



social development

Department:  
Social Development  
REPUBLIC OF SOUTH AFRICA

Private Bag X901, Pretoria, 0001  
Tel No: (012) 312 7766  
Fax No: (012) 312 7391

Sir/Madam

**REQUEST FOR PROPOSALS TO APPOINT A SERVICE PROVIDER TO DEVELOP THE  
VICTIM EMPOWERMENT PROGRAMME (VEP) INFORMATION MANAGEMENT SYSTEM**

1. Tender No: **SD06/2012**
2. Tender for: **DEVELOPMENT OF VICTIM EMPOWERMENT PROGRAMME(VEP)INFORMATION  
MANAGEMENT SYSTEM**
3. Required at: Department of Social Development
4. Closing Date: **26 OCTOBER 2012 at 11h00**
5. The General Conditions of Contract are obtainable on treasury website and the attached, SBD1; SBD2;  
SBD3.3; SBD4; SBD6.1; Questionnaire; SBD8; SBD9 and the terms of reference, as well as any other  
conditions accompanying this request are applicable.
6. **All the documents accompanying this invitation must please be completed in detail, where  
applicable and returned with your Bid.**
7. Please make sure that your bid reaches this office before the closing time.
8. When submitting your bid the following information must appear on the sealed envelope:
  - i. Name and address of the Bidder
  - ii. Bid number
  - iii. Closing Date
9. This envelope can be placed in the Bid box in the foyer at HSRC Building, 134 Pretorius Street, Pretoria

Kind regards

DIRECTOR-GENERAL: DEPARTMENT OF SOCIAL DEVELOPMENT

DATE: 28/09/2012

## INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT OF SOCIAL DEVELOPMENT)

**BID NUMBER: SD06/2012**

**CLOSING DATE: 26 OCTOBER 2012**

**CLOSING TIME: 11:00**

**REQUEST FOR PROPOSALS TO APPOINT A SERVICE PROVIDER TO DEVELOP THE VICTIM EMPOWERMENT PROGRAMME (VEP) INFORMATION MANAGEMENT SYSTEM**

**The successful bidder will be required to fill in and sign a written Contract Form (SBD 7).**

BID DOCUMENTS MUST BE DEPOSITED IN THE BID BOX SITUATED AT: HSRC Building (Ground Floor)  
134 Pretorius Street  
Pretoria

**Bidders should ensure that bids are delivered timeously to the correct address. If the bid is late, it will not be accepted for consideration.**

The bid box is generally open 24 hours a day, 7 days a week.

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

THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2011, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT

**THE FOLLOWING PARTICULARS MUST BE FURNISHED  
(FAILURE TO DO SO MAY RESULT IN YOUR BID BEING DISQUALIFIED)**

NAME OF BIDDER .....

POSTAL ADDRESS .....

STREET ADDRESS .....

TELEPHONE NUMBER CODE.....NUMBER.....

CELLPHONE NUMBER .....

FACSIMILE NUMBER CODE .....NUMBER.....

E-MAIL ADDRESS .....

VAT REGISTRATION NUMBER .....

HAS AN ORIGINAL AND VALID TAX CLEARANCE CERTIFICATE BEEN SUBMITTED? (SBD 2)

YES or NO

HAS A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE BEEN SUBMITTED? (SBD 6.1)

YES or NO

IF YES, WHO WAS THE CERTIFICATE ISSUED BY?

AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA).....☐

A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDITATION SYSTEM (SANAS); OR.....☐

A REGISTERED AUDITOR .....☐

[TICK APPLICABLE BOX]

**(A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE)**

ARE YOU THE ACCREDITED REPRESENTATIVE

IN SOUTH AFRICA FOR THE GOODS / SERVICES / WORKS OFFERED?  
NO

YES or

[IF YES ENCLOSE PROOF]

SIGNATURE OF BIDDER .....

DATE .....

CAPACITY UNDER WHICH THIS BID IS SIGNED .....

TOTAL BID PRICE..... TOTAL NUMBER OF ITEMS OFFERED .....

---

ANY ENQUIRIES REGARDING TECHNICAL INFORMATION MAY BE DIRECTED TO:

•  
Contact Person: Kobus Watson

Tel: 012 312 7566

Fax: 012 312 7073

E-mail address: ...KobusW@dsd.gov.za

## TAX CLEARANCE CERTIFICATE REQUIREMENTS

It is a condition of bid that the taxes of the successful bidder must be in order, or that satisfactory arrangements have been made with South African Revenue Service (SARS) to meet the bidder's tax obligations.

1. In order to meet this requirement bidders are required to complete in full the attached form TCC 001 "Application for a Tax Clearance Certificate" and submit it to any SARS branch office nationally. The Tax Clearance Certificate Requirements are also applicable to foreign bidders / individuals who wish to submit bids.
2. SARS will then furnish the bidder with a Tax Clearance Certificate that will be valid for a period of 1 (one) year from the date of approval.
3. The original Tax Clearance Certificate must be submitted together with the bid. Failure to submit the original and valid Tax Clearance Certificate will result in the invalidation of the bid. Certified copies of the Tax Clearance Certificate will not be acceptable.
4. In bids where Consortia / Joint Ventures / Sub-contractors are involved, each party must submit a separate Tax Clearance Certificate.
5. Copies of the TCC 001 "Application for a Tax Clearance Certificate" form are available from any SARS branch office nationally or on the website [www.sars.gov.za](http://www.sars.gov.za).
6. Applications for the Tax Clearance Certificates may also be made via eFiling. In order to use this provision, taxpayers will need to register with SARS as eFilers through the website [www.sars.gov.za](http://www.sars.gov.za).



