

**PART A
INVITATION TO BID**

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)

BID NUMBER:	SANBI: Q7793 /2021	CLOSING DATE:	15 th December 2021	CLOSING TIME:	11H00 A.M
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DESCRIPTION: THE SOUTH AFRICAN NATIONAL BIODIVERSITY INSTITUTE REQUIRES THE SERVICES OF A QUALIFIED SERVICE PROVIDER FOR THE SUPPLY, INSTALLATION, CONFIGURATION, DEPLOYMENT, MONITORING AND SUPPORT OF AN ANTI-VIRUS, MALWARE PROTECTION AND THREAT MANAGEMENT SOLUTION FOR A PERIOD OF TWELVE (12) MONTHS

BID RESPONSE DOCUMENTS MAY BE E-MAILED TO THE BELOW EMAIL ADDRESSES

Submission of proposals: Proposals must be emailed to S.SCM-Quotations@sanbi.org.za and copy Ms. Portia Mantjane at P.Mantjane@sanbi.org.za

BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO

CONTACT PERSON	Ms. Portia Mantjane
TELEPHONE NUMBER	012 843 5075
FACSIMILE NUMBER	N/A
E-MAIL ADDRESS	P.Mantjane@sanbi.org.za

TECHNICAL ENQUIRIES MAY BE DIRECTED TO:

CONTACT PERSON	Ms. Beryl-Lynne Pekeur
TELEPHONE NUMBER	021 799 8781
FACSIMILE NUMBER	N/A
E-MAIL ADDRESS	help2@sanbi.org.za

SUPPLIER INFORMATION

NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE No:	MAAA
B-BBEE STATUS	TICK APPLICABLE BOX]		B-BBEE STATUS LEVEL SWORN		[TICK APPLICABLE BOX]

LEVEL VERIFICATION CERTIFICATE	☐ Yes ☐ No	AFFIDAVIT	☐ Yes ☐ No
[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES & QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]			
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	☐ Yes ☐ No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	☐ Yes ☐ No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS			
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?		☐ YES ☐ NO	
DOES THE ENTITY HAVE A BRANCH IN THE RSA?		☐ YES ☐ NO	
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?		☐ YES ☐ NO	
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?		☐ YES ☐ NO	
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?		☐ YES ☐ NO	
IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 BELOW.			

PART B
TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:	
1.1.	BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
1.2.	ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED–(NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.
1.3.	THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.
1.4.	THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).
2. TAX COMPLIANCE REQUIREMENTS	
2.1	BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
2.2	BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.
2.3	APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.
2.4	BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
2.5	IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
2.6	WHERE NO TCS PIN IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.
2.7	NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE, COMPANIES WITH DIRECTORS WHO ARE PERSONS IN THE SERVICE OF THE STATE, OR CLOSE CORPORATIONS WITH MEMBERS PERSONS IN THE SERVICE OF THE STATE."

NB: FAILURE TO PROVIDE / OR COMPLY WITH ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.

SIGNATURE OF BIDDER.....

CAPACITY UNDER WHICH THIS BID IS SIGNED.....

(Proof of authority must be submitted e.g. company resolution)

DATE.....

SBD 4

DECLARATION OF INTEREST

1. Any legal person, including persons employed by the state¹, or persons having a kinship with persons employed by the state, including a blood relationship, may make an offer or offers in terms of this invitation to bid (includes a price quotation, advertised competitive bid, limited bid or proposal). In view of possible allegations of favouritism, should the resulting bid, or part thereof, be awarded to persons employed by the state, or to persons connected with or related to them, it is required that the bidder or his/her authorised representative declare his/her position in relation to the evaluating/adjudicating authority where-
 - the bidder is employed by the state; and/or
 - the legal person on whose behalf the bidding document is signed, has a relationship with persons/a person who are/is involved in the evaluation and or adjudication of the bid(s), or where it is known that such a relationship exists between the person or persons for or on whose behalf the declarant acts and persons who are involved with the evaluation and or adjudication of the bid.
2. **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**
 - 2.1 Full Name of bidder or his or her representative:
 - 2.2 Identity Number:
 - 2.3 Position occupied in the Company (director, trustee, shareholder²):
 - 2.4 Company Registration Number:
 - 2.5 TaxReferenceNumber:
 - 2.6 VAT Registration Number:

2.6.1 The names of all directors / trustees / shareholders / members, their individual identity numbers, tax reference numbers and, if applicable, employee / persal numbers must be indicated in paragraph 3 below.

