



RFQ Number	PR0827
Description : Supply and delive	ery of Batteries.

Date of advertisement:		30 March 2023
Closing date:		06 April 2023
Closing time:		11:00 am
Compulsory briefing meeting	date (if applicable)	N/A
Quotations must be deposite	d in bid box at:	Email
Transportation House		OMalatsi@mbus.joburg.org.za
1 Raikes road		
Braamfontein, 2001		
Procurement Enquiries	OMalatsi@mbus.joburg.org.za	Tel: 011 403 4300
Technical Enquiries	Xolani Ntuli	Tel: 011 403 4300

Legal Name:
Trading as:
Postal Code
Name:
Telephone:
Cell phone:
E-mail address:





PRICING SCHEDULE - FIRM PRICES

Bi	Bidder's Name:		
•	Metrobus is not bound to accept the lowest or any quotation and reser quotation and to award the bid to more than one bidder.	ves the right to accept th	ne whole or any part of a
•	Offers to be valid for 60 days from the closing date of bid and no secon the final goods to be delivered by the bidder.	nd-hand/refurbished mat	terials/parts may be used in
•	Only firm prices will be accepted. Non-firm prices (including prices s considered in cases where different delivery points influence the prici for each delivery point.		
•	Do you intend to subcontract more than 25% of the work?		
	(Tick applicable box)		YES NO
•	If the answer is YES , indicate the name of the subcontractor to be sub-contracted% and attach the BBBEE certificate or		, the percentage
•	The quotation will be evaluated on 80/20 preference point system in lin	ne with PPPFA Regulation	ons, 2017.
•	A bidder must submit proof of its B-BBEE status level of contributor to certified certificate (not older than 3 months) or sworn affidavit.	to be awarded preferen	ce points, attach original or
•	For quotations above R30 000, the bidder should submit the municipa agreement or an affidavit if they do not own or lease a property.	l account for the compar	ny and all directors or lease
•	B-BBEE Status Level of Contribution (preference points, ma	aximum 20)	-
•	Other than completing the pricing schedule below, a bidder sh letterhead or logos.	ould submit the quot	ation on their company's
SC	SCHEDULE OF PRICES/ RATES:		
	Quotation Description: Supply and delivery of Batteries.		
	Sub Total Price	R	
		R	
	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	R	





MBD 4 DECLARATION OF INTEREST

- 1. No bid will be accepted from persons in the service of the state¹.
- 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.

3	In order to give effect to the above, the following questionnaire must be completed and submitted with the bid
	3.1 Full Name of Owner of the Bidding Entity:
	3.2 Identity Number if applicable:
	3.3 Position occupied in the Company (director, trustee, shareholder²):
	3.4 Company Registration Number:
	3.5 Tax Reference Number:
	3.6 VAT Registration Number:
3.8	Are you presently in the service of the state? (Tick applicable box)
3.8.1	If yes, furnish particulars.
3.9	Have you been in the service of the state for the past twelve months? (Tick applicable box) YES NO
3.9.1	If yes, furnish particulars
	Do you have any relationship (close family member, partner or associate) with persons in the se of the state and who may be involved with the evaluation and or adjudication of this bid?
	(Tick applicable box) YES NO I lf yes, furnish particulars

3.11 Are you aware of any relationship (close family member, partner or associate) between any other bidder and any





•	Full Name	Identity Number	State Employee Number	
	Full details of directors / trustees / m	nembers / shareholders. (Attach for addi	tional members)	
3.14.	1 If yes, furnish particulars:			
		(Tick applicable box)	YES NO	
	•	s, managers, principle shareholders, or usiness whether or not they are bidding		/ have a
3.13.	1 If yes, furnish particulars			
0.40	416 6 11 01	(Tick applicable	, 120 110	_
	Are any spouse, child or parent of the vice of the state?	e company's directors trustees, manage		stakeho ¬
	•			
3 12	1 If ves, furnish particulars]
	in the corrido of the state.	(Tick applicable	box) YES NO]
3.12	Are any of the company's directors, truin the service of the state?	ustees, managers, principle shareholder	rs or stakeholders	
3.11.	1 If yes, furnish particulars			_
		(Tiok applicable box	YES NO	-
		(Tick applicable box		

¹MSCM 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.
- ² Shareholder" means a person who owns shares in the company and is actively involved in the management of the company or business and exercises control over the company





DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS (MBD 6.2)

Metrobus promotes local production and content in line with Preferential Procurement Regulations, 2017.