TAX CLEARANCE

TCC 001

## Application for a Tax Clearance Certificate

### Purpose

1. Which applicable option

Tenders

Good standing

2. [Good standing], please state the purpose of this application

### Particulars of applicant

3. Name (legal name)  
4. Surname  
5. First name(s)

6. Trading name  
7. Applicant

8. Passport no.

Company/Close Corp.  
registered no.

9. Income Tax ref no.

PAYE ref no. 7

10. VAT registration no. 4

SDL ref no. L

11. Income code

UIF ref no. U

12. Supplier no. 10

Fax  
no.

13. Home address

14. Work address

15. E-mail address

### Particulars of representative (Public Officer/Trustee/Partner)

16. Name

17. Surname

18. Transport ID

Income Tax ref no.

19. Supplier no.

Fax  
no.

20. Home address

21. Work address

**Particulars of tender (if applicable)**

Tender number

Estimated Tender  
amount

R

1

Expected duration  
of the tender

year(s)

**Details of the 3 largest contracts previously awarded**

Date started

Date finished

Principal

Contact person

Telephone number

Amount

**Audit**

Are you currently aware of any Audit investigation against you/the company?  
If YES, provide details

YES

NO

**Appointment of representative/agent (Power of Attorney)**

I, the undersigned confirm that I require a Tax Clearance Certificate in respect of Tenders or Goodstanding

and hereby authorise and instruct

to apply to and receive from

SARS the appropriate Tax Clearance Certificate on my/our behalf

Signature of representative/agent

Date

Signature of  
representative/agent  
Official

**Declaration**

I declare that the information furnished in this application as well as any supporting documents is true and correct in every respect.

Signature of applicant/Public Officer

Date

Signature of applicant  
Official (if applicable)

**Notes:**

1. It is a criminal offence to make a false declaration.

2. Section 23 of the Income Tax Act, 1962, states: Any person who

(a) omits or neglects to furnish, file or submit any return or document as and when required by or under this Act, or

(b) without just cause shown by him, refuses or neglects to-

(i) furnish, produce or make available any information, documents or things;

(ii) reply to or answer truly and fully, any questions put to him ...

As and when required in terms of this Act ... shall be guilty of an offence ...

3. SARS will, under no circumstances, issue a Tax Clearance Certificate unless this form is completed in full.

4. A Tax Clearance Certificate will only be issued on presentation of your South African Identity Document or Passport (Foreigners only)  
if applicable



South African Revenue Service  
Suid-Afrikaanse Inkomstediens  
iNingizimu Afrika  
Umdlalo-matlotlo ya Afrika-Borwa

**Tax Clearance Certificate Number**  
**0064/1/2005/0001088683**

## Tax Clearance Certificate-Tender

Enquiries  
0800 12 12 12

Approved Date  
2005-10-05

Trading Name  
**SARS**

Expiry Date  
2006-10-05

Legal Name  
**SARS**

Identity Number/ Passport Number

Company Registration Number

Income Tax Reference Number

VAT/Diesel Registration Number

PAYE Registration Number

SDL Registration Number

UIF Registration Number

It is hereby confirmed that, on the basis of the information at my disposal, the above-mentioned taxpayer has not contravened the provisions of Income Tax Act (1962), Value Added Tax Act (1991), Employees Tax (PAYE as contained within the Income Tax Act 1962), Skills Development Levies Act (1999) or Unemployment Insurance Contributions Act (2002), as at date of this certificate.

This Certificate is Valid for a period of 1 (One) Year from the date of approval

Verification of this certificate can be done at any SARS Revenue office nationwide.

Photo copies of this certificate are not valid.

SARS reserves the right to withdraw this certificate at any time should it prevail that any taxes, levies or duties are due and outstanding by the abovementioned taxpayer during the one year period for which the certificate is valid

*This certificate is issued free of charge by SARS*

**PRICING SCHEDULE**  
(Professional Services)

BID NO.: SD06/2012	CLOSING TIME 11:00 ON 26 OCTOBER 2012
NAME OF SERVICE PROVIDER:	

OFFER TO BE VALID FOR 90 DAYS FROM THE CLOSING DATE OF BID.

ITEM NO	DESCRIPTION	BID PRICE IN RSA CURRENCY INCLUSIVE OF <u>VALUE ADDED TAX</u>
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**REQUEST FOR PROPOSALS TO APPOINT A SERVICE PROVIDER TO DEVELOP THE VICTIM EMPOWERMENT PROGRAMME (VEP) INFORMATION MANAGEMENT SYSTEM**

1. The accompanying information must be used for the formulation of proposals.
2. Bidders are required to indicate a ceiling price based on the total estimated time for completion of all phases and including all expenses inclusive of VAT for the project. R.....

