



P/Bag x46
BOSHOF
8340

Website: www.tokologo.fs.gov.za
Fax: 053 -5410360

Tel: 053- 5410014
053- 5410052

P O Box 18
DEALESVILLE
9348
Tel: 051-8110029
Fax: 051-8110225

P/Bag X04
HERTZOGVILLE
9482
Tel: 053-4219051
Fax: 053-4219244

16 September 2025

INVITATION: FORMAL WRITTEN PRICE QUOTATIONS

BID NUMBER: RFWQ/59/2025/2026

**BID DESCRIPTION: SUPPLY & DELIVERY OF PERSONAL PROTECTIVE CLOTHING
FOR TOKOLOGO LOCAL MUNICIPALITY GENERAL WORKERS**

Tokologo Local Municipality hereby invites suitably prospective service providers to quote for Supply & Delivery of Personal Protective Clothing for Tokologo Local Municipality General Workers Price quotations with subject "RFWQ/59/2025/2026: Supply & Delivery of Personal Protective Clothing for Tokologo Local Municipality General Workers" must be submitted via email to procurement@tokologo.gov.za on the 26 September 2025 at 15h00pm

Specifications

The comprehensive specifications are outlined in the tender document from page 2 through page 9

Pre-requisite

Prospective suppliers must demonstrate a proven track record of supplying personal protective equipment (PPE) of the required standards in previous procurement. Submission of verifiable references and evidence of past performance in PPE supply will be a condition for consideration in the evaluation process.

Tokologo Local Municipality PPE Specifications		
Item	Specifications	Quantity
Sun Hat	<ul style="list-style-type: none"> • Poly cotton Twill Fabric • One size fits all • Draw Cord with Toggle Stopper • Colour: Lime green • Embroidery with Municipal Logo 	59
Hard Hats	<ul style="list-style-type: none"> • Material: High-Density Polyethylene (HDPE) shell, Low-Density Polyethylene (LDPE) liner • Suspension: 6-point industrial headgear with height adjustment • Sweatband: Tricot cushion • Standards: SABS Approved – SANS 1397:2003 • Size: Standard (adjustable) • Weight: Approx. 350g • Compatibility: Fits most earmuffs, visors, and lamp brackets • Colour: Blue 	4
Reflective Conti-Jacket	<p>Johnson workwear</p> <ul style="list-style-type: none"> • Colour: Navy Blue • 100% Cotton • Constructed from SABS approved fabric • Chest Pockets with pressure stud closure and pen pocket division • Triple needle stitching on all seams for extra strength 	See annexure A for the sizes and quantity

	<ul style="list-style-type: none"> • 25mm JW Reflective 0905 Reflective tape on elbows • Fabric to be chemically treated to resist heat and heat and sparks and repel acid splashes, oil and Water • Side slits for ease of movement • Bar tracks on all stress points • Embroidery must be done on left hand side pocket 	
Reflective Conti- Jacket – D59	<p>Johnson workwear</p> <ul style="list-style-type: none"> • Colour: Navy Blue • Fabric: 100% Cotton Drill, around 320gsm, flame retardant and acid resistant. • Style: Long sleeve with multiple pockets (2 chest pockets with flaps, hip pockets, tool pockets). • Reflective Tape: 50mm silver flame retardant reflective tape on elbows for high visibility. • Lining: Some variants feature double lining or thermal layers for colder environments. • Construction: Fully triple-stitched seams, bar tacked stress points, elasticated cuffs, and side slits. • Compliance: Approved to SABS and SANS 434, SANS 1387-4, SANS 1423-1, ISO 6530 standards. 	See Annexure A for the sizes and quantity

