

**10.****PROPOSED LONG-TERM CONTRACT FOR THE PROVISION OF SERVICES AS IMPLEMENTING AGENT FOR THE SCHULPHOEK DEVELOPMENT PROJECT, HERMANUS****D. Hendriks  
27 July 2023****Senior Manager:Engineering Services****(028) 313 5059****1. Executive Summary**

The purpose of this report is to provide the necessary information and motivation with regards to the proposed long-term contract, Contract SC2368/2023 : Provision of Services as Implementing Agent for the Schulphoek Development Project, Hermanus, in terms of the enabling provisions of section 33 of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) (MFMA), to enable Council to make an informed decision whether to consent to the proposed longterm contract.

**2. Service Delivery and Budget Implementation Plan - IGNITE**

Directorate: Investment & Infrastructure  
Department: Engineering Services

**3. Compliance with Strategic Priorities**

Provision of democratic, accountable and ethical governance  
Provision and maintenance of municipal services  
Creation and maintenance of a safe and healthy environment  
The encouragement of structured community participation in the matters of the municipality

**4. Delegated Authority**

None

**5. Legal Requirements**

Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003) (MFMA)  
Overstrand Municipality Supply Chain Management Policy  
Overstrand Municipality Contract Management Policy

**6. Background/Discussion/Evaluation/Conclusion****Background**

Contract SC2368/2023 for the Provision of Services as Implementing Agent, for the Schulphoek Development Project, Hermanus was advertised on 20 January 2023 and was awarded to Asla Construction (Pty) Ltd on 26 April 2023. The

proposed contract period will be more than three financial years, therefore the Municipality must comply with Section 33 of the Local Government: Municipal Finance Management Act, Act No. 56 of 2003 (MFMA).

The project entails the following 3 phases i.e., conceptual planning, detailed planning & implementation. The aim of the Schulphoek Development is to obtain statutory approval for a fully integrated mixed-use housing development, that incorporates other non-residential uses such as social and businesses facilities as contained in the Overstrand Municipality's SDF and the Western Cape Government (WCG)'s Strategic Objectives. Other designated land uses will include community facilities, public open spaces, a school site and commercial/retail/service industry. It is estimated that approximately 4000 residential opportunities will be created.

The funding for the project is provided by the Department of Human Settlements (DoHS). The successful Implementing Agent takes full financial responsibility and therefore there is no financial contribution from Overstrand Municipality related to the execution of the project. A core part of the execution of projects is the active utilization of bridge funding.

### **Discussion**

Section 33 of the MFMA provides as follows:

*"33. (1) A municipality may enter into a contract which will impose financial obligations on the municipality beyond a financial year, but if the contract will impose financial obligations on the municipality beyond the three years covered in the annual budget for that financial year, it may do so only if –*

- a) *The municipal manager, at least 60 days before the meeting of the municipal council at which the contract is to be approved –*
  - (i) *Has, in accordance with section 21A of the Municipal Systems Act-*
    - (aa) *Made public the draft contract and an information statement summarising the municipality's obligations in terms of the proposed contract, and*
    - (bb) *Invited the local community and other interested persons to submit to the municipality comments or representations in respect of the proposed contract; and*
  - (ii) *Has solicited the views and recommendations of-*
    - (aa) *The National Treasury and the relevant provincial treasury;*
    - (bb) *The national department responsible for local government; and*
    - (cc) *If the contract involves the provision of water, sanitation, electricity, or any other service as may be prescribed, the responsible national department,*
- b) *The municipal council has taken into account-*
  - (i) *The municipality's projected financial obligations in terms of the proposed contract for each financial year covered by the contract,*

- (ii) *The impact of those financial obligations on the municipality's future municipal tariffs and revenue,*
  - (iii) *Any comments or representations on the proposed contract received from the local community and other interested persons; and*
  - (iv) *Any written views and recommendations on the proposed contract by the National Treasury, the relevant provincial treasury, the national department responsible for local government and any national department referred to in paragraph (a)(ii)(cc); and*
- c) *The municipal council has adopted a resolution in which-*
- (i) *It determines that the municipality will secure a significant capital investment or will derive a significant financial economic or financial benefit from the contract,*
  - (ii) *It approves the entire contract exactly as it is to be executed; and*
  - (iii) *It authorizes the municipal manager to sign the contract on behalf of the municipality.*
2. *The process set out in subsection (1) does not apply to –*
- a) *Contracts for long-term debt regulated in terms of section 46(3),*
  - b) *Employment contracts; or*
  - c) *Contracts–*
    - (i) *For categories of goods as may be prescribed; or*
    - (ii) *In terms of which the financial obligation on the municipality is below –*
      - (aa) *A prescribed value; or*
      - (bb) *A prescribed percentage of the municipality's approved budget for the year in which the contract is concluded.*
3. (a) *All contracts referred to in subsection (1) and all other contracts that impose a financial obligation on a municipality –*
- (i) *must be made available in their entirety to the municipal council; and*
  - (ii) *may not be withheld from public scrutiny except as provided for in terms of the Promotion of Access to Information Act, 2000 (Act No. 2 of 2000).*
- (b) *Paragraph (a)(i) does not apply to contracts in respect of which the financial obligation on the municipality is below a prescribed value.*
4. *This section may not be read as exempting the municipality from the provisions of Chapter 11 to the extent that those provisions are applicable in a particular case."*

