CITY OF CAPE TOWN

WATER AND SANITATION

CONTRACT NO. 4415/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

SCHEDULE 1: COMPULSORY ENTERPRISE QUESTIONNAIRE

The following particulars must be furnished. In the case of a joint venture, separate enterprise questionnaires in respect of each partner must be completed and submitted.

Section 1: Name of enterprise: WATER & SANITATION SERVICES SOUTH AFRICA (PTY) LTD

Physical address of enterprise: BLOCK E, LINCOLNWOOD OFFICE PARK

(LOCAL OFFICE) WOODLANDS DRIVE

WOODMEAD 2128

Section 2: VAT registration number, if any: 1960111729

Section 3: Not used

Section 4: Particulars of sole proprietors and partners in partnerships

<table>
<thead>
<tr>
<th>Name*</th>
<th>Identity number*</th>
<th>Personal income tax number*</th>
</tr>
</thead>
<tbody>
<tr>
<td>N.A.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

* Complete only if sole proprietor or partnership and attach separate page if more than 3 partners

Section 5: Particulars of companies and close corporations

Company registration number: 1983/000881/07

Close corporation number: N.A.

Tax reference number: 9033041810

Section 6: Record of service of the state

Indicate by marking the relevant boxes with a cross, if any sole proprietor, partner in a partnership or director, manager, principal shareholder or stakeholder in a company or close corporation is currently or has been within the last 12 months in the service of any of the following:

- a member of any municipal council
- a member of any provincial legislature
- a member of the National Assembly or the National Council of Provinces
- a member of the board of directors of any municipal entity
- an official of any municipality or municipal entity
- an employee of any provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act 1 of 1999)
- a member of an accounting authority of any national or provincial public entity
- an employee of Parliament or a provincial legislature

If any of the above boxes are marked, disclose the following:

Tender 29
Part T2: Returnable documents
Reference No. 4415/2010/11

Returnable Schedules T2.2
The following particulars must be furnished. In the case of a joint venture, separate enterprise questionnaires in respect of each partner must be completed and submitted.

Section 1: Name of enterprise: *Zana Menzi Services (Pty) Ltd*

Physical address of enterprise:
*Block E, Lincolnwood Office Park, Woodlands Drive, Woodmead, 2128.*

Section 2: VAT registration number, if any: *4080225982*

Section 3: Not used

Section 4: Particulars of sole proprietors and partners in partnerships

<table>
<thead>
<tr>
<th>Name*</th>
<th>Identity number*</th>
<th>Personal Income tax number*</th>
</tr>
</thead>
<tbody>
<tr>
<td>N.A.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

* Complete only if sole proprietor or partnership and attach separate page if more than 3 partners

Section 5: Particulars of companies and close corporations

Company registration number: *2004/029899/07*

Close corporation number: *N.A.*

Tax reference number: *90/3140166*

Section 6: Record of service of the state

Indicate by marking the relevant boxes with a cross, if any sole proprietor, partner in a partnership or director, manager, principal shareholder or stakeholder in a company or close corporation is currently or has been within the last 12 months in the service of any of the following:

- a member of any municipal council
- a member of any provincial legislature
- a member of the National Assembly or the National Council of Provinces
- a member of the board of directors of any municipal entity
- an official of any municipality or municipal entity
- an employee of any provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act 1 of 1999)
- a member of an accounting authority of any national or provincial public entity
- an employee of Parliament or a provincial legislature

If any of the above boxes are marked, disclose the following:
<table>
<thead>
<tr>
<th>Name of sole proprietor, partner, director, manager, principal shareholder or stakeholder</th>
<th>Name of institution, public office, board or organ of state and position held</th>
<th>Status of service (tick appropriate column)</th>
</tr>
</thead>
<tbody>
<tr>
<td>N.A.</td>
<td></td>
<td>current</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*Insert separate page if necessary*

Section 7: Record of spouses, children and parents in the service of the state

Indicate by marking the relevant boxes with a cross, if any spouse, child or parent of a sole proprietor, partner in a partnership or director, manager, principal shareholder or stakeholder in a company or close corporation is currently or has been within the last 12 months been in the service of any of the following:

- [ ] a member of any municipal council
- [ ] a member of any provincial legislature
- [ ] a member of the National Assembly or the National Council of Province
- [ ] a member of the board of directors of any municipal entity
- [ ] an official of any municipality or municipal entity
- [ ] an employee of any provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act 1 of 1999)
- [ ] a member of an accounting authority of any national or provincial public entity
- [ ] an employee of Parliament or a provincial legislature

<table>
<thead>
<tr>
<th>Name of spouse, child or parent</th>
<th>Name of institution, public office, board or organ of state and position held</th>
<th>Status of service (tick appropriate column)</th>
</tr>
</thead>
<tbody>
<tr>
<td>N.A.</td>
<td></td>
<td>current</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*Insert separate page if necessary*

The undersigned, who warrants that he/she is duly authorised to do so on behalf of the enterprise:

i) authorizes the Employer to obtain a tax clearance certificate from the South African Revenue Services that my / our tax matters are in order;

ii) confirms that the neither the name of the enterprise or the name of any partner, manager, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears on the Register of Tender Defaulters established in terms of the Prevention and Combating of Corrupt Activities Act of 2004;

iii) confirms that no partner, member, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears, has within the last five years been convicted of fraud or corruption;

iv) confirms that I / we are not associated, linked or involved with any other tendering entities submitting tender offers and have no other relationship with any of the tenderers or those responsible for compiling the scope of work that could cause or be interpreted as a conflict of interest; and

v) confirms that the contents of this questionnaire are within my personal knowledge and are to the best of my belief both true and correct.

SIGNED ON BEHALF OF TENDERER:

[Signature]

Tender
Part T2: Returnable documents
Reference No. 441S/2010/11

T2.2
Returnable Schedules
**Section 7: Record of spouses, children and parents in the service of the state**

Indicate by marking the relevant boxes with a cross, if any spouse, child or parent of a sole proprietor, partner in a partnership or director, manager, principal shareholder or stakeholder in a company or close corporation is currently or has been within the last 12 months been in the service of any of the following:

- a member of any municipal council
- a member of any provincial legislature
- a member of the National Assembly or the National Council of Province
- a member of the board of directors of any municipal entity
- an official of any municipality or municipal entity
- an employee of any provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act 1 of 1999)
- a member of an accounting authority of any national or provincial public entity
- an employee of Parliament or a provincial legislature

<table>
<thead>
<tr>
<th>Name of spouse, child or parent</th>
<th>Name of institution, public office, board or organ of state and position held</th>
<th>Status of service (tick appropriate column)</th>
<th>Current</th>
<th>Within last 12 months</th>
</tr>
</thead>
<tbody>
<tr>
<td>N. A.</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*insert separate page if necessary*

The undersigned, who warrants that he/she is duly authorised to do so on behalf of the enterprise:

i) authorizes the Employer to obtain a tax clearance certificate from the South African Revenue Services that my / our tax matters are in order;

ii) confirms that the neither the name of the enterprise or the name of any partner, manager, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears on the Register of Tender Defaulters established in terms of the Prevention and Combating of Corrupt Activities Act of 2004;

iii) confirms that no partner, member, director or other person, who wholly or partly exercises, or may exercise, control over the enterprise appears, has within the last five years been convicted of fraud or corruption;

iv) confirms that I / we are not associated, linked or involved with any other tendering entities submitting tender offers and have no other relationship with any of the tenderers or those responsible for compiling the scope of work that could cause or be interpreted as a conflict of interest; and

v) confirms that the contents of this questionnaire are within my personal knowledge and are to the best of my belief both true and correct.