Reflective Conti-Trousers	<p>Johnson workwear</p> <ul style="list-style-type: none"> • Colour: Navy Blue • 100% Cotton • Constructed from SABS approved fabric • All style features and fabric construction are to SABS specification • Chemical finish to resist heat and sparks and repel acid splashes, oil and water • 50mm JW Reflective 0905 flame retardant reflective tape on legs for increased visibility waistband for extra comfort 	See annexure A for the sizes and quantity
Reflective Conti-Trousers D59	<p>Johnson workwear</p> <p>Colour: Navy Blue</p> <ul style="list-style-type: none"> • Fabric: 100% Cotton Drill (D59 fabric), typically 270-320gsm weight for durability and flame/acid resistance. • Features: Flame retardant and acid resistant protection complying with SABS and SANS 434 standards. • Reflective Tape: 50mm silver flame retardant reflective tape on legs for visibility. • Construction: Triple-stitched seams with bar-tacked stress points for durability. • Waist: Elasticated or 1/2 elasticated waistband options for comfort. • Pockets: Multiple pockets including swing pockets, money pocket, and side tool pocket, and back patch pocket. • Closure: Secure with brass riveted buttons and YKK brass zip fly 	See annexure A for the sizes and quantity

Steel toe to Safety Boots	Bova Safety boots <ul style="list-style-type: none"> • Colour: Black • Steel toe cap designed to withstand an impact load 200 joules • 100% genuine leather for durability • Oil and acid resistant sole with anti-slip and ant-static properties • Shank reinforcement for support and stability • PU/PU sole for comfort, shock absorption and durability • EVA innersole for comfort and shock absorption 	See annexure B for the sizes and quantity
Pioneer Unisex Round Steel Toe Leather Sole Boots	<ul style="list-style-type: none"> • Pioneer Safety Commander Brown Steel Toe Chelsea Boot Step for electricity 	See annexure B for the sizes and quantity
Steel toe Gum Boots	<ul style="list-style-type: none"> • Heavy Duty Gumboot, Multipurpose, SABS • Antislip, Oil resistant, steel toecap, Water Resistant • PVC Sole • SABS approved • S1 • Colour: Black 	See Annexure B for sizes and quantity
Crayfish gloves	<ul style="list-style-type: none"> • Main Glove Material: Nylon or polyester knit for flexibility and comfort. • Coating Material: Natural rubber or latex for water resistance and grip. • Coating Type: Fully coated with rubber or latex for protection against water and abrasions. • Extended cuff for wrist protection and secure fit. 	63

	<ul style="list-style-type: none"> • Optional cotton or fleece lining for warmth and comfort during prolonged use. Textured or patterned palm for enhanced grip on wet and slippery surfaces. 	
PVC Safety Gloves	<ul style="list-style-type: none"> • Colour: Red • Elbow-length general-purpose handling glove • Made with medium-weight red PVC material • Smooth finish for effective handling • Single dip, full dip coating for durability • Suitable for greasy, oily, and wet work environments • Provides good resistance to soft chemicals • Designed to offer excellent grip and protection during work tasks 	63
Rain suit with reflective tape	<ul style="list-style-type: none"> • Colour: Grey • 185gsm Rubberized PVC • Zip & Hood • Reflective Tape 	63
Winter- High viz Oxford Jackets	<ul style="list-style-type: none"> • Colour: lime green • Short Padded Jacket • Zip Front with Concealing Flap, Press-stud closure • Double collar • Two straight side pockets • Shoulder straps • Elastic waistband and cuffs • Embroidery with Municipal logo on the left hand side chest 	See Annexure D for sizes

PVC Apron	<ul style="list-style-type: none"> • 100% PVC Reinforced Polyester • Waterproof • Size: 90 x 120 cm • Colour: green 	63
Inhaler/Nose Bag Protection	<ul style="list-style-type: none"> • Soft PVC mask with deep face mould for a comfortable fit with an excellent seal • Dual wide elastic headband connected with a pin swivel connector, adjustable & with a quick release toggle • Efficient exhalation mask • For use with the DHCT twin unfit filter cartridge system 	63

Annexure A

Annexure A – Conti Jacket & Conti Trousers	
Sizes	Quantity
28	1
30	2
32	6
34	6
36	8
38	7
40	7
42	11
44	10
48	1
Total	59
Annexure A – Conti Jacket & Conti Trousers – D59	
40	1
44	1
36	1

34	1
Total	4

Annexure B

Annexure B – Safety toe shoe	
Sizes	Quantity
4	3
5	6
6	6
7	8
8	16
9	17
10	1
11	2
Total	59
Annexure B - Pioneer Unisex Round Steel Toe Leather Sole Boots	
6	2
11	2
Total	4

