

Reference: N.001-290-2022/1\_SC04

Date: 16/07/2024

Contact Number: +27 (0) 15 293 1221

Email: [musinate@hillary.co.za](mailto:musinate@hillary.co.za)

Website: [www.hillary.co.za](http://www.hillary.co.za)

Dear Tenderers,

**SUBCONTRACT NO. N.001-290-2022/1\_SC04  
FOR ACCOMMODATION OF TRAFFIC  
UNDER CONTRACT SANRAL N.001-290-2022/1  
FOR THE RECONSTRUCTION OF NATIONAL ROUTE N001 SECTION 29 THROUGH THE TOWN OF MUSINA**

**ADDENDUM NO.1**

This Addendum is issued in terms of Clause C.3.2 of the Tender Data and must be read in conjunction with and shall be deemed to form part of the Tender Document.

Kindly acknowledge receipt of this addendum by completing the ACKNOWLEDGEMENT OF ADDENDUM below. Failure to acknowledge this addendum may invalidate the Tender.

Yours sincerely,



Ross  
TE Construction Manager  
Hillary Construction

(Please note **RED** is to indicate amendment instructions)

**1. SECTION A: PART T1: TENDERING PROCUDURES**

**Amendments to T1.1 Tender Notice and Invitation to Tender (Sbd1)**

- **Add the text in red to the sentence below:**

“It is estimated that tenderers should have a CIDB contractor grading designation of 5CE or higher **or 4CE Potentially Emerging enterprises**, however tenderers attention is drawn to clause C.3.11 of the Tender Data when submitting their tender.”

**Amendments to T1.2 Tender Data**

- **Add the text in red below to C.3.11:**

Clause Number	Data													
C.3.11	<p><b>1. Functionality evaluation</b></p> <p>The minimum percentage of evaluation points for functionality is not less than 75%.</p> <p>Score each of the criteria and sub-criteria for functionality (<math>N_F</math>) in accordance with the provisions of the tender data. Calculate the total number of tender evaluation points for functionality using the following formula:</p> $N_F = W_2 \times S_O / M_S$ <p>where:</p> <p><math>M_S</math> is the maximum possible score (100) for functionality in respect of a submission; and <math>W_2</math> is the maximum possible number of tender evaluation points (100) awarded for the functionality as stated in the tender data.</p> <p><math>S_O</math> is the score for functionality allocated to the submission under consideration, calculated as follows;</p> <ol style="list-style-type: none"> <li>Each Tenderer will be evaluated, and points will be allocated according to the criteria in the Table below.</li> <li>Information submitted in the returnable Form B3 will be used to allocate points for the respective criteria.</li> <li>Only Tenderers who score a minimum of <b>75 percentage points or more</b> for functionality will be evaluated further.</li> </ol> <p><b>Table C.3.11: Maximum points for CIDB contracts</b></p> <table border="1" data-bbox="252 1899 1310 2042"> <thead> <tr> <th data-bbox="252 1899 491 2042" rowspan="2">CIDB Grade and Package Value</th> <th colspan="3" data-bbox="499 1899 1098 1951">Maximum Points out of 100</th> <th data-bbox="1106 1899 1310 2042" rowspan="2">Total Points</th> </tr> <tr> <th data-bbox="499 1962 675 2042">Locality</th> <th data-bbox="683 1962 890 2042">CIDB Grading Table C.3.11.2</th> <th data-bbox="898 1962 1098 2042">Designated Groups</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>	CIDB Grade and Package Value	Maximum Points out of 100			Total Points	Locality	CIDB Grading Table C.3.11.2	Designated Groups					
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Clause Number	Data				
		<b>Table C.3.11.1</b>		<b>Table C.3.11.3</b>	
	1 - R 500 000	60	30	10	100
	2 - R 1 000 000	60	30	10	100
	3 - R 3 000 000	60	35	5	100
	4 - R 6 000 000	60	35	5	100
	5 - R 10 000 000	60	35	5	100
	6 - R 20 000 000	60	35	5	100
	7 - R 60 000 000	60	30	10	100
	<p><b>1.1 Locality</b></p> <p>The points for Locality will be calculated as follows:</p> <ol style="list-style-type: none"> <li>a) The project area for this subcontract is Musina Local Municipality</li> <li>b) For the purposes of this evaluation, points scored shall be based on the Targeted Enterprise’s registered address with the CIPC.</li> <li>c) If the Targeted Enterprise is more than twelve (12) months old and the company address; was changed with the CIPC in the twelve (12) months prior to the tender advertisement; or does not correlate with the company address recorded on the CSD, then the Targeted Enterprise shall provide additional proof of its address in the twelve (12) months preceding the tender advertisement date and that the address is current, by submitting the following: <ol style="list-style-type: none"> <li>a. for urban areas: <ol style="list-style-type: none"> <li>i. signed lease agreement confirming occupation in the preceding twelve (12) months; or</li> <li>ii. mortgage statement confirming ownership in the preceding twelve (12) months; and</li> <li>iii. a current utility bill (not older than three (3) months) confirming that occupation is current; or</li> </ol> </li> <li>b. for semi-urban and rural areas <ol style="list-style-type: none"> <li>i. an affidavit from the relevant ward councillor or traditional authority, signed and stamped by a registered commissioner of oaths, which confirms that the business is permitted to operate and has been operating from the said address in the preceding twelve (12) months.</li> </ol> </li> </ol> </li> <li>d) If Targeted Enterprise is less than twelve (12) months old and the company address; was changed with the CIPC in the twelve (12) months prior to the tender advertisement; or does not correlate with the company address recorded on the CSD, then the oldest registered address on either the CIPC or the CSD will be accepted as the Targeted Enterprise’s address for the purpose of scoring locality points.</li> <li>e) If the Targeted Enterprise intends to operate from a branch office for the purpose of the anticipated subcontract, the same additional proof that the company has been operating from the branch office in the twelve (12) months prior to the tender advertisement date must be provided as listed in the paragraphs above.</li> <li>f) If the above additional proof of address cannot be provided, locality points shall be awarded based on the tenderer’s address registered with the CIPC in the twelve months prior to the tender advertisement date.</li> <li>g) The information provided in the returnable schedules will be used to calculate the points for locality.</li> <li>h) The maximum number of points that can be awarded for locality is <b>60</b></li> <li>i) The points for locality will be allocated as follows:</li> </ol> <p><b>Table C.3.11.1: Locality for CIDB contracts</b></p>				