**SIGNED ON BEHALF OF TENDERER:**

[Signature]

---

Tender  
Part T2: Returnable documents  
Reference No. 441S/2010/11  
T2.2 Returnable Schedules
CITY OF CAPE TOWN  
WATER AND SANITATION  
CONTRACT NO. 4415/2010/11  
PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS  

SCHEDULE 2: CERTIFICATE OF AUTHORITY FOR JOINT VENTURES  
This returnable schedule is to be completed by joint ventures.

We, the undersigned, are submitting this tender offer in joint venture and hereby authorize Mr/Ms ................................................................., authorised signatory of the company, close corporation or partnership ................................................................., acting in the capacity of lead partner, to sign all documents in connection with the tender offer and any contract resulting from it on our behalf.

<table>
<thead>
<tr>
<th>NAME OF FIRM</th>
<th>ADDRESS</th>
<th>DULY AUTORISED SIGNATORY</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lead partner</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Water and Sanitation Services South Africa (Pty) Ltd.</td>
<td>Signature.</td>
<td>Name.</td>
</tr>
<tr>
<td>Zara Masei Services (Pty) Ltd.</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Signature.</td>
<td>Name.</td>
</tr>
</tbody>
</table>

Note:

A copy of the Joint Venture Agreement (Refer to F2.13.1 in Part T1.2) showing clearly the percentage contribution of each partner to the Joint Venture shall be appended to this schedule.
CITY OF CAPE TOWN
WATER AND SANITATION

CONTRACT NO. 441S/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

SCHEDULE 2A : SITE VISIT/Clarification Meeting Certificate

This is to certify that I/we, Anthony Gonders / Conrad Newman

of (tenderer) WSSA - Zane Manzi JV

of (address) Block E, Lincolnwood Office, Woodlands Drive

Woodmead, 2128

telephone number 011 209 9200/1 or 082 460 3672

fax number 011 804 5847

on (date) 25 May 2011

attended the compulsory site visit/clarification meeting at which I/we, the tenderer's representative, signed and completed the attendance register, and the I/we have examined the Site of the Works and its surroundings for which I/we am/are submitting this Tender and have, so far as is practicable, familiarized myself/ourselves with all the information, risks, contingencies and other circumstances which may influence or affect my/our Tender.

SIGNED ON BEHALF OF TENDERER: [Signature]
CITY OF CAPE TOWN
WATER AND SANITATION

CONTRACT NO. 441S/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

SCHEDULE 3: A) TAX CLEARANCE CERTIFICATE AND B) FINANCIAL STATEMENTS FOR CONTRACTS OVER R10 MILLION

A. TAX CLEARANCE CERTIFICATE

An original valid Tax Clearance Certificate from the South African Revenue Service (SARS) shall be attached to this Schedule or proof that the tenderer has made arrangements with SARS to meet his or her outstanding tax obligations.

Each party to a Consortium/Joint Venture shall submit a separate Tax Clearance Certificate, or proof that he or she has made the necessary arrangements with SARS.

SIGNED ON BEHALF OF TENDERER: 

[Signature]

B. INFORMATION REQUIRED FOR CONTRACTS OVER R10 MILLION

Tenderers are referred to clause F.2.18.1 and shall provide, on written request by the Employer, the required documentation where the "tendered amount" (refer to clause F.3.11.7) inclusive of VAT, multiplied by the contract period, exceeds R10 million.

Each party to a Consortium/Joint Venture shall submit a separate set of documents.

SIGNED ON BEHALF OF TENDERER: 

[Signature]
CITY OF CAPE TOWN
WATER AND SANITATION

CONTRACT NO. 4415/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET
WASTEWATER TREATMENT WORKS

SCHEDULE 4: A) CONFIRMATION OF CoCT VENDOR DATABASE REGISTRATION AND B) CONFIRMATION
OF WCSD REGISTRATION

A) CONFIRMATION OF CoCT VENDOR DATABASE REGISTRATION

Please Refer To Annexure A11 of Supporting Documentation

<table>
<thead>
<tr>
<th>COMPANY NAME</th>
<th>REGISTERED YES/NO</th>
<th>REGISTRATION NUMBER IF APPLICABLE</th>
</tr>
</thead>
<tbody>
<tr>
<td>WATER &amp; SANITATION SERVICES SOUTH AFRICA (PTY) LTD</td>
<td>Yes</td>
<td>7627</td>
</tr>
<tr>
<td>BLOCK E, LINCOLNWOOD OFFICE PARK WOODLANDS DRIVE WOODMEAD 2128</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Tenderers who are not registered on the City of Cape Town’s Vendor Database are not precluded from submitting
tenders, but must however be registered prior to the evaluation of tenders in order for their tenders to be
responsive.

In this regard it is the sole responsibility of tenderers to ensure that this requirement is complied with. In the case of
Joint Venture Partnerships this requirement will apply to each party to the Joint Venture.

B) CONFIRMATION OF WCSD REGISTRATION

Please Refer To Annexure A12 of Supporting Documentation

<table>
<thead>
<tr>
<th>COMPANY NAME</th>
<th>REGISTERED YES/NO</th>
<th>REGISTRATION NUMBER IF APPLICABLE</th>
</tr>
</thead>
<tbody>
<tr>
<td>WATER &amp; SANITATION SERVICES SOUTH AFRICA (PTY) LTD</td>
<td>Yes</td>
<td>URBLPTDTRW</td>
</tr>
<tr>
<td>BLOCK E, LINCOLNWOOD OFFICE PARK WOODLANDS DRIVE WOODMEAD 2128</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Tenderers who are not registered and verified on the Western Cape Supplier Database are not precluded from
submitting tenders, but must be registered and verified prior to the evaluation of tenders in order to qualify for
preference points.

In this regard it is the sole responsibility of tenderers to ensure that this requirement is complied with. In the case of
Joint Venture Partnerships this requirement will apply to each party to the Joint Venture.

Note: The evaluation of tenders shall be deemed to take place when the Employer’s Bid Evaluation Committee
meets to make a recommendation to the Bid Adjudication Committee.

SIGNED ON BEHALF OF TENDERER:

[Signature]

Tender
Part T2: Returnable documents
Reference No. 4415/2010/11

34

Returnable Schedules

T2.2
CITY OF CAPE TOWN
WATER AND SANITATION

CONTRACT NO. 4415/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

SCHEDULE 4: A) CONFIRMATION OF CoCT VENDOR DATABASE REGISTRATION AND B) CONFIRMATION OF WCSD REGISTRATION

A) CONFIRMATION OF CoCT VENDOR DATABASE REGISTRATION

Please Refer To Annexure A1 of Supporting Documentation

<table>
<thead>
<tr>
<th>COMPANY NAME</th>
<th>REGISTERED YES/NO</th>
<th>REGISTRATION NUMBER IF APPLICABLE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Zama Manzi Services (Pty) Ltd</td>
<td>Yes</td>
<td>27329</td>
</tr>
</tbody>
</table>

Tenderers who are not registered on the City of Cape Town’s Vendor Database are not precluded from submitting tenders, but must however be registered prior to the evaluation of tenders in order for their tenders to be responsive.