In terms of Sections 33 of the MFMA, due process has been followed, making provision for the contract having future budgetary implications.

The following activities were completed in accordance with Sections 33 of the MFMA:

- A public notice, inviting comments from the local community and other interested persons was placed in the local media on 31 May 2023 (i.e. more than 60 days before the Council meeting). Refer to Annexure B.
- An Information Statement with regards to the proposed longterm contract was made available to the public from 02 June 2023 on Overstrand Municipality's web site. Refer to Annexure A.

- The views and recommendations of the following stakeholders have been solicited: National Treasury, Provincial Treasury Western Cape and the Department of Co-operative Governance & Traditional Affairs. Refer to Annexure C.
- The proposed long-term contract served before the Overstrand Bid Adjudication Committee on 26 April 2023, where it was recommended to the Accounting Officer for approval. The Accounting Officer approved the recommendation on 26 April 2023. Refer to Annexure F.
- The final step in the MFMA process is the submission to the Council meeting on 30 August 2023.

Only National Treasury (NT) responded with comments on or before the closing date of 3 July 2023. (refer to Annexure D). NT queried whether Overstrand Municipality will ensure that there is sufficient budget provision for the implementation of the project, whether a formal tender process was followed, compliance to Section 116 of the MFMA i.e. dispute resolution mechanisms & performance evaluation of service provider, that the services be linked to specific phases and the timelines for each phase including penalties for non-performance.

The Municipal Manager responded to NT (refer to Annexure E) confirming that:

- Overstrand Municipality will ensure that there is sufficient budget provision for the implementation of the project.
- A formal tender process was followed by Overstrand Municipality.
- Overstrand Municipality will ensure compliance to Section 116 of the MFMA in all respects. Which includes but are not limited to:
  - Dispute resolution mechanisms to settle disputes between the two parties;
    - Periodic review of the agreement; and
    - Monthly performance evaluation of the service provider.
- All relevant project phases in the scope will be project managed with specific timelines for completion. Special conditions under clause 6.11 in the tender specifically refers to penalties in the event of delay in performance.
- Overstrand Municipality can also confirm sufficient in-house contract management capacity to ensure that all conditions of the agreement are managed consistently with the provisions of section 116 of the MFMA.

### **Conclusion**

All the processes required in terms of the MFMA for the proposed long-term contract have been followed. No input opposing the proposed long-term contract was received from any stakeholder.

The proposed long-term contract on its own will not have a significant adverse impact on the municipality's future capital & operational budgets as the funding is provided by the Department of Human Settlements (DoHS) and will therefore not contribute to any excessive annual increases in future municipal

tariffs. It is recommended that Council consent to the proposed long-term contract.

## **7. Financial Implications**

Source of Funding eg. Capital& Operating Budget Provisions- Department of Human Settlements

Unique Key	: 20220630033394
Cost Account	: 50209000021
Item Description	: Acquisitions Outsourced
Budget Provision 2023/2024	: R 10 000 000.00
Budget Provision 2024/2025	: R 24 000 000.00
Budget Provision 2025/2026	: R 42 100 000.00
Spent to Date/Committed	: R 0.00
Balance Available	: R 10 000 000.00

The projected expenditure for the contract period is shown in the table below:

Financial Year	Total Estimated Annual Expenditure
2023/24	R 10 000 000
2024/25	R 24 000 000
2025/26	R 42 100 000
2026/27	R 58 000 000
2027/28	R 64 000 000
2028/29	R 64 800 000
2029/30	R 53 600 000
2030/31	R 68 500 000
2031/32	R 58 000 000
2032/33	R 57 000 000
<b>Total</b>	<b>R 500 000 000</b>

