. Should you disagree, please provide us with documentary evidence to the contrary within 5 days from the date of this communication, as agreed in the engagement letter.
4. Should you agree, you are hereby requested to make the necessary corrections.
5. Should you choose not to make the necessary corrections, kindly communicate your reasons for this within 5 days from the date of this communication, as agreed in the engagement letter. The instances of non-compliance will then be evaluated for reporting purposes based on materiality.
6. Should you choose to make the necessary corrections, kindly refer the point(s) described below and provide us with the necessary information within 5 days from the date of this communication, as agreed in the engagement letter:
7. Please provide us with the reasons for the instances of non-compliance and the steps that will be taken to rectify the matter in future.



AUDITOR-GENERAL
SOUTH AFRICA

Yours sincerely

Unathi Mnqanqeni
Senior Manager: Western Cape

Enquiries: Zukile Gungubele
Telephone: (021) 528 4100
Fax: (021) 528 4200
Email: ZukileG@agsa.co.za

Acknowledgement of receipt by management:

Received by

Date

DETAILED AUDIT FINDING

Procurement and contract management

1. Composition of Bid Adjudication Committee (BAC)

In terms of Regulation 29(1) of the Municipal Supply Chain Management Regulations of 2005;

"A bid adjudication committee must

(a) consider the report and recommendations of the bid evaluation committee; and

(b) either

(i) depending on its delegations, make a final award or a recommendation to the accounting officer to make the final award; or

(ii) make another recommendation to the accounting officer how to proceed with the relevant Procurement".

In terms of Regulation 29(2) of the Municipal Supply Chain Management Regulations of 2005;

"A bid adjudication committee must consist of at least four senior managers of the municipality or municipal entity which must include-

(i) the chief financial officer or, if the chief financial officer is not available, another manager in the budget and treasury office reporting directly to the chief financial officer and designated by the chief financial officer;

(ii) at least one senior supply chain management practitioner who is an official of the municipality or municipal entity; and

(iii) a technical expert in the relevant field who is an official of the municipality or municipal entity, if the municipality or municipality entity has such an expert."

In terms of the Paragraph 29(2) of the SCM policy 2021 states that the Bid Adjudication Committee (BAC) shall be composed of the following members:

"A bid adjudication committee must consist of at least four senior managers of the Theewaterskloof Municipality which must include:

a) the chief financial officer or, if the chief financial officer is not available, another manager in the budget and treasury office reporting directly to the chief financial officer and designated by the chief financial officer; and

b) at least one senior supply chain management practitioner who is an official of the

c) a technical expert in the relevant field who is an official, if such an expert exists".

Issue 1

During the audit of procurement and contract, it was noted that the following bids were adjudicated by the Committee that was not composed in terms of SCM regulation 29(2) and paragraph 29(2) of the SCM policy 2021 as the Supply Chain Management Practitioner was not present at the meeting that adjudicated the bids:

Issue 2

During the audit of procurement and contract, it was noted that the following bids were adjudicated by the Committee that was not composed in terms of SCM regulation 29(2) and paragraph 29(2) of the SCM policy 2021 as one Senior Manager for the Committee to meet the required four managers was not present at the meeting that adjudicated the bids:

No	Supplier	Description	Quotation Amount	Contract Number	Invoice Number	Payment date	Payment number	Reason non-compliance
1	Utilities Worlds (Pty) Ltd.	FIN 03/2022/23 - Provision and Administration of Electricity Prepayment Uniform Vending System for the Period from 01 July 2022 until 30 June 2025	3 646 500,00	FIN 03/2022/23	Paid - R 227 486,82 (Invoices 105426, 105481, 105539)	2023/03/29	25776	BAC was held no SCM practitioner was present. The SCM Practitioner was work on that day but were not invited to attend the meeting.
2	MDL Engineering Company (Pty) Ltd.	ELEC 01/2022/23 - Supply, Delivery And Installation Of New High Mast Lighting In Grabouw, Theewaterskloof Municipal Area	Contract Value: 8 182 769,13 - Payment 3 692 352,87	ELEC 01/2022/23	10590	2022/10/28	23922	BAC was held no SCM practitioner was present, SCM Practitioner fell ill and went
			863 860,68		10618	2022/11/25	24134	
			1 530 115,43		10670	2022/12/22	24520	
			1 483 167,43		10700	2022/12/28	24663	
			825 221,52			2023/03/28	25734	

No	Supplier	Description	Quotation Amount	Contract Number	Invoice Number	Payment date	Payment number	Non-compliance
1	JT Maritz Electrical	ELEC 03/2022/23 - Medium And Low Voltage Electrical Upgrading In Caledon, Villiersdorp, Riviersonderend And Greyton	4 794 000.44	ELEC 03/2022/23				BAC was held no Senior Manager was present
2	ABH Logistics	OPE 10/2022/23 - Supply & Delivery Of Precast Toilet Cubicles To Theewaterkloof Municipality	384 000.00	OPE 10/2022/23				BAC was held no Senior Manager was present
3	Verso Financial Services (Pty) Ltd.	COR 05/2022/23 - Group Life Insurance Scheme For The Period From 01 July 2023 To 30 June 2026	10 667 411.16	COR 05/2022/23				BAC was held no Senior Manager was present

This results to non-compliance and irregular expenditure of R27 684 681. It is noted that management have already disclosed the irregular expenditure relating to these awards in the financial statements however the non-compliance remains as the section 32 committee and council write off only deals with the irregular expenditure process.

Internal control deficiency

Financial and Performance Management

Review and monitor compliance with applicable laws and regulations.

Management review and monitoring processes of compliance with applicable laws and regulations were not adequate to ensure that the bids were adjudicated by the Bid Adjudication Committee that was properly composed.

Recommendation

Management should strengthen their review and monitoring processes to ensure that the bids are adjudicated by the Bid Adjudication Committee composed in terms of Regulation 29 of the Municipal Supply Chain Management Regulations of 2005.

