

Nedbank Building, 63 Strand street, Private Bag PO Box 4390, Cape Town office, 8000 REQUEST FOR QUOTATION OF GOODS AND SERVICES:
NEDBANK BUILDING, 63 STRAND STREET, CAPE TOWN 8000

#### RFQ NO: DFFEQ 047 CPT OC SANAE CARGO CLEARENCE (2024/2025)

#### NOTE:

- Tenderers are required to use this Request For Quotation (RFQ) Form when quoting and include VAT per item (where applicable), and the quote must be on your company's letterhead, correct banking details should be also included on the quotation.
- Quotations received after the closing date and time will NOT be accepted for consideration.
- For quotes with a Rand value up to R50 000 000, the preference point system of **80/20** will apply, where **80** points will be for (Price) and **20** points will be for **Specific Goals** (Black, Women & Disability) in terms of section 2(1)(d) of the Preferential Procurement Policy Framework Act, 2000, (Act No 5 of 2000),
- Unless specifically stated by DFFE in the specification, all received prices must be firm until the required goods or services are
  delivered to the specified location. No price adjustment will be accepted, except for those that are subject to the rate of
  exchange
- For bidders to claim preference points, the following must be adhered to;
  - a. Submit a completed and signed SBD 6.1,
  - b. Submit a Medical Certificate/ completed Departmental Disability Claim Form signed by a medical practitioner with a practice number. (where applicable)
  - c. Submit the CSD report
- DFFE reserves the right to:
  - a. Perform due diligence during the evaluation of quotations on information submitted by tenderers
  - b. NOT to appoint any tenderer.
- Tenderers must Indicate delivery timelines and quotation expiry date (Unless otherwise stated on the quote, quotes will be deemed valid for a period of 30 days)
- Tenderers are required to duly complete and sign the SBD 4, and SBD 6.1 forms respectively,
- DFFE reserves the right to negotiate prices with the preferred tenderers in line with the legislative requirements.
- In a case where there are pictures on the specification, tenderers must note that those pictures are for illustration purposes and the same or equivalent brands will be accepted by the Department

DETAILS OF SUPPLIER (TO BE COMPLETED BY THE USER)										
SUPPLIER NAME:										
TEL NO:				FAX NO:						
CENTRAL SUPPLIER	DATABASE (CSI	O) NUMBER								
ATTENTION TO:										
DATE REQUESTED:		20/09/2024								
SERVICE/GOODS LOC	CATION	East Pier, V&A Water	erfront,8001							
SUBMIT A QUO	TATION TO THE	DEPARTMENT OF	FORESTR'	Y, FISHERIES,	, AND THI	E ENV	(IRON	IMEN	T	
ATTENTION TO:	Andiswa Charlie									
TEL NO:	021 4937149	4937149 <b>EMAIL A</b> I		DDRESS:	achalie@dffe,gov.za					
CC EMAIL ADDRESS: LMatiwane@dffe.gov.za										
CLOSING DATE: 4 October 2024			CLOSING	;	TIME	1	6	Н	0	0
(Quotations to be advertised for at least 5 days)										
MANDATORY REQUIREMENTS (YES/NO)				(to b	Proof Are comple			E)		
Professional registration:		NO								
Food Premises Certificate issued by the Municipality		NO								
	The above mandatory requirements will apply, and bidders' must submit the requested requirements indicated above with the RFQ documents at the closing date and time of the RFQ. Bidders who fail to comply with any of the									

mandatory requirements will be disqualified and not be evaluated further.

<sup>\*</sup>Any reference to words "Bid" or "Bidder" herein and/or in any other documentation shall be construed to have the same meaning as the words "Tender" or "Tenderer"



