

Attention	:	Prospective Bidders
From	:	Supply Chain Management
Date	:	11 November 2024
Bid Number	:	RFP2024/16/NYDA, RFP2024/17/NYDA, RFP2024/18/NYDA, RFP2024/19/NYDA & RFP2024/20/NYDA
Bid Title	:	LEASE OF CORPORATE SPACE FOR POLOKWANE, WITBANK, DR K KAUNDA, DR RS MOMPATI, LEJWELEPUTSWA NYDA OFFICES.

YOU ARE HEREBY ADVISED OF THE ADMINISTRATIVE REGULATIONS AND PROCEDURES

- 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). Collusive Bidding is a per se prohibition meaning that it cannot be justified under any grounds. It undermines the fair determination of a supplier, corruptly eliminating free and open competition. Therefore, it is not allowed.
- Clause as per the tender documents the following clause refers:
"clause 2.2: The Landlord shall provide an allowance towards the Tenant's installation which is equivalent of a seven -month of the total awarded bid price inclusive of rental, parking, operational, maintenance cost and vat inclusive (Total Bid Price / seven years of lease / twelve months x 7 months).. Layout plans and cost estimates can be prepared for consideration by both parties on any tenant installation work to be carried out. The Landlord's standard specifications will apply".

In addition to above the agency is adding the following line where Tenant Installation is concerned:

- Whereas the cost of the bill of quantities is less than seven months of the bid price the remaining balance will go towards the rental

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