Management response

Management comment on audit finding Issue 1: Management notes the finding. However, disagrees with the AG's finding. Senior SCM practitioners were present (A Martin & N La Grange). Issue 2: Management notes the finding. However, disagrees with the AG's finding. Please see appointment letters (Annexure B) of all members present and Regulation 29 (I) (e) as Delegated Director was present (Annexure C) attached. The municipal structure consists of 5 senior managers. 3 out of the 5 were present, meaning 60% quorum were achieved for the meeting to proceed.
Management comment on internal control deficiencies <i>Noted</i>
Management comment on recommendation <i>Management has finish AG with the relevant support</i>
Remedial action

What actions will be taken: Filing of Vacancies	By whom: Municipal Manager	By when: End of November 2023
If the above finding affects an amount(s) disclosed in the financial statements:		
Please give an indication of whether a correcting journal entry shall be processed	Yes	No
If yes, please indicate the accounting entry:		
If no, please provide the reason why such a conclusion has been reached:		

Name:
Position:
Date:

Auditor's conclusion:

Issue 1

FIN 03/2022/23:

We inspected the Minutes of the Bid Adjudication Committee Meeting held on 22 September 2022 and noted that the following employees were present:

Mr A Riddles
Mr H Gxoyiya
Mr W Solomons-Johannes
Mr J Amansure

We therefore do not agree that there were a SCM Practitioners present as L Martin and N La Grange was not present as indicated by management.

ELEC 01/2022/23:

We inspected the Minutes of the Bid Adjudication Committee Meeting held on 19 August 2022 and noted that the following employees were present:

Mr A Riddles
Mr H Gxoyiya
Mr W Solomons-Johannes
Mr J Amansure

We therefore do not agree that there were a SCM Practitioners present as L Martin and N La Grange was not present as indicated by management.

Issue 2

ELEC 03/2022/23:

We inspected the Minutes of the Bid Adjudication Committee Meeting held on 31 March 2023 and noted that the following employees were present:

Mr A Riddles
Mr J Amansure
Ms N Baliso
Ms A Martin

We therefore agree that there were four Senior Managers present as indicated by Management:

Mr A Riddles – Sicundi member in absence of the CFO
Mr J Amansure – Sicundi member in absence of the Head of Department Organisational Development
Ms N Baliso – Acting Director Technical and Infrastructure Services
Ms A Martin – Senior Supply Chain Management Practitioner

Management should therefore remove the expenditure of R1 999 774 on this tender from the irregular expenditure register and financial statements as the auditors agree that the bid adjudication committee were fully represented.

OPE 10/2022/23:

We inspected the Minutes of the Bid Adjudication Committee Meeting held on 31 March 2023 and noted that the following employees were present:

Mr A Riddles
Mr J Amansure
Ms N Baliso
Ms A Martin

We therefore agree that there were four Senior Managers present as indicated by Management:

Mr A Riddles – Sicundi member in absence of the CFO
Mr J Amansure – Sicundi member in absence of the Head of Department Organisational Development
Ms N Baliso – Acting Director Technical and Infrastructure Services
Ms A Martin – Senior Supply Chain Management Practitioner

Management should therefore remove the expenditure of R384 000 on this tender from the irregular expenditure register and financial statements as the auditors agree that the bid adjudication committee were fully represented.

COR 05/2022/23:

We inspected the Minutes of the Bid Adjudication Committee Meeting held on 9 June 2023 and noted that the following employees were present:

Mr A Riddles – Sicundi member in absence of the CFO
Ms N Baliso – Acting Director Technical and Infrastructure Services
Mr J Barnard – Member
Ms A Martin – Senior Supply Chain Management Practitioner

We therefore do not agree that there were four Senior Managers present as only the following three were identified:

Mr A Riddles – Sicundi member in absence of the CFO
Ms N Baliso – Acting Director Technical and Infrastructure Services
Ms A Martin – Senior Supply Chain Management Practitioner

Conclusion

Issue 1: FIN03/2022/23 & ELEC01/2022/23: Senior Supply Chain practitioner not present – remain irregular

Issue 2: ELEC03/2022/23 & OPE10/2022/23: We agree with managements response and management should remove the irregular expenditure of R1 999 774 & R384 000 respectively.

Issue 2: COR05/2022/23 – Four senior managers not present – remain irregular

Annexure E

Circulars



Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUIDAFRIKA

Vol. 659

5 May
Mei 2020

No. 43281



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GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS**NATIONAL TREASURY****NO. 503****05 MAY 2020****LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003 -
EXEMPTION FROM REGULATIONS 4(3) and 29(2) OF MUNICIPAL SUPPLY CHAIN
MANAGEMENT REGULATIONS, 2005**

I, Tito Titus Mboweni, hereby in terms of section 177(1)(b) of the Local Government: Municipal Finance Management Act, 2003 (Act No. 56 of 2003), exempt municipalities and municipal entities from regulation 4(3) and 29(2) of the Municipal Supply Chain Management Regulations, 2005, published under Government *Gazette* 27636 dated 30 May 2005 ("the Regulations"), as set out in the Schedule.



TT MBOWENI
MINISTER OF FINANCE

SCHEDULE**Exemption**

1. Subject to the conditions in paragraph 2, municipalities and municipal entities are exempted from compliance with regulations 4(3) and 29(2) of the Regulations insofar as the regulations-
 - (a) prohibit the delegation or sub-delegation of any supply chain management powers or duties to a person who is not an official of the municipality or municipal entity or to a committee which is not exclusively composed of officials of the municipality or municipal entity; and
 - (b) require a bid adjudication committee to consist of four senior managers.

Conditions

2. When applying paragraph 1, a municipality or municipal entity must implement the following conditions:
 - (a) For municipalities with four senior managers approved in their organogram but filled less than four and the posts are funded and are not subject to a moratorium emanating from implementing cost containment measures, the municipality or municipal entity will be given six to 12 months from the date of this exemption to fill the specific positions subject to the bid adjudication committee still having a senior supply chain management practitioner and a technical expert in the relevant field as contemplated in regulation 29(2)(ii) and (iii);

- (b) Where it is not viable for the posts in subparagraph (a) above to be filled, yet there are vacant positions, the municipality or municipal entity may consider appointing an official in an acting capacity to fulfil the role of senior manager in those instances;
- (c) For those municipalities or municipal entities with less than four senior managers approved in their organogram, they may utilise senior managers from neighbouring municipalities in accordance with section 88 of the Local Government: Municipal Structures Act, 1998 (Act No. 117 of 1998); and
- (d) Senior Managers who are members of the bid adjudication committee will be allowed to sub-delegate, in writing, their responsibilities to competent staff members in cases where they cannot attend specific sittings of the committee.