Annexure C

Annexure C - Steel Toe Gum Boots	
Sizes	Quantity
4	2

5	5
6	6
7	7
8	16
9	17
10	1
11	2
Total	56

Annexure D

Annexure D - Jacket Sizes	
Sizes	Quantity
Small	5
Medium	17
Large	30
Extra Large	8
2 Extra Large	2
3 Extra Large	1
Total	63

The perspective supplier shall package the Personal Protective Equipment (PPE) in a manner that ensures the goods are protected from damage, contamination, and deterioration during transportation and storage. All packaging must comply with applicable health and safety standards and must be clearly labelled to identify the contents

1. Late, incomplete quotes will not be considered
2. All quotes/bids will be evaluated and awarded in terms of the Tokologo Local Municipality Supply Chain Management Policy and the Preferential Procurement Policy
3. Suppliers must submit their quotations with the following documentation and/or information:
 - A valid Tax Clearance Certificate or valid tax reference number and valid tax pin
 - Quotes must be valid for a period of 30 days
 - **MBD 4, MBD 6.1, MBD 8 and MBD 9** must be fully completed and signed.
 - Bidders must be registered on the Central Supplier Database. Bidders must also submit their recent up to date **CSD Full Registration Report** (the report shouldn't be older than 3 months)
 - In terms of the Preferential Procurement Policy, the Municipality aims to achieve its historically disadvantaged individuals. Therefore the whole 20 points will be split into two which Locality - 10 points and Specific Goals - 10 points.
 - Track record of supplying personal protective equipment (PPE) of the required standards in previous procurement.
4. The Municipality doesn't bind itself to accept the lowest bid or any bid and the bid reserves the right to accept the whole or only part of a bid if (a) the bid amounts received is too high (b) doesn't comply with the specific bid goals; or (c) objective criteria exists which justify or necessitate the non-acceptance of any bids
5. The address of the business must appear in the quotation
6. Failure to meet the above requirements or submission of documents will lead to disqualification.

Enquires can be made to the SCM Office (Mr. Omphile Saila) procurement@tokologo.gov.za and Technical enquiries can be made to the Health & Safety Office (Mrs. Kholiswa Mokoena) outyindyi@gmail.com. Also you may call between 08h00am -16h00pm Monday-Friday 053 541 00014

Mr Mpho Sehloho
Municipal Manager
Tokologo Local Municipality

DECLARATION OF INTEREST

1. No bid will be accepted from persons in the service of the state*.
2. Any person, having a kinship with persons in the service of the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid. In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons connected with or related to persons in service of the state, it is required that the bidder or their authorised representative declare their position in relation to the evaluating/adjudicating authority and/or take an oath declaring his/her interest.

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

3.1 Full Name:

3.2 Identity Number:

3.3 Company Registration Number:

3.4 Tax Reference Number:

3.5 VAT Registration Number:

3.6 Are you presently in the service of the state* **YES / NO**

3.6.1 If so, furnish particulars.

.....

3.7 Have you been in the service of the state for the past twelve months? **YES / NO**

3.7.1 If so, furnish particulars.

.....

* MSCM Regulations: "in the service of the state" means to be –

- (a) a member of –
 - (i) any municipal council;
 - (ii) any provincial legislature; or
 - (iii) the national Assembly or the national Council of provinces;
- (b) a member of the board of directors of any municipal entity;
- (c) an official of any municipality or municipal entity;
- (d) an employee of any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No.1 of 1999);
- (e) a member of the accounting authority of any national or provincial public entity; or
- (f) an employee of Parliament or a provincial legislature.

TOKOLOGO LOCAL MUNICIPALITY

2

3.8 Do you, have any relationship (family, friend, other) with persons in the service of the state and who may be involved with the evaluation and or adjudication of this bid? **YES / NO**

3.8.1 If so, furnish particulars.

.....
.....

3.9 Are you, aware of any relationship (family, friend, other) between a bidder and any persons in the service of the state who may be involved with the evaluation and or adjudication of this bid? **YES / NO**

3.9.1 If so, furnish particulars

.....
.....

3.10 Are any of the company's directors, managers, principal shareholders or stakeholders in service of the state? **YES / NO**

3.10.1 If so, furnish particulars.

.....
.....