¹"State" means –

- (a) 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);
- (b) any municipality or municipal entity;
- (c) provincial legislature;
- (d) national Assembly or the national Council of provinces; or
- (e) Parliament.

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

2.7 Are you or any person connected with the bidder **YES / NO**
 presently employed by the state?

2.7.1 If so, furnish the following particulars:

Name of person / director / trustee / shareholder/ member:

Name of state institution at which you or the person
 connected to the bidder is employed :

Position occupied in the state institution:

Any other particulars:

.....

.....

.....

2.7.2 If you are presently employed by the state, did you obtain **YES / NO**
 the appropriate authority to undertake remunerative
 work outside employment in the public sector?

2.7.2.1 If yes, did you attached proof of such authority to the bid **YES / NO**
 document?

(Note: Failure to submit proof of such authority, where applicable, may result in the disqualification of the bid.

2.7.2.2 If no, furnish reasons for non-submission of such proof:

.....

2.8 Did you or your spouse, or any of the company's directors / trustees / shareholders / members or their spouses conduct business with the state in the previous twelve months? **YES / NO**

2.8.1 If so, furnish particulars:

.....

2.9 Do you, or any person connected with the bidder, have any relationship (family, friend, other) with a person employed by the state and who may be involved with the evaluation and or adjudication of this bid? **YES / NO**

2.9.1 If so, furnish particulars.

.....

2.10 Are you, or any person connected with the bidder, aware of any relationship (family, friend, other) between any other bidder and any person employed by the state who may be involved with the evaluation and or adjudication of this bid? **YES/NO**

2.10.1 If so, furnish particulars.

.....

2.11 Do you or any of the directors / trustees / shareholders / members of the company have any interest in any other related companies whether or not they are bidding for this contract? **YES/NO**

2.11.1 If so, furnish particulars:

3 Full details of directors / trustees / members / shareholders.

Full Name	Identity Number	Personal Tax Reference Number	State Employee Number / Persal Number

4 DECLARATION

I, THE UNDERSIGNED (NAME).....

CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 2 and 3 ABOVE IS CORRECT.
I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH
23 OF THE GENERAL CONDITIONS OF CONTRACT SHOULD THIS DECLARATION PROVE TO BE
FALSE.

.....
Signature

.....
Date

.....
Position

.....
Name of bidder

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2017

This preference form must form part of all bids invited. It contains general information and serves as a claim form for preference points for Broad-Based Black Economic Empowerment (B-BBEE) Status Level of Contribution

NB: BEFORE COMPLETING THIS FORM, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF B-BBEE, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017.

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to all bids:

- 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

a) The value of this bid is estimated to **exceed/not exceed** R50 000 000 (all applicable taxes included) and therefore the **80/20** preference point system shall be applicable; or

b) Either the 80/20 or 90/10 preference point system will be applicable to this tender (*delete whichever is not applicable for this tender*).

1.3 Points for this bid shall be awarded for:

- (a) Price; and
- (b) B-BBEE Status Level of Contributor.

1.4 The maximum points for this bid are allocated as follows:

	POINTS
PRICE	80
B-BBEE STATUS LEVEL OF CONTRIBUTOR	20
Total points for Price and B-BBEE must not	100

exceed

- 1.5 Failure on the part of a bidder to submit proof of B-BBEE Status level of contributor together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.
- 1.6 The purchaser reserves the right to require of a bidder, either before a bid is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser.