Supply Chain Management Issues

1. REPORTING OF AWARDS ABOVE R100 000
2. GUIDELINES FOR BID ADJUDICATION COMMITTEE MEMBERS

Introduction

Your attention is drawn to two important issues on municipal supply chain management, which are further explained in this circular.

Firstly, all municipalities and municipal entities are required to report, effective from 1 July 2006, to the National Treasury on awards for contracts above the value of R100 000.

Secondly, guidelines for bid adjudication committees have been issued and are attached to this circular. Please ensure these are circulated to members of your bid adjudication committee.

1. Reporting of supply chain management awards above R100 000

Sections 74(1) and 104(1)(b) of the Municipal Finance Management Act (MFMA) prescribes the following regarding general reporting obligations:

"The accounting officer of a municipality [and municipal entity] must submit to the National Treasury, the provincial treasury, the department for local government in the province or the Auditor-General such information, returns, documents, explanations and motivations as may be prescribed or as may be required."

We have compiled a reporting format to be completed by all municipalities and municipal entities for each contract awarded above the value of R100 000 (VAT included), see ANNEXURE A. The aim of the report is to monitor compliance with the supply chain management reforms and to provide statistics on contracts awarded by local government. A contract should not be reported until it has been signed by all parties concerned.

Municipalities and municipal entities are required to submit a separate report for each contract awarded (and signed) above R100 000, commencing from 1 July 2006, and submitted within 15 days of the end of each month. The first completed report(s) will therefore cover awards for the period 1 July to 31 July 2006 and should be submitted by no later than 15 August 2006.

To assist with the administration of this reporting process it is requested that a report is submitted at the time each contract is signed, rather than waiting till the end of the month. Each completed report must be emailed to the National Treasury at pci.mfma@treasury.gov.za. If you are experiencing problems with the email system the report can be faxed to (012) 326 5445.

2. Guidelines on bid adjudication committees

We have received numerous requests from municipalities to provide guidance on the operation of bid adjudication committees. Guidelines in this regard are attached (ANNEXURE B) and address the mandate, role, function, composition, duties, meeting procedures and conduct of municipal supply chain management bid adjudication committees.

Please ensure these guidelines are distributed to the members of your bid adjudication committee and the supply chain management unit accordingly.

Any enquiries on this circular may be directed **Jeyrel Soobramanian** of the National Treasury, telephone (012) 315 5336.

Contact



National Treasury

Private Bag X115, Pretoria 0001

Phone

012 315 5850

Fax

012 315 5230

Email - General

mfma@treasury.gov.za

Website

www.treasury.gov.za/mfma

T. Pillay
Chief Director: Local Government
28 June 2006



GUIDELINES FOR MUNICIPAL BID ADJUDICATION COMMITTEES

MUNICIPAL SUPPLY CHAIN MANAGEMENT

1 Introduction

These guidelines explain the mandate, role, function, composition, duties, meeting procedures and conduct of Municipal Supply Chain Management (SCM) Bid Adjudication Committees. These guidelines are supplementary to the Code of Conduct required by section 69 of the Municipal Systems Act as well as the Code of Conduct for Supply Chain Management Practitioners and other role players, required by regulation 46 of the Municipal Supply Chain Management Regulations and issued on 25 August 2005 as part of MFMA Circular number 22.

It is also important to read this guide in conjunction with the *"Supply Chain Management: A Guide for Accounting Officers of Municipalities and Municipal Entities – October 2005"* available on the National Treasury website www.treasury.gov.za/mfma/guidelines

2 Mandate, role and function of the Bid Adjudication Committee

Sections 79 and 106 of the MFMA empower accounting officers to delegate powers or duties to an official to assist the accounting officer in ensuring the achievement of the aims of a specific provision of the MFMA.

Chapter 11 of the MFMA prescribes that municipalities/ municipal entities must have and maintain a supply chain management (SCM) system that is fair, equitable, transparent, competitive and cost-effective.

Regulation 26 of the Municipal SCM Regulations stipulates that a municipality's/municipal entity's SCM system must provide for a committee system for competitive bids consisting of at least a bid specification, bid evaluation and bid adjudication committee.

Regulation 29 further stipulates that the Bid Adjudication Committee must consider the recommendations/reports of the Bid Evaluation Committee and, depending on the delegated powers, make:

- a final award; or
- a recommendation to the accounting officer to make a final award; or
- another recommendation to the accounting officer on how to proceed with the relevant procurement.

The Bid Adjudication Committee must ensure that:

- all necessary bid documents have been submitted;
- disqualifications are justified and that valid and accountable reasons / motivations were furnished for passing over of bids;
- scoring has been fair, consistent and correctly calculated and applied; and
- declarations of interest have been taken cognizance of.

If a bid other than the one recommended by the Bid Evaluation Committee is approved by the Bid Adjudication Committee, the accounting officer, or a senior official delegated by the accounting officer, must first be notified. The accounting officer, or the delegated official may, after consideration of the reasons for the deviation, ratify or reject the decision of the Bid Adjudication Committee. If the decision of the Bid Adjudication Committee to approve a bid other than the one recommended by the Bid Evaluation Committee is ratified, the Auditor-General, the relevant provincial treasury and the National Treasury and, in the case of a municipal entity, the parent municipality must be notified of the reasons for deviating from such recommendation.

The accounting officer or his/her delegate may at any stage refer any recommendation made by the Bid Evaluation Committee or the Bid Adjudication Committee back to the respective committee for reconsideration.

The Bid Adjudication Committee must also consider and rule on all recommendations/reports regarding the amendment, variation, extension, cancellation or transfer of contracts awarded.