## **8. Staff Implications**

None

## **9. Comments from other Departments, Divisions and Administrations**

None

## **10. Annexures**

Annexure A: MFMA Section 33 Information Statement  
Annexure B: MFMA Section 33 Public Notice

- Annexure C: MFMA Section 33 Letter to Stakeholders  
Annexure D: Comments received from National Treasury  
Annexure E: Municipal Manager's response to National Treasury  
Annexure F: Minutes of Bid Adjudication Committee 26 April 2023

**RECOMMENDATION TO THE COUNCIL:**

1. that Council takes cognisance of the reasons for and the estimated financial implications of the proposed long-term contract, Contract SC 2368/2023 between Overstrand Municipality and Asla Construction (Pty) Ltd, for the Provision of Services as Implementing Agent, for the Schulphoek Development Project, Hermanus, in terms of the enabling provisions of Section 33 of the Local Government: Municipal Finance Management Act 2003 (Act 56 of 2003);
2. that Council takes cognisance of the comments received from National Treasury in respect of the proposed long-term contract, Contract. SC 2368/2023 between Overstrand Municipality and Asla Construction (Pty) Ltd for the Provision of Services as Implementing Agent, for the Schulphoek Development Project, Hermanus, in terms of the enabling provisions of Section 33 of the Local Government: Municipal Finance Management Act 2003 (Act 56 of 2003), as well as the Municipal Manager's response to National Treasury;
3. that Council takes cognisance that the municipality will derive a significant financial benefit from the contract; and
4. that Council consent to the proposed long-term contract, Contract SC2368/2023 between Overstrand Municipality and Asla Construction (Pty) Ltd for the Provision of Services as Implementing Agent, for the Schulphoek Development Project, Hermanus.

**RESPONSIBLE OFFICIAL :****D HENDRIKS****TARGET DATE FOR IMPLEMENTATION :****01 SEPTEMBER 2023**



## TENDER NO. SC 2368/2023

### PROVISION OF SERVICES AS IMPLEMENTING AGENT FOR THE SCHULPHOEK DEVELOPMENT PROJECT, HERMANUS

#### MFMA INFORMATION STATEMENT

##### 1. OBJECTIVE

Overstrand Municipality intends to enter into a long-term contract with Asla Construction (Pty) Ltd for the Provision of Services as Implementing Agent for the Schulphoek Development Project, Hermanus.

The proposed contract period will be more than three financial years, therefore the Municipality must comply with Section 33 of the Local Government: Municipal Finance Management Act, Act No. 56 of 2003 (MFMA).

The objective of this Information Statement is to inform the community and other interested parties of the intention of Overstrand Municipality to award the contract for the Provision of Services as Implementing Agent for a period spanning longer than three municipal financial years.

##### 2. INVITATION

The local community and other interested parties are invited to submit to the Municipality comments or representations in respect of the proposed contract with Asla Construction Pty Ltd for the Provision of Services as Implementing Agent, for the Schulphoek Development Project, Hermanus, for a period of 10 years.

##### 3. PROCEDURE FOR GIVING COMMENTS

Members of the local community and other interested persons are invited to submit to the Municipality their comments or representations in respect of the proposed contract **before 12:00 on 3 July 2023**, in a sealed envelope clearly endorsed "**Proposed Contract SC2368/2023: Provision of Services as Implementing Agent, for the Schulphoek Development Project, Hermanus**" and addressed to: Municipal Manager, P.O. Box 20, Hermanus, 7200, and to be deposited in **Tender box no. 7**.

Written enquiries for clarification can be directed to Mr Dennis Hendriks at e-mail: [dhendriks@overstrand.gov.za](mailto:dhendriks@overstrand.gov.za).

Any person who wishes to submit comments or representations in respect of the proposed contract and who cannot write, will be assisted by the Director: Infrastructure and Planning or a person designated by him, at the Overstrand Municipality's head office in Magnolia Avenue, Hermanus.

#### 4. PROJECT BACKGROUND

The tender SC2368/2023 for the Provision of Services as Implementing Agent, for the Schulphoek Development Project, Hermanus was advertised on 20 January 2023 and was awarded to Asla Construction Pty Ltd on 26 April 2023.

The project entails the following 3 phases i.e., conceptual planning, detailed planning & implementation. The aim of the Schulphoek Development is to obtain statutory approval for a fully integrated mixed-use housing development, **that incorporates other non-residential uses such as social and businesses facilities as contained in the Overstrand Municipality's SDF and the Western Cape Government (WCG)'s Strategic Objectives.** Other designated land uses will include community facilities, public open spaces, a school site and commercial/retail/service industry. It is estimated that approximately 4000 residential opportunities will be created.