In this regard it is the sole responsibility of tenderers to ensure that this requirement is complied with. In the case of Joint Venture Partnerships this requirement will apply to each party to the Joint Venture.

B) CONFIRMATION OF WCSD REGISTRATION

Please Refer To Annexure A12 of Supporting Documentation

<table>
<thead>
<tr>
<th>COMPANY NAME</th>
<th>REGISTERED YES/NO</th>
<th>REGISTRATION NUMBER IF APPLICABLE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Zama Manzi Services (Pty) Ltd</td>
<td>Yes</td>
<td>JDZ3Y99TRW</td>
</tr>
</tbody>
</table>

Tenderers who are not registered and verified on the Western Cape Supplier Database are not precluded from submitting tenders, but must be registered and verified prior to the evaluation of tenders in order to qualify for preference points.

In this regard it is the sole responsibility of tenderers to ensure that this requirement is complied with. In the case of Joint Venture Partnerships this requirement will apply to each party to the Joint Venture.

Note: The evaluation of tenders shall be deemed to take place when the Employer’s Bid Evaluation Committee meets to make a recommendation to the Bid Adjudication Committee.

SIGNED ON BEHALF OF TENDERER:

[Signature]

Tender
Part T2: Returnable documents
Reference No. 4415/2010/11

T2.2 Returnable Schedules
CITY OF CAPE TOWN
WATER AND SANITATION

CONTRACT NO. 441S/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

SCHEDULE 5A : DECLARATION IN TERMS OF THE MUNICIPAL FINANCE MANAGEMENT ACT (No. 56 of 2003)

<table>
<thead>
<tr>
<th>Item</th>
<th>Question</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.1</td>
<td>Is the Tenderer or any of its directors listed on the National Treasury’s database as a company or person 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 National Treasury after the <strong>auid alteram partem</strong> rule was applied).</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>1.1.1</td>
<td>If so, furnish particulars:</td>
<td>N.A.</td>
<td></td>
</tr>
<tr>
<td>1.2</td>
<td>Is the Tenderer or any of its directors listed on the Register for Tender Defaulter in terms of section 29 of the Prevention and Combating of Corrupt Activities Act (No. 12 of 2004)? (To access this Register enter the National Treasury’s website, <a href="http://www.treasury.gov.za">www.treasury.gov.za</a>, click on the icon “Register for Tender Defaulter” or submit your written request for a hard copy of the Register to facsimile number 012 3265446).</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>1.2.1</td>
<td>If so, furnish particulars:</td>
<td>N.A.</td>
<td></td>
</tr>
<tr>
<td>1.3</td>
<td>Was the Tenderer or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>1.3.1</td>
<td>If so, furnish particulars:</td>
<td>N.A.</td>
<td></td>
</tr>
<tr>
<td>1.4</td>
<td>Does the Tenderer or any of its directors owe any municipal rates and taxes or municipal charges to the municipality / municipal entity, or to any other municipality / municipal entity, that is in arrears for more than three months?</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>1.4.1</td>
<td>If so, furnish particulars:</td>
<td>N.A.</td>
<td></td>
</tr>
<tr>
<td>1.5</td>
<td>Was any contract between the Tenderer and the municipality / municipal entity or any other organ of state terminated during the past five years on account of failure to perform or comply with the contract?</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>1.5.1</td>
<td>If so, furnish particulars:</td>
<td>N.A.</td>
<td></td>
</tr>
</tbody>
</table>

CERTIFICATION

I, THE UNDERSIGNED (FULL NAME) Charles Ndou

CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM 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: 23 May 2011

Position: Director  Name of Tenderer: NGSA (Pty) Ltd

*where the entity tendering is a joint venture, each party to the joint venture must sign a declaration in terms of the Municipal Finance Management Act and attach it to this schedule

Tender: 35
Part T2: Returnable documents
Reference No. 441S/2010/11

Returnable Schedules T2.2
CITY OF CAPE TOWN
WATER AND SANITATION
CONTRACT NO. 441S/2010/11
PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

SCHEDULE 5A : DECLARATION IN TERMS OF THE MUNICIPAL FINANCE MANAGEMENT ACT (No. 56 of 2003)

<table>
<thead>
<tr>
<th>Item</th>
<th>Question</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.1</td>
<td>Is the Tenderer or any of its directors listed on the National Treasury's database as a company or person 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 National Treasury after the audiv alteram partem rule was applied).</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1.1.1</td>
<td>If so, furnish particulars:</td>
<td>N.A.</td>
<td></td>
</tr>
<tr>
<td>1.2</td>
<td>Is the Tenderer 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)? (To access this Register enter the National Treasury's website, <a href="http://www.treasury.gov.za">www.treasury.gov.za</a>, click on the icon “Register for Tender Defaulters” or submit your written request for a hard copy of the Register to facsimile number 012 3265446).</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>1.2.1</td>
<td>If so, furnish particulars:</td>
<td>N.A.</td>
<td></td>
</tr>
<tr>
<td>1.3</td>
<td>Was the Tenderer or any of its directors convicted by a court of law (including a court of law outside the Republic of South Africa) for fraud or corruption during the past five years?</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>1.3.1</td>
<td>If so, furnish particulars:</td>
<td>N.A.</td>
<td></td>
</tr>
<tr>
<td>1.4</td>
<td>Does the Tenderer or any of its directors owe any municipal rates and taxes or municipal charges to the municipality / municipal entity, or to any other municipality / municipal entity, that is in arrears for more than three months?</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>1.4.1</td>
<td>If so, furnish particulars:</td>
<td>N.A.</td>
<td></td>
</tr>
<tr>
<td>1.5</td>
<td>Was any contract between the Tenderer and the municipality / municipal entity or any other organ of state terminated during the past five years on account of failure to perform on or comply with the contract?</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>1.5.1</td>
<td>If so, furnish particulars:</td>
<td>N.A.</td>
<td></td>
</tr>
</tbody>
</table>

CERTIFICATION

I, THE UNDERSIGNED (FULL NAME) Charles Zwane
CERTIFY THAT THE INFORMATION FURNISHED ON THIS DECLARATION FORM 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
Position

Date 23 May 2011

Name of Tenderer Zandla Ntomzi Services (Pty) Ltd

*where the entity tendering is a joint venture, each party to the joint venture must sign a declaration in terms of the Municipal Finance Management Act and attach it to this schedule

Tender Part T2: Returnable documents Reference No. 441S/2010/11

T2.2 Returnable Schedules
CITY OF CAPE TOWN
WATER AND SANITATION

CONTRACT NO. 441S/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIEI TREATMENT WORKS

SCHEDULE 5B: CERTIFICATE OF INDEPENDENT TENDER DETERMINATION

I, the undersigned, in submitting this tender for Contract No. 441S/2010/11: PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIEI TREATMENT WORKS

in response to the invitation for the tender made by the City of Cape Town, do hereby make the following statements that I certify to be true and complete in every respect:

I certify, on behalf of: WSSA - Zana Manzi JV

(Name of Tenderer)