3. PERSONS WHO WILL BE INVOLVED IN THE PROJECT AND RATES APPLICABLE (CERTIFIED INVOICES MUST BE RENDERED IN TERMS HEREOF)

4. PERSON AND POSITION	HOURLY RATE	DAILY RATE
-----	R-----	-----
-----	R-----	-----
-----	R-----	-----
-----	R-----	-----
-----	R-----	-----

5. PHASES ACCORDING TO WHICH THE PROJECT WILL BE COMPLETED, COST PER PHASE AND MAN-DAYS TO BE SPENT
 

-----	R-----	----- days
-----	R-----	----- days
-----	R-----	----- days
-----	R-----	----- days

- 5.1 Travel expenses (specify, for example rate/km and total km, class of airtravel, etc). Only actual costs are recoverable. Proof of the expenses incurred must accompany certified invoices.

DESCRIPTION OF EXPENSE TO BE INCURRED	RATE	QUANTITY	AMOUNT
-----	-----	-----	R.....
-----	-----	-----	R.....
-----	-----	-----	R.....
-----	-----	-----	R.....

TOTAL: R.....

- 5.2 Other expenses, for example accommodation (specify, eg. Three star hotel, bed and breakfast, telephone cost, reproduction cost,



Name of Bidder: .....

etc.). On basis of these particulars, certified invoices will be checked for correctness. Proof of the expenses must accompany invoices.

DESCRIPTION OF EXPENSE TO BE INCURRED	RATE	QUANTITY	AMOUNT
.....	.....	.....	R.....
.....	.....	.....	R.....
.....	.....	.....	R.....
.....	.....	.....	R.....
TOTAL: R.....			

6. Period required for commencement with project after acceptance of bid  
.....
7. Estimated man-days for completion of project  
.....
8. Are the rates quoted firm for the full period of contract?  
.....
9. If not firm for the full period, provide details of the basis on which adjustments will be applied for, for example consumer price index.  
.....  
.....  
.....  
.....
10. Any enquiries regarding bidding procedures may be directed to –  
  
Kobus Watson  
Tel No: (012) 312 7566  
Email: [kobusw@dsd.gov.za](mailto:kobusw@dsd.gov.za)

## DECLARATION OF INTEREST

1. Any legal person, including persons employed by the state<sup>1</sup>, or persons having a kinship with persons employed by the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid (includes a price quotation, advertised competitive bid, limited bid or proposal). In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons employed by the state, or to persons connected with or related to them, it is required that the bidder or his/her authorised representative declare his/her position in relation to the evaluating/adjudicating authority where-

- the bidder is employed by the state; and/or
- the legal person on whose behalf the bidding document is signed, has a relationship with persons/a person who are/is involved in the evaluation and or adjudication of the bid(s), or where it is known that such a relationship exists between the person or persons for or on whose behalf the declarant acts and persons who are involved with the evaluation and or adjudication of the bid.

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

2.1 Full Name of bidder or his or her representative:  
.....

2.2 Identity ..... Number:  
.....

2.3 Position occupied in the Company (director, trustee, shareholder<sup>2</sup>):  
.....

2.4 Company ..... Registration ..... Number:  
.....

2.5 Tax ..... Reference ..... Number:  
.....

2.6 VAT ..... Registration ..... Number:  
.....

2.6.1 The names of all directors / trustees / shareholders / members, their individual identity numbers, tax reference numbers and, if applicable, employee / persal numbers must be indicated in paragraph 3 below.

<sup>1</sup>"State" means –

- (a) any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No. 1 of 1999);
- (b) any municipality or municipal entity;

- (c) provincial legislature;
- (d) national Assembly or the national Council of provinces; or
- (e) Parliament.

<sup>2</sup>"Shareholder" means a person who owns shares in the company and is actively involved in the management of the enterprise or business and exercises control over the enterprise.

2.7 Are you or any person connected with the bidder presently employed by the state? **YES / NO**

2.7.1 If so, furnish the following particulars:

Name of person / director / trustee / shareholder/ member:

.....

Name of state institution at which you or the person connected to the bidder is employed :

.....

Position occupied in the state institution:

.....

Any other particulars:

.....

.....

.....

2.7.2 If you are presently employed by the state, did you obtain the appropriate authority to undertake remunerative work outside employment in the public sector? **YES / NO**

2.7.2.1 If yes, did you attached proof of such authority to the bid document? **YES / NO**

(Note: Failure to submit proof of such authority, where applicable, may result in the disqualification of the bid.

2.7.2.2 If no, furnish reasons for non-submission of such proof:

.....

.....

.....

2.8 Did you or your spouse, or any of the company's directors / trustees / shareholders / members or their spouses conduct business with the state in the previous twelve months? **YES / NO**

2.8.1 If so, furnish particulars:

.....  
.....  
.....

2.9 Do you, or any person connected with the bidder, have any relationship (family, friend, other) with a person employed by the state and who may be involved with the evaluation and or adjudication of this bid? **YES / NO**

2.9.1 If so, furnish particulars.

.....  
.....  
.....

2.10 Are you, or any person connected with the bidder, aware of any relationship (family, friend, other) between any other bidder and any person employed by the state who may be involved with the evaluation and or adjudication of this bid? **YES/NO**

2.10.1 If so, furnish particulars.

.....  
.....  
.....