3.11 Are any spouse, child or parent of the company's directors, managers, principal shareholders or stakeholders in service of the state? **YES / NO**

3.11.1 If so, furnish particulars.

.....
.....

CERTIFICATION

I, THE UNDERSIGNED (NAME)

CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM IS CORRECT.

I ACCEPT THAT THE STATE MAY ACT AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder

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

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

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

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to invitations to tender:

- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and

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

1.3

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

b) The **80/20 preference point system** will be applicable in this tender. The lowest/ highest acceptable tender will be used to determine the accurate system once tenders are received.

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

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

1.5 **To be completed by the organ of state:**

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80
SPECIFIC GOALS	20
Total points for Price and SPECIFIC GOALS	100

1.6 Failure on the part of a Bidder to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.

TOKOLOGO LOCAL MUNICIPALITY

- 1.7 The organ of state reserves the right to require of a Bidder , either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

2. DEFINITIONS

- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000)

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

3.1.1 THE 80/20

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

80/20

$$Ps = 80 \left(1 - \frac{Pt - P_{min}}{P_{min}} \right)$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

3.2. FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

3.2.1. POINTS AWARDED FOR PRICE

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

80/20

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

Where

- P_s = Points scored for price of tender under consideration
 P_t = Price of tender under consideration
 P_{max} = Price of highest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

- 4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the Bidder will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:
- 4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear that the 80/20 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—
- (a) an invitation for tender for income-generating contracts, that the 80/20 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or
 - (b) any other invitation for tender, that the 80/20 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system, then the organ of state must indicate the points allocated for specific goals for the 80/20 preference point system.

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

(Note to organs of state: Where either the 90/10 or 80/20 preference point system is applicable, corresponding points must also be indicated as such.)

Note to Bidder s: The Bidder must indicate how they claim points for each preference point system by circling points claimed in the tables below and completing the section after.

4.2.1. LOCALITY

Locality of supplier	Number of Points for Preference (80/20)
Within the boundaries of Tokologo Local Municipality	10
Within the boundaries of the Lejweleputswa District Municipality	4
Within the boundaries of the Free State	2
Outside the boundaries of the Free State	1

TOKOLOGO LOCAL MUNICIPALITY

4.2.2. SPECIFIC GOALS

Historically Disadvantaged individuals	80/20 Preference Points	Means of Verification
Black owned enterprise, Coloured or Indian	4	Full CSD Report
Disabled Individuals	2	Certified copy of Doctor's certificate with medical practice number
Women owned Enterprises	2	Full CSD Report
Youth owned Enterprises	2	Full CSD Report

1. DECLARATION

Bidders wishing to claim points for **Locality** and **Specific goals** must **indicate their points claimed by circling both tables above and then complete the following section.**

1.1 SPECIF GOALS CLAIMED IN TERMS OF PARAGRAPHS 4.2.1 AND 4.2.2

SPECIFIC GOALS: _____ (maximum of 10)

1.2 LOCALITY CLAIMED IN TERMS OF PARAGRAPH 1.4 AND 5.2

LOCALITY: _____ (maximum of 10)

TOKOLOGO LOCAL MUNICIPALITY

2. DECLARATION WITH REGARD TO COMPANY / FIRM

2.1 Name of company / firm: _____

2.2 Company registration number: _____

2.3 VAT registration number: _____

2.4 Type of company / firm:

- ☐ Partnership / Joint Venture / Consortium
- ☐ One-person business / sole propriety Close
- ☐ Corporation
- ☐ Public Company
- ☐ Personal Liability Company (Pty)
- ☐ Limited
- ☐ Non-Profit Company State
- ☐ Owned Company

2.5 MUNICIPAL INFORMATION

Municipality where business is situated: _____

Street address of business:

Registered municipal account number:

TOKOLOGO LOCAL MUNICIPALITY

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

- a) The information furnished is true and correct;
- b) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- c) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 5, the contractor may be required to furnish documentary proof to the satisfaction of the municipality that the claims are correct;
- d) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the municipality may, in addition to any other remedy it may have –
 - (a) disqualify the person from the tendering process;
 - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
 - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favorable arrangements due to such cancellation;
 - (d) recommend that the Bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any municipality for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
 - (e) forward the matter for criminal prosecution, if deemed necessary.