The Bid Adjudication Committee may also, if and when required to do so, consider for approval the recommendations of the Bid Specification Committee in order to ensure that:

- the need forms part of the strategic goals and objectives contained in the municipality's Integrated Development Plan (IDP)
- a proper and unbiased specification is compiled for the specific requirement;
- proper Terms of Reference are drawn up for the service required clearly indicating the scope of the requirement, the ratio between price and functionality, the evaluation criteria as well as their weights and values;
- strategic sourcing principles were applied and that the market was properly researched and analysed (refer to pages 22, 25 and 26 in the *Supply Chain Management: A Guide for Accounting Officers of Municipalities and Municipal Entities - October 2005*);
- the necessary funds are available in the approved budget;
- if and when applicable, in addition to the General Conditions of Contract, appropriate Special Requirements and Conditions of Contract are specified;
- the preference point system and appropriate goals are identified and points allocated for these goals, consistent with the requirements of the Preferential Procurement Regulations; and
- where appropriate, ranges have been set (indicating breakdown of the points / percentages as provided for in the relevant sliding scales for the selected specified goals).

In order to meet their obligations, committee members must be familiar with and adhere to all relevant SCM legislation, policy, guides and circulars.

The integrity of supply chain practitioners must never be compromised and the highest level of professional competence must be maintained. Furthermore, courteous conduct is expected of all committee members.

Each member as well as all officials rendering administrative support must sign an *Attendance Register and Undertaking of Confidentiality and Impartiality* declaration form at each Bid Adjudication Committee meeting (see Appendix 1). Members are to declare that they will:

- accept the confidentiality of the meeting;
- not make known anything regarding the meeting, unless officially authorised; and
- not purposefully favour or prejudice anybody.

3 Composition of the Bid Adjudication Committee and the appointment of members

Bid Adjudication Committees are appointed in writing by the accounting officer and the accounting officer will determine the term of office for members. Such a committee must consist of at least four senior managers constituted as follows:

Chairperson: where possible, the chairperson should be the Chief Financial Officer.

Vice chairperson: the vice-chairperson should be a senior manager (as referred by section 56 of the Municipal Systems Act) or an official who reports directly to a senior manager.

Other Members: the committee should be composed of cross-functional teams comprising senior officials of whom at least one must be a supply chain practitioner. Where considered necessary, additional officials or advisors may be co-opted on account of their specialised knowledge. Such co-opted officials or advisors may not form part of the final decision-making process.

Secretariat: an official from the municipality's / municipal entity's bid administration section should be made available to act as secretary, as required.

Quorum: the Bid Adjudication Committee cannot undertake business without a quorum present, consisting of half plus one of its total membership with voting power (rounded to the nearest whole number). For example, if there are four members in total, the quorum required is three members.

Seconded: for the purpose of continuity and not to delay meetings, the accounting officer may also appoint seconded to temporarily replace members that are absent from meetings due to illness, leave, etc. The accounting officer will also decide whether or not such seconded will have the same powers as members.

4 Duties and powers of the various committee members

4.1 Chairperson

The chairperson:

- has a casting vote as well as a deliberate vote;
- retains all his/her rights as a member;
- may adjourn a meeting;
- may rule on points of order which will be final;

- may withdraw any proposal or other matters under discussion before it is put to the vote; and
- convene extraordinary committee meetings on request.

The chairperson shall:

- maintain order during a meeting and ensure that business is conducted in an orderly manner;
- before opening a meeting, ensure that a quorum is present;
- protect the rights of every member;
- vacate his / her seat to the vice chairperson, should he/she wish to partake in a discussion in a partial manner;
- ensure all members have opportunity to speak on any matter before the committee;
- deal with items in sequence of the agenda;
- ensure that members know exactly what they are required to vote on;
- ensure that only one member holds the floor at any one time;
- provide guidance by directing the meeting, but shall not dominate;
- conduct meetings in a formal manner; and
- formulate clearly the decisions to be minuted and sign and approve the minutes after they have been verified by the committee as a true and correct record of the meeting.

4.2 Vice-chairperson

The vice-chairperson has the same powers and duties as those of members and in addition, where necessary, shall –

- in the absence of the chairperson, preside as chairperson; and
- take the seat of and act as chairperson, should the chairperson have a conflict of interest in any matter being considered.

In the event that both the chairperson and vice-chairperson are absent from a meeting, the members present may elect one of their members to preside at such meeting.

4.3 Secretary

The secretary shall –

- in conjunction with the chairperson/ vice chairperson compile an agenda and determine dates of meetings;
- give notice of proposed meetings to committee members;
- process and distribute all submissions/reports together with the agenda to committee members at least three working days before the actual meeting takes place;
- minute all decisions taken at meetings;
- adhere strictly to the stipulations of the National Archives of South Africa Act, No. 43 of 1996 and accompanying directives;
- ensure that the proceedings at meetings are recorded appropriately (e.g. tape);
- give written feedback of all decisions taken by the committee; and
- be responsible for all the administrative tasks of the committee.

4.4 Members

Members of the Committee shall –

- be fully conversant with the powers and limitations of the committee as well as all directives pertaining to supply chain management, including the relevant sections of the Constitution, Municipal Finance Management Act and accompanying Regulations, Preferential Procurement Policy Framework Act and accompanying Regulations, Broad Based Black Economic Empowerment Act and its related strategy, all directives issued by the National Treasury / relevant provincial treasury as well as the delegated powers issued by the accounting officer and at all times act in accordance with above-mentioned legislation, regulations and procedures;
- apply their minds to matters at hand in order to take meaningful and accountable decisions and in the event of doubt or uncertainty, to propose that matters be referred back for clarification;
- in advance, furnish a written apology when unable to attend a meeting;
- strive to be punctual for meetings and to stay for the duration of a meeting;
- prepare properly for each meeting by studying the agenda and submissions/reports;
- be familiar with meeting procedures in order to make a contribution in the correct manner; and
- refrain from repetition and duplication of contributions by other members.

Members have the right to –

- have advance knowledge of the agenda;
- submit proposals and participate in proceedings;
- vote; and
- have a dissenting voice and have the reasons thereof recorded.

4.5 Co-opted members/advisors

Co-opted members/advisors have the same powers and duties as members, excluding the right to vote on any matter under discussion.