2.11 Do you or any of the directors / trustees / shareholders / members of the company have any interest in any other related companies whether or not they are bidding for this contract? **YES/NO**

2.11.1 If so, furnish particulars:

.....  
.....  
.....

**3 Full details of directors / trustees / members / shareholders.**

Full Name	Identity Number	Personal Reference Number	Tax	State Employee Number / Persal Number


#### 4 DECLARATION

I, THE UNDERSIGNED (NAME).....

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

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 23 OF THE GENERAL CONDITIONS OF CONTRACT SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....  
Signature

.....  
Date

.....  
Position

.....  
Name of bidder

## PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2011

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

**NB: BEFORE COMPLETING THIS FORM, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF B-BBEE, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2011.**

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### 1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to all bids:

- the 80/20 system for requirements with a Rand value of up to R1 000 000 (all applicable taxes included); and
- the 90/10 system for requirements with a Rand value above R1 000 000 (all applicable taxes included).

1.2 The value of this bid is estimated to exceed R1 000 000 (all applicable taxes included) and therefore the 90/10 system shall be applicable.

1.3 Preference points for this bid shall be awarded for:

- (a) Price; and
- (b) B-BBEE Status Level of Contribution.

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

	POINTS
1.3.1.1 PRICE	90
1.3.1.2 B-BBEE STATUS LEVEL OF CONTRIBUTION	10
<b>Total points for Price and B-BBEE must not exceed</b>	<b>100</b>

1.4 Failure on the part of a bidder to fill in and/or to sign this form and submit a B-BBEE Verification Certificate from a Verification Agency accredited by the South African Accreditation System (SANAS) or a Registered Auditor approved by the Independent Regulatory Board of Auditors (IRBA) or an Accounting Officer as contemplated in the Close Corporation Act (CCA) together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.

1.5 The purchaser reserves the right to require of a bidder, either before a bid is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser.

### 2. DEFINITIONS

2.1 “all applicable taxes” includes value-added tax, pay as you earn, income tax, unemployment insurance fund contributions and skills development levies;

- 2.2     **“B-BBEE”** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- 2.3     **“B-BBEE status level of contributor”** means the B-BBEE status received by a measured entity based on its overall performance using the relevant scorecard contained in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- 2.4     **“bid”** means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the provision of services, works or goods, through price quotations, advertised competitive bidding processes or proposals;
- 2.5     **“Broad-Based Black Economic Empowerment Act”** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- 2.6     **“comparative price”** means the price after the factors of a non-firm price and all unconditional discounts that can be utilized have been taken into consideration;
- 2.7     **“consortium or joint venture”** means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract;
- 2.8     **“contract”** means the agreement that results from the acceptance of a bid by an organ of state;
- 2.9     **“EME”** means any enterprise with an annual total revenue of R5 million or less .
- 2.10    **“Firm price”** means the price that is only subject to adjustments in accordance with the actual increase or decrease resulting from the change, imposition, or abolition of customs or excise duty and any other duty, levy, or tax, which, in terms of the law or regulation, is binding on the contractor and demonstrably has an influence on the price of any supplies, or the rendering costs of any service, for the execution of the contract;
- 2.11    **“functionality”** means the measurement according to predetermined norms, as set out in the bid documents, of a service or commodity that is designed to be practical and useful, working or operating, taking into account, among other factors, the quality, reliability, viability and durability of a service and the technical capacity and ability of a bidder;
- 2.12    **“non-firm prices”** means all prices other than “firm” prices;
- 2.13    **“person”** includes a juristic person;
- 2.14    **“rand value”** means the total estimated value of a contract in South African currency, calculated at the time of bid invitations, and includes all applicable taxes and excise duties;
- 2.15    **“sub-contract”** means the primary contractor’s assigning, leasing, making out work to, or employing, another person to support such primary contractor in the execution of part of a project in terms of the contract;
- 2.16    **“total revenue”** bears the same meaning assigned to this expression in the Codes of Good Practice on Black Economic Empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act and promulgated in the *Government Gazette* on 9 February 2007;
- 2.17    **“trust”** means the arrangement through which the property of one person is made over or bequeathed to a trustee to administer such property for the benefit of another person; and
- 2.18    **“trustee”** means any person, including the founder of a trust, to whom property is bequeathed in order for such property to be administered for the benefit of another person.

### 3. ADJUDICATION USING A POINT SYSTEM

- 3.1 The bidder obtaining the highest number of total points will be awarded the contract.
- 3.2 Preference points shall be calculated after prices have been brought to a comparative basis taking into account all factors of non-firm prices and all unconditional discounts;.
- 3.3 Points scored must be rounded off to the nearest 2 decimal places.
- 3.4 In the event that two or more bids have scored equal total points, the successful bid must be the one scoring the highest number of preference points for B-BBEE.
- 3.5 However, when functionality is part of the evaluation process and two or more bids have scored equal points including equal preference points for B-BBEE, the successful bid must be the one scoring the highest score for functionality.
- 3.6 Should two or more bids be equal in all respects, the award shall be decided by the drawing of lots.