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NO	BRIEF DESCRIPTION OF ITEM(S)/ SERVICE(S) REQUIRED	UNIT OF ISSUE	QUANTITY OF ITEM(S)	AMOUNT (to be same as the quotation attached)
	QUOTATION IN RESPECT OF CUSTOMS CLEARING, FORWARDING, STEVEDORING AND/OR LOADING/OFF-LOADING FOR THE DEPARTMENT OF ENVIRONMENTAL AFFAIRS SANAE(ANTARCTICA) RELIEF VOYAGE.		1	
	PRELUDE: The Department of Forestry, Fisheries and the Environment is responsible for the management and logistical control of the South African research bases in Antarctica and the Sub Antarctic Islands, Marion and Gough.			
	SCOPE OF OPERATIONS The Department of Forestry, Fisheries and the Environment operates the polar research / supply vessel SA Agulhas II to re-supply the South African Antarctic Station SANAE IV (December to February+/-64day's) as well as stations based on Marion Island (April to May+/-34day's) then the Gough and Tristan da Cunha Islands (September to October +/-33days) with personnel (new team members) for the year, provisions and equipment, bulk fuel (Polar diesel & aviation fuel) then returning the previous team members, old food, waste and old/damaged/redundant equipment. The vessel also services the island of Tristan da Cunha as part of the Gough Island Lease agreement between South Africa and the UK government, carrying paying passengers and general cargo during the Gough Island relief voyage.			
	Prior to the departure: Clearing of all DFFE and the Affiliated Science group's cargo as per lists provided by DFFE:SO&AS (i.e. equipment, food supplies, kitchenware, cleaning material, stationery, medical supplies, fuel, batteries flammable chemicals etc.) to be loaded on the Departments vessel the SA Agulhas II. In emergency instances cargoes could be requested to be sent via <i>fixed wing aircraft</i> to Antarctica or any other vessel the department may secure some cargo space.			
	Prior to return: Clearing of all DFFE and the Affiliated Science group's cargoes (i.e. old/used equipment, old food, old/damaged kitchenware and other household items, waste medical supplies, wastepaper and plastics, waste glass, waste tins, general household and building waste, old flammable chemicals,			

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	old fuel, old batteries, etc.) to be off-loaded from the Departments vessel the SA Agulhas II.			
	The DFFE is responsible for managing the loading and off-loading process of all Cargoes even from other affiliated institutions such as the National Department of Public Works. All cargo lists will be made available prior to loading and/or off-loading.			
	NB. The SA Agulhas II is scheduled to depart for Antarctica 03 <sup>rd</sup> December 2024 and return date being 04 <sup>th</sup> February2024			
	To this end the following is required:			
1.1.a	Export Cargo Dues-General Break-bulk other than Machinery	per Tonne	60	
1.1.b	Export Cargo Dues-Machinery  I. Heavy Vehicle 6.2m in length x1  II. Heavy Vehicle 6m in length x2  III. Dozer Vehicle 6.2m in length x 1  IV. Heavy Vehicle 4.1m in length x2  V. Light Vehicle 3.1m in length x1  VI. Light Vehicle 2m in length x6	n/a	1	
1.2.a	Export 6m Containers	each	10	
1.2.b	Export 6m Empty Tank Container	each	1	
1.3	Shipping Order/Export	per Tonne	60	
1.4.a	Hazardous Export	per Tonne	20	
1.4.b	Hazardous Export Permit for the following:(60x 200L drums JetA1, 15 x 200L Petrol, 10 x 48Kg's Propane)	n/a	1	
2.1.a	Re Import Cargo Dues-General Break-bulk other than Machinery	per Tonne	45	
2.1.b	Re-Import Cargo Dues-Machinery  I. Heavy Vehicle 6.2m in length x1  II. Heavy Vehicle 6m in length x2  III. Dozer Vehicle 6.2m in length x 1  IV. Heavy Vehicle 4.1m in length x2  V. Light Vehicle 3.1m in length x1  VI. Light Vehicle 2m in length x6	n/a	1	