2. DEFINITIONS

- (a) **“B-BBEE”** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- (b) **“B-BBEE status level of contributor”** means the B-BBEE status of an entity in terms of a code of good practice on black economic empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- (c) **“bid”** means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the provision of goods or services, through price quotations, advertised competitive bidding processes or proposals;
- (d) **“Broad-Based Black Economic Empowerment Act”** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (e) **“EME”** means an Exempted Micro Enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (f) **“functionality”** means the ability of a tenderer to provide goods or services in accordance with specifications as set out in the tender documents.
- (g) **“prices”** includes all applicable taxes less all unconditional discounts;
- (h) **“proof of B-BBEE status level of contributor”** means:
- 1) B-BBEE Status level certificate issued by an authorized body or person;
 - 2) A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice;

3) requirement prescribed in terms of the B-BBEE Act; Any other

- (i) “**QSE**” means a qualifying small business enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (j) “**rand value**” means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;

3. POINTS AWARDED FOR PRICE

3.1 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

$$P_s = 80 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right) \quad \text{or} \quad P_s = 90 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$$

Where

P_s = Points scored for price of bid under consideration

P_t = Price of bid under consideration

$P_{\min}$ = Price of lowest acceptable bid

4. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR

- 4.1 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 (90/10 system)	Number of points (80/20 system)
1	10	20
2	9	18
3	6	14

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

5. BID DECLARATION

5.1 Bidders who claim points in respect of B-BBEE Status Level of Contribution must complete the following:

6. B-BBEE STATUS LEVEL OF CONTRIBUTOR CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 4.1

6.1 B-BBEE Status Level of Contributor: . =(maximum of 10 or 20 points)
 (Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 4.1 and must be substantiated by relevant proof of B-BBEE status level of contributor.

7. SUB-CONTRACTING

7.1 Will any portion of the contract be sub-contracted?

(Tick applicable box)

YES	☐	NO	☐
-----	--------------------------	----	--------------------------

7.1.1 If yes, indicate:

- i) What percentage of the contract will be subcontracted.....%
- ii) The name of the sub-contractor.....
- iii) The B-BBEE status level of the sub-contractor.....
- iv) Whether the sub-contractor is an EME or QSE

(Tick applicable box)

YES		NO	
-----	--	----	--

- v) Specify, by ticking the appropriate box, if subcontracting with an enterprise in terms of Preferential Procurement Regulations, 2017:

Designated Group: An EME or QSE which is at least 51% owned by:	EME √	QSE √
Black people		
Black people who are youth		
Black people who are women		
Black people with disabilities		
Black people living in rural or underdeveloped areas or townships		
Cooperative owned by black people		
Black people who are military veterans		
OR		
Any EME		
Any QSE		

8. DECLARATION WITH REGARD TO COMPANY/FIRM

8.1 Name of company/firm:.....

8.2 VAT registration number:.....

8.3 Company registration number:.....

8.4 TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One person business/sole propriety
- ☐ Close corporation
- ☐ Company
- ☐ (Pty) Limited

[TICK APPLICABLE BOX]

8.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....

8.6 COMPANY CLASSIFICATION

- ☐ Manufacturer
 - ☐ Supplier
 - ☐ Professional service provider
 - ☐ Other service providers, e.g. transporter, etc.
- [TICK APPLICABLE BOX]

8.7 Total number of years the company/firm has been in business:.....

8.8 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contributor indicated in paragraphs 1.4 and 6.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we 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 6.1, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
- iv) If the B-BBEE status level of contributor has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –
 - (a) disqualify the person from the bidding 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 bidder or contractor, its shareholders and directors, or

only the shareholders and directors who acted on a fraudulent basis, be restricted by the National Treasury 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.

WITNESSES

1.
2.

.....
 SIGNATURE(S) OF BIDDERS(S)

DATE:

ADDRESS

.....

DECLARATION OF BIDDER'S PAST SUPPLY CHAIN MANAGEMENT PRACTICES

- 1 This Standard Bidding Document must form part of all bids invited.
- 2 It serves as a declaration to be used by institutions 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 disregarded if that bidder, or any of its directors have-
 - a. abused the institution's supply chain management system;
 - b. committed fraud or any other improper conduct in relation to such system; or
 - c. failed to perform on any previous contract.
- 4 **In order to give effect to the above, the following questionnaire must be completed and submitted with the bid.**