Members of the Bid Evaluation Committee may present their recommendations / reports to the Bid Adjudication Committee and clarify any issues but shall not have any voting powers.

4.6 Observers

The chairperson may, on request, allow officials to attend a meeting as observers. Observers have no participation in the proceedings, except to advise the representative (member) or the committee if permitted by the chairperson. Observers should be cautioned to maintain the confidentiality of the discussions.

5. Meeting procedures

5.1 Notice of meetings

The agenda of a meeting serves as the programme of the meeting and unless the committee decides otherwise, the items and sequence may not be changed during the meeting.

In order to afford members the opportunity to prepare for the meeting, the agenda shall be made available to members at least three working days before the actual meeting.

5.2 Submissions/reports to the Committee

All submissions/reports to the Committee must be in writing, substantiated and channeled through the Bid Specification Committee or Bid Evaluation Committee.

5.3 Minutes

The minutes will be the written record reflecting in a brief, clear and impartial manner the decisions of the committee. The signed minutes will serve as proof of the decisions of the committee.

Should a member wish to have a specific matter other than a decision recorded, it must be specifically requested. A member's reasons for a dissenting voice must also be recorded.

Proceedings are also recorded (e.g. tape) to enable the secretary to prepare verbatim reports when required by a court of law. Further details on requirements for the recording of meetings can be found in the National Archives of South Africa Act, No. 43 of 1996 and accompanying directives.

5.4 Attendance register and undertaking of confidentiality and impartiality

Members will be required to sign a combined *Attendance Register and Undertaking of Confidentiality and Impartiality* declaration at each meeting (see Appendix 1). This must be retained and form part of the committee minutes.

5.5 Conflict of interest

Where a member of a Bid Adjudication Committee has a conflict of interest with any item to be considered by the committee, it is imperative that this be recorded in the minutes and the member vacates the meeting room prior to any discussion. An example minute could read as follows:

"[member's name] declared an interest in the following item and vacated the meeting room at [insert exact time]

Insert minutes of item under discussion showing resolution/decision of the committee accordingly

At the conclusion of the discussion [member's name] was invited to return to the meeting room at [insert exact time]"

5.6 Gift register

The SCM Regulations stipulate that no official or other role player involved in SCM may accept any gift, reward, favour, hospitality or other benefit promised directly or indirectly, including to any close family member, partner or associate. Furthermore any official or other role player must declare any gift, reward, favour, hospitality or other benefit promised, offered or granted to that member or to a close family member, partner or associate of that member from suppliers or potential suppliers, irrespective of the value of such a gift.

Each declaration from a member of the committee should be recorded in the minutes of the committee and must be reported to the accounting officer for entry into the register which the accounting officer must keep for this purpose.

Further information on conflict of interest, gifts and the register is provided in regulation 46 of the Municipal Supply Chain Management Regulations.

5.7 Chairperson

Each meeting will be presided over by the chairperson. In the absence of the chairperson, the vice-chairperson will preside as chairperson, in which case he/she will occupy the chair for the duration of the meeting, even if the chairperson should arrive during the course of the meeting.

Every member attending the meeting owes respect to the chairperson and may be removed if that person does not respect the authority of the chair.

5.8 Point of order

A member may speak on a point of order only if he/she is of the opinion that there has been a departure from the rules of order, e.g. an objection against improper language used, that a speaker has transgressed, etc.

6. Conduct of Committee Members

6.1 Rights and responsibilities of committee members

A member's conduct at the meeting must not infringe on the rights of others. The rules of conduct are based on mutual respect for the rights of each other and respect for the purpose of the meeting.

Members must accept that –

- the chairperson must be respected;
- the chairperson has the right to interrupt and ask a member to stop speaking if the address is repetitive or irrelevant to the matter under discussion;
- a member must stop speaking if ruled out of order by the chairperson;
- decisions are taken by general consensus or by a majority show of hands when a matter is decided upon by voting;
- once a decision has been taken it is final and not open for discussion unless additional information which was not available at the time of decision making can be produced;
- information and documentation are confidential;
- a member (including the chairperson or vice-chairperson) shall beforehand declare his/her interest regarding any matter serving before the Committee and the member will then excuse her/himself and vacate the meeting room during the discussion of that matter. No discussion by the member concerned will be allowed prior to the serving of that submission/report and such a member may not retain that specific submission/report. Any personal interest that may infringe, or might reasonably be deemed to infringe on a member's impartiality in any matter relevant to their duties must be recorded;
- outvoted members must abide by the majority decision of the Committee; and
- no communication should be made with a bidder/contractor by any member prior to or after any meeting.

APPENDIX 1

BID ADJUDICATION COMMITTEE
[Insert name of Municipality or Municipal Entity]

**ATTENDANCE REGISTER AND UNDERTAKING OF
CONFIDENTIALITY AND IMPARTIALITY**

MEETING NUMBER:

DATE:

I, the undersigned, hereby declare:

- that all information, documentation and decisions regarding any matter before the committee are confidential and undertake not to make known anything in this regard
- that I will treat all providers and potential providers equitably and will not purposefully favour or prejudice anybody
- that I will make known details of any private or business interest which I, or any close family member, partner or associate may have in any proposed procurement or disposal process of, or in any award or contract and that I will immediately withdraw from participating in any manner whatsoever

NAME	DEPARTMENT / SECTION MUNICIPALITY	SIGNATURE

MPAC60/2026

DRAFT ANNEXURE J – MPAC UIFWE RECOVERY RECOMMENDATION REPORT TO COUNCIL

COMPOSITION OF THE BID ADJUDICATION COMMITTEE

Irregular Expenditure – 2022/2023

Committee	Municipal Public Accounts Committee
Report reference	MPAC60/2026
Matter	UIFWE / Irregular Expenditure – Bid Adjudication Committee

1. Purpose of the report

This report is submitted by the Municipal Public Accounts Committee to the Municipal Council in fulfilment of the requirements of section 32(2) of the Municipal Finance Management Act, 56 of 2003.

The purpose of this report is to enable the Council to determine whether the expenditure identified in the Auditor-General's finding constitutes irregular expenditure; whether the expenditure is recoverable in terms of section 32(1) of the MFMA; from whom recovery, if applicable, must be pursued; whether the expenditure may be written off; whether disciplinary action is required; and whether any criminal referral is warranted.