1. I have read and I understand the contents of this Certificate;
2. I understand that this tender will be disqualified if this Certificate is found not to be true and complete in every respect;
3. I am authorized by the tenderer to sign this Certificate, and to submit this tender on behalf of the tenderer;
4. Each person whose signature appears on this tender has been authorized by the tenderer to determine the terms of, and to sign, the tender, on behalf of the tenderer;
5. For the purposes of this Certificate and this tender, I understand that the word “competitor” shall include any individual or organization, other than the tenderer whether or not affiliated with the tenderer, who:
   (a) has been requested to submit a tender in response to this invitation to tender;
   (b) could potentially submit a tender in response to this invitation to tender, based on their qualifications, abilities or experience; and
   (c) provides the same goods and services as the tenderer and/or is in the same line of business as the tenderer;
6. The tenderer has arrived at this tender independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium\(^1\) will not be construed as collusive tendering;
7. In particular, without limiting the generality of paragraph 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 tender;
   (e) the submission of a tender which does not meet the specifications and conditions of the tender; or
   (f) tendering with the intention not to win the tender;
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 invitation to tender relates;

\(^1\) 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.

Tender
Part T2: Returnable documents
Reference No. 441S/2010/11

Returnable Schedules
9. The terms of this tender have not been, and will not be, disclosed by the tenderer, directly or indirectly, to any competitor, prior to the date and time of the official tender opening or of the awarding of the contract;

10. I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to tenders and contracts, tenders 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

23 May 2011

Anthony Sanders

Name

__________________________
Authorized Signatory

Position
CITY OF CAPE TOWN
WATER AND SANITATION

CONTRACT NO. 441S/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

SCHEDULE 6: WATER AND SANITATION SERVICES PROVIDED TO ORGANS OF STATE

The tenderer shall indicate on the schedule below particulars of all water and sanitation operation, maintenance and management services provided to organs of state by all offices country wide in the last five years. Tenderers shall also indicate, by means of a cross (X) in the last column which, if any, of the services listed are of a similar nature, to those being tendered for in terms of this tender.

Where the entity tendering is a joint venture, the particulars of services provided to organs of state by each party to the joint venture, must be submitted as part of this schedule (additional pages may be added if necessary).

<table>
<thead>
<tr>
<th>TITLE OF PROJECT</th>
<th>VALUE OF CONTRACT</th>
<th>EMPLOYER</th>
<th>DATE COMPLETED</th>
<th>SIMILAR SERVICE</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Signed on behalf of Tenderer: [Signature]

---

Tender
Part T2: Returnable documents
Reference No. 441S/2010/11

38

T2.2
Returnable Schedules
CITY OF CAPE TOWN
WATER AND SANITATION

CONTRACT NO. 4415/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

SCHEDULE NO. 7: CERTIFICATE FOR MUNICIPAL SERVICES AND PAYMENTS TO SERVICE PROVIDER

To: THE CITY MANAGER, CITY OF CAPE TOWN

CERTIFICATE FOR MUNICIPAL SERVICES AND PAYMENTS TO SERVICE PROVIDER

Information required in terms of the City's Supply Chain Management Policy, Clauses 45.1 and 114.2

TENDER NO: 4415/2010/11: PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

NAME OF THE TENDERER: NSSA - Zana Manzi JV

FURTHER DETAILS OF THE TENDERER/S; Proprietor / Directors / Partners, etc:

<table>
<thead>
<tr>
<th>Physical Business address of the Tenderer</th>
<th>Municipal Account number(s)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

If there is not enough space for all the names, please attach the additional details to the Contract Document

<table>
<thead>
<tr>
<th>Name of Director / Member / Partner</th>
<th>Identity Number</th>
<th>Physical residential address of Director / Member / Partner</th>
<th>Municipal Account number(s)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

I, Anthony Sanders, the undersigned,

(full name in block letters)

certify that the information furnished on this declaration form is correct and that I/we have no undisputed commitments for municipal services towards a municipality or other service provider in respect of which payment is overdue for more than 30 days.

(signature)

THUS DONE AND SIGNED for and on behalf of the Tenderer/Contractor

at ........................................ on the 23rd day of May ......................................... 2011

(PLACE) (DATE) (MONTH) (YEAR)

Please Note:

Even if the requested information is not applicable to the Tenderer, the table above should be endorsed

Not Applicable and THIS DECLARATION MUST STILL BE SIGNED

Tender

Part T2: Returnable documents

Reference No. 4415/2010/11

39

Returnable Schedules

T2.2
CITY OF CAPE TOWN
WATER AND SANITATION

CONTRACT NO. 4415/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

SCHEDULE 8: KEY PERSONNEL

The tenderer is referred to clause F.2.1.1.4 of the Tender Data and shall insert in the spaces provided below details of the key personnel required to be in the employment of the tenderer, in order for the tenderer to be eligible to submit a tender for this project. The Curriculum Vitae of each individual must be appended to this schedule.

<table>
<thead>
<tr>
<th>PROJECT MANAGER</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>NAME</strong></td>
</tr>
<tr>
<td>K. Derbyshire</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>WORKS MANAGER</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>NAME</strong></td>
</tr>
<tr>
<td>C. Neuman</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>ASSISTANT WORKS MANAGER</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>NAME</strong></td>
</tr>
<tr>
<td>O. Walker</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>MAINTENANCE MANAGER</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>NAME</strong></td>
</tr>
<tr>
<td>G. Elliot</td>
</tr>
</tbody>
</table>

**Signed on behalf of tenderer:**
SCHEDULE 9: SUPPORT RESOURCES

The tenderer is referred to clause F.2.1.1.5 of the Tender Data and shall state below what software packages are available for use on this project and whether or not they are currently owned/licensed by the tenderer, or are available through other means.

<table>
<thead>
<tr>
<th>NAME OF PACKAGE</th>
<th>DESCRIPTION</th>
<th>CURRENTLY OWNED/ LICENCED OR OTHER</th>
</tr>
</thead>
<tbody>
<tr>
<td>Microsoft Office</td>
<td>Word, Excel, PowerPoint, Project Documentation</td>
<td>Purchased annual licence</td>
</tr>
<tr>
<td>Orgplus</td>
<td>Full accounting package Wages</td>
<td>Annual licence</td>
</tr>
<tr>
<td>Accpac</td>
<td>Drawing Design + HAZOP review Models chemical reactions Process Modelling (Purchasing BIOWIN through annual licence)</td>
<td>Licence, Licence, Licence, Consultant support, Licence</td>
</tr>
<tr>
<td>VIP Payroll</td>
<td>BIOWIN</td>
<td></td>
</tr>
<tr>
<td>PIVOTAL</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

SIGNED ON BEHALF OF TENDERER: 

Tender
Part T2: Returnable documents
Reference No. 441S/2010/11

Returnable Schedules
**SCHEDULE 10 : INDEMNITY INSURANCE**

The tenderer is referred to clause F.2.1.1.6 of the Tender Data and shall state below details of the indemnity insurance held by the tenderer. Where the tenderer is a joint venture, each party to the joint venture must submit details of their indemnity insurance. Proof of insurance or confirmation from a reputable Insurance Broker that the tenderer is eligible for the prescribed indemnity insurance cover should he/she be awarded the contract, must be appended to this schedule.