Item	Question	Yes	No
4.1	Is the bidder or any of its directors listed on the National Treasury's Database of Restricted Suppliers as companies or persons prohibited from doing business with the public sector? (Companies or persons who are listed on this Database were informed in writing of this restriction by the Accounting Officer/Authority of the institution that imposed the restriction after the <i>audi alteram partem</i> rule was applied). The Database of Restricted Suppliers now resides on the National Treasury's website(www.treasury.gov.za) and can be accessed by clicking on its link at the bottom of the home page.	Yes ☐	No ☐
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)? The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za) by clicking on its link at the bottom of the home page.	Yes ☐	No ☐
4.2.1	If so, furnish particulars:		
4.3	Was the bidder or any of its directors convicted by a court of law (including a court outside of the Republic of South Africa) for fraud or corruption during the past five years?	Yes ☐	No ☐
4.3.1	If so, furnish particulars:		
4.4	Was any contract between the bidder and any organ of state terminated during the past five years on account of failure to perform on or comply with the contract?	Yes ☐	No ☐
4.4.1	If so, furnish particulars:		

SBD 8

CERTIFICATION

I, THE UNDERSIGNED (FULL NAME).....

CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM IS TRUE AND CORRECT.

I ACCEPT THAT, IN ADDITION TO CANCELLATION OF A CONTRACT, ACTION MAY BE TAKEN AGAINST ME SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature

.....
Date

.....
Position

.....
Name of Bidder

CERTIFICATE OF INDEPENDENT BID DETERMINATION

- 1 This Standard Bidding Document (SBD) 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 Treasury Regulation 16A9 prescribes that accounting officers and accounting authorities must take all reasonable steps to prevent abuse of the supply chain management system and authorizes accounting officers and accounting authorities to:
 - a. disregard the bid of any bidder if that bidder, or any of its directors have abused the institution's supply chain management system and or committed fraud or any other improper conduct in relation to such system.
 - b. cancel a contract awarded to a supplier of goods and services if the supplier committed any corrupt or fraudulent act during the bidding process or the execution of that contract.
- 4 This SBD 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 (SBD 9) must be completed and submitted with the bid:

¹ Includes price quotations, advertised competitive bids, limited bids and proposals.

² Bid rigging (or collusive bidding) occurs when businesses, that would otherwise be expected to compete, secretly conspire to raise prices or lower the quality of goods and / or services for purchasers who wish to acquire goods and / or services through a bidding process. Bid rigging is, therefore, an agreement between competitors not to compete.

CERTIFICATE OF INDEPENDENT BID DETERMINATION

I, the undersigned, in submitting the accompanying bid:

Q7793/2021 DESCRIPTION: THE SOUTH AFRICAN NATIONAL BIODIVERSITY INSTITUTE REQUIRES THE SERVICES OF A QUALIFIED SERVICE PROVIDER FOR THE SUPPLY, INSTALLATION, CONFIGURATION, DEPLOYMENT, MONITORING AND SUPPORT OF AN ANTI-VIRUS, MALWARE PROTECTION AND THREAT MANAGEMENT SOLUTION FOR A PERIOD OF TWELVE (12) MONTHS.

(Bid Number and Description)

in response to the invitation for the bid made by:

SANBI

(Name of Institution)

do hereby make the following statements that I certify to be true and complete in every respect:

I certify, on behalf of: _____ that:

(Name of Bidder)

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.

³ 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.

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

.....
 Position

.....
 Name of Bidder

Terms of Reference

for

THE SOUTH AFRICAN NATIONAL BIODIVERSITY INSTITUTE REQUIRES THE SERVICES OF A QUALIFIED SERVICE PROVIDER FOR THE SUPPLY, INSTALLATION, CONFIGURATION, DEPLOYMENT, MONITORING AND SUPPORT OF AN ANTI-VIRUS, MALWARE PROTECTION AND THREAT MANAGEMENT SOLUTION FOR A PERIOD OF TWELVE (12) MONTHS.

Bid Number: Q7793/2021

1. INTRODUCTION AND BACKGROUND

The South African National Biodiversity Institute (SANBI) is a public entity which is mandated by the National Environmental Management: Biodiversity Act (NEMBA), Act No. 10 of 2004. SANBI's mission is to champion the exploration, conservation, sustainable use, appreciation and enjoyment of South Africa's exceptionally rich biodiversity for all people. The Institute provides biodiversity knowledge and information through research and communication and gives biodiversity planning and policy advice and pilots best practice biodiversity management models in partnership with a wide range of stakeholders. In addition, it manages botanical and zoological gardens.