2. Summary of the UIFWE case

Type of UIFWE: Irregular Expenditure

Financial year incurred: 2022/2023, with the identified procurement processes occurring during 2022 and 2023.

Nature of case: Alleged non-compliance with the prescribed composition of the Bid Adjudication Committee in terms of Regulation 29 of the Municipal Supply Chain Management Regulations, 2005.

Contracts/tenders affected:

- FIN 03/2022/23 – Provision and Administration of Electricity Prepayment Uniform Vending System;
- ELEC 01/2022/23 – Supply, Delivery and Installation of New High Mast Lighting in Grabouw; and
- COR 05/2022/23 – Group Life Insurance Scheme.

Amounts identified in the supporting documentation:

- FIN 03/2022/23 – R227,486.62 expenditure identified;
- ELEC 01/2022/23 – R3,692,352.87 expenditure identified.

The amount relating to COR 05/2022/23 must be confirmed against the Municipality's payment and expenditure records before a final recoverable amount is determined.

MPAC's preliminary view is that the matter cannot be finally classified or written off until the legal basis for the BAC composition has been independently verified.

3. Factual background

The matter arose from an Auditor-General finding concerning the composition of the Municipality's Bid Adjudication Committee.

The Auditor-General's concern relates specifically to whether the BACs dealing with the identified tenders were constituted in accordance with Regulation 29 of the Municipal Supply Chain Management Regulations and the Municipality's applicable SCM Policy.

FIN 03/2022/23

The tender related to the provision and administration of an electricity prepayment uniform vending system for the period 1 July 2022 to 30 June 2025. The tender was advertised and seven tenders were received. The Bid Evaluation Committee evaluated the tenders and recommended the award to Utilities World (Pty) Ltd. The BAC subsequently considered and awarded the tender.

ELEC 01/2022/23

This tender related to the supply, delivery and installation of new high mast lighting in Grabouw. The expenditure identified in the report amounts to R3,692,352.87. The tender was evaluated and subsequently submitted to the BAC for adjudication.

COR 05/2022/23

This tender related to the Municipality's Group Life Insurance Scheme. The tender was evaluated and submitted to the BAC for adjudication.

Management's explanation

Management's position is that the BACs were properly constituted because the Municipality relied on the applicable Government Gazette exemption. Management further indicates that vacancies in senior-management positions affected the normal composition of the BAC.

MPAC notes that this explanation must be supported by documentary evidence showing that the exemption was applicable and that all its conditions were satisfied.

4. Persons involved in the incurrence of the expenditure

The documentation identifies the following persons as having participated in the relevant BAC processes.

FIN 03/2022/23:

- Mr A. Riddles (Senior Manager)
- Mr H. Gxoyiya (Senior Manager)
- Mr W. Solomons-Johannes (Senior Manager)
- Mr J. Amansure (Senior Manager)
- Mr S. Francis (Observer)
- Ms J. van Niekerk (Technical Expert)

ELEC 01/2022/23:

- Mr A. Riddles (Senior Manager)
- Mr H. Gxoyiya (Senior Manager)

- Mr W. Solomons-Johannes (Senior Manager)
- Mr J. Amansure (Senior Manager)
- Mr S. Francis (Observer)
- Mr M. Redelinghuys (Technical Expert)

COR 05/2022/23:

- Mr A. Riddles (Senior Manager)
- Mr J. Barnard (Senior Manager)
- Ms N. Baliso (Senior Manager)
- Ms A Martin (SCM Practitioner)

Mr N. La Grange (Observer)

- Mr J. Amansure (Technical Expert)

The identification of these persons does not constitute a finding of misconduct or liability. The purpose is to identify the persons whose roles and conduct must be considered in determining whether any negligence occurred and whether recovery or consequence management is required.

5. Section 32(1) test – deliberate or negligent conduct

MPAC considered whether the expenditure resulted from deliberate conduct, negligence, gross negligence, or circumstances beyond the reasonable control of the Municipality or officials.

The central issue is whether the officials responsible for the BAC processes knew, or reasonably ought to have known, the requirements governing BAC composition; took reasonable steps to ensure compliance; obtained appropriate legal or SCM advice where there was uncertainty; properly relied upon the Government Gazette exemption; and ensured that all conditions attached to the exemption were satisfied.

6. Recovery assessment in terms of section 32 and MBRR

Measures already taken:

Management has indicated that no recovery measures were implemented because it considers that the expenditure did not constitute irregular expenditure and that no financial loss was suffered.

Cost of recovery already incurred:

No recovery costs have been identified from the information presently before MPAC.

Estimated cost of further recovery:

The cost of recovery cannot reasonably be determined until the legality of the BAC composition has been established, the actual UIFWE amount has been reconciled, and a determination has been made concerning responsibility and financial loss.

Likely benefit of recovery:

If MPAC ultimately establishes that irregular expenditure occurred, an official acted negligently or deliberately, and a recoverable financial loss was suffered, recovery proceedings should be pursued in accordance with section 32(1).

If, however, the Government Gazette exemption was lawfully applicable and there was no negligence or financial loss, recovery would not be justified.

Recommended MPAC finding:

MPAC does not recommend recovery or write-off at this stage.

7. Irregular expenditure considerations

The issue before MPAC is specifically an irregular expenditure matter.

The alleged irregularity concerns compliance with the statutory and policy requirements governing the composition of the Bid Adjudication Committee.

The key question is therefore:

Were the Bid Adjudication Committees lawfully constituted at the time the relevant tenders were adjudicated?

Management relies on the Government Gazette exemption.

For tender FIN03/2022/2023 and ELEC01/2022/2023 no SCM Practitioner was present.

For tender COR05/2022/2023 only 3 Senior Managers were present.

Recommended MPAC finding:

MPAC has determined that the BAC was not lawfully constituted for tenders FIN03/2022/2023; ELEC01/2022/2023 and COR05/2022/2023 when the tenders were adjudicated.

