



water & sanitation

Department:
Water and Sanitation
REPUBLIC OF SOUTH AFRICA

MINUTES OF COMPULSORY CLARIFICATION MEETING FOR BID:

EOI NOTICE NO: DWS01-0423WTE

FRAMEWORK AGREEMENT FOR THE SERVICES OF A MANAGEMENT CONTRACTOR FOR THE RAISING OF THE CLANWILLIAM DAM WALL AND OTHER REGIONAL INFRASTRUCTURE PROJECTS IN THE WESTERN CAPE, NORTHERN AND EASTERN CAPE FOR CONSTRUCTION SOUTH OVER A FOUR-YEAR TERM. ONLY BIDDERS WITH CIDB GRADING 8CE OR HIGHER ARE ELIGIBLE TO BID

DEPARTMENT OF WATER AND SANITATION OFFICIALS PRESENT:

Mr Manfred Röhrs	Construction South
Mr Riaan Stassen	Construction South
Ms Thea Gouws	Construction South
Ms Zandisile Zenani	Construction South
Ms Kholiswa Lengisi	Construction South
Ms Aletta Denner	Construction Head Office
Mr Armand Basson	Construction East
Ms Ntombizethu Nzimande	Supply Chain Management Representative - SCM Compliance
Ms Nomfanelo Khanyi	Supply Chain Management Representative - SCM Compliance

Technical Presentation by	Mr Manfred Röhrs
SCM Presentation by	Ms Nomfanelo Khanyi
Date:	2 May 2023
Time:	09:00am
Venue:	Contractors Site Office - Clanwilliam Dam, Construction South

1. OPENING AND WELCOME



Mr Manfred Röhrs opened the meeting and introduced himself and SCM team. He requested that the meeting should start at 09:05am to allow those who might have taken a wrong turn to arrive. The meeting agreed with the proposal to start at 09:05am.

2. ATTENDANCE


The attendees were requested to sign the attendance register (Company Name, contact details and name of the company representative). It was reported that the information to be provided on the attendance register needed to be clear as possible as SCM will use the details on the attendance register to provide minutes of the briefing session and/or other documents before the closing date. Bidders were also informed that after the briefing session Form D: Certificate of Attendance at Compulsory Clarification Meeting would be signed by a DWS representative and that the signed form should be submitted with the bidders bid proposal.

3. PRESENTATION OUTLINE

- Opening, welcome and introductions
- Explanation of the Framework Agreement
- Department of Water and Sanitation Construction South type of projects
- Required Services
- Way forward
- Company Requirements and Returnable documents
- Submission of bid responses
- Question and Answers
- Closure

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4.	Explanation of the Framework Agreement
	<div style="border: 1px solid black; padding: 10px;"> <p><u>WHAT IS A FRAMEWORK AGREEMENT – FOR A MANAGEMENT CONTRACT</u></p> <p>This is the option to enter into a contract for services with each positive identified responder.</p> <p>This will be over a four year term without a commitment to a quantum of work to provide.</p> <p>Such agreements do not bind the employer to make use of agreements to meet its needs.</p> <p><u>What is expected/needed from the positive responder:</u> Must have suitable experience in the Civil Engineering regarding water resources and structures, including associated specialist mechanical and electrical works.</p> <p>This framework agreement contract is for various project that falls under the unit: Department of Water and Sanitation – Construction South.</p> <p>Construction South as projects over the Northern Cape, Western Cap and Eastern Cape provinces.</p> <p><u>Procurement Strategy:</u> NEC 3- Option F will be used for the contract and management off</p>   </div>

#	ITEM
5.	Department of Water and Sanitation Construction South type of projects
	<ul style="list-style-type: none"> • Canal Constructions • Reservoirs & Pipelines • Dam Construction • Small works around DWS offices • Roads • Pump stations • Weirs Etc.
6.	Required Services
	<p>The works associated with a project may comprise any or all the following over a four-year term without any commitment to a quantum of work:</p> <ol style="list-style-type: none"> a) the provision of engineering and construction works including any level of design responsibility for a site; b) the supply and delivery of goods, materials and equipment to a delivery place or site; c) the supply of plant and related services including design, manufacture, delivery and installation for a site; d) the servicing, maintenance, and repair of DWS equipment; e) the provision of professional services which are required to support the work of an employer's construction unit or for a site; and f) the management and provision of a service to support the work of an Employer's Construction Unit or for an affected property for a period of time.
7.	Way forward

#	ITEM
	<p style="text-align: center;"><u>WAY FORWARD</u></p>  <ul style="list-style-type: none"> • Documents are received from all companies represented here; • Documents are evaluated for compliance; • All companies who were evaluated and found to comply will be requested to partake in the second round of bids, which will be a closed bidding process with specific requirements; • Offers are then evaluated and companies are then asked to sign contracts for four years to provide services; and • Work packages will then be given to the companies to provide a price on and an order will then be generated per work package.
8.	<p style="text-align: center;">Company Requirements and Returnable documents</p>
	<ul style="list-style-type: none"> ▶ Respondents must have a CIDB contractor grading designation of 8CE or higher. ▶ NB: (CIDB Reg. 25(1A). Allows for respondents who are registered with the CIDB or are capable of being registered within 21 working days from the closing date for submission, in a contractor grading designation of 8CE or higher, to qualify to have their submissions evaluated. Proof of application is required on closing date of the bid. ▶ NB: Only respondents who have suitable experience in the delivery of bulk water resources such as dams, water abstraction works or water transfer schemes including associated specialist mechanical and electrical works are eligible to have their submissions evaluated. The focus is on the Civil part of the projects. ▶ Bidders must be actively registered on CIDB the day of evaluation. <p>Only those respondents who satisfy the prescribed CIDB Contractor Grading Designation requirements and the following eligibility criteria and who provide the required evidence in their submissions are eligible to submit submissions, have their submission evaluated and be invited to submit tender offers.</p> <ol style="list-style-type: none"> 1) The respondent is: <ol style="list-style-type: none"> a) not an unincorporated joint venture; and

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	<p>b) registered in terms of the Companies Act, 2008 (Act 71 of 2008) or Close Corporation Act, 1984, (Act No. 69 of 1984);</p> <p>2) The respondent and any of its directors/shareholders are not listed on the Register of Tender Defaulters in terms of the Prevention and Combating of Corrupt Activities Act of 2004 or the National Treasury's Database of Restricted Suppliers (see www.treasury.gov.za) as a person prohibited from doing business with the public sector;</p> <p>3) The respondent has to complete the Compulsory Declaration and there should be no legal reasons for not permitting the respondent from contracting with the Employer;</p> <p>4) The respondent, unless a foreign supplier, has to be tax compliant or provide written proof from SARS that the respondent has made arrangements to meet outstanding tax obligations. Where JV or subcontracting is applicable, all parties should submit CSD reports;</p> <p>5) The respondent's municipal rates and taxes and municipal service charges should not be in arrears;</p> <p>6) The respondent can provide financial statements complying with applicable legislation for the financial year (12 months).</p> <p>7) The respondent has to have a best annual turnover from the two financial years immediately preceding the tender closing date which is not less than R 65 million;</p> <p>8) The respondent can provide at least three contactable references as a main contractor for works comprising dams, water abstraction works or water transfer schemes including associated specialist mechanical and electrical works having a contract value of at least R30 million including VAT and which has been satisfactorily completed during the last five years</p> <p>9) The respondent is registered and in good standing with the compensation fund or with a licensed compensation insurer;</p> <p>10) The respondent is capable of producing a health and safety plan for a dam, water abstraction works or water transfer scheme; and</p> <p>11) The respondent is registered on the Central Supplier Database (CSD) for the South African government (see https://secure.csd.gov.za/) unless it is a foreign supplier with no local registered entity.</p>				
	<table border="1"> <thead> <tr> <th data-bbox="304 1854 738 1910">Doc. Ref. Nr.</th> <th data-bbox="738 1854 1361 1910">Description</th> </tr> </thead> <tbody> <tr> <td data-bbox="304 1910 738 1966">SBD 1</td> <td data-bbox="738 1910 1361 1966">Invitation to bid</td> </tr> </tbody> </table>	Doc. Ref. Nr.	Description	SBD 1	Invitation to bid
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#	ITEM
SBD 4	Bidders Di
Form A	Compulsory Declaration
Form B	Municipal Declaration
Form C	<p>Enterprise Declaration: together with the following attachments:</p> <ol style="list-style-type: none"> a. Proof of company registration in terms of the Companies Act, 2008 (Act 71 of 2008) or Close Corporation Act, 1984, (Act No. 69 of 1984) as applicable; b. Annual Financial Statements Declaration for the respondent including suitable annual financial statements for the preceding financial year within 12 months of the financial year end complete (Annexure A); c. Confirms experience in works as required, and provided three contacts (Annexure B) d. National Treasury Central Supplier Data Base unless the respondent is a foreign supplier with no local registered entity – CSD Registration report printed not earlier than 2 weeks prior to the closing date for submissions; e. A letter of good standing from the Compensation Fund or a licensed compensation insurer as contemplated in the Compensation for Occupational Injuries and Disease Act, 1993 (Act No. 130 of 1993);