SANBI currently deploys an Enterprise Anti-Virus (AV) Solution across all botanical and zoological gardens with an end point count of 2000 which include servers and end user device and requires a managed services solution to manage all security threats to SANBI ICT Infrastructure.

SANBI has two ICT operational data centres, at the Pretoria National Botanical Garden in Pretoria and the Kirstenbosch National Botanical Garden in Cape Town, which hosts the major ICT Infrastructure.

SANBI also has smaller operational centres in the following provinces:

Eastern Cape (Kwelera National Botanical Garden and the Biodiversity Assessment and Monitoring Office in East London)

Free State (Free State National Botanical Garden in Bloemfontein)

Gauteng (Walter Sisulu National Botanical Garden in Roodepoort)

KwaZulu-Natal (KwaZulu-Natal National Botanical Garden in Pietermaritzburg, and the Kwa-Zulu Natal Herbarium and Biodiversity Monitoring Assessment Office in Durban)
Limpopo (Thohoyandou National Botanical Garden in Thohoyandou and the Mokopane Biodiversity Centre in Mokopane)
Mpumalanga (Lowveld National Botanical Garden in Mbombela)
Northern Cape (Hantam National Botanical Garden in Niewoudtville)
Western Cape (Harold Porter National Botanical Garden in Betty's Bay and the Karoo Desert National Botanical Garden in Worcester)

2. INVITATION TO QUOTE

SANBI invites suitably qualified and experienced Service Providers to submit proposals for the provision of an enterprise Anti-Virus, Malware Protection and Threat Management Solution for the effective security management of all organizational devices.

3. SCOPE OF WORK

Supply of an anti-virus and malware protection solution

Provide a 10-day Proof of concept

Deployment of the solution across all SANBI offices

The Service Provider must provide basic administration training to SANBI technicians and advance training to the system administrators during the execution of the project

Maintenance and support for the 12-month period

4. REQUIREMENTS OF THE SOLUTION

4.1 General:

- A cloud-based management console

- Two Factor Authentication on management console
- Reporting and control dashboards
- Active Directory integration
- API's for SIEM integration
- Uninstall password for clients

4.2 Operating Support Requirements

- Windows 10
- Server 2008 R2
- Server 2012 R2
- Server 2016
- Server 2019

4.3 Threat Prevention Requirements

- DNS Threat HuntingThreat to process mapping to track attacker origins
- AI Based traffic pattern recognition
- Network Malware detection/response/prevention
- APT detection/response/prevention
- Data Leak detection/response/prevention
- Data Encryption/Ransomware detection/response/prevention
- View attack path through process tree
- View attack details (command line arguments, network connections, read/write operations, hostname, username, process name, PID, process owner)
- DNS based threat detection/response/prevention
- HTTP and HTTPS based threat detection/response/prevention
- DNS Hijacking Detection

- Host Intrusion Prevention (HIPS and HIDS)
- Custom blocking of web categories
- Custom block and allow lists
- Network traffic logging
- Heuristic traffic checking and analysis to detect new and unknown threats
- White and black-listing of domains
- Man-in-browser attack prevention capabilities
- Zero-hour exploit detection capabilities
- Capability to block malicious websites
- Regular and frequent filter updates
- Full DNS logging

4.4 Endpoint Protection Requirements

- Firewall with Connection and Login activity scanning, port and application management, Brute force ransomware prevention and device isolation.
- Virus, Trojan, Riskware, Heuristic threat, Adware, Backdoor, Constructor, Dialer, Exploit, Trash, APC detection
- Local file and registry scanning
- Realtime, low impact memory, file, and signature scanning
- Realtime cloud scanning
- Sandbox and backdoor inspection
- Process behaviour-based scanning
- Zero trust Execution Prevention
- Zero trust Execution Protection

- Group scanning scheduling
- Initiate remote scans per device or group
- Quarantine of TTPC and selected processes
- USB Device Control
- File exclusions
- Network and Archive scanning
- Encryption Detection
- Signatureless protection against any Ransomware
- FU, Knark, Adore, Rkit, and Da IOS protection
- Block or allow application executions based on file path, publisher MD5, certificate or software name
- Log of executed applications
- Application Execution rights per group

4.5 Privilege Access Management Requirements:

- Elevate rights for users and files
- Elevation request Approval via dashboard, email, or mobile app
- Custom periods of elevation
- Option to remove existing local admin rights
- Option to block elevation of system files
- Configure rights per group
- Full audit trail
- Reporting on user elevation, activities during elevation, duration of escalation.