<table>
<thead>
<tr>
<th>NAME OF INSURED</th>
<th>NAME OF INSURER</th>
<th>LIMIT OF INDEMNITY IRO EACH CLAIM</th>
</tr>
</thead>
<tbody>
<tr>
<td>Water and Sanitation Services South Africa (Pty) Ltd.</td>
<td>Marsh (Pry) Ltd.</td>
<td></td>
</tr>
<tr>
<td>This policy covers: Zana Manzi Services (Pty) Ltd.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*Refers Annexure A10 of Supporting Documentation*

**SIGNED ON BEHALF OF TENDERER:**

[Signature]

---

**Tender**

Part T2: Returnable documents

Reference No. 441S/2010/11

T2.2 Returnable Schedules
CITY OF CAPE TOWN
WATER AND SANITATION

CONTRACT NO. 441S/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET
WASTEWATER TREATMENT WORKS

SCHEDULE 11 : PROPOSED WORK PLAN

The tenderer shall append their proposed plan (approach and methodology) to this Schedule.

It should be noted that while a programme may form part of the required work plan, more than a programme is expected in response to this requirement. The work plan must indicate the approach and methodology that the tenderer intends following in order to reach the required outcomes. The work plan must show that the tenderer has appreciated the Scope of Work, and has good insight as to what actions or activities are required in order to comply with the Employer's objectives. The work plan must provide the items listed in clause F.2.1.1.7. The proposed work plan is an important document based upon which up to 15 score points for quality will be awarded. Tenderers should however endeavour to keep their submissions in this regard to a maximum of 30 pages.

SIGNED ON BEHALF OF TENDERER:

[Signature]

Please Refer To Part D of Supporting Documentation
CITY OF CAPE TOWN
WATER AND SANITATION

CONTRACT NO. 441S/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

SCHEDULE 12: EXPERTISE OF KEY PERSONNEL

Notwithstanding having appended the Curriculum Vitae of the key personnel to Schedule 8 above, the tenderer shall append to this schedule, a statement for each of the individuals identified, which indicates any fields of specialisation and any recent experience that is relevant to this particular project (which may or may not have formed part of the individual’s CVs). Tenderers should indicate what particular aspect of the project the specialisation or experience is relevant to.

Up to 12 score points for quality will be awarded for relevant expertise of the key personnel.

SIGNED ON BEHALF OF TENDERER:

* Refer to Part C in “Proposal” of Supporting Documentation for Key Personnel

* Refer to Annexure A8 of supporting documentation for CV’s of Key Personnel
CITY OF CAPE TOWN  
WATER AND SANITATION  
CONTRACT NO. 441S/2010/11  

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS  

SCHEDULE 13: TRACK RECORD  

The tenderer is referred to clause F.2.1.1.7 and shall indicate on the schedule below all operation, maintenance and management of wastewater treatment works projects that have been successfully completed in the past ten years, or that are underway at present.  

Where the entity tendering is a joint venture, the track record of each party to the joint venture must be submitted as part of this schedule (additional pages may be added if necessary). A score for each will be combined in proportion to the percentage contribution of each party to the joint venture.  

Up to 6 score points for CAS, and 7 score points for MBR, projects will be awarded for quality according to the nature and scale of projects listed.  

<table>
<thead>
<tr>
<th>TRACK RECORD OF TENDERER (CAS) (up to 6 score points)</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>TITLE AND BRIEF DESCRIPTION OF PROJECT</td>
<td>VALUE OF CONTRACT</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>TRACK RECORD OF TENDERER (MBR) (up to 7 score points)</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>TITLE AND BRIEF DESCRIPTION OF PROJECT</td>
<td>VALUE OF CONTRACT</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

SIGNED ON BEHALF OF TENDERER: [Signature]

Tender  
Part T2: Returnable documents  
Reference No. 441S/2010/11  

45  
T2.2 Returnable Schedules
PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

SCHEDULE 14: ISO CERTIFICATION

Ref: Annexure A

If applicable, the tenderer shall append proof of their ISO 9001, ISO 14001 and ISO 18001 certification to this schedule.

Up to 3 score points for quality will be awarded to tenderers who are ISO certified. Where the entity tendering is a joint venture, provided one of the parties is ISO certified and it has been indicated on the work plan submitted that that party will take responsibility for quality management, environmental management, and health and safety standards, then the joint venture will be awarded 3 score points in this respect.

SIGNED ON BEHALF OF TENDERER: 

[Signature]
SCHEDULE 15: PROPOSED AMENDMENTS AND QUALIFICATIONS BY TENDERER

The Tenderer should record any proposed deviations or qualifications he may wish to make to the tender documents in this Returnable Schedule. Alternatively, a tenderer may state such proposed deviations and qualifications in a covering letter attached to his tender and reference such letter in this schedule. Tenderers are also referred to clause F.2.13.1 of the Tender Data.

The Tenderer's attention is drawn to clause F.3.8 of the Standard Conditions of Tender referenced in the Tender Data regarding the Employer's handling of material deviations and qualifications.

If no deviations or modifications are desired, the schedule hereunder is to be marked NIL and signed by the Tenderer.

<table>
<thead>
<tr>
<th>PAGE</th>
<th>CLAUSE OR ITEM</th>
<th>PROPOSAL</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Number of sheets, appended by the tenderer to this Schedule ........ (If nil, enter NIL).

Please refer to Part E of supporting documentation

SIGNED ON BEHALF OF TENDERER: 

Tender  
Part T2: Returnable documents  
Reference No. 441S/2010/11  

47  
T2.2  
Returnable Schedules
CITY OF CAPE TOWN
WATER AND SANITATION

CONTRACT NO. 4415/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET
WASTEWATER TREATMENT WORKS

SCHEDULE 16: AVAILABILITY/ALLOCATION OF RESOURCES

The tenderer shall append their proposed resource allocation to this schedule.

This schedule should include all personnel that are intended to be used in the execution of the work (including the key personnel and others (Specialists) as may be necessary) with details of their name, qualification, title/job description, a brief description of their function in relation to this project, whether or not they are in the employment of the tenderer at present, and on what basis they will be involved in this project (part time oversight role, full time for duration of certain activities, as and when required, etc).

This schedule should also include resources other than human (equipment, software, etc) that are relevant to/necessary for and are available, or will be bought/hired in, for use on this project.

Up to 7 score points for quality will be awarded for the allocation of resources over and above the key personnel named in Schedule 8 and scored in Schedule 12 above.

The employer may request more detailed information relating to the resources listed if deemed necessary.

SIGNED ON BEHALF OF TENDERER: [Signature]

1. All staff members are currently employed by WSSA and Zana Manzi
2. Project Manager, Kevin Derbyshire spends part of his time on this contract, others full time.
3. All resources readily available from WSSA/Zana Manzi

Refer to Part C in "Proposal" of Supporting Documentation, as well as Annexure A8 for CU's
CITY OF CAPE TOWN
WATER AND SANITATION

CONTRACT NO. 441S/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

SCHEDULE 17: AUTHORISATION FOR THE DEDUCTION OF OUTSTANDING AMOUNTS OWED TO COUNCIL

To: THE CITY MANAGER, CITY OF CAPE TOWN

From: WSSA - Zana Manzi JV
(Name of Tenderer)

________________________

I, THE UNDERSIGNED, ANTHONY SANDERS
(FULL NAME IN BLOCK LETTERS)

hereby authorise the City of Cape Town to deduct the full amount outstanding by the business organisation / Director / Partner, etc from any payment due to us / me.

________________________

THUS DONE AND SIGNED for and on behalf of the Bidder / Contractor

at Johannesburg on the 22nd day of May 2011

(PLACE) (DATE) (MONTH)

(YEAR)

in the presence of the subscribing witnesses.
CITY OF CAPE TOWN
WATER AND SANITATION
CONTRACT NO. 441S/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

SCHEDULE 18: RECORD OF ADDENDA TO TENDER DOCUMENTS (ANNEX K)

We confirm that the following communications received from the Employer before the submission of this tender offer, amending the tender documents, have been taken into account in this tender offer:

<table>
<thead>
<tr>
<th>Date</th>
<th>Title or Details</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td></td>
</tr>
<tr>
<td>2.</td>
<td></td>
</tr>
<tr>
<td>3.</td>
<td></td>
</tr>
<tr>
<td>4.</td>
<td><strong>Please Refer to Annexure A15 and Part E in</strong></td>
</tr>
<tr>
<td>5.</td>
<td>&quot;Proposal&quot; of Supporting Documentation</td>
</tr>
<tr>
<td>6.</td>
<td></td>
</tr>
<tr>
<td>7.</td>
<td></td>
</tr>
<tr>
<td>8.</td>
<td></td>
</tr>
<tr>
<td>9.</td>
<td></td>
</tr>
<tr>
<td>10.</td>
<td></td>
</tr>
</tbody>
</table>

Attach additional pages if more space is required.

Signed [Signature]

Date 23 May 2011

Name Anthony Sanders

Position Authorised Signatory

Tenderer WSSA - Zara Munti JV
PF1: Preferencing Schedule where preferences are granted in respect of HDI equity

1 Definitions

The following definitions shall apply to this schedule:

Equity ownership: The percentage of an enterprise or business owned by individuals or, in respect of a company, the percentage of the company’s shares that are owned by individuals, who are actively involved in the management of an enterprise or business and exercise control over the enterprise, commensurate with their degree of ownership at the closing date of the tender.

Note: All claims for HDI equity ownership by an HDI will be considered according to the following criteria:
- equity within private companies will be based on the percentage of equity ownership;
- preference points will not be awarded to public companies and tertiary institutions;
- equity claims for a trust will only be allowed in respect of those persons who are both trustees and beneficiaries and who are actively involved in the management of the Trust; and
- a consortium or joint venture may, based on the percentage of the contract value managed or executed by their HDI members, be entitled to equity ownership.

Historically disadvantaged individual (HDI): A South African citizen
a) who, due to the apartheid policy that had been in place, had no franchise in national elections prior to the introduction of the Constitution of the RSA, 1983 (Act 110 of 1983) or the Constitution of the RSA, 1993 (Act 200 of 1993) ("the Interim Constitution"), or
b) who is a female; or
c) who has a disability;

provided that a person who obtained South African citizenship on or after the coming to effect of the Interim Constitution, is deemed not to be an HDI;

2 Conditions associated with the granting of preferences

The tenderer who claims a preference, undertakes to:

1) not subcontract more than 25% of the Net Amount of the Contract to a person who is not an HDI or does not qualify for such preference.
2) maintain an HDI equity ownership of not less than that upon which the preference is based for the duration of the Contract;
3) accept the sanctions set out in Section 3 below should conditions 1 or 2 be breached;
4) complete the Tender Preference Claim in respect of Enterprise Status or Structure in the Tendering Entity contained in Section 4 below.

3 Sanctions relating to breaches of preferencing conditions

The sanctions for breaching the preferencing conditions are:
1. termination of the Contract; or
2. a financial penalty payable to the Employer equal to 1.25 times the number of tender evaluation points awarded in respect of the preference claimed, multiplied by the contract price including Value Added Tax, divided by 100

4 Tender preference claim in respect of enterprise status or structure of the tendering entity

Number of preference points = NOP x EP / 100

NOP = maximum tender evaluation points provided for in the Preferential Procurement Policy Framework Act (Act 5 of 2000)
EP = the percentage of equity ownership by an HDI within the business enterprise.
NOTE:
Tenderers are required to be registered and verified on the Western Cape Supplier Database (WCSD) prior to the evaluation of tenders in order to qualify for preference points. The Employer will verify the HDI equity ownership percentage claimed by the tenderer (in 4 above) against that given on the WCSD. If any discrepancy exists, the employer shall use the percentage given on the WCSD, in the formula above, to calculate the number of preference points achieved by the tenderer. Where the entity tendering is a joint venture, the HDI equity ownership percentage of each party shall be combined in proportion to the percentage contribution of each party to the joint venture in order to determine the HDI status of the joint venture itself.

The undersigned, who warrants that he/she is duly authorised to do so on behalf of the firm or sole proprietor confirms that he/she understands the conditions under which such preferences are granted and confirms that the tenderer will satisfy the conditions pertaining to the granting of tender preferences.

Signature: ____________________________

Name: Anthony Sanders

Duly authorised to sign on behalf of: WSSA - Zon9r Manzi JV

Telephone: 011 209 7001

Fax: 011 209 5847

Date: 23 May 2011
Part 2: Data provided by the Contractor (Service Provider)

The Service Provider is: NSSA - Zena Monzi J.V.

Postal Address: P.O. Box 320
Riveria, 2128

Physical Address: Block E, Lincolnwood Office Park
Woodlands Drive, Woodmead, 2128

Telephone: 011 709 9200/1
Facsimile: 011 804 5847

The authorised and designated representative of the Service Provider is:

Name: Anthony Sanders

The address for receipt of communication is: Sanders @ NSSA.co.za

Address: P.O. Box 320
Riveria, 2128

Telephone: 011 709 9200/1 or 082 460 8672
Facsimile: 011 804 5847

SIGNED ON BEHALF OF TENDERER:

[Signature]
CITY OF CAPE TOWN
WATER AND SANITATION

CONTRACT NO. 441S/2010/11

PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

C1.4 Form of Offer and Acceptance

Offer

The employer, identified in the acceptance signature block, has solicited offers to enter into a contract for the procurement of:

CONTRACT 441S/2010/11: PROVISION OF OPERATION, MAINTENANCE AND MANAGEMENT SERVICES AT THE ZANDVLIET WASTEWATER TREATMENT WORKS

The tenderer, identified in the offer signature block, has examined the documents listed in the tender data and addenda thereto as listed in the returnable schedules, and by submitting this offer has accepted the conditions of tender.

By the representative of the tenderer, deemed to be duly authorised, signing this part of this form of offer and acceptance, the tenderer offers to perform all of the obligations and liabilities of the service provider under the contract including compliance with all its terms and conditions according to their true intent and meaning for an amount to be determined in accordance with the conditions of contract identified in the contract data.

The Offered Prices (Rates) Exclusive of Value Added Tax, and the Offered Percentage (%) on-Costs, are given in the Schedule of Rates and On-Costs attached as Annexure A to this part of the Form of Offer and Acceptance.

