

**BID HO 4/2020: SUPPLY, DELIVERY AND OFF-LOADING OF NUTRITIONAL PRODUCTS (PERISHABLE PROVISIONS/ NON-PERISHABLE PROVISIONS) TO THE DEPARTMENT OF CORRECTIONAL SERVICES FOR THE PERIOD OF FIVE (5) YEARS: DEPARTMENT OF CORRECTIONAL SERVICES**

Questions raised by bidders through email.

<i>Question</i>	<i>Question by bidder(s)</i>	<i>Response by DCS</i>
	<p>I am interested in becoming one of the sub-contractors for bid HO4/2020 however it is not easy to establish which companies will be bidding and that they will require subcontractors.</p> <p>I also think it will be difficult as well for bidding companies to establish which companies registered on CSD for food are interested in subcontracting.</p>	<p>Department of Correctional Services does not know in advance which prospective bidders will respond to the bid invitation.</p> <p>Please refer to Frequently asked questions number 12 for information</p> <p>The Department has made available a list of possible subcontractors (EMEs or QSEs which are at least 51% owned by black people) drawn from the CSD and who are registered for the commodity Food beverages and tobacco products.</p> <p>Since the list of possible subcontracts can only be drawn utilising the basic search elements such as supplier commodity and delivery points, nine (9) reports, one for each province has been drawn utilising supplier commodity Food beverages and tobacco products with the following procurement reference numbers and query reference numbers:</p>

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	<p>Is there a way to notify potential bidders about companies interested in subcontracting or what will be the best way to deal with this?</p>	<p>As explained above bidders must send request to sub contract to any company which comprised with the subcontracting criteria of EMEs or QSEs which are at least 51% owned by black people.</p>
	<p>(A)Should it happen that a subcontractor that I want to utilise in my province doesn't comply with the specification needed by client eg.Bread,can I use e.g.Sasko as a subcontractor even though isn't registered in CSD Food Bevarages and Tobacco products and I let them fill Third party form and Letter intent(Letter of agreement between us)</p> <p>(B)I'm in Harrismith(Free State) and can I use other Suppliers in other province like Gauteng which is registered in CSD for Food Bevarages and Tobacco products.</p> <p>(C)Is the Subcontractor gonna give items/products on credit as is entitled to 30% or that will be negotiated between us(two parties).</p> <p>(D) I've checked and investigated that some of CSD Subcontractors registered for Food Bevarages and Tobacco products aren't complying with some other legal entities</p>	<p>In order to comply with subcontracting criteria, bidders must only subcontract to company which are EMEs or QSEs which are at least 51% owned by black people.</p> <p>Yes, you can use any other Suppliers in other province like Gauteng which are EMEs or QSEs which are at least 51% owned by black people.</p> <p>The bidder and subcontractor must negotiate their term and conditions of their subcontracting agreements</p> <p>You can subcontract to any company which is EMEs or QSEs which are at least 51% owned by black people and registered on CSD.</p>

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	<p>required by client can I use some of which are not on not CSD non-compliant.</p> <p>(A)Can I print the tender document pages back to back?</p> <p>(B)Can I utilise SUPPLIERS outside the Province instead the one I'm tendering for which is Free State as long as the Suppliers/Subcontractors are registered on CSD &amp; under Food Bevarages and Tobacco products provided it's above 51% black owned because some of in Free State Province don't even comply with SPECIFICATIONS of what is required by DCS.</p> <p>(C)If in Free State, especially local 700g Brown Bread SUPPLIERS/SUBCONTRACTORS is not complying with SPECIFICATIONS required by DCS can use local SUPPLIERS/ SUBCONTRACTORS that are Complying but not registered in CSD Food Bevarages and Tobacco products eg.PIONEER FOODS T/A SASKO.My cell no is:073 905 3219.</p> <p>(D)Are Suppliers/Subcontractors registered on CSD Food Bevarages and Tobacco products gonna give us Credit as they're entitled to 30%.</p>	<p>Companies that are not complying to CSD requirements such as tax matters must make arrangements with SARS for correct their status so that they are compliant</p> <p>Yes</p> <p>Yes, you can use any other Suppliers in other province like Gauteng which are EMEs or QSEs which are at least 51% owned by black people.</p> <p>Yes, you can use any other Suppliers in other province like Gauteng which are EMEs or QSEs which are at least 51% owned by black people.</p> <p>The bidder and subcontractor must negotiate their term and conditions of their subcontracting agreements</p>