4.6 Key skills and competencies required

- The Service Provider must be self-motivated, and results driven, with the ability to work independently and deliver efficiently on the deliverables within the timeframes required.
- The Service Provider must be certified in the proposed solution.
- The Service Provider must also have the following additional skills and competencies:
- Must have the capability and competent capacity to provide remote support (on-site when required)
- Must have experience in the Public Sector AV solution deployment and footprint
- Must comply to international standards and best practices

4.7 Technical Responses

- Technical responses must include the following:
- Provide a detailed architecture solution outlining the components of the proposed solution
- Functional features of the solution
- Components of the solution
- Detailed proposed solution deployment methodology in relation to the existing ICT architecture and technology landscape of SANBI
- A project proposal demonstrating their understanding of the work to be undertaken ability to undertake the work required.
- A detailed description of the proposed methodology and deliverables
- Action plans detailing all aspects of the work to be undertaken and associated milestones and deliverables

- Costs details for each deliverable
- Details, qualifications and experience of the Service Provider
- List of similar projects provided in the last three years with contract details of the client representative
- Earliest completion time for the scope of the RFQ
- Maintenance and Support during and post implementation
- Provide accreditation of the proposed solutions OEM

5 REQUIREMENTS FOR PROPOSALS

5.1 Mandatory Requirements / Documents

- Proposals must include the following documentation (Failure to submit the required documentation WILL lead to disqualification):
 - Duly completed and signed SBD forms(1,4,6.1,8,9)
 - Completed Supplier and Product Detail (Annexure A)
 - Completed Product Functionality Criteria (Annexure B)
 - Completed Financial Implications (Annexure C)
 - A copy of the Company Central Supplier Database (CSD) registration report
 - Proof of Public Liability
 - Letter of Good Standing from the office of the Compensation Commissioner as required by the Compensation for Occupational Injuries and Diseases Act (COIDA). The letter should be issued by the Department of Labour
 - A copy of the latest Audited Financial Statements
 - Pre-qualification criteria for preferential procurement: Section 4(1) (a) A tenderer having a stipulated minimum Broad-based Black Economic Empowerment (B-BBEE) Status Level

contributor, level 2. A valid certified copy of a B-BBEE Status Level Certificate or sworn affidavit must be submitted.

5.2 Additional Documents Required

- Service Providers interested in this RFQ should submit a concise written proposal that addresses the scope of work and the above requirements. Failure to submit these documents will not result in disqualification, however, the information contained in them is required for evaluation purposes. The proposal must include:
- Details of the Service Provider, including relevant skills, experience, competencies and track record. An up-to-date CV(s) must be included. If the Service Provider is a company then the details and CV for the individuals responsible for the work must be provided.
- A proposal including a description of the approach and deliverables for the scope of work and addressing the requirements above, with the proposed start and completion date and timeframes for activities.
- References of at least four current or recent clients for which similar work has been done in the last five years.

SANBI shall not be held liable for any cost that has been incurred by the Service Provider in the preparation of the proposal, the obtaining of certificates or any other cost that might be incurred in submitting the proposal.

6 PRICING

All services needed to meet the requirements of this tender must be itemized within Annexure C.

7 SUBMISSION

Closing date for proposals is 15th December 2021

For technical queries please contact: help2@sanbi.org.za

Submission of proposals must be emailed to the SANB SCM unit at S.SCM-quotations@sanbi.org.za and copy P.Mantjane@sanbi.org.za

Emailed applications must not be more than 10MB in size

8 EVALUATION CRITERIA

In accordance with the National Treasury Instruction Note on the Amended Guidelines in Respect of Bids that include Functionality as a Criterion for Evaluation (issued 3 September 2010), this bid will be evaluated in two stages:

The first stage will evaluate functionality according to the criteria listed in the table below.