Batho pele- putting people first

Re Import 6m Containers	each	6	
Re Import 6m Tank Containers with sewerage waste	each	3	
Landing Order/Import	per Tonne	60	
Hazardous Import	per Tonne	8	
Outsourcing of Stevedores for Loading and Off-loading:			
<ul> <li>a. Foreman x 1,</li> <li>b. Forklift-Driver x 2,</li> <li>c. Gangway man x1,</li> <li>d. Labourers x 6</li> </ul>	per day	10	
Outsourcing of <b>Forklift for loading and off-loading</b> purposes with a minimum 4 tonne lifting capacity and forks with the maximum width of 13cm and at least 1.3m in length. This is important as our containers are specifically designed.	per day	10	
Outsourcing of Forklift for loading and off-loading with a lifting capacity of 18 tonne to manoeuvre our	per day	3	
Provide a tally clerk to ensure all cargo is safely loaded and or off-loaded on/off the vessel and daily	per day	10	
Provide Site Supervisor	per day	10	
Agency Fee Import &/or Export	per Import &/or Export	2	
Communication Fee Import &/or Export	per Import &/or Export	2	
Documentation Fee Import &/or Export	per Import &/or Export	2	
Customs Inspection Import &/or Export	per Import &/or Export	2	
SPECIAL CONDITIONS & NOTICES			
Service provider to provide proof of certification by SARS as a clearing agent in terms of section 64B of the Customs and Excise Act with full details of the certified clearing agent.			
The operational norm is 5 days for loading and 3 to 5 days for off-loading. The Department			
	Re Import 6m Tank Containers with sewerage waste  Landing Order/Import  Hazardous Import  Outsourcing of Stevedores for Loading and Off-loading:  a. Foreman x 1, b. Forklift-Driver x 2, c. Gangway man x1, d. Labourers x 6  Outsourcing of Forklift for loading and off-loading purposes with a minimum 4 tonne lifting capacity and forks with the maximum width of 13cm and at least 1.3m in length. This is important as our containers are specifically designed.  Outsourcing of Forklift for loading and off-loading with a lifting capacity of 18 tonne to manoeuvre our 6m containers within lifting reach of the mv SA Agulhas II.  Provide a tally clerk to ensure all cargo is safely loaded and or off-loaded on/off the vessel and daily tallies of cargo operations are reported to the DFFE warehouse official in charge of cargo operations.  Provide Site Supervisor  Agency Fee Import &/or Export  Communication Fee Import &/or Export  Customs Inspection Import &/or Export  SPECIAL CONDITIONS & NOTICES  Service provider to provide proof of certification by SARS as a clearing agent in terms of section 64B of the Customs and Excise Act with full details of the certified clearing agent.	Re Import 6m Tank Containers with sewerage waste  Landing Order/Import  Per Tonne  Hazardous Import  Outsourcing of Stevedores for Loading and Off-loading:  a. Foreman x 1, b. Forklift-Driver x 2, c. Gangway man x 1, d. Labourers x 6  Outsourcing of Forklift for loading and off-loading purposes with a minimum 4 tonne lifting capacity and forks with the maximum width of 13cm and at least 1.3m in length. This is important as our containers are specifically designed.  Outsourcing of Forklift for loading and off-loading with a lifting capacity of 18 tonne to manoeuvre our per day  6m containers within lifting reach of the mv SA Agulhas II.  Provide a tally clerk to ensure all cargo is safely loaded and or off-loaded on/off the vessel and daily tallies of cargo operations are reported to the DFFE warehouse official in charge of cargo operations.  Provide Site Supervisor  Agency Fee Import &/or Export  Communication Fee Import &/or Export  Documentation Fee Import &/or Export  Customs Inspection Import &/or Export  Per Import &/or Export  SPECIAL CONDITIONS & NOTICES  Service provider to provide proof of certification by SARS as a clearing agent in terms of section 648 of the Customs and Excise Act with full details of the certified clearing agent.	Re Import 6m Tank Containers with sewerage waste  Landing Order/Import  Per Tonne  B  Cutsourcing of Stevedores for Loading and Off-loading:  a. Foreman x I, b. Forklift-Driver x 2, c. Gangway man x I, d. Labourers x 6  Cutsourcing of Forklift for loading and off-loading purposes with a minimum 4 tonne lifting capacity and forks with the maximum width of 13cm and at least 1.3m in length. This is important as our containers are specifically designed.  Cutsourcing of Forklift for loading and off-loading with a lifting capacity of 18 tonne to manoeuvre our 6m containers within lifting reach of the my SA Agulhas II.  Provide a tally clerk to ensure all cargo is safely loaded and or off-loaded on/off the vessel and daily 18 tallies of cargo operations are reported to the DFFE warehouse official in charge of cargo operations.  Provide Site Supervisor  Agency Fee Import &/or Export  Communication Fee Import &/or Export  Documentation Fee Import &/or Export  Customs Inspection Import &/or Export  SPECIAL CONDITIONS & NOTICES  Service provider to provide proof of certification by SARS as a clearing agent in terms of section 648 of the Customs and Excise Act with full details of the certified clearing agent.