8. Disciplinary board referral considerations

MPAC has determined that the BAC was not lawfully constituted for tenders FIN03/2022/2023; ELEC01/2022/2023 and COR05/2022/2023 when the tenders were adjudicated.

It was the responsibility of the Chairperson of each of the BAC meetings to ensure that there is a quorum present at the start of the meeting and that the meeting is lawfully constituted.

Recommended MPAC finding:

MPAC recommends disciplinary board referral for tenders FIN03/2022/2023; ELEC01/2022/2023 and COR05/2022/2023 as the BAC was not lawfully constituted when the tenders were adjudicated. Mr A Riddles, the Chairperson of all 3 meetings, did not ensure that the BAC meetings were lawfully constituted at the start of the meetings when the tenders were considered for adjudication.

9. Criminal referral considerations

MPAC has not identified evidence at this stage indicating fraud, corruption, collusion, intentional manipulation of the procurement process, or personal enrichment. **MPAC does not recommend a criminal referral.**

10. Other consequence management considerations

MPAC considers that the matter exposes a potential weakness in the Municipality's SCM governance arrangements.

The following corrective measures are recommended:

- maintain an updated register of BAC members;
- ensure that every BAC appointment is supported by written authority;
- verify BAC composition before every BAC meeting;
- record the legal basis for any exemption or deviation;

- retain documentary evidence supporting any exemption relied upon;
- ensure the required SCM expertise is available.

MPAC further recommends that the Municipality review all tenders adjudicated during the period in which the same BAC composition was used to determine whether the issue is isolated or systemic.

11. MPAC recommendation to Council

MPAC recommends that the Municipal Council:

- Notes the Auditor-General's finding relating to the composition of the Bid Adjudication Committee for tenders FIN03/2022/2023; ELEC01/2022/2023 and COR05/2022/2023.**
- Notes Management's response that the BAC was properly constituted in terms of the applicable Government Gazette exemption.**
- Does not approve a write-off of the identified expenditure at this stage.**
- Notes that MPAC has determined that the BAC was not lawfully constituted for tenders FIN03/2022/2023; ELEC01/2022/2023 and COR05/2022/2023 when the tenders were adjudicated.**
- Notes that MPAC recommends disciplinary board referral for tenders FIN03/2022/2023; ELEC01/2022/2023 and COR05/2022/2023 as the BAC was not lawfully constituted when the tenders were adjudicated. Mr A Riddles, the Chairperson of all 3 meetings, did not ensure that the BAC meetings were lawfully constituted at the start of the meetings when the tenders were considered for adjudication.**
- Notes that MPAC does not recommend a criminal referral.**
- Notes that MPAC recommends that the Municipality review all tenders adjudicated during the period in which the same BAC composition was used to determine whether the issue is isolated or systemic.**
- Directs Management to strengthen controls relating to the constitution and appointment of Bid Adjudication Committees.**

12. Supporting documentation

- Auditor-General finding (COMAF 1 of 2023/24);
- FIN 03/2022/23 tender documentation;
- ELEC 01/2022/23 tender documentation;
- COR 05/2022/23 tender documentation;
- Bid Adjudication Committee minutes;
- Applicable Government Gazette exemption
- Questions asked by MPAC.

13. Signatures

Prepared by	Municipal Public Accounts Committee
Reviewed by	Municipal Public Accounts Committee
Approved for MPAC submission Cllr A Gana <u>MPAC CHAIRPERSON</u>	 03/09/2026
MPAC resolution reference	MPAC60/2026

MUNICIPAL PUBLIC ACCOUNTS COMMITTEE MEETING: 11 AUGUST 2026 – QUESTIONS ASKED BY MPAC

MPAC60/2026 – FINANCE: IRREGULAR EXPENDITURE – NON-COMPLIANCE WITH COMPOSITION OF THE BID ADJUDICATION COMMITTEE IN TERMS OF REGULATION 29 OF THE MUNICIPAL SUPPLY CHAIN MANAGEMENT REGULATION OF 2005

1. The fundamental question

Ask first:

“Management says the expenditure was not irregular because the BAC was properly constituted. Please show MPAC the actual appointment letter and the attendance register proving that the mandatory Senior Supply Chain Management Practitioner was a member of the BAC at each of the three adjudication meetings.”

This is important because the report itself says the AG found the BAC improperly constituted, while Management disagreed.

The applicable National Treasury exemption did not simply remove the SCM-practitioner requirement. Gazette 43281 allowed municipalities with fewer than four senior managers to deviate from the requirement for four senior managers but expressly required the BAC still to have a senior SCM practitioner and a technical expert.

A. FIN 03/2022/23 — Electricity prepaid vending system

Amount involved

The MPAC report identifies expenditure of R227,486.62 from the date of appointment. ²

The first major problem

The BAC meeting was on 23 September 2022.

The BAC attendance page records:

A Riddles

H Gxoyiya

W Solomons-Johannes

J Amansure

S Francis – Observer

Janine van Niekerk – Observer.

Yet Management's investigation says that the Supply Chain employee attended the meeting and that the BAC was therefore properly constituted.

Ask these questions:

1. “If Mr S Francis was a member of the BAC, why does the official BAC attendance register describe him as an Observer?”
2. “Where is Mr Francis's formal appointment as the Senior SCM Practitioner to the BAC?”
3. “Who was the technical expert required by Regulation 29(2)(iii) at this meeting?”
4. “Where is the appointment letter for that technical expert?”
5. “Was the technical expert a municipality official? If yes, what was his/her designation?”
6. “If Mr Francis was only an observer, who actually fulfilled the mandatory SCM-practitioner position?”
7. “Why does the Management report say the BAC was constituted when the contemporaneous minutes identify the SCM official as an observer?”

That is probably your strongest line of questioning.

B. ELEC 01/2022/23 — High-mast lighting, Grabouw

This is potentially the most important one financially.

The MPAC report identifies expenditure of approximately R3.692 million.

The tender was awarded to MDL Engineering for R8,182,769.13.

The BAC meeting

The BAC met on 19 August 2022.

The attendance register records:

A Riddles

H Gxoyiya

W Solomons-Johannes

J Amansure

S Francis – Observer

M Redelinghuys – Observer

Z Baron – Secretariat.