Functionality Evaluation Criteria Weight**

Functionality Evaluation Criteria	Weight
Merit and approach of proposal (approach, time and deliverables)	15
Solution Architecture and Implementation Approach	25
Provide a detailed proposed architecture design with clear indication of deployment approach at data centres and remote locations	

Experience of the Service Provider and all team members of similar projects.	20
Reporting capability of proposed solution software (provide sample reporting)	20
Capacity, expertise, and competencies of the Service Provider (qualifications, registrations, awards)	20
TOTAL	100

** Service Providers who fail to score a minimum of **70 points** out of a possible 100 points on functionality criteria will not be eligible for further consideration.

Sufficient information must be provided to allow the Bid Evaluation Committee to evaluate bids against these functionality criteria.

The second stage will evaluate the price and preference points of those bids that meet the minimum threshold for functionality. In accordance with the Preferential Procurement Regulations, 2017 pertaining to the Preferential Procurement Policy Framework Act (No. 5 of 2000), the 80/20 point system will be applied in evaluating proposals that qualify for further consideration, where price constitutes 80 points and a maximum of 20 points will be awarded based on the bidder's B-BBEE Status Level Certificate.

9 CONTRACT PERIOD

The appointment as a successful Service Provider shall be subject to all parties agreeing to mutually acceptable contractual Terms and Conditions. In the event of all parties failing to reach an agreement within 30 days from the appointment date, SANBI reserves the right to appoint the second highest scoring bidder, or to re-advertise should that Service Provider is not acceptable.

10 GENERAL SAFETY, HEALTH AND ENVIRONMENTAL REQUIREMENTS

All Service Providers entering into a contract with the South African National Biodiversity Institute (SANBI) shall, as a minimum, comply with the following requirements if applicable:

The Compensation for Occupational Injuries & Diseases Act (Act 130 of 1996): The Service Providers will be required to submit a letter of good standing from the office of the Compensation Commissioner as required by the Compensation for Occupational Injuries and Diseases, if applicable. The letter should be issued by the Department of Labour.

A current, up-to-date copy of the Compensation for Occupational Injury and Diseases Act (COIDA) shall be available on site at all times.

National Environmental Management Act (Act No. 107 of 1998).

The South African National Biodiversity Institute Health and Safety specification and relevant policies.

11 GENERAL

- All documents submitted in the response to this RFQ must be written in English.
- The appointment of a successful Service Provider will be subject to all parties agreeing to mutually acceptable contractual Terms and Conditions. The preferred form

of contract for the professional services as per this RFQ will be the Independent Contract Agreement.

- The Independent Contract Agreement will be drawn up between SANBI and the Service Provider.
- Any or all information made available to the Service Provider by SANBI will be regarded as confidential and shall not be made available to third parties without the prior written consent of SANBI.
- All documentation, software customization and / or intellectual property developed by the appointed Service Provider during the contract term shall become the property of SANBI.

ANNEXURE A

Supplier and product detail

Company Name	Registered on Central Supplier Database (Y/N)	CSD No	Product Name	Version Release Date

Is your product recommended by any international authority (Y/N)	Name of Authority	Comments

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ANNEXURE B: Product Functionality

Solution Functional Requirements	Yes	No
Enterprise Edition		
Able to prevent, detect and remove malware and viruses		
Have a centralized managed console		
Support Policy Enforcement		
Perform updates automatically without slowing down the system		
Must have 24 x 7 local technical support centre		
On-Premise and cloud deployment		
Able to make USB devices read only to prevent data leakage		
Cloud Deployment		
Application Monitoring		
Security for MS Exchange Online (o365)		
Datacenter Security		
Bundled Licencing		
Datacenter licensing		
Smart Centralized Scanning (Ability to offload scanning to central dedicated appliance)		
On-demand malware scan		
Security for Exchange		
On Access Malware Scan and removal		
Website Rating		

Malicious URL Blocking		
Phishing Monitoring and Protection		
Behaviour Based Protection		
Full and automated security posture and risk reporting (servers/end-points)		

ANNEXURE C: Financial Implications: Indicate Software Deployment, Support and Licensing costs in the table below

Item	Cost	Comments
No of Servers (100)		
No of endpoint devices 1700 (cost per unit and overall cost)		
Software Installation, Configuration and Deployment		
Managed Support services 20 hours p/m		
Licensing		
Total (Excl. VAT)		
Total Solution Costs (Inc. VAT)		