2nd Floor, Block B Lakefield Office Park, 272 West Avenue, Die Hoewes, Centurion, 01574, Tel: +27 012 748 1000

VAT No.: 496 026 5751

RFQ NUMBER:	**RFQ002102026**
CLOSING DATE:	**12 November 2026**
CLOSING TIME	**16:00 PM**
DESCRIPTION OF BID:	Terms of Reference for a software solution to support Enterprise Risk Management, together with its implementation, configuration, data migration, training, documentation, and support. SE

- Proposals must be submitted by email by no later than 16h00pm on **12 November 2026.**
- Only proposals submitted by email to: rfq@sanac.org.za will be accepted and reviewed– no late proposals will be reviewed.
- Please use the reference "**Software solution to support Enterprise Risk Management"** in the email subject line.
- Address to be put on the Quote: SANAC, Second Floor, Block B, Lakefield Office Park, 272 West Avenue, Centurion, Pretoria, VAT no: 496 026 5751

Terms of Reference (ToR) for a software solution to support Enterprise Risk Management, together with its implementation, configuration, data migration, training, documentation, and support.

1. Background

The South African National AIDS Council (SANAC) is a multi-sectoral body established to coordinate South Africa's response to HIV, Tuberculosis (TB) and Sexually Transmitted Infections (STIs). The South African Country Coordinating Mechanism (CCM), hosted by SANAC Trust, is responsible for coordinating the development, consultation and submission of funding requests to the Global Fund to Fight AIDS, Tuberculosis and Malaria and overseeing the implementation of Global Fund grants.

SANAC Trust requires an integrated system that supports Enterprise Risk Management processes across the organization and to replace the fragmented and manual risk management practices.

The proposed solution must support risk identification, assessment, treatment, monitoring, reporting, assurance activities, and AI-assisted risk management capabilities within a structured and controlled environment.

To support the development of this solution, the SANAC Trust invites proposals from suitably qualified and experienced service providers for the supply/development, implementation, and ongoing support of a Risk Management Solution (“the Solution”), as described in these Terms of Reference (ToR).

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2. Purpose of the Assignment

The purpose of this procurement is to acquire and implement a Risk Management Solution that enables SANAC Trust to identify, assess, treat, monitor, and report on its risks in a single, structured environment, replacing fragmented or manual arrangements.

The specific objectives of the assignment are to:

- Establish a centralised, structured risk register aligned to ISO 31000.
- Enable consistent risk assessment against defined risk criteria (likelihood, impact, and tolerance).
- Record the controls and treatment actions that manage each risk, and their effectiveness.

- Provide management and the governance structures with clear, timely risk reporting and dashboards.
- Improve accountability through clear risk ownership, workflow, and an audit trail.
- Leverage embedded AI assistance to strengthen risk identification and assurance, under human oversight.
- Implement, configure, and embed the Solution, including data migration, training, and documentation.
- Provide ongoing support and maintenance for the contract period.

3. Scope of Work

The scope of this assignment comprises the following components. Bidders must address all components in their proposals.

Component	Description
Solution licensing / subscription	Provision of the Risk Management Solution for SANAC Trust's users, whether by licence or subscription (SaaS), for the contract period.
Implementation and configuration	Installation or provisioning, and configuration of the Solution to SANAC Trust's structure, risk framework, and criteria.
Data migration	Migration of SANAC Trust's existing risk information (for example current risk registers) into the Solution.
Training	Training of administrators and end users to operate the Solution effectively.
Documentation	Provision of user, administrator, and technical documentation.
Support and maintenance	Ongoing technical support, maintenance, and updates for the contract period, under a service-level agreement.

4. Deliverables

#	Description of Deliverable	Payment
1	An inception report outlining the project charter, stakeholder engagement approach, workplan, timelines, quality assurance process and risk mitigation measures for the assignment.	**25%**
2	A configured, operational Risk Management Solution deployed to the agreed environment. Migrated and validated risk data.	**35%**
3	User acceptance testing results and sign-off.	**40%**
4	Training sessions and training materials for administrators and users.	
5	User manual(s), an administrator guide, and technical / architecture documentation.	
6	A signed service-level agreement for support and maintenance. Ongoing support, maintenance, and updates for the contract period.	

Specific timelines for each deliverable will be agreed during the inception phase and incorporated into the service provider contract.