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

SURNAME AND NAME:

DATE:

ADDRESS:

.....

.....

DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Municipal Bidding Document must form part of all bids invited.
- 2 It serves as a declaration to be used by municipalities and municipal entities in ensuring that when goods and services are being procured, all reasonable steps are taken to combat the abuse of the supply chain management system.
- 3 The bid of any bidder may be rejected if that bidder, or any of its directors have:
 - a. abused the municipality's / municipal entity's supply chain management system or committed any improper conduct in relation to such system;
 - b. been convicted for fraud or corruption during the past five years;
 - c. willfully neglected, reneged on or failed to comply with any government, municipal or other public sector contract during the past five years; or
 - d. been listed in the Register for Tender Defaulters in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No 12 of 2004).
- 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 a company or person 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, www.treasury.gov.za, 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 of law outside the Republic of South Africa) for fraud or corruption during the past five years?	Yes <input type="checkbox"/>	No <input type="checkbox"/>

TOKOLOGO LOCAL MUNICIPALITY

4.3.1	If so, furnish particulars:		
Item	Question	Yes	No
4.4	Does the bidder or any of its directors owe any municipal rates and taxes or municipal charges to the municipality / municipal entity, or to any other municipality / municipal entity, that is in arrears for more than three months?	<input type="checkbox"/> 	<input type="checkbox"/>
4.4.1	If so, furnish particulars:		
4.5	Was any contract between the bidder and the municipality / municipal entity or any other organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	<input type="checkbox"/> 	<input type="checkbox"/>
4.7.1	If so, furnish particulars:		

CERTIFICATION

I, THE UNDERSIGNED (FULL NAME).....
CERTIFY THAT THE INFORMATION FURNISHED ON THIS
DECLARATION FORM 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

CERTIFICATE OF INDEPENDENT BID DETERMINATION

- 1 This Municipal Bidding Document (MBD) must form part of all bids¹ invited.
- 2 Section 4 (1) (b) (iii) of the Competition Act No. 89 of 1998, as amended, prohibits an agreement between, or concerted practice by, firms, or a decision by an association of firms, if it is between parties in a horizontal relationship and if it involves collusive bidding (or bid rigging).² Collusive bidding is a ~~pe se~~ prohibition meaning that it cannot be justified under any grounds.
- 3 Municipal Supply Regulation 38 (1) prescribes that a supply chain management policy must provide measures for the combating of abuse of the supply chain management system, and must enable the accounting officer, among others, to:
 - a. take all reasonable steps to prevent such abuse;
 - b. reject the bid of any bidder if that bidder or any of its directors has abused the supply chain management system of the municipality or municipal entity or has committed any improper conduct in relation to such system; and
 - c. cancel a contract awarded to a person if the person committed any corrupt or fraudulent act during the bidding process or the execution of the contract.
- 4 This MBD serves as a certificate of declaration that would be used by institutions to ensure that, when bids are considered, reasonable steps are taken to prevent any form of bid- rigging.
- 5 In order to give effect to the above, the attached Certificate of Bid Determination (MBD 9) must be completed and submitted with the bid:

¹ Includes price quotations, advertised competitive bids, limited bids and proposals.

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

CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid:

(Bid Number and Description)

in response to the invitation for the bid made by: TOKOLOGO LOCAL MUNICIPALITY

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

I certify, on behalf of: _____ that:

(Name of Bidder)

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

6. The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However communication between partners in a joint venture or consortium³ will not be construed as collusive bidding.
7. In particular, without limiting the generality of paragraphs 6 above, there has been no consultation, communication, agreement or arrangement with any competitor regarding:
 - (a) prices;
 - (b) geographical area where product or service will be rendered (market allocation)
 - (c) methods, factors or formulas used to calculate prices;
 - (d) the intention or decision to submit or not to submit, a bid;
 - (e) the submission of a bid which does not meet the specifications and conditions of the bid; or
 - (f) bidding with the intention not to win the bid.
8. In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications and conditions or delivery particulars of the products or services to which this bid invitation relates.
9. The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

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

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