Clause Number	Data			
	<b>CIDB Package Category</b>		<b>5CE</b>	<b>6CE</b>
	<b>Typical Package Value</b>		<b>R 6 mill to R 20 mill</b>	
	<b>Locality</b>	Tenderer is based in the Local Municipality(ies).	<b>60</b>	<b>60</b>
		Tenderer is based outside the Local Municipality(ies) but in the District Municipality(ies).	55	55
		Tenderer is based outside the District Municipality(ies), but in the Province.	50	50
Tenderer is based outside the Province, but in the RSA.		45	45	
<p><b>1.2 Targeted CIDB Grade and class (Form A12)</b></p> <p>Only those tenderers who are registered with the CIDB, at close of tender, in a contractor grading designation equal to or higher than a contractor grading designation determined in accordance with the sum tendered, or a value determined in accordance with Regulation 25(1B) or 25(7A) of the Construction Industry Development Regulations, for a <b>5CE or 4CE Potentially Emerging enterprises</b> class of construction work, are eligible for functionality points for CIDB. Tenderers whose CIDB registration expires within the tender validity period, need to demonstrate that there is a reasonable chance of being registered in the appropriate grading designation during the tender evaluation period, by submitting a copy of their timely application for CIDB registration, with their tender submission. Tenders received from such tenderers who are not capable of being registered in the required contractor designation, within 21 working days after either expiry of their registration or after being requested to provide proof of registration, will not be eligible for functionality points CIDB. Note that in terms of the Construction Industry Development Board Act, 2000 (Act No. 38 of 2000) a registered contractor must apply for renewal of registration three months before the existing registration expires.</p> <p>Tenderers registered as potentially emerging enterprises but with a CIDB contractor grading designation lower than a contractor grading designation determined in accordance with the sum tendered, or a value determined in accordance with Regulation 25(1B) or 25(7A) of the Construction Industry Development Regulations, are not eligible for functionality points for CIDB.</p> <p>This contract is classified in terms of CIDB Regulation 25(1B), and the value of the contract may, for the purpose of CIDB Regulation 25(1), be taken at its annual value.</p> <p>Joint Ventures are eligible for functionality points for CIDB, provided that:</p> <ul style="list-style-type: none"> <li>- every member of the joint venture is registered with the CIDB;</li> <li>- the lead partner has a contractor grading designation of not lower than one level below the required grading designation in the class of construction works under consideration and possesses the required recognition status; and</li> <li>- the combined contractor grading designation calculated in accordance with the Construction Industry Development Regulations is equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a <b>5CE or 4CE Potentially Emerging enterprises</b> class of construction work or a value determined in</li> </ul>				