5. Duration, Reporting and Administrative Arrangements

- The implementation will be undertaken over the period November – 10 December 2026. The support period will be renewable annually subject to approval.
- The service provider will report to **Senior Manager : Risk and Compliance** during the implementation of the solution.
- Payments will be made upon satisfactory completion and approval of agreed deliverables in accordance with the payment schedule outlined in these Terms of Reference.

6. Pricing schedule

The table below must be completed and signed by the bidder's authorised personnel. The total price must be inclusive of Value-Added Tax (VAT) and quoted in South African Rand (ZAR).

Deliverables	Year 1
Software Implementation / installation fee	R

Licence fees per annum (3 users)	R
Introductory / Foundation Training for 3 Users	R
Sub-total	R
Total Inclusive of VAT	R

Prices must remain valid **for 90 days** from the closing date. Bidders must quote in every open cell above. Support and maintenance must not be priced as a separate line — it is included in the annual licence fee as noted.

Provide records to prove that the software is legally owned, securely built, and compliant with industry standards.

7. Applications will be evaluated using the following criteria:

The RFQ will be evaluated in 3 stages as mentioned below:

- Stage 1: SCM Administrative requirements.
- Stage 2: Phase1: Technical / Functional evaluation. Phase2: Presentation
- Stage 3: Price and BEE.

7.1 Stage 1: SCM Compliance requirements

Bidders must provide the following documents:

Requirement	Evidence Required
CSD Registration	Recent CSD Registration Report
Tax Compliance	SARS Tax Compliance PIN or Tax Compliance Status Verification
B-BBEE Status	Valid B-BBEE Certificate or Sworn Affidavit,if applicable
SBD Forms	Completed and Signed SBD Forms
Pricing Schedule	Completed Pricing Schedule, bidder must also provide a quotation on their letterhead.

7.2 Stage 2: Phase 1: Technical / functionality evaluation

The proposals will be evaluated on functionality. An evaluation panel will allocate points in respect to functionality according to the criteria set out in the functionality table. **Verbal presentation will form part of the second stage; it will be expected of all the qualifying bidders to give verbal presentations on their proposals.**

Bidders must obtain the **Minimum points of 40 out of 60** on **Technical Evaluation** to be shortlisted for Presentations. Presentations require **Minimum points of 30 out of 40**. Bidders who obtained a **Total Minimum point of 70 out of 100** on functionality and presentation will be evaluated on Price & BBBEE

Technical Evaluation Criteria

Description	Weight Outline	Weight
Experience and capacity organization: Bidder's reliability, experience, reputation and long-term sustainability	• If the bidder has been providing the risk systems for 5 years and above. = 20 • If the bidder has been providing the risk systems for between 3 to 4 years = 10 • If the bidder has been providing the risk system for between 0 to 2 years. = 0	**20**
Written and contactable references: The Bidder must provide three (3) or more relevant contactable reference letters as evidence of similar assignments undertaken.	• 3 and above positive reference letters attached = 10 • 2 positive reference letters attached = 5 • 1 positive reference letter attached = 2 • No reference letter attached = 0	**10**
Experience of the Project Leader: Bidder to provide CV demonstrating the experience, qualifications and capacity of the Project Leader. (Copies of qualifications required)	• Project Leader with Degree in IT (Related field) and related competency certificates with more than 5 years' experience in similar projects = 10 • Project Leader with Degree in IT (Related field) with less than 5 years' experience in similar projects = 5 • No CV of Project leader attached / no experience/ no qualification attached/qualification not relevant = 0	**10**
Experience of project technical team: Bidder to provide CV demonstrating the experience, qualifications and capacity of the technical team. (Copies of qualifications required)	• 2 or more certified technicians with more than 5 years' experience on similar projects = 5 • 1 certified technician with more than 5 years' experience on similar projects = 3 • Certified technician with less than 5 years' experience on similar projects = 2	**5**