Therefore, recommended service providers who respond to our RFQ that requires a minimum stipulated threshold in relation to a designated sector will be required to comply with the minimum stipulated threshold and sign the declaration certificate for local content.

Local content minimum threshold is non-negotiable and no correspondence will be entered into regarding compliance.

Metrobus reserves the right to increase the threshold above the stipulated minimum threshold.

This Municipal Bidding Document (MBD) must form part of all bids invited. It contains general information and serves as a declaration form for local content (local production and local content are used interchangeably).

Before completing this declaration, service providers must study the General Conditions, Definitions, Directives applicable in respect of Local Content as prescribed in the Preferential Procurement Regulations, 2017 and the South African Bureau of Standards (SABS) approved technical specification number SATS 1286:2011.

The stipulated minimum threshold(s) f Supply and delivery of	or local production	n and cont	tent are as	follows:	
Description of services, works or goods	Stipulated minimum threshold	complied		nimum thr	eshold will be
	80%	Yes		No	
				•	

2. Does any portion of the services, works or goods offered have any imported content?

(Tick applicable box)
YES NO

2.1. If yes, the service provider may not be considered for appointment.





3. DECLARATION CERTIFICATE

DECLARATION CERTIFICATE	
IN RESPECT OF RFQ NO	
ISSUED BY: METROBUS	
The obligation to complete, duly sign and submit this declaration carepresentative, auditor or any other third party acting on behalf of the	
I, the undersigned,	
of	
(a) The facts contained herein are within my own personal knowledge	ge.
(b) I have satisfied myself that	
(i) the goods/services/works to be delivered in terms of the all local content requirements as specified.	pove-specified RFQ comply with the minimum
(c)The local content percentages (%) indicated below has been calc SATS 1286:2011.	culated using the formula given in clause 3 of
Bid price, inclusive of Vat	R
Local content %	
Imported content %	
(d) I accept that the Procurement Authority / Municipality / Municipality content be verified in terms of the requirements of SATS 1286:2011.	I Entity has the right to request that the local
(e) I understand that the awarding of the bid is dependent on the application. Calso understand that the submission of incorrect data, of described in SATS 1286:2011, may result in the Procurement Author or all of the remedies as provided for in Regulation 13 of the promulgated under the Preferential Policy Framework Act (PPPFA), 2	or data that are not verifiable as rity / Municipal / Municipal Entity imposing any Preferential Procurement Regulations, 2011
SIGNATURE: DATE	i:
WITNESS No. 1 DATE	i:
WITNESS No. 2 DATE	i:





METROBUS

REQUEST FOR QUOTATION (RFQ)

													SA	TS 1286.2011
							Annex	κ C						
				Loc	al Conte	ent Dec	laration	- Sum	mary Sc	hedule				
)	Tender No							<					Note: VAT	
	Tender de	· ·											excluded	from all
	_	d product(s)							V					
	Tender Au	Entity name:												
		change Rate:	Pula		EU		GBP	V						
		ocal content %	Tula				GBI							
	- простисы				Calc	ulation o	f local con	tent				Tender	summary	
	Tender item no's	List of ite	ems	Tender price - each (excl VAT)	Exempte d imported value	Tender value net of exempte d imported content	Imported value	Local value	Local content % (per item)		Tender Qty	Total tender value	Total exempte d imported content	Total Imported content
	(C8)	(C9)		(C10)	(C11)	(C12)	(C13)	(C14)	(C15)		(C16)	(C17)	(C18)	(C19)
									(C20)) Total ten	der value	R O		
	Signature	of tenderer fron	n Annex B							Total Exem			R O	
							(C22)	<i>Total</i> Ten		et of exem				
											· · · · · · · · · · · · · · · · · · ·		ed content	R 0
											(C24) Total lo	al content	R 0
	Date:									(C25) Ave	erage local	content %	of tender	





DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES (MBD8)

- 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. wilfully 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. (tick applicable box).

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?	Yes	No
	(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</i> partem rule was applied).		
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)?	Yes	No 🗀
	(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).		
4.2.1	If so, furnish particulars:		





		Capacity Name of B	idding Entity		
		Signature Date			
	CEPT THA FALSE.	AT THE STATE AND/OR THE EMM MAY ACT AGAINST M	IE SHOULD THIS DECLARA	ATION PR	OVE TO
CER	TIFY THA	AT THE INFORMATION FURNISHED ON THIS DECLARAT	ION FORM IS CORRECT.		
I, TH	IE UNDEF	RSIGNED (NAME)			
		CERTIFICATION			
	4.7.1	If so, furnish particulars:			
	4.5	Was any contract between the bidder and the municip any other organ of state terminated during the past fix failure to perform on or comply with the contract?		Yes	No 🗌
	4.4.1	If so, furnish particulars:			
	4.4	Does the bidder or any of its directors owe any municipal municipal charges to the municipality / municipal entity, o municipal entity, that is in arrears for more than three more	or to any other municipality /	Yes	No
	Item	Question		Yes	No
	4.3.1	If so, furnish particulars:			
	4.3	Was the bidder or any of its directors convicted by a court of law outside the Republic of South Africa) for during the past five years?		Yes	No





MBD 9 CERTIFICATE OF INDEPENDENT BID DETERMINATION (MBD 9)

- 1. This Form "I" 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
- 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 Form "I" 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 must be completed and submitted with the bid:

CERTIFICATE OF INDEPENDENT BID DETERMINATION (MBD 9)

that:

- 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.
- 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	
Full Names of Person Representing Company	Position in Company	





CONSENT AND ACKNOWLEDGMENTS IN TERMS OF THE PROTECTION OF PERSONAL INFORMATION ACT 2013 (POPI)

This section sets out how personal information will be collected, used and protected by Metrobus SOC hereinafter referred to as "Metrobus", as required by the Protection of Personal Information Act. The use of the words "the individual" for the purposes of this document shall be a reference to any individual (bidder) communicating with Metrobus and/or concluding any agreement, registration or application, with the inclusion of each of those individuals referred to or included in terms of such agreement, registration or application.

1. What is personal information?

The personal information that Metrobus requires relate to names and surnames, birth dates, identity numbers, passport numbers, demographic information, education information, occupation information, health information, addresses, memberships, and personal and work email and contact details.

2. What is the purpose of the collection, use and disclosure (the processing) of personal information?

Metrobus is legally obligated to collect, use and disclose personal information for the purposes of:

- Reporting initiatives to the City of Johannesburg Municipality;
- reporting to National Treasury all contracts awarded;
- obtaining information related to Tax Compliance information from SARS:
- Verifying information on the National Treasury database of defaulters;
- evaluating and processing applications for registration on the database;
- compiling statistics and other reports;
- providing personalised communications;
- •for the purpose of audits
- complying with the law; and/or
- •for a purpose that is ancillary to the above. Personal information will not be processed for a purpose other than what is identified (the purpose) above without obtaining consent beforehand.
- 3. How will Metrobus process personal information?

Metrobus will only collect personal information for the purpose as stated above. Information will be collected in the following manner:

- directly from the individual;
- •from service providers who provided with services or goods to Metrobus;
- •from Metrobus own records relating to previous supply of services or goods; and/or
- •from a relevant public or equivalent entity.
- 4.To whom will personal information be disclosed?

The personal information may be disclosed to other relevant public or other entities on whose behalf we act as intermediaries, other third parties referred to above in relation to the purpose or who are sources of personal information,





service providers such as professional bodies who operate across the borders of this country (transborder flow of information) where personal information must be sent in order to provide the information and/or services and/or benefits requested or applied for. In the event of another party/ies acquiring all of or a portion of Metrobus' mandate or functions, personal information will be disclosed to that party but they will equally be obliged as we are, to protect personal information in terms of this policy and the law.

5. Consent and Permission to process personal information:

I hereby agree with the policy and provide authorisation to Metrobus to process the personal information provided for the purpose stated:

- •I understand that withholding of or failure to disclose personal information will result in Metrobus being unable to perform its functions and/or any services or benefits I may require from Metrobus.
- •Where I shared personal information of individuals other than myself with Metrobus I hereby provide consent on their behalf to the collection, use and disclosure of their personal information in terms of this personal information policy and I warrant that I am authorised to give this consent on their behalf.
- •To this end, I indemnify and hold Metrobus not responsible in respect of any claims by any other person on whose behalf I have consented, against Metrobus should they claim that I was not so authorised.
- •I understand that in terms of POPIA and other laws of the country, there are instances where my express consent is not necessary in order to permit the processing of personal information, which may be related to police investigations, litigation or when personal information is publicly available.
- •I will not hold Metrobus responsible for any improper or unauthorised use of personal information that is beyond its reasonable control.