This is extremely important.

Ask:

8. “Again, why is the SCM official, Mr S Francis, recorded as an Observer rather than as a BAC member?”
9. “Who was the Senior SCM Practitioner actually serving as a BAC member on 19 August 2022?”
10. “Where is that person's appointment letter?”
11. “Who was the technical expert on the high-mast lighting tender?”
12. “Where is the technical expert's appointment and proof of technical qualification?”
13. “If the BAC did not have the mandatory SCM practitioner, on what legal basis did it proceed with adjudication?”

Another important issue

The technical evaluation says 14 tenders were received, but only nine proceeded after eligibility testing.

The tender was ultimately awarded to MDL Engineering at R8,182,769.13.

Ask:

14. “Please explain precisely why each of the five excluded bidders was excluded and confirm that the same eligibility criteria were applied consistently to all bidders.”

In particular, the evaluation records that some bidders were excluded for previous-experience requirements, CIDB registration and related matters.

C. COR 05/2022/23 — Group Life Insurance

This one is particularly interesting because the BAC minutes provide another direct piece of evidence.

The tender was awarded to VERSO Financial Services for R10,667,411.16 for 1 July 2023–30 June 2026.

BAC meeting: 9 June 2023

The attendance register records:

A Riddles

N Baliso

J Barnard

A Martin

N La Grange – Observer

J Amansure – Observer

Z Baron – Secretariat.

Again, this creates a serious question.

Ask:

15. “Who was the Senior SCM Practitioner on the BAC on 9 June 2023?”

16. “Why does the BAC attendance register record the persons who could potentially provide the SCM function as Observers?”

17. “Where is the formal appointment of the Senior SCM Practitioner to this BAC?”

18. “Who was the fourth senior manager or authorised substitute?”

19. “Who was the technical expert in the relevant field?”

20. “Was the BAC properly constituted before the meeting started, or was the committee constituted during the meeting?”

D. A very important question about the Gazette exemption

Management relies heavily on Government Gazette 43281 of 5 May 2020.

The Gazette says the exemption from the requirement of four senior managers is subject to conditions. One of those conditions specifically requires the BAC still to have a Senior SCM Practitioner and technical expert.

So ask:

21. “Please identify exactly which paragraph of Gazette 43281 Management relies upon to conclude that these BACs were properly constituted.”
22. “Please show MPAC the evidence that all conditions of paragraph 2 of the Gazette were complied with.”
23. “Did the municipality have four senior-manager positions approved in the organogram at the relevant time?”
24. “How many of those posts were actually filled?”
25. “Were the vacant posts funded?”
26. “Were any of the vacant posts subject to a cost-containment moratorium?”
27. “If the municipality relied on acting senior managers or secondments, where are the written appointments?”

The Gazette specifically provides different mechanisms where senior-management posts are vacant, including acting appointments and, in certain circumstances, use of senior managers from neighbouring municipalities.

E. The biggest contradiction in Management's report

I would put this question to them very directly:

“Management says that the BAC was properly constituted because the SCM employee was present. But presence at a meeting is not necessarily the same thing as being a properly appointed BAC member. Where is the evidence that the SCM employee was appointed as a BAC member, rather than attending as an observer?”

That distinction is critical.

The documents actually describe the SCM employee as an Observer in at least the FIN and ELEC BAC minutes.

F. The "no financial loss" argument

Management says the municipality received the services, and no financial loss was identified.

Ask:

28. “Does receiving the goods or services automatically mean that the procurement complied with the MFMA and SCM Regulations?”

29. “Where in the MFMA does receipt of services remove the classification of expenditure as irregular?”

30. “Has Management obtained a written legal opinion confirming that the absence of financial loss means that this expenditure cannot be irregular expenditure?”

G. Consequence management

Management concludes that there was no negligence or deliberate misconduct and says reasonable steps were taken to verify the BAC composition. 2

Ask:

31. “What documents were checked before each BAC meeting to verify that the BAC was properly constituted?”

32. “Who performed that verification?”

33. “When was the verification performed?”

34. “Where is the written verification?”

35. “If the verification was done, why did the Auditor-General nevertheless find that the BAC was improperly constituted?”

36. “Was the official who performed the verification interviewed during this investigation?”

NOTE: No answers were provided before the scheduled meeting as per the request of MPAC by the Directorate Finance.

QUESTIONS DURING THE MEETING:

Councillor P Stander refer to Government Gazette 43281 – fewer than four senior managers but still a SCM practitioner and a technical expert need to be present at a BAC meeting.

Mr A Plaatjies replied that GG 43281 is only applicable to the senior managers and is not applicable to the SCM practitioner.

Mr Plaatjies further responded that the SCM Manager is not appointed as a Member of the BAC and therefore no appointment letter is available. The SCM Practitioner was not available at that time therefore no SCM Practitioner was present at the applicable meetings.

Ms A Martin refers to Regulation 29(2) of the SCM Policy which indicates that 4 Senior Managers, 1 SCM Practitioner (Official of TWK) and a Technical Expert must be present at a BAC meeting.

FIN03/2022/2023:

- 4 Senior Managers present (Mr Riddles/Gxoyiya/Solomons-Johannes/Amansure)
- No SCM Practitioner present
- 1 Technical Expert present (Ms J van Niekerk)
- Mr Francis not appointed as a Member of the BAC therefore “Observer” status. Must be formally appointed as a Member of the BAC.

BAC is not constituted correctly.

ELEC01/2022/2023:

- 4 Senior Managers present (Mr Riddles/Gxoyiya/Solomons-Johannes/Amansure)
- No SCM Practitioner present
- 1 Technical Expert present (Mr M Redelinghuys)
- Mr Francis not appointed as a Member of the BAC therefore “Observer” status. Must be formally appointed as a Member of the BAC.

BAC is not constituted correctly.

COR05/2022/2023:

- 3 Senior Managers present (Mr Riddles/Barnard/Ms Baliso)
- SCM Practitioner present (Ms A Martin)
- 1 Technical Expert present (Mr J Amansure)
- Mr N la Grange not appointed as a Member of the BAC therefore “Observer” status.

BAC is not constituted correctly.