This offer may be accepted by the employer by signing the acceptance part of this form of offer and acceptance and returning one copy of this document to the tenderer before the end of the period of validity stated in the tender data, whereupon the tenderer becomes the party named as the service provider in the conditions of contract identified in the contract data.

Signature

Name: Anthony Sanders
Capacity: Authorised Signatory

For the tenderer

(Name and address of organization/tenderer)

NGSA - Zona Marzi J.V.
P.O. Box 370
Rivonia 2128

Name and signature of witness

Date: 18/07/2011

Agreement
Part C1: Agreements
Reference No. 441S/2010/11

C1.4
Form of offer and acceptance
<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>COSTING UNIT</th>
<th>RATE (exclusive of VAT)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Liquid Stream fixed cost</td>
<td>Rand per month</td>
<td>Rand <em>six hundred and fifty thousand four hundred and six rand</em> (in words) R 650 206.00 (in figures)</td>
</tr>
<tr>
<td>Liquid Stream variable cost ESKOM Low Season</td>
<td>Rand per kilolitre</td>
<td>Rand <em>two point eight zero rand</em> (in words) R 0.3380 (in figures)</td>
</tr>
<tr>
<td>Liquid Stream variable cost ESKOM High Season</td>
<td>Rand per kilolitre</td>
<td>Rand <em>zero point five one six seven rand</em> (in words) R 0.5167 (in figures)</td>
</tr>
<tr>
<td>Sludge Stream fixed cost</td>
<td>Rand per month</td>
<td>Rand <em>one hundred and forty two thousand eight hundred and forty seven rand</em> (in words) R 142 847.00 (in figures)</td>
</tr>
<tr>
<td>Sludge Stream fixed rate cost ESKOM Low Season</td>
<td>Rand per Ton (1000 kg) (dry basis)</td>
<td>Rand <em>two hundred and eight rand and three cents</em> (in words) R 208.03 (in figures)</td>
</tr>
<tr>
<td>Sludge Stream fixed rate cost ESKOM High Season</td>
<td>Rand per Ton (1000 kg) (dry basis)</td>
<td>Rand <em>two hundred and twenty five Rand and a eighteen cents</em> (in words) R 225.18 (in figures)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>On-cost for maintenance of liquid stream equipment</th>
<th>%</th>
<th>Percentage <em>fifteen percent</em> (in words) Percentage 15% (in figures)</th>
</tr>
</thead>
<tbody>
<tr>
<td>On-cost for maintenance of sludge stream equipment</td>
<td>%</td>
<td>Percentage <em>fifteen percent</em> (in words) Percentage 15% (in figures)</td>
</tr>
</tbody>
</table>
C2.2 Activity Schedule

The sums and rates shall be VAT exclusive.

### LIQUID STREAM

<table>
<thead>
<tr>
<th>ITEM</th>
<th>COST TYPE</th>
<th>COSTING UNIT</th>
<th>SUM</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.1</td>
<td>SALARIES, WAGES &amp; ALLOWANCES</td>
<td>Rand per month</td>
<td>121 082.00</td>
</tr>
<tr>
<td>1.2</td>
<td>Operations</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>1.3</td>
<td>Maintenance</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>1.4</td>
<td>Supervisory Operations</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>1.5</td>
<td>Supervisory Maintenance</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td></td>
<td>A</td>
<td>SUB-TOTAL SALARIES WAGES AND ALLOWANCES</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>GENERAL EXPENSES</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2.1</td>
<td>Chemicals</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.2</td>
<td>Other eg deodourising</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.3</td>
<td>Cleaning Services</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.4</td>
<td>Fuel (Diesel oil) for standby generators</td>
<td>FIXED up to threshold then claimable #</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.5</td>
<td>Hiring Charges</td>
<td>FIXED up to threshold then claimable #</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.6</td>
<td>Grounds Maintenance</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.7</td>
<td>Printing &amp; Stationary</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.8</td>
<td>Security Services</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.9</td>
<td>Telecommunications</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.10</td>
<td>Protective Clothing</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.11</td>
<td>Potable Water Purchases</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.12</td>
<td>Materials (general) &amp; Consumables</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.13</td>
<td>Vehicles &amp; Plant</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.14</td>
<td>Oils &amp; Lubricants</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.15</td>
<td>Equipment &amp; Tools</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td></td>
<td>B</td>
<td>SUB-TOTAL GENERAL EXPENSES</td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>REPAIRS &amp; MAINTENANCE</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3.1</td>
<td>Primary - External service providers including purchases</td>
<td>FIXED up to threshold then claimable #</td>
<td>Rand per month</td>
</tr>
<tr>
<td></td>
<td>C</td>
<td>SUB-TOTAL REPAIRS AND MAINTENANCE</td>
<td></td>
</tr>
<tr>
<td>4</td>
<td>CORPORATE CHARGES</td>
<td></td>
<td></td>
</tr>
<tr>
<td>4.1</td>
<td>Corporate Services</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td></td>
<td>D</td>
<td>SUB-TOTAL CORPORATE CHARGES</td>
<td></td>
</tr>
</tbody>
</table>

Agreement
Part C2: Pricing Data
Reference No. 4415/2010/11
<table>
<thead>
<tr>
<th>ITEM</th>
<th>COST TYPE</th>
<th>COSTING UNIT</th>
<th>RATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.1 Chlorine</td>
<td>FIXED RATE</td>
<td>Rand per kl under standard conditions $</td>
<td>0.0305</td>
</tr>
<tr>
<td>1.2 Electricity</td>
<td>VARIABLE (depending on influent volume and quality)</td>
<td>Rand per kl under standard conditions $</td>
<td>0.3075</td>
</tr>
</tbody>
</table>

TOTAL OF VARIABLE MONTHLY COSTS PER kl UNDER STANDARD CONDITIONS (SUM OF 1.1 and 1.2) = L<sub>40</sub> = 0.3380

### Variable Monthly Costs - Eskom Low Season

<table>
<thead>
<tr>
<th>ITEM</th>
<th>COST TYPE</th>
<th>COSTING UNIT</th>
<th>RATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.1 Chlorine</td>
<td>FIXED RATE</td>
<td>Rand per kl under standard conditions $</td>
<td>0.0305</td>
</tr>
<tr>
<td>1.2 Electricity</td>
<td>VARIABLE (depending on influent volume and quality)</td>
<td>Rand per kl under standard conditions $</td>
<td>0.4862</td>
</tr>
</tbody>
</table>

TOTAL OF VARIABLE MONTHLY COSTS PER kl UNDER STANDARD CONDITIONS (SUM OF 1.1 and 1.2) = L<sub>H10</sub> = 0.5167

### On Cost for Purchases of Spares, Etc.

Specify the % on-cost that would be charged for purchases of spares and utilisation of external contractors for maintenance of mechanical and electrical assets only.

\[ 15\% \]

### Removal and Disposal of Solids Recovered from Wastewater in the Networks

This service will be provided free of charge to the contractor by another contractor appointed by the City.