	• No certified technicians / CV not attached / qualification not attached = 0	
Project Implementation Plan: The implementation plan should address the following minimum requirements: • **Initiation:** Define the vision, scope, and key stakeholders. • **Planning:** Gather requirements, estimate budgets, and the timeline. • **Design:** Create the system architecture and UI/UX wireframes. • **Development:** Setup environments, write code in sprints, and integrate APIs. • **Testing:** Run security, performance, and user acceptance tests to fix bugs. • **Deployment:** Migrate data, train users, and launch to production. • **Maintenance:** Monitor live systems, patch security issues, and gather feedback.	• The project plan submitted addresses all the stated minimum requirements = 15 • The project plan addressees 80% of the minimum requirements = 10 • Project plan addresses less than 80% of the minimum requirements = 2 • No project implementation plan attached = 0	**15**
TOTAL FOR FUNCTIONAL PRE-QUALIFICATION CRITERIA.		**60**
Grand Total: 60		
Minimum cut-off point: 40		
PHASE 2: Presentation (Live Demonstration)		**40**
Demonstration of the system as per the requirements indicated below…		
A total of 40 points are allocated for presentation.		
Only bidders who passed the cut-off of 30 /40 in Phase 2 will be evaluated further for price and BBBEE.		
TOTAL FUNCTIONALITY PHASE ONE and PHASE TWO		**100**

Stage 2: Phase 2: Presentations (Live Demonstration)

Description	Weight Outline	Weight
Risk framework and organisational context: • The Solution must support risk management aligned to the principles of ISO 31000. • The Solution must allow SANAC Trust to define its organisational context (internal and external context, strategic objectives, and stakeholders) to frame its risks • The Solution must allow SANAC Trust to define its risk criteria — the likelihood and impact scales and the tolerance thresholds that determine risk ratings. • The Solution must support risk categorisation using a configurable set of risk categories.	1 point = Addressed poorly 2 points = Addressed but with limitations 3 points = Addressed adequately 4 points = Adequately addressed with advanced understanding in some areas 5 points = Extensively addressed	**5**
Risk register and assessment: • The Solution must provide a central risk register in which risks are captured with, at minimum, a title, description, category, and owner. • The Solution must support assessment of each risk for likelihood and impact, and must calculate a risk rating from these against the defined criteria. • The Solution must distinguish inherent risk (before controls) from residual risk (after controls). • The Solution must present risks in a prioritised view (for example a risk matrix or heat map) reflecting their ratings. • The Solution must maintain a history or audit trail of changes to each risk. • The Solution must provide AI-assisted risk identification embedded in the risk-capture workflow, proposing candidate risks derived from the organisational context and structure for the user to review and accept or reject. • The Solution should support the risk-management process stages (identification,	1 point = Addressed poorly 3 points = Addressed but with limitations 5 points = Addressed adequately 10 points = Adequately addressed with advanced understanding in some areas 15 points = Extensively addressed	**15**

analysis, evaluation, and treatment) so progress can be tracked.		
Controls, treatment, and assurance: • The Solution must allow controls to be recorded against risks, including a description and an indication of each control's effectiveness. • The Solution must allow risk treatment or action plans to be recorded, with responsible owners and target dates. • The Solution must distinguish controls in place from planned treatment actions. • The Solution should support the linking of risks to assurance activities (for example internal audit coverage) to give a combined view of how risks are assured. • The Solution must provide AI-assisted extraction of findings or issues from assurance documents (for example external audit or review reports), integrated into the assurance workflow, with each extracted item presented to the user for review, adjustment, and confirmation.	1 point = Addressed poorly 2 points = Addressed but with limitations 3 points = Addressed adequately 4 points = Adequately addressed with advanced understanding in some areas 5 points = Extensively addressed	**5**
Reporting and dashboards: • The Solution must provide dashboards summarising SANAC Trust's risk profile, including risk ratings and distribution. • The Solution must provide reporting suitable for management and governance structures (for example EXCO, Audit and Risk Committee and the Board). • The Solution must allow risk information to be exported (for example to PDF or spreadsheet) for reporting. • The Solution should show risk posture over time or support periodic reporting cycles.	1 point = Addressed poorly 2 points = Addressed but with limitations 3 points = Addressed adequately 4 points = Adequately addressed with advanced understanding in some areas	**5**

	5 points = Extensively addressed	
• **Workflow, ownership, and collaboration:** The Solution must support the assignment of risks and actions to named owners. • The Solution must support multiple concurrent users with appropriate access. • The Solution should provide notifications or reminders (for example for review dates or overdue actions). • The Solution should support review and approval workflow for risks.	1 point = Addressed poorly 2 points = Addressed but with limitations 3 points = Addressed adequately 4 points = Adequately addressed with advanced understanding in some areas 5 points = Extensively addressed	**5**
AI-assisted capabilities *The Solution must embed AI assistance within the risk-management workflow to strengthen risk identification and assurance, while keeping decisions with the user.* • The Solution must embed AI assistance within the core risk-management workflow (risk identification and assurance), so that it is available at the point of work rather than as a separate or detached tool. • AI-assisted features must operate on a suggest-and-review basis: the system proposes, and a user reviews, edits, accepts, or rejects. AI must not create, alter, or finalise risk or assurance records autonomously. • The bidder must describe the AI-assisted capabilities provided and demonstrate how each is embedded in the user's workflow. • The bidder must disclose what data the AI features process and where that processing occurs, and must provide appropriate data-protection safeguards.	1 point = Addressed poorly 2 points = Addressed but with limitations 3 points = Addressed adequately 4 points = Adequately addressed with advanced understanding in some areas 5 points = Extensively addressed	**5**