### 4. POINTS AWARDED FOR PRICE

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

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

$$P_s = 80 \left( 1 - \frac{P_t - P_{\min}}{P_{\min}} \right) \quad \text{or} \quad P_s = 90 \left( 1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$$

Where

$P_s$  = Points scored for comparative price of bid under consideration

$P_t$  = Comparative price of bid under consideration

$P_{\min}$  = Comparative price of lowest acceptable bid

### 5. Points awarded for B-BBEE Status Level of Contribution

- 5.1 In terms of Regulation 5 (2) and 6 (2) of the Preferential Procurement Regulations, preference points must be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table below:

B-BBEE Status Level of Contributor	Number of points (90/10 system)	Number of points (80/20 system)
1	10	20
2	9	18
3	8	16



4	5	12
5	4	8
6	3	6
7	2	4
8	1	2
Non-compliant contributor	0	0

- 5.2 Bidders who qualify as EMEs in terms of the B-BBEE Act must submit a certificate issued by an Accounting Officer as contemplated in the CCA or a Verification Agency accredited by SANAS or a Registered Auditor. Registered auditors do not need to meet the prerequisite for IRBA's approval for the purpose of conducting verification and issuing EMEs with B-BBEE Status Level Certificates.
- 5.3 Bidders other than EMEs must submit their original and valid B-BBEE status level verification certificate or a certified copy thereof, substantiating their B-BBEE rating issued by a Registered Auditor approved by IRBA or a Verification Agency accredited by SANAS.
- 5.4 A trust, consortium or joint venture, will qualify for points for their B-BBEE status level as a legal entity, provided that the entity submits their B-BBEE status level certificate.
- 5.5 A trust, consortium or joint venture will qualify for points for their B-BBEE status level as an unincorporated entity, provided that the entity submits their consolidated B-BBEE scorecard as if they were a group structure and that such a consolidated B-BBEE scorecard is prepared for every separate bid.
- 5.6 Tertiary institutions and public entities will be required to submit their B-BBEE status level certificates in terms of the specialized scorecard contained in the B-BBEE Codes of Good Practice.
- 5.7 A person will not be awarded points for B-BBEE status level if it is indicated in the bid documents that such a bidder intends sub-contracting more than 25% of the value of the contract to any other enterprise that does not qualify for at least the points that such a bidder qualifies for, unless the intended sub-contractor is an EME that has the capability and ability to execute the sub-contract.
- 5.8 A person awarded a contract may not sub-contract more than 25% of the value of the contract to any other enterprise that does not have an equal or higher B-BBEE status level than the person concerned, unless the contract is sub-contracted to an EME that has the capability and ability to execute the sub-contract.

## 6. BID DECLARATION

- 6.1 Bidders who claim points in respect of B-BBEE Status Level of Contribution must complete the following:

### 7. B-BBEE STATUS LEVEL OF CONTRIBUTION CLAIMED IN TERMS OF PARAGRAPHS 1.3.1.2 AND 5.1

- 7.1 B-BBEE Status Level of Contribution: ..... = ..... (maximum of 10 or 20 points)

(Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 5.1 and must be substantiated by means of a B-BBEE certificate issued by a Verification Agency accredited by SANAS or a Registered Auditor approved by IRBA or an Accounting Officer as contemplated in the CCA).

## 8 SUB-CONTRACTING

8.1 Will any portion of the contract be sub-contracted? YES / NO (delete which is not applicable)

8.1.1 If yes, indicate:

- (i) what percentage of the contract will be subcontracted? .....
- (ii) the name of the sub-contractor? .....
- (iii) the B-BBEE status level of the sub-contractor? .....
- (iv) whether the sub-contractor is an EME? YES / NO (delete which is not applicable)

## 9 DECLARATION WITH REGARD TO COMPANY/FIRM

9.1 Name of company/firm .....

9.2 VAT registration number : .....

9.3 Company registration number .....

9.4 TYPE OF COMPANY/ FIRM

- Partnership/Joint Venture / Consortium
- One person business/sole propriety
- Close corporation
- Company
- (Pty) Limited

[TICK APPLICABLE BOX]

9.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....  
 .....  
 .....

9.6 COMPANY CLASSIFICATION

- Manufacturer
- Supplier
- Professional service provider
- Other service providers, e.g. transporter, etc.

[TICK APPLICABLE BOX]

9.7 Total number of years the company/firm has been in business? .....

9.8 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contribution indicated in paragraph 7 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we acknowledge that:

- (i) The information furnished is true and correct;
- (ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form.
- (iii) In the event of a contract being awarded as a result of points claimed as shown in paragraph 7, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;

(iv) If the B-BBEE status level of contribution has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –

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

**WITNESSES:**

1. ....

.....  
SIGNATURE(S) OF BIDDER(S)

2. ....

DATE:.....  
ADDRESS:.....

.....  
.....

## QUESTIONNAIRE

Prospective suppliers/service providers are requested to submit the following information:

No	Description	Percentage/number
1.	Percentage ownership by HDI groups?	
2.	Percentage management by HDI groups?	%
3.	Total number of consultants working on the project?	%
4.	Number of consultants from HDI groups that will work on the project?	
5.	Number of permanent jobs created for the project?	%
6.	Number of temporary jobs created for the project?	
7.	Ceiling price for the contract?	R
8.	Number of working days for the completion of the contract?	

- HDI: Black, Indian & coloured people.

.....

## DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Standard Bidding Document must form part of all bids invited.
- 2 It serves as a declaration to be used by institutions in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.
- 3 The bid of any bidder may be disregarded if that bidder, or any of its directors have-
  - a. abused the institution's supply chain management system;
  - b. committed fraud or any other improper conduct in relation to such system; or
  - c. failed to perform on any previous contract.
- 4 In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.

Item	Question	Yes	No
4.1	Is the bidder or any of its directors listed on the National Treasury's database as companies or persons prohibited from doing business with the public sector? (Companies or persons who are listed on this database were informed in writing of this restriction by the National Treasury after the <i>audi alteram partem</i> rule was applied).	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.1.1	If so, furnish particulars:		
4.2	Is the bidder or any of its directors listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004)? To access this Register enter the National Treasury's website, <a href="http://www.treasury.gov.za">www.treasury.gov.za</a> , click on the icon "Register for Tender Defaulters" or submit your written request for a hard copy of the Register to facsimile number (012) 3265445.	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.2.1	If so, furnish particulars:		
4.3	Was the bidder or any of its directors convicted by a court of law (including a court outside of the Republic of South Africa) for fraud or corruption during the past five years?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.3.1	If so, furnish particulars:		
4.4	Was any contract between the bidder and any organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
4.4.1	If so, furnish particulars:		

**CERTIFICATION**

**I, THE UNDERSIGNED (FULL NAME).....  
CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION  
FORM IS TRUE AND CORRECT.**

**I ACCEPT THAT, IN ADDITION TO CANCELLATION OF A CONTRACT,  
ACTION MAY BE TAKEN AGAINST ME SHOULD THIS DECLARATION  
PROVE TO BE FALSE.**

.....  
**Signature**

.....  
**Date**

.....  
**Position**

.....  
**Name of Bidder**

Js365bW

**CERTIFICATE OF INDEPENDENT BID DETERMINATION**

- 1 This Standard Bidding Document (SBD) must form part of all bids<sup>1</sup> invited.
- 2 Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).<sup>2</sup> Collusive bidding is a *pe se* prohibition meaning that it cannot be justified under any grounds.
- 3 Treasury Regulation 16A9 prescribes that accounting officers and accounting authorities must take all reasonable steps to prevent abuse of the supply chain management system and authorizes accounting officers and accounting authorities to:
  - a. disregard the bid of any bidder if that bidder, or any of its directors have abused the institution's supply chain management system and or committed fraud or any other improper conduct in relation to such system.
  - b. cancel a contract awarded to a supplier of goods and services if the supplier committed any corrupt or fraudulent act during the bidding process or the execution of that contract.
- 4 This SBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid-rigging.
- 5 In order to give effect to the above, the attached Certificate of Bid Determination (SBD 9) must be completed and submitted with the bid:

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

<sup>2</sup> Bid rigging (or collusive bidding) occurs when businesses, that would otherwise be expected to compete, secretly conspire to raise prices or lower the quality of goods and / or services for purchasers who wish to acquire goods and / or services through a bidding process. Bid rigging is, therefore, an agreement between competitors not to compete.

**CERTIFICATE OF INDEPENDENT BID DETERMINATION**

I, the undersigned, in submitting the accompanying bid:

\_\_\_\_\_  
(Bid Number and Description)

in response to the invitation for the bid made by:

\_\_\_\_\_  
(Name of Institution)

do hereby make the following statements that I certify to be true and complete in every respect:

I certify, on behalf of: \_\_\_\_\_ that:

(Name of Bidder)

1. I have read and I understand the contents of this Certificate;
2. I understand that the accompanying bid will be disqualified if this Certificate is found not to be true and complete in every respect;
3. I am authorized by the bidder to sign this Certificate, and to submit the accompanying bid, on behalf of the bidder;
4. Each person whose signature appears on the accompanying bid has been authorized by the bidder to determine the terms of, and to sign the bid, on behalf of the bidder;
5. For the purposes of this Certificate and the accompanying bid, I understand that the word "competitor" shall include any individual or organization, other than the bidder, whether or not affiliated with the bidder, who:
  - (a) has been requested to submit a bid in response to this bid invitation;
  - (b) could potentially submit a bid in response to this bid invitation, based on their qualifications, abilities or experience; and
  - (c) provides the same goods and services as the bidder and/or is in the same line of business as the bidder



6. The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However communication between partners in a joint venture or consortium<sup>3</sup> will not be construed as collusive bidding.
7. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:
  - (a) prices;
  - (b) geographical area where product or service will be rendered (market allocation)
  - (c) methods, factors or formulas used to calculate prices;
  - (d) the intention or decision to submit or not to submit, a bid;
  - (e) the submission of a bid which does not meet the specifications and conditions of the bid; or
  - (f) bidding with the intention not to win the bid.
8. In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications and conditions or delivery particulars of the products or services to which this bid invitation relates.
9. The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

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

10. I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

.....  
Signature

.....  
Date

.....  
Position

.....  
Name of Bidder

Js914w 2



social development

Department:  
Social Development  
REPUBLIC OF SOUTH AFRICA

Private Bag 901, Pretoria, 0001. 134 Pretorius Street, HSRC Building, Pretoria  
Tel: (012)3127820 Fax: (012) 3127541

## **TERMS OF REFERENCE**

### **FOR THE APPOINTMENT OF THE SERVICE PROVIDER TO DEVELOP THE VICTIM EMPOWERMENT PROGRAMME (VEP) INFORMATION MANAGEMENT SYSTEM**

#### **1. PURPOSE**

The purpose of the terms of reference is to appoint a service provider to develop an electronic Victim Empowerment Programme Information System.