The funding for the project is provided by the Department of Human Settlements.

The successful Implementing Agent takes full financial responsibility and therefore there is no financial liability to the Overstrand Municipality related to the execution of the project. A core part of the execution of projects is the active utilization of bridge funding.

#### 5. THE CONTRACT

##### 5.1. Overview of the service

The service consists of the Provision of Services as Implementing Agent, for the Schulphoek Development Project, Hermanus as detailed in the below extent of service.

##### 5.2. Extent of the service

- Review of existing Studies, initiatives and planning
- Baseline analysis and development Informants
- Identifying recent development initiatives in the field of human settlements that have relevance and evaluate these in order to draw lessons and examples of good practice
- Review alternative approaches, strategy, principles and prototypes for the subject properties
- Analyse the different development options that include comments on policy objectives, financial and affordability calculations, stakeholder input and the objectives of the Employer
- Consider and advise on Alternative Building Technologies in consultation with architect in respect of constructability, maintenance and affordability as required
- Formulate urban design principles and an urban design concept for the proposed development, including residential, non-residential and public space components
- Refinement of development alternatives and Conceptual Plan
- Confirmation of statutory processes
- Statutory Town Planning Approval (LUPA approval) by means of the package of plans approach



- Environmental Authorisation (NEMA, WULA, HWC)
- Stakeholder Management and management of the expectation and demands of surrounding communities
- Land Surveying (Submission to Surveyor General)
- Geotechnical Investigations (Preliminary and Phase 1)
- Beneficiary Administration, Social and Stakeholder facilitation
- Internal Services & Earthworks Design and Approval of Preliminary Designs, including internal Electrical Services
- External Bulk Services & Earthworks Determination, Preliminary Design and Approvals, including external Electrical Services
- Top Structure Preliminary Design and Approval by the Employer (Typologies, Costing and Design Details)
- Procurement and tendering of contractors
- Implementation and construction monitoring
- Close-out

### **5.3. Key outcome**

The key outcome sought for this proposed contract is:

- to obtain statutory approval for a fully integrated mixed-used development that incorporates other non-residential uses such as social and businesses facilities as contained in the Overstrand Municipality's SDF and the Western Cape Government (WCG)'s Strategic Objectives.
- to provide a development which cater for the needs of beneficiaries in terms of different income brackets and
- to reduce the current housing backlog on the housing beneficiary waiting list
- to develop a sustainable human settlement

### **5.4. Term**

10 Years from commencement date

### **5.5. Remuneration Model**

The funding for the project is provided by the Department of Human Settlements.

Overstrand Municipality (OM) will not be held liable by the Implementing Agent if the funds or subsidies are not approved by the Department of Human Settlements. The remuneration will be in terms of the conditions as per the General Conditions of Contract for the appointment of an Implementation Agent for Human Settlements Projects (GCCIA), (FIRST EDITION, 2022) which form part of the tender document.

## **6. NEXT STEPS**

Members of the local community and other interested persons are invited to submit to the Municipality their comments or representations in respect of the proposed contract.

The Municipality will solicit and receive the views and recommendations of stakeholders, including the National and Provincial Treasuries and the Department of Environmental

Affairs and Development Planning and the national department responsible for local government.

The contract and all comments and views received relevant to the contract will be presented to Council in August 2023 to consider the comments or representations in terms of the proposed contract.