#	ITEM
	<p>f. a copy of a recent health and safety plan for works of a similar nature</p> <p>Form D Certificate of Attendance at the Compulsory Clarification Meeting</p>
9.	Submission of the bid response
	<ul style="list-style-type: none"> • Bid document must be completed by the authorised company personnel from the bidding company. It is also expected that the contact details (cell phone/ telephone and email address) of the authorised personnel are provided on SBD 1 the invitation to bid page under supplier information section of the document. All bid correspondence will be sent to the authorised personnel and where an alternative person information is provided communication will also be shared with the alternative person. • Closing date and time for submissions: <u>17 May 2023 at 11:00 am.</u> • Late submissions will not be considered. • Name of respondent (Shall be clearly shown on envelop and cover page of the bid proposal) • Bid envelope need to be clearly marked as follows: • Tender reference number: EOI Notice No: DWS01-0423WTE • Title of the EOI: Framework agreement for the services of a management contractor for the raising of the Clanwilliam Dam wall and other regional infrastructure projects in the Western Cape, Northern and Eastern Cape for Construction South over a four-year term. Only bidders with CIDB grading 8CE or higher are eligible to bid. • Parts of each submission communicated on paper shall be submitted as an original plus two copies • The respondent is requested to also provide a scanned PDF copy of the complete submission in electronic format on a flash disk and to include this in their submission. • Bid response should be packaged or contained in a sealed envelope which is clearly marked the bid number, description, closing date, the company name and the name of the authorized person and their contact details. • The briefing session minutes, attendance register, and any other bid documentations will be emailed to all who attended the clarification meeting. • The bid document must be deposited in the bid box situated at the entrance of Zwamadaka Building, 157 Francis Baard Street, Pretoria.

#	ITEM
	<ul style="list-style-type: none"> • <u>Bidders have three options to submit their bid documents (couriers or by post or hand delivery).</u> • In a case where a bidder prefers to post their bid response, it must be done 3-5 working days prior to the closing date. It will remain the bidder's responsibility to inform SCM to collect their bid response from registry at least a day before the closing date, not on the closing date. Failure to do so and the bid response is received late, SCM will not be held accountable for any delays. Bidders are requested to make contact with the officials during working hours, which is from 8:00am in the morning till 16:00pm. • In a case where a bidder prefers to use courier services, the bid response must be sent to Department of Water and Sanitation, 157 Zwamadaka Building, 157 Francis Baard Street, Pretoria 0002 or 191 Francis Baard Street. It is the responsibility of the bidder to ensure that the bid response is submitted within a reasonable time and that the signing of the bid response during delivery is done with the relevant Bid Office officials only, no other officials should be handed the bid response if they are not from Acquisition Management. • <u>For hand delivery submit tender documents at:</u> Department of Water and Sanitation, Zwamadaka Building, 157 Francis Baard Street, Pretoria 0002 • The last date for sending queries for clarifications will be on 9 May 2023 at 16:00pm. The questions should be forwarded to bidenquirieswte@dws.gov.za. Queries received after the due date will not be considered. • All enquiries should be done through emails; no cellphone message will be responded to.
10.	Meeting Closure:
10.1	Meeting adjourned at 10:00am.

No.	QUESTIONS DURING THE MEETING	ANSWERS
1.	Will the door be closed for late bidders since the clarification meeting was scheduled for 09:00am?	The door will not be closed since the ^{bid} documents did not stipulate that the door will be closed.
2.	How does the Department of Water and Sanitation (DWS) intend to appoint service providers for this EOI?	EOI is the first phase of the management framework contract for Construction South.

No.	QUESTIONS DURING THE MEETING	ANSWERS
		<p>Responders that meets all criteria's as set out in EOI, will be invited to complete tender document for the second phase of the management framework contract for Construction South.</p> <p>These documents will be evaluated and only responders that meets all criteria's will be taken into consideration for the management framework contract.</p> <p>DWS Construction South will enter into a framework agreement with limited number of contractors, without committing to any quantum of works.</p>
3	Will you accept a copy of the Certificate of Attendance?	No, please ensure that you submit original Form D: Certificate of Attendance at Compulsory Clarification Meeting
4	Does the value of the work for the bidder's experience have to be for three (3) separate contracts, even if they have R90 million work for one contract?	<p>The document specifies three contracts</p> <p>However, the appointed Bid Evaluation Committee (BEC) will have to make a final decision on that matter when they evaluate the bids.</p>



Mr Manfred Röhrs
Project Manager



Ms Nomfanelo Khanyi
SCM Secretariat