#### **2. PROJECT NAME**

Victim Empowerment Programme Information System

#### **3. BACKGROUND**

The Victim Empowerment Programme is one of the key programmes under pillar one of the National Crime Prevention Strategy which aims to promote and implement a victim centred approach to crime prevention through the development of services and programmes for victims of crime and violence in order to minimise the negative effects of crime and violence on the victims. The Department of Social Development as the lead and coordinating department for the Victim Empowerment Programme was mandated by Integrated Justice System Development Committee to develop the Victims' Register and Database of all victims that have received Victim Empowerment Services from government. To this end, the Department of Social Development has developed the Business Requirements Specification and the Project Charter in order to guide the process of developing an Information Management System which will enable all victim empowerment service providers to capture relevant information for incorporation into the Victims' Register and Database of victims of crime and violence.

Furthermore, the Department of Social Development in partnership with all stakeholders in the Victim Empowerment Programme has developed a Set of Generic Indicators for the VEP Sector. The Set of Generic Indicators for Victim Empowerment has been piloted in six provinces during 2010 and 2011 financial year using the paper based data collection tools. The departments which have participated in the pilot and have important roles in the implementation of the Victim Empowerment Programme as clarified in the National Policy Guidelines for Victim Empowerment are the following:

- Department of Justice and Constitutional Development
- Department of Health
- Department of Police (SAPS)
- Department of Correctional Services
- Department of Education
- National Prosecuting Authority

#### 4. **PROBLEM STATEMENT AND CURRENT SITUATION**

South Africa is rated amongst the most violent countries in the world. Violent crime constitute one third (36%) of the recorded crimes in South Africa (CSVR, 2007). The violent nature of crime in South Africa affects everyone especially the vulnerable groups in society such as women, children, older persons and people with disabilities. The South African Government has put the fight against crime as one of the priorities as reflected in the Medium Term Strategic Framework (2009-2014) and captured in the strategic plan of the Justice Crime Prevention and Security (JCPS) Cluster under outcome three *"All people in South Africa are and feel safe"*.

The Department of Social Development as the lead and coordinating department for the Victim Empowerment Programme nationally reports to the Integrated Justice System Development Committee which is the sub-committee of the JCPS Cluster on the implementation of the Programme. The Department has been struggling to get reports from the stakeholders and the quality of the reports submitted to the Integrated Justice System Development Committee is compromised due to lack of information. The JCPS Cluster has since prioritised the

development of the Victims' Register and Database for victims of crime and violence which access victim empowerment services across departments.

The Department of Social Development has therefore been mandated to develop an electronic VEP Information System that will enable all victim empowerment service providers to capture relevant information for incorporation into the Victim's Register and Database. The VEP Information System will improve the information management and the quality of reporting within the VEP Sector.

## **5. SCOPE OF WORK**

It will be expected from the successful service provider to deliver on the following:

- To participate in a discussion session with Departmental officials in order to confirm the requirements.
- To design an Information System that has the functionality as specified in the Business Requirement Specification (BRS).
- To produce a prototype of the VEP Information System and submit it for approval by the Department.
- To develop the actual VEP Information System that has functionality as specified by the Department.
- To pilot the functioning of the system and ensure that it has no major problems.
- To train a total of 400 users nationally (40 users in each province and 40 users from the national departments).
- To deploy the VEP Information System to the Department of Social Development.
- To make a presentation on the VEP Information System to the VEP Management Team and the Integrated Justice System Development Committee.

## **6. DELIVERABLES AND OUTPUTS**

- 6.1 Prototype of the VEP Information System
- 6.2 Web-based VEP Information System application
- 6.3 Well functioning web-based VEP Information System
  - 6.3.1 C.H. Platform
  - 6.3.2 Database SQL 2008 R2

- 6.3.3 Styling C.S.S/Master page
- 6.3.4 Architecture 3 or 4 tier
- 6.3.5 Reporting – Reporting Services
- 6.3.6 Source Control – Source Safe
- 6.3.7 Integration – SQL Server Integration Service
- 6.3.8 Components – AJAX/Open XML Gembox/ Dev Express 2010
- 6.4 400 trained users
- 6.5 Support for users

## **7. GENERAL CONDITIONS**

- 7.1 The general conditions of contract as prescribed by National Treasury will be applicable in all instances.

## **8. TIME-FRAMES**

- 8.1 The project is planned to be conducted over a period of six months.

## **9. SKILLS, KNOWLEDGE AND EXPERIENCE REQUIRED**

- 9.1 The team assigned to this project by the service provider must have the following skills, knowledge and experience:
  - A formal qualification in Information Technology (at least a bachelor's degree or equivalent qualification).
  - At least three years' experience in Systems Development
  - Evidence (track record) of designing and developing Information Technology Systems
  - Understanding of the Victim Empowerment Programme
  - Ability to train and make presentation (facilitation skills).
  - A high standard of professionalism
  - Ability to work as part of team

## **10. BRIEFING SESSIONS**

- 10.1 There will be no briefing session prior to the commencement of the project.