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	<p>(E)When I login the Procurement Reference number of "HO 4/2020 FREE STATE PROVINCE" it says "NO RESULTS FOUND IN YOUR SEARCH CRITERIA" especially in FREE STATE ONLY.Is there any TECHNICAL ISSUES.</p> <p>Please assist in this regard.</p>	<p>You can subcontract to any company which is EMEs or QSEs which are at least 51% owned by black people and registered on CSD.</p>
	<p>If I want to tender for all Management Areas, do i have to submit each pricing schedule falling under its own Management Area?</p> <p>Do i have to separate all pricing schedules according to their Management Areas?</p>	<p>Yes, You can complete one bid document for all Management Areas in the region and submit to relevant closing location of the region</p> <p>Combine pricing schedules for all management areas of the region you are bidding for and one bid document per region</p>
	<p>I'm interested in the subject line tender and would like to know exactly which documents do I need to fill out to bid?</p>	<p>Same as above</p>
	<p>My enquiry relates to the attachment of the full complete pricing schedule in the case of only certain lines been chosen to quote on.</p> <p>For example, we intend quoting on the commodity of fish and chicken only. We DO NOT intend quoting on the remaining items fruit and veg dry groceries etc.</p>	<p>You can quote for any specific item of your interest, but make sure that you bid for all sub items per items. For example if you bid for item 7, Fish, you must provide prices for all sub items of fish, this means you quote for Hake Fish, Jack Mackerel, Maasbanker.</p> <p>You do not have to attach other blank pages that you did not bid for. Please indicate that you are only bidding for fish and chicken only, so that officials evaluating your documents should understand your bid and avoid misunderstanding.</p>

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	<p>Kindly advise if it possible to attach the pricing schedule pages with the lines we intend on quoting only?</p> <p>Reason being if we intend quoting on 7 x management areas for fish and chicken only in Gauteng alone, the remaining pages which we don't intend on quoting on becomes null and void and unnecessary.</p> <p>We are also very careful of not omitting documents as this would deem our bid invalid.</p> <p>The document will also be to large to bind upon submission. (e.g Kgosi Mapuru pricing schedule is 78 pages alone. We only intend on quoting on fish and chicken as a whole, these two commodities are only 2 x pages)</p>	<p>See explanation above</p> <p>See explanation above</p> <p>See explanation above</p> <p>See explanation above</p>
	<p>Clarity here regarding subcontracting: is the bidder obliged to subcontract even if he/she select maybe 3 or 5 items?</p>	<p>Yes, It is compulsory pre-qualifying criteria for this bid. Read paragraph 16.1 of the Special Conditions</p>
	<p>I am a supplier willing to respond to the RFQ for the Supply and Delivery of Nutritional Products. I have discovered that the subcontractor list is not yet uploaded on the CSD website. can you please assist.</p>	<p>The CSD is uploaded with possible subcontractor list. To access You can log on CSD, Click search, then subcontractor search, type procurement ref number e.g HO 4/2020 GAUTENG PROVINCE, the report will appear, click run search, select any bidder for subcontracting and send request. The bidder will receive email from you.</p>
	<p>Unlike previous years, the pricing pages has been broken up according to the various cost centres per province. Can we batch together pricing pages for the cost centres we are</p>	<p>Yes, Combine pricing schedules for all management areas of the region you are bidding for and one bid document per region. This means that if</p>

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	<p>wishing to bid for into a single batch based on the provinces?</p> <ol style="list-style-type: none"> <li>1. We are confused about the latest ruling that requires us to subcontract 30% of a tender to an EME and QSE and have the following questions with regards to this stipulation:               <ol style="list-style-type: none"> <li>a. What is the definition of a “Black person”- Are Indians; Coloureds; etc described as a Black person or must the individual or a company be an ethnic Black?</li> <li>b. Will the awarding of a contract be based per line or for all the commodities in that category? Would we be required to subcontract per line or per category of commodity?</li> <li>c. It has been noted that the subcontractor that we appoint has to be registered on the CSD and has to be registered for the supply of goods that we bidding for- is this correct?</li> <li>d. Must the subcontractor be a resident/ business owner in the area that we are bidding for?</li> <li>e. What constitutes a subcontractor of 30% - meaning can we use an EME or QSE as a supplier of our goods or does he have to be a contracted co-supplier with us, can you quote a few examples of services we can use a sub-contractor for?</li> </ol> </li> </ol>	<p>you bid for all the six (6) regions, you must submit six (6) bids documents to the various closing venues as indicated in Annexure C</p> <ol style="list-style-type: none"> <li>a. Yes, Black People is a generic term which means African, Coloureds and Indians</li> <li>b. Bid will be awarded per item and bidders must provide prices for all sub items. For example if you bid for item 7, Fish, you must provide prices for all sub items of fish, this means you quote for Hake Fish, Jack Mackerel, Maasbanker.</li> <li>c. Government only do business will suppliers registered on CSD. In order to comply with subcontracting criteria, bidders must only subcontract to company which are EMEs or QSEs which are at least 51% owned by black people.</li> <li>d. Bidders can subcontract to any company which are EMEs or QSEs which are at least 51% owned by black people.</li> <li>e. The bidder must subcontract 30% of the total value of the bid to EMEs or QSEs which are at least 51% owned by black people. Using an EME or QSE as a supplier of our goods is not subcontracting and does not comply with the subcontracting criteria.</li> </ol>