• The Solution should allow the AI assistance to improve over SANAC Trust's context (for example by drawing on SANAC Trust's own organisational context and risk information) while respecting the data-protection requirements of this ToR.		
TOTAL		**40**

7.3 Stage 3: Price and BEE

Preference point system (80/20)	Weighting percentage (Must add up to 100)
Price	**Price 80 of 100**
BEE:	**20 of 100 Points**
Total	**100**

i. Price Calculations

A maximum of 80/20 point system has been allocated to this bid on the following basis:

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

Where
Ps = Points scored for price of bid under consideration

Pt = Price of bid under consideration Pmin = Price of lowest acceptable bid

ii. Point awarded for BBE status level of contributor

In terms of Regulation 6 (2) and 7 (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 (80/20 system)

1	20
2	18
3	14
4	12
5	8
6	6
7	4
8	2
Non-compliant contributor	0

8. Confidentiality and Reservation of Rights

- All information, reports, analyses, assessments, programme designs, technical documents, funding request narratives, budgets, annexes and other materials developed or obtained during the course of this assignment shall remain the sole property of SANAC Trust.
- The service provider shall maintain strict confidentiality and shall not disclose, reproduce, publish or use any information obtained through this assignment without the prior written approval of SANAC Trust.
- All intellectual property, technical outputs, reports, presentations, tools, datasets and supporting documentation developed during the assignment shall become the property of SANAC Trust upon submission.
- SANAC Trust reserves the right to accept or reject any proposal, cancel or amend the procurement process at any stage without assigning reasons, and negotiate with the preferred consultant where necessary. Appointment will be subject to successful contract negotiations, satisfactory reference checks and the availability of funding.

9. Proposal Format

- A detailed response to this ToR is due on **12 November 2026** containing all the information required to evaluate the bid against the requirements stipulated in these terms of reference document. Bidders **must send all annexures** listed below to : rfq@sanac.org.za

- **Annexure A:** Proposals
- **Annexure B:** Summary of experience. Please attach CV/s and qualification of proposed team members, where applicable which show the range of similar assignments they have undertaken and the size of these assignments.
- **Annexure C:** Valid Tax Pin / TCC certificate

- **Annexure D:** Recent Central Supplier Database Report (CSD)
- **Annexure E:**Completed Pricing schedule and a quotation on the bidder's letterhead. Price should include VAT.
- **Annexure F :** Completed SBD Forms (SBD 4 & 6.1)
- **Annexure G:** Valid B-BBEE Certification/affidavit, if applicable.
- **Annexure H:** Project implementation Plan.
- **Annexure I :** Reference Letters.

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 State institution**

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

1 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)……. in submitting the accompanying bid, do hereby make the following statements that I certify to be true and complete in every respect:

3.1 I have read and I understand the contents of this disclosure;
3.2 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 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

2 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

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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:

80/20 **or** **90/10**

$$Ps = 80\left(1 - \frac{Pt - P\,min}{P\,min}\right) \text{ or } \quad Ps = 90\left(1 - \frac{Pt - P\,min}{P\,min}\right)$$

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

80/20 **or** **90/10**

$$Ps = 80\left(1 + \frac{Pt - P\,max}{P\,max}\right) \text{ or } \quad Ps = 90\left(1 + \frac{Pt - P\,max}{Pmax}\right)$$

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 (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)
B-BBEE Status Level of Contributor		
Level 1	20	
Level 2	18	
Level 3	14	
Level 4	12	
Level 5	8	
Level 6	6	
Level 7	4	
Level 8	2	
Non-compliant contributor	0	

DECLARATION WITH REGARD TO COMPANY/FIRM

4.3. Name of company/firm…….

4.4. Company registration number: ……...

4.5. 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

[TICK APPLICABLE BOX]

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: .....

.....

.....

.....