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	<p>accordance with Regulation 25(1B) or 25(7A) of the Construction Industry Development Regulations.</p> <table border="1" data-bbox="252 315 1311 927"> <thead> <tr> <th data-bbox="256 315 523 465">Category of tender</th> <th data-bbox="528 315 959 465">Upper limits per CIDB Regulation 17 (effective 7 October 2019)</th> <th data-bbox="963 315 1307 465">Contractor's allowable margins (Incl. VAT)</th> </tr> </thead> <tbody> <tr> <td data-bbox="256 465 523 521">CE 1</td> <td data-bbox="528 465 959 521">R500 000</td> <td data-bbox="963 465 1307 927" rowspan="8">The Contractor will use its discretion in terms of CIDB Practice Note 3 on allowable margins to be accepted</td> </tr> <tr> <td data-bbox="256 521 523 577">CE 2</td> <td data-bbox="528 521 959 577">R1 000 000</td> </tr> <tr> <td data-bbox="256 577 523 633">CE 3</td> <td data-bbox="528 577 959 633">R3 000 000</td> </tr> <tr> <td data-bbox="256 633 523 689">CE 4</td> <td data-bbox="528 633 959 689">R6 000 000</td> </tr> <tr> <td data-bbox="256 689 523 745">CE 5</td> <td data-bbox="528 689 959 745">R10 000 000</td> </tr> <tr> <td data-bbox="256 745 523 801">CE 6</td> <td data-bbox="528 745 959 801">R20 000 000</td> </tr> <tr> <td data-bbox="256 801 523 857">CE 7</td> <td data-bbox="528 801 959 857">R60 000 000</td> </tr> <tr> <td data-bbox="256 857 523 927">CE 8</td> <td data-bbox="528 857 959 927">R200 000 000</td> </tr> </tbody> </table> <p>The points for CIDB Grading Designation will be calculated as follows:</p> <ol style="list-style-type: none"> <li>The targeted CIDB grading and class for this subcontract is 5CE <b>or 4CE Potentially Emerging enterprises</b></li> <li>The information provided in the returnable schedules will be used to calculate the points for CIDB grading and class.</li> <li>The maximum number of points that can be awarded for CIDB grading designation is <b>35</b></li> <li>The points for Targeted CIDB Grading designation will be allocated as follows:</li> </ol> <p><b>Table C.3.11.2: Targeted CIDB Grading Designation</b></p> <table border="1" data-bbox="437 1294 1129 1854"> <thead> <tr> <th colspan="2" data-bbox="437 1294 948 1350">CIDB Package Category</th> <th data-bbox="952 1294 1038 1350">5CE</th> <th data-bbox="1043 1294 1129 1350">6CE</th> </tr> <tr> <th colspan="2" data-bbox="437 1350 948 1440">Typical Package Value</th> <th colspan="2" data-bbox="952 1350 1129 1440">R 6 mill to R 20 mill</th> </tr> </thead> <tbody> <tr> <td data-bbox="437 1440 523 1854" rowspan="7">CIDB Grading</td> <td data-bbox="523 1440 948 1496">Tenderer is registered as a CIDB 1</td> <td data-bbox="952 1440 1038 1496">0</td> <td data-bbox="1043 1440 1129 1496">0</td> </tr> <tr> <td data-bbox="523 1496 948 1552">Tenderer is registered as a CIDB 2</td> <td data-bbox="952 1496 1038 1552">0</td> <td data-bbox="1043 1496 1129 1552">0</td> </tr> <tr> <td data-bbox="523 1552 948 1608">Tenderer is registered as a CIDB 3</td> <td data-bbox="952 1552 1038 1608">0</td> <td data-bbox="1043 1552 1129 1608">0</td> </tr> <tr> <td data-bbox="523 1608 948 1664">Tenderer is registered as a CIDB 4</td> <td data-bbox="952 1608 1038 1664">30</td> <td data-bbox="1043 1608 1129 1664">0</td> </tr> <tr> <td data-bbox="523 1664 948 1720">Tenderer is registered as a CIDB 5</td> <td data-bbox="952 1664 1038 1720"><b>35</b></td> <td data-bbox="1043 1664 1129 1720">30</td> </tr> <tr> <td data-bbox="523 1720 948 1776">Tenderer is registered as a CIDB 6</td> <td data-bbox="952 1720 1038 1776">30</td> <td data-bbox="1043 1720 1129 1776"><b>35</b></td> </tr> <tr> <td data-bbox="523 1776 948 1854">Tenderer is registered as a CIDB 7 and higher</td> <td data-bbox="952 1776 1038 1854">25</td> <td data-bbox="1043 1776 1129 1854">30</td> </tr> </tbody> </table> <p><b>1.3 Designated Group ownership</b></p> <p>The points for Designated Group ownership will be calculated as follows:</p>	Category of tender	Upper limits per CIDB Regulation 17 (effective 7 October 2019)	Contractor's allowable margins (Incl. VAT)	CE 1	R500 000	The Contractor will use its discretion in terms of CIDB Practice Note 3 on allowable margins to be accepted	CE 2	R1 000 000	CE 3	R3 000 000	CE 4	R6 000 000	CE 5	R10 000 000	CE 6	R20 000 000	CE 7	R60 000 000	CE 8	R200 000 000	CIDB Package Category		5CE	6CE	Typical Package Value		R 6 mill to R 20 mill		CIDB Grading	Tenderer is registered as a CIDB 1	0	0	Tenderer is registered as a CIDB 2	0	0	Tenderer is registered as a CIDB 3	0	0	Tenderer is registered as a CIDB 4	30	0	Tenderer is registered as a CIDB 5	<b>35</b>	30	Tenderer is registered as a CIDB 6	30	<b>35</b>	Tenderer is registered as a CIDB 7 and higher	25	30
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	<p>a) The targeted Designated Group ownership for this subcontract is Greater than 51% ownership by Black people who are youth/women/ with disabilities/military veterans/ living in rural or underdeveloped areas or townships.</p> <p>b) The information in the returnable schedules will be used to calculate the points for Designated Group ownership.</p> <p>c) The maximum number of points that can be awarded for Designated Group ownership is <b>5</b></p> <p>d) The points for Designated Group ownership will be allocated as follows:</p> <p><b>Table C.3.11.3: Designated Group ownership</b></p> <table border="1" data-bbox="438 526 1129 1003"> <thead> <tr> <th colspan="2" data-bbox="438 526 946 582">CIDB Package Category</th> <th data-bbox="946 526 1038 582">5CE</th> <th data-bbox="1038 526 1129 582">6CE</th> </tr> <tr> <th colspan="2" data-bbox="438 582 946 672">Typical Package Value</th> <th colspan="2" data-bbox="946 582 1129 672">R 6 mill to R 20 mill</th> </tr> </thead> <tbody> <tr> <td data-bbox="438 672 523 1003" rowspan="4">Designated Groups</td> <td data-bbox="523 672 946 750">Tenderer is 51%+ owned by black people who are youth.</td> <td data-bbox="946 672 1038 750">5</td> <td data-bbox="1038 672 1129 750">5</td> </tr> <tr> <td data-bbox="523 750 946 828">Tenderer is 51%+ owned by black people who are women.</td> <td data-bbox="946 750 1038 828">5</td> <td data-bbox="1038 750 1129 828">5</td> </tr> <tr> <td data-bbox="523 828 946 907">Tenderer is 51%+ owned by black people with disabilities.</td> <td data-bbox="946 828 1038 907">5</td> <td data-bbox="1038 828 1129 907">5</td> </tr> <tr> <td data-bbox="523 907 946 1003">Tenderer is 51%+ owned by black people who are military veterans.</td> <td data-bbox="946 907 1038 1003">5</td> <td data-bbox="1038 907 1129 1003">5</td> </tr> </tbody> </table>	CIDB Package Category		5CE	6CE	Typical Package Value		R 6 mill to R 20 mill		Designated Groups	Tenderer is 51%+ owned by black people who are youth.	5	5	Tenderer is 51%+ owned by black people who are women.	5	5	Tenderer is 51%+ owned by black people with disabilities.	5	5	Tenderer is 51%+ owned by black people who are military veterans.	5	5
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## 2. SECTION B: CLARIFICATIONS ON QUESTIONS FROM TENDERERS