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	<p>f. Should we not be able to find a suitable sub-contractor for the supply of goods, may we subcontract the transport work to a subcontractor as part of the 30% rule?</p> <p>g. In the event that we appoint a national supplier for the supply of a commodity such as bread, how will the 30% rule work?</p> <p>h. For the purposes of a trustworthy and reliable sub-contractor, may we use the same sub-contractor for all of the products that we bid for?</p> <p>i. It is our assumption that upon us winning a bid any monies payable to us will be paid directly into our account. Is this correct and if so, what guarantee does the sub-contractor have that he would be reimbursed for his services?</p> <p>j. While every precaution will be taken to find a credible sub-contractor, who will be responsible for any failure on the part of the sub-contractor?</p> <p>k. What happens in the event of a subcontractor going out of business for whatever reason during the term of the contract?</p>	<p>f. No. The bidders are expected to subcontract goods that will be supplying, for example if you bid for bread, part of the value of the contract for bread should be supplied by the subcontractor. The purpose is empower the EMEs or QSEs which are at least 51% owned by black people so that they be able to supply goods on their own in future</p> <p>g. The bidder must subcontract 30% of the total value of the bid to EMEs or QSEs which are at least 51% owned by black people. Using an EME or QSE as a supplier of our goods is not subcontracting and does not comply with the subcontracting criteria.</p> <p>h. Yes</p> <p>i. The Department will sign a contract with the successful bidder and payment will be made to the contractor not the subcontractor</p> <p>j. The main contractor will be responsible for the failure of the sub-contractor as the department will only sign a contract with the main contractor.</p> <p>k. The main contractor will inform the Department accordingly about the changes in the subcontracting agreement and each case will be dealt on its own merit.</p>

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	<ol style="list-style-type: none"> <li>2. Can you please explain whether points would be awarded based on the geographical jurisdiction of the bidder. As a KZN based company would we be allowed to bid for the supply and delivery of goods to other provinces?</li> <li>3. Over the years we have prided ourselves by finding reliable suppliers with whom we have negotiated preferable pricing based on the duration of the contract and the anticipated volumes. Our task is made difficult in this regard due to the absence of such critical information. None of the pricing pages indicate quantities for the items being sourced. How are we expected to apply the 30% rule? Are we permitted to contact each centre to request a monthly estimate? This information is also critical for the planning and costing of road transport to these areas.</li> <li>4. In the past we have had cases where the awarding of contracts was delayed by your department by as much as 9 months. We have noted that the prices we are required to quote for are valid for the period of 120 days. Should there be any delays beyond the 120 days, will we be allowed to adjust our prices?</li> <li>5. We understand that it is the responsibility to promote and assist South African companies. We understand that we are to supply goods that are local. What happens when such a commodity is not</li> </ol>	<ol style="list-style-type: none"> <li>2. No. Points will be awarded in line with the BBBEE level of bidders</li> <li>3. Annexure G is attached for lockup totals of each Management Area for your information.</li> <li>4. No. Bid prices will be valid for 120 days and thereafter the bidders may be requested to keep their prices valid until the process is finalised.</li> <li>5. If for any reason goods are not available locally, permission should be sought from the Department of Trade and Industry to import the goods. Please read SAT 1286 guideline for Local</li> </ol>



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	<p>available locally and the only product available is imported? Should such a situation arise, will your department accept an imported product?</p>	<p>Content. You need to declare on Annexure for Local Content and attach approval exempted letter from dti as confirmation that the commodity is not locally available</p>