6. Rights regarding the processing of personal information:

- The individual may withdraw consent to the processing of personal information at any time, and should they wish to do so, must provide Metrobus with reasonable notice to this effect. Please note that withdrawal of consent is still subject to the terms and conditions of any contract that is in place. Should the withdrawal of consent result in the interference of legal obligations, then such withdrawal will only be effective if Metrobus agrees to same in writing. Metrobus specifically draws to the attention that the withdrawal of consent may result in it being unable to provide the requested information and/or services and/or financial or other benefits.
- In order to withdraw consent, please contact the Metrobus Information Officer/SCM
- A copy of the full Metrobus policy is available
- Individuals are encouraged to ensure that where personal information has changed in any respect to notify Metrobus so that our records may be updated. Metrobus will largely rely on the individual to ensure that personal information is correct and accurate.
- The individual has the right to access their personal information that Metrobus may have in its possession and are entitled to request the identity of which third parties have received and/or processed personal information for the purpose. Please note however, that any request in this regard may be declined if:
- -the information comes under legal privilege in the course of litigation,





- -the disclosure of personal information in the form that it is processed may result in the disclosure of confidential or proprietary information,
- -giving access may cause a third party to refuse to provide similar information to Metrobus,
- -the information was collected in furtherance of an investigation or legal dispute, instituted or being contemplated,
- -the information as it is disclosed may result in the disclosure of another person's information,
- -the information contains an opinion about another person and that person has not consented, and/or
- -the disclosure is prohibited by law.
- 7. Queries relating to breach of personal information:
- Please submit queries relating to the breach of personal information to the Metrobus' information officer and SCM in writing as soon as the breach is discovered.

Signature:	Date:
Name and Surname :	Designation/ Capacity :

Mandatory Requirements

- Registration with CSD
- BEE
- Tax Compliance
- Municipal rates and taxes account for the company and all directors not older than three (3) months and not over 90 days in arrears (proof of payment /arrangement made with the municipality to settle arrears), or signed lease agreement in case where bidders do not own or rent a property then an affidavit should be provided.





FORM "E"

SPECIFICATION /SCOPE OF WORK/TERMS OF REFERENCE

REQUEST FOR A QUOTATION - Supply and delivery of Batteries as follows: -

No.	Quantity	Description	Unit price	Total Price
1.	40	BATTERY 12 VOLT 691		
		Sub-Total		

Sub-Total		
Vat @15%		
Grand Total		





Evaluation Criteria

In line with the Preferential Procurement Regulations, 2022, all procurements above R30 000 will be evaluated on **80/20** preference point system with the following specific goals:

- a) an EME or QSE which is at least 51% owned by black people = 10 points
- b) an EME or QSE which is at least 51% owned by black people who are women = 5 points
- c) an EME or QSE which is 51% owned by black people living in rural or underdeveloped areas or townships = 5 points.

A maximum of 20 points may be awarded to a tenderer for the specific goal specified for this RFQ. The points scored for the specific goal will be added to the points scored for price and the total will be rounded off to the nearest two decimal places.

The highest scoring bidder would be recommended, however Metrobus reserves the right not to award to the highest scoring bidder.

Points can be claimed by ticking the appropriate box below: Metrobus will verify the information on the National Treasury's CSD report. Failure to claim points may results to zero (0) point being awarded.

SPECIFIC GOALS	MAIXIMUM POINTS	TICK WITH (X / v) POINTS CLAIMED
EME or QSE which is at least 51% owned by black people	10	
EME or QSE which is at least 51% owned by black people who are women	5	
EME or QSE which is 51% owned by black people living in rural or underdeveloped areas or townships	5	





Checklist

Checklist documents and requirements should be submitted or attached as failure to do so may lead to disqualification.

Documents required to be attached :-	Attached	
	Yes	No
Quotation on company letter head.		
Valid certified BBBEE certificate or affidavit.		
Vaild Tax Clearance certificate		
CSD registration number to be filled in on the front page of RFQ in clear handwritten		
Completed RFQ:		
Municipal account not in arrears for more than 90 days for all directors appearing on CSD report or lease agreement if leasing a property or affidavit if the directors are nether leasing nor own a property. Municipal account not in arrears for more than 90 days for the company with address appearing CSD Report or lease agreement if leasing a property or affidavit if the		
company are nether leasing nor own a property.		
Local content declaration		
Is this supplier a VAT Vendor?		
Relevant Certificates required		