# = above the threshold the costs may be claimable as provided for elsewhere in this document.

$ = standard conditions are 72 000 kl per month influent at a mean Chemical Oxygen Demand of 828 mg/l

Agreement Part C2: Pricing Data
Reference No. 4415/2010/11

C2.2 Activity Schedule
## SLUDGE STREAM

### FIXED MONTHLY COSTS

<table>
<thead>
<tr>
<th>Item</th>
<th>COST TYPE</th>
<th>COSTING UNIT</th>
<th>SUM</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>SALARIES, WAGES &amp; ALLOWANCES</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1.1</td>
<td>Operations</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>1.2</td>
<td>Maintenance</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>1.3</td>
<td>Supervisory Operations</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>1.4</td>
<td>Supervisory Maintenance</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>1.5</td>
<td>Administration</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td></td>
<td><strong>SUB-TOTAL SALARIES WAGES AND ALLOWANCES</strong></td>
<td></td>
<td><strong>79 973-00</strong></td>
</tr>
<tr>
<td>2</td>
<td>GENERAL EXPENSES</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2.1</td>
<td>Fuel (Diesel oil) for standby generators</td>
<td>FIXED up to threshold then claimable #</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.2</td>
<td>Oils &amp; Lubricants</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td>2.3</td>
<td>Equipment &amp; Tools</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td></td>
<td><strong>SUB-TOTAL GENERAL EXPENSES</strong></td>
<td></td>
<td><strong>1 518-00</strong></td>
</tr>
<tr>
<td>3</td>
<td>REPAIRS &amp; MAINTENANCE</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3.1</td>
<td>Primary - External service providers including purchases</td>
<td>FIXED up to threshold then claimable #</td>
<td>Rand per month</td>
</tr>
<tr>
<td></td>
<td><strong>SUB-TOTAL REPAIRS AND MAINTENANCE</strong></td>
<td></td>
<td><strong>58 715-00</strong></td>
</tr>
<tr>
<td>4</td>
<td>CORPORATE CHARGES</td>
<td></td>
<td></td>
</tr>
<tr>
<td>4.1</td>
<td>Corporate Services</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td></td>
<td><strong>SUB-TOTAL CORPORATE CHARGES</strong></td>
<td></td>
<td><strong>1 768-00</strong></td>
</tr>
<tr>
<td>5</td>
<td>CONTRACTED SERVICES</td>
<td></td>
<td></td>
</tr>
<tr>
<td>5.1</td>
<td>Laboratory</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td></td>
<td><strong>SUB-TOTAL CONTRACTED SERVICES</strong></td>
<td></td>
<td><strong>327-00</strong></td>
</tr>
<tr>
<td>6</td>
<td>TRAINING</td>
<td></td>
<td></td>
</tr>
<tr>
<td>6.1</td>
<td>Training</td>
<td>FIXED</td>
<td>Rand per month</td>
</tr>
<tr>
<td></td>
<td><strong>SUB-TOTAL TRAINING</strong></td>
<td></td>
<td><strong>486-00</strong></td>
</tr>
</tbody>
</table>

**TOTAL OF FIXED MONTHLY COSTS (A + B + C + D + E + F) = S_P0**

**142 847-00**

### FIXED RATE MONTHLY COSTS PER NETT TON (1000 kg) OF SLUDGE DEWATERED (DRY BASIS)

<table>
<thead>
<tr>
<th>Item</th>
<th>COST TYPE</th>
<th>COSTING UNIT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.1</td>
<td>Polyelectrolyte</td>
<td>FIXED RATE</td>
</tr>
<tr>
<td>1.2</td>
<td>Electricity</td>
<td>FIXED RATE</td>
</tr>
</tbody>
</table>

**TOTAL OF FIXED RATE MONTHLY COSTS PER NETT TON (1000 kg) OF SLUDGE DEWATERED (DRY BASIS)

(SUM OF 1.1 and 1.2) = S_P0**

208-03

---

Agreement
Part C2: Pricing Data
Reference No. 441S/2010/11
**GENERAL EXPENSES**

| 1.1 | Polyelectrolyte | FIXED RATE | Rand per Nett Ton (1000 kg) of sludge dewatered | 177.18 |
| 1.2 | Electricity     | FIXED RATE | Rand per Nett Ton (1000 kg) of sludge dewatered | 48.00  |

**TOTAL OF FIXED RATE MONTHLY COSTS PER NETT TON (1000 kg) OF SLUDGE DEWATERED (DRY BASIS)**

(SUM OF 1.1 and 1.2) = S\_WNC

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**PRICE FOR PURCHASES OF SPARES, ETC.**

SPECIFY THE % ON-COST THAT WOULD BE CHARGED FOR PURCHASES OF SPARES AND UTILISATION OF EXTERNAL CONTRACTORS FOR MAINTENANCE OF MECHANICAL AND ELECTRICAL ASSETS ONLY

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**REMOVAL AND DISPOSAL OF THE DEWATERED SLUDGE**

THIS SERVICE WILL BE PROVIDED FREE OF CHARGE TO THE CONTRACTOR BY ANOTHER CONTRACTOR APPOINTED BY THE CITY

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

# = above the threshold the costs may be claimable as provided for elsewhere in this document.

The threshold for Fuel (diesel oil) is taken to be the fuel used to operate the standby generators for 30 minutes per week to check readiness, etc. of the units. Submit to Engineer confirmation that this has been done; additional fuel consumption as a result of operating hours necessitated by electricity supply interruptions will be claimable upon submission of documentary evidence of fuel usage.

**SUMMARY OF PRICES**

<table>
<thead>
<tr>
<th>RATE IDENTIFIER</th>
<th>DESCRIPTION</th>
<th>COSTING UNIT</th>
<th>RATE (exclusive of VAT)</th>
</tr>
</thead>
<tbody>
<tr>
<td>L_WNC</td>
<td>Liquid Stream fixed cost</td>
<td>Rand per month</td>
<td>65.0206 - 00</td>
</tr>
<tr>
<td>L_WNC_Low</td>
<td>Liquid Stream variable cost - Eskom Low Season</td>
<td>Rand per kIolitre</td>
<td>0.3380</td>
</tr>
<tr>
<td>L_WNC_High</td>
<td>Liquid Stream variable cost - Eskom High Season</td>
<td>Rand per kIolitre</td>
<td>0.3167</td>
</tr>
<tr>
<td>S_WNC</td>
<td>Sludge Stream fixed cost</td>
<td>Rand per month</td>
<td>142.847 - 00</td>
</tr>
<tr>
<td>S_WNC_Low</td>
<td>Sludge Stream fixed rate cost - Eskom Low Season</td>
<td>Rand per Ton (1000 kg) (dry basis)</td>
<td>208.03</td>
</tr>
<tr>
<td>S_WNC_High</td>
<td>Sludge Stream fixed rate cost - Eskom High Season</td>
<td>Rand per Ton(1000 kg) (dry basis)</td>
<td>225.18</td>
</tr>
<tr>
<td>ON-COST 1</td>
<td>On-cost for maintenance of liquid stream equipment</td>
<td>%</td>
<td>15%</td>
</tr>
<tr>
<td>ON-COST 2</td>
<td>On-cost for maintenance of sludge stream equipment</td>
<td>%</td>
<td>15%</td>
</tr>
</tbody>
</table>

The Tenderer shall carry the following from the above Summary of Prices to Annexure A Schedule of Rates and On-costs attached to the Offer part of the Form of Offer and Acceptance in Part C1.4 on page 130 of the Contract Document:

- The RATE (exclusive of VAT)
- **The percentage (%) ON-COST**