NOTICE	KENNISGEWING	ISAZISO
<p><b>PROPOSED ENTERING OF LONG-TERM CONTRACT NO. SC2368/2023 FOR THE PROVISION OF SERVICES AS IMPLEMENTING AGENT FOR THE SCHULPHOEK DEVELOPMENT PROJECT, HERMANUS FOR A CONTRACT PERIOD ENDING 30 JUNE 2023, GIVING EFFECT TO THE LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, ACT NO. 56 OF 2003: SECTION 33.</b></p>	<p><b>VOORGENOME INTREDING VAN LANGTERMYN KONTRAK SC2368/2023: LEWERING VAN DIENSTE AS IMPLEMENTERINGSAGENT VIR SCHULPHOEK ONTWIKKELINGSPROJEK, HERMANUS, INGEVOLGE DIE WET OP PLAASLIKE REGERING: MUNISIPALE FINANSIEËLE BESTUUR, WET NR. 56 VAN 2003: ARTIKEL 33.</b></p>	<p><b>UKUNGENA OKUNDULULWAYO KWIMVUMELWANOYSEXESHA ELIDE ESITYILE NOMBULO. SC2368/2023 INKONZO EZILUNGISELELWEYO NJENGMENZELI WOKUZALISEKISA IPHULO LOPHULISO LESC HULPHOEK, IYESHA LEIMVUMELWANO YASE HERMANUS IPHEL A NGOMHLA WAMA-30 KWEYESILIMELA NGOWAMA-2023, KUNIKWA IMPEBELELO KURHULUMENTE WASEKHAYA: UMTHETHO WOKULAWULA IMALI KAMASIPALA, UMTHETHO OYINOMBOLO YAMA-56 WOWAMA- 2003: ICANDELO 33.</b></p>
<p>The Overstrand Local Municipality, in terms of the provision of Section 33 of the Local Government: Municipal Finance Management Act, Act No. 56 of 2003, hereby makes it public that it intends to enter into a long-term contract for the Provision of Services as implementing agent for the Schulphoek Development Project, Hermanus.</p> <p>The proposed contract and an information statement summarising the Municipality's obligations in terms of the proposed contract can be inspected during official office hours at the Municipality's head and satellite offices and libraries or on the Municipality's official web-site <a href="http://www.overstrand.gov.za">www.overstrand.gov.za</a>, from <b>Friday, 02 June 2023</b>.</p> <p>The proposed contract will be considered by the Municipal Council of the Overstrand Local Municipality at its Council meeting to be held on <b>Wednesday, 30 August 2023</b> at the Municipal Offices in Hermanus.</p> <p>Notice is hereby further given in terms of Section 21 and 21A of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) that the local community and affected parties are invited to submit comments or representations on the proposed amendment of the long-term contract. Such comments or representations must be submitted by not later than <b>Friday, 03 July 2023 at 12:00</b>.</p> <p>Comments or representations must be submitted in a sealed envelope clearly endorsed <b>"Proposed Contract SC2368/2023: Provision of Services as implementing agent for the Schulphoek Development Project, Hermanus."</b> and be deposited in <b>tender box no.7</b>.</p> <p><b>All submissions must be addressed to:</b> The Municipal Manager Tender box no. 7 Overstrand Municipality Magnolia Avenue Hermanus 7200</p>	<p>Overstrand Munisipaliteit, ingevolge die bepaling van Artikel 33 van die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, Wet Nr. 56 van 2003, gee hiermee kennis van sy voorneme intreding van langtermyn kontrak vir die Lewering van Dienste as Implementeringsagent vir Schulphoek Ontwikkelingsprojek, Hermanus.</p> <p>Die voorgename kontrak en die inligtingstuk wat die Munisipaliteit se verpligtinge ten opsigte van die voorgename kontrak saamvat, kan vanaf <b>Vrydag, 02 Junie 2023</b>, gedurende amptelike kantore by die munisipaliteit se hoof- en satellietkantore en biblioteke geïnspekteer word, of op die amptelike webblad van die Munisipaliteit by <a href="http://www.overstrand.gov.za">www.overstrand.gov.za</a>.</p> <p>Die voorgename kontrak sal vir ooreweging voor die Munisipale Raad van die Overstrand Plaaslike Munisipaliteit dien tydens die Raadsvergadering wat geskeduleer is vir <b>Woensdag, 30 August 2023</b> by die Munisipale Kantore in Hermanus.</p> <p>Kennis geskied hiermee verder ingevolge artikel 21 en 21A van die Wet op Plaaslike Regering: Munisipale Stelsels, 2000 (Wet 32 van 2000), dat die plaaslike gemeenskap en geïnteresseerde partye genooi word om kommentaar of vertoë oor die voorgename wysiging van die langtermynkontrak voor te lê. Hierdie kommentaar of vertoë moet teen nie later nie as <b>Vrydag, 03 Julie 2023 om 12:00</b> ingedien word.</p> <p>Kommentaar of vertoë moet ingedien word in 'n verseëide koevert, duidelik gemerk <b>"Voorgestelde intreding van Kontrak SC2368/2023: Lewering van Dienste as Implementeringsagent vir Schulphoek Ontwikkelingsprojek, Hermanus"</b> en geplaas word in <b>tenderbus nommer 7</b>.</p> <p><b>Alle voorteggings moet geadresseer word aan:</b> Die Munisipale Bestuurder Tenderbus nommer 7 Overstrand Munisipaliteit Magnolialaan Hermanus 7200</p>	<p>UMasipala waseKhaya i-Overstrand ngokuphathelele kulungiselelo lweCandelo lama-33 lomtheho kaRhulumente waseKhaya: umThetho woLawulