

**With respect to the ICASA 20 / 2023 RFP, I have the following initial queries:**

1. What is the difference between a JV and a Consortium as a form of a bidding structure?

- Joint venture is a business arrangement where two or more participants come together and share their expertise in order to win a tender. It is a separate entity, independent from the individual participant's own businesses.

For the purpose of submission, please submit the following:

- Tax Clearance Certificates/Pin of individual entities.
- Signed legal agreement.
- Consolidated BBEE certificate.

- Consortium is an association of two or more companies with the objective of responding to a tender. Note that in this type of arrangement, the participants retain their own individual separate legal status and the consortium's control is limited to the consortium agreement.

For the purpose of submission, please submit the following:

- Tax Clearance Certificates/Pin of individual entities.
- Signed legal agreement.
- Consolidated BBEE certificate.

2. What is meant by a "consolidated BBEE certificate"? In the case of a joint submission (e.g., a Consortium) is it sufficient to submit the individual certificates of the various entities domiciled in South Africa which are members of a joint submission?

- A consolidated BBEE certificate is a certificate which verifies compliance data of joint partners and collectively rate them accordingly.

3. Can you please confirm that for a single International Bidder that **International Bidders can submit the required documents** (1 x Hard Copy of Functional and Price documents, 3 x copies of Functional and Price documents and 1 x USB with electronic copies of Functional and Price documents on it) **by couriered by International Courier** to ICASA at the address detailed in the Bidding Document (The Bid Administration Office, ICASA Block C, 350 Witch-Hazel Street, Eco-Park, Centurion).

- Yes, International bidders are welcome to submit the required documents by international couriers to ICASA head office. As long it arrives prior to the closing date.

4. Also, if the bidding documents can be sent by International Courier to the address above that these documents need to be received by ICASA before

11am on 20th June and that **if the International Bidder has proof of delivery to the address above before 11am on 20th June then this is acceptable as proof of delivery ahead of the required time and date.**

- To the bidder, yes that could be acceptable. However, for ICASA the proof of delivery on time is when the actual bidding documents are in the ICASA tender box. Therefore, it is the responsibility of the bidder to ensure that it arrives on time. (A picture of the submission being inserted in the tender box should suffice).
5. Also, as an International Bidder we do not have any BBBEE certification and as such can ICASA **please confirm that there is NO requirement for a BBBEE certificate to be provided and that if the International Bidder cannot therefore provide a certificate their bid will NOT be disqualified.**
- If a bidder is not register for BBBEE certification, they are welcomed to submit for a tender. The bidder will not be disqualified but would also not get the preferential points. (Max. point 20).
6. Can you please also confirm if a MS Word version of the various response forms can be provided to support submission of the requested documents in the format/layout requested by ICASA.

For example, in the 'Bidding-Document-ICASA-20-2023' document which is in pdf format the bidder is asked to complete as part of their repos the 'General Commercial Conditions of Contract/Bid' form which asks 29 questions which for some it requests the bidder to make comment.

Equally ICASA requests that all Standard Bidding (SBD) forms are completed and signed and submitted with the bidder's proposal. Again, having these forms in MS Wood format will make it easier to include these completed forms in the proposal.

If a MSWord word version of the Standard Bidding forms can be provided, then please do provide by reply.

- Kindly note that ICASA does NOT provide the bidding documents in a word format to bidders.
7. Can you please confirm that for a single International Bidder that **International Bidders can submit the required documents** (1 x Hard Copy of Functional and Price documents, 3 x copies of Functional and Price documents and 1 x USB with electronic copies of Functional and Price documents on it) **by couriered by International Courier** to ICASA at the address detailed in the Bidding Document (The Bid Administration Office, ICASA Block C, 350 Witch-Hazel Street, Eco-Park, Centurion).
- Kindly refer to no.3
8. Also, if the bidding documents can be sent by International Courier to the address above that these documents need to be received by ICASA before 11am on 20th June and that **if the International Bidder has proof of delivery to the address above before 11am on 20th June then this is acceptable as proof of delivery ahead of the required time and date.**

- Kindly refer to no 3.

9. Also, as an International Bidder we do not have any BBBEE certification and as such can ICASA **please confirm that there is NO requirement for a BBBEE certificate to be provided and that if the International Bidder cannot therefore provide a certificate their bid will NOT be disqualified.**

- Kindly refer to no 5.

**10. Annexure A – 5.4. The consultant or its partners must be affiliated with a professional auctioneering organisation.**

- a. What must bidder provide as proof of affiliation.

A proof of registration of the professional auctioneering organisation that can be verified.

- b. Must the auctioneering organisation be South African.

The terms of reference are not limiting in this regard. It can be from any other country as long as it can be verified.

**11. Terms of Reference 7.4.5 Project Members' Experience in the fields of Electronic Engineering, Economics, and Legal indicated in the Curriculum Vitae.**

- a. What legal experience is required – what will the individual be requested to do?

To ensure the work being delivered is aligned with the legislative and regulatory framework applicable to the project.

12. Confirm that electronic signatures will be accepted in the main (original document) for international parties.

- Yes, we will accept the electronics signatures.

13. Confirm that no certification will be required from documents sent from international parties.

I do not understand the question. Please clarify the question.

**14. Checklist of bidding documentation before submitting – ID documents of directors.**

- a. Some of the consortium members are conglomerates with hundreds of directors. Please advise if this can be waived for international parties and we provide ID documents for the local company.

- No, that cannot be waived. Otherwise, we will not have record of identity for international parties. To this end, Kindly request the

conglomerates to nominate a proxy for each company (in writing) and submit their Identity Document/ Passport so we can also have their records.