## **11. BID PROPOSAL**

The comprehensive proposal submission should include:

- 11.1 A detailed plan reflecting project time-frames, costing and outputs.
- 11.2 Profile of the company including a description of similar work undertaken.
- 11.3 Names and resumes (abbreviated CVs) of the person (s) assigned to the project, as well as a summary of the roles, responsibilities and time to be spent by each person on this project.
- 11.4 The cost structure should be inclusive and as detailed as possible.
- 11.5 The service provider is expected to enter into a contract with the DSD based on the proposal.
- 11.6 A work-plan indicating time-frames should be provided with the proposal. Progress will be monitored based on the work plan and time-frames provided by the service provider and approved by the DSD.

## **12. PROPRIETARY RIGHTS**

- 12.1 The DSD shall become the owner of all information, documents, advice, and reports collected and compiled by the service provider to be appointed.
- 12.2 The copy rights of all documents and reports compiled by the service provider will vest in the DSD and may not be reproduced, distributed or made available without the written consent and approval of the DSD.
- 12.3 All information, documents, and reports must be regarded as confidential until made public by the DSD.
- 12.4 DSD shall retain intellectual property rights to all work undertaken in terms of this bid, including the source code.

## **13. FACILITIES TO BE PROVIDED BY THE DSD**

- 13.1 During the project the DSD officials will make themselves available for clarity, reporting processes, discussions and meetings. The service provider will also have access to required documents and other records available within the Department that may assist in executing the project.

## **14. REPORTING ARRANGEMENTS**

- 14.1 All deliverables should be submitted to the DSD. Any deliverable submitted and not accepted must be reworked and resubmitted at no additional cost.
- 14.2 The service provider will provide a single overall project manager for this project.
- 14.3 A comprehensive report will be submitted by the service provider in line with project milestones as stipulated in the agreed and approved project plan.

## **15. TARRIFS AND PAYMENT**

- 15.1 Payment will be effected within 30 days after receipt of a satisfactory detailed invoice from the successful service provider.
- 15.2 Payment will be made in accordance with the completion of work to the satisfaction of the DSD based on the milestones for the project agreed to and signed off as part of the implementation plan.

## **16. EVALUATION OF PROPOSALS**

- 16.1 The evaluation of the bids will be conducted in two stages:
  - a) Firstly, the proposals will be evaluated on functionality. An evaluation panel will allocate points (scale of 1 - 5) in respect of functionality according to the criteria set out in paragraph 16.5. Proposals scoring less than 60% in respect of functionality will be disqualified and not be evaluated further.
  - b) Thereafter, only the qualifying bids will be evaluated in terms of the 90/10 preference point system contemplated in the Preferential Procurement Policy Regulations 2012, issued in terms of the Preferential Procurement Policy Framework Act (Act 5 of 2000).
- 16.2 The 90 points will be used to calculate price only and the 10 points will be used to calculate BBBEE status level of contribution.
- 16.3 The points in respect of price will be calculated on the ceiling price for the project (inclusive of professional fees, and VAT).
- 16.4 Technical proposals will be evaluated on a scale of 1-5 in accordance with the criteria below.  
The rating will be as follows:  
1 = Very Poor    2 = Average    3 = Good    4 = Very Good  
5 = Excellent



## 16.5 Evaluation Matrix

No	Element/Criteria	1	2	3	4	5	Weight	Total
1.	Demonstrated past experience and skills of the project team relevant to the stated requirements of the project. This include previous successful project in similar work.						20	
2.	A project plan that demonstrates an understanding of the assignment including a proposed methodology and approach that is aligned to the Department's required outputs, time-frames						20	
3.	Approach and methodology						20	
	<b>Total functionality</b>						<b>60</b>	

## 17. DISAQUALIFYING CRITERIA

- 17.1 Non-submission of tax clearance certificate or submitting invalid/expired tax clearance certificate.
- 17.2 Late submission of proposal.

## 18. SUBMISSIONS

- 18.1 Prospective bidders must submit their bids proposals in **two envelopes**:
- 18.2 **One envelope with the technical proposal** outlining in detail a realistic work-break schedule indicating different milestones to be achieved, and response to the terms of reference and evaluation criteria including other supportive documents, completed bid forms, tax clearance certificate issued by S, and legal entity registration certificate.
- 18.3 **One other envelope with the financial proposal** (pricing schedule (SBD 3.3) with all cost related items, cost breakdown).
- 18.4 The entire proposal should be placed on disc in a PDF format
- 18.5 The following information must be endorsed on each envelope:

- **Bid number:**
- **Closing date:**
- **Name of the Bidder:**
- **Technical Proposal or Financial Proposal**

18.6 The closing date for the submission of bid is 11h00 on 26 October 2012.

18.7 Failure to comply with these conditions will result in a bid being disqualified.

18.8 Bids should be:

Deposited in the Tender Box,  
Foyer of the HSRC Building  
134 Pretorius Street  
Pretoria

18.9 Bids received after the closing date and time will be regarded as late and will not be evaluated.

## **19. ENQUIRIES**

Enquiries may be directed to:

Mr K Watson

Tel No: (012) 312 7566

Email: [Kobusw@dsd.gov.za](mailto:Kobusw@dsd.gov.za)