	however reserves the right to amend the number of days, (increase or reduce) as per its operational requirement.		
C.	All Cargo lists will be provided 5 days prior to departure and arrival of vessel.		
d.	Cargo release documentation to be provided prior to voyage departure and/or arrival of vessel.		
e.	Proof of payments of 3rd party costs incurred such Transnet invoices for cargo dues, shipping orders, etc., inspections and stevedoring and any other that may be applicable, should be provided on submission of invoice.		
f.	Please note that all supplies are of no commercial value as it is not resold and only for use by scientists and the expeditioner's who remain for the year on the Island.		
g.	The Department has specifically designed containers (empty they weigh about 500kg) wherein most of the goods are transported in. (considered as break-bulk cargo)		
h.	Ensure that copies of all the appropriate licences for operators and the Forklift machine are readily available.		
i.	The services provided should be in-line with COVID-19 protocols as per National Government guidelines and any additional COVID-19 measures implemented by the DFFE should the need arise.		
		TOTAL AMOUNT (Excl. 15% VAT)	R
		TOTAL VAT 15%	R
	TOTAL AMOU	JNT (incl. 15% VAT for VAT Vendors)	R
Note: A	Il delivery costs and all applicable taxes, includes value- added tax, pay-as-you-earn, income tax, unemployment insurance fund	contributions, and skills development	
evies r	nust be included in the bid price, for delivery at the prescribed destination.		
	e service provider must submit a valid quotation as per the above guideline on his/ her letterhead reflecting the item descriptions;	validity; banking details; contact	
ietails	and CSD MAAA number.		

## **BIDDER'S DISCLOSURE**

### 1. PURPOSE OF THE FORM

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

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

## 2. Bidder's declaration

- 2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest1 in the enterprise, employed by the state?

  YES/NO
- 2.1.1 If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in table below.

Full Name	Identity Number	Name of institution	State

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

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

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

2.2.1	If so, furnish particulars:				
2.3	Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract?  YES/NO				
2.3.1	If so, furnish particulars:				
3	DECLARATION				
	I, the undersigned, (name)				
3.1 3.2	I have read and I understand the contents of this disclosure; I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect:				
3.3	disclosure is found not to be true and complete in every respect; 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 consortium2 will not be construed as collusive bidding.				
3.4	In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.				
3.4	The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.				
3.5	There have been no consultations, communications, agreements or				

arrangements made by the bidder with any official of the procuring

<sup>2</sup> Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

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

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

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

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

Signature	Date
Position	Name of bidder

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

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

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

#### 1. GENERAL CONDITIONS

- 1.1 The following preference point systems are applicable to invitations to tender:
  - the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
  - the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

## 1.2 To be completed by the organ of state

(delete whichever is not applicable for this tender).

- a) The applicable preference point system for this tender is the 90/10 preference point system.
- b) The applicable preference point system for this tender is the 80/20 preference point system.
- c) Either the 90/10 or 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.
- 1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:
  - (a) Price; and
  - (b) Specific Goals.

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

The maximum points for this tender are allocated as follows:

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

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

#### 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 OR 90/10 PREFERENCE POINT SYSTEMS

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

$$Ps = 80\left(1 - \frac{Pt - Pmin}{Pmin}\right)$$
 or  $Ps = 90\left(1 - \frac{Pt - Pmin}{Pmin}\right)$ 

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 or 90 points is allocated for price on the following basis:

$$80/20$$
 or  $90/10$   $Ps = 80\left(1+rac{Pt-P\,max}{P\,max}
ight)$  or  $Ps = 90\left(1+rac{Pt-P\,max}{P\,max}
ight)$ 

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmax = 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 tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:
- 4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—
  - (a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or
  - (b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,

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

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

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

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 system) (To be completed by the organ of state)	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (90/10 system) (To be completed by the tenderer)	Number of points claimed (80/20 system) (To be completed by the tenderer)
more than 50% (fifty percent) ownership by Black people	10	20		
more than 50% (fifty percent) ownership by Women	10	20		
more than 50% (fifty percent) ownership by people with disabilities	10	20		

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

4.3.	Name of company/firm					
4.4.	Company registration number:					
4.5.	TYPE OF COMPANY/ FIRM					
	<ul> <li>□ Partnership/Joint Venture / Consortium</li> <li>□ One-person business/sole propriety</li> <li>□ Close corporation</li> <li>□ Public Company</li> <li>□ Personal Liability Company</li> <li>□ (Pty) Limited</li> <li>□ Non-Profit Company</li> <li>□ State Owned Company</li> <li>[TICK APPLICABLE BOX]</li> </ul>					

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

- i) The information furnished is true and correct;
- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
- iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have
  - (a) disqualify the person from the tendering process;
  - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
  - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
  - (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the audi alteram partem (hear the other side) rule has been applied; and
  - (e) forward the matter for criminal prosecution, if deemed necessary.

	SIGNATURE(S) OF TENDERER(S)
SURNAME AND NAME:	
DATE:	
ADDRESS:	