Q	<ol style="list-style-type: none"><li>1. With reference to C.3.11 Functionality Evaluation, 1.2 Targeted CIDB GRADE and Class (Form A12). It is stated that an individual company may not have a grading lower than the required grade, but Table C.3.11.2 allocates 30 points for a company with CIDB Grade 4CE under the 5CE Work Package. I would like clarification on that please.</li><li>2. The man shift times required for the scope of works, (i.e., will the shift follow a 9am - 5pm, 24-hours, 7am-5pm etc. time framework?)</li></ol>
A	<ol style="list-style-type: none"><li>1. Refer to Addendum No. 1 Part A.</li><li>2. The man shift refers to a 9-hour shift.</li></ol>

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**ACKNOWLEDGEMENT OF ADDENDUM NO. 1**

I, \_\_\_\_\_

Representing Messrs \_\_\_\_\_

Hereby acknowledge that I have received the above addendum and that I am conversant with the contents thereof.

**SIGNATURE:** \_\_\_\_\_

**DATE:** \_\_\_\_\_

This Addendum is to be read in conjunction with and shall be deemed to form part of the Contract Documents.

You must therefore acknowledge receipt of this addendum by emailing this form Hillary Construction (Pty) Ltd at [musinate@hillary.co.za](mailto:musinate@hillary.co.za) and the original must be attached to the Returnable Schedules.

**Failure to acknowledge receipt of this addendum` may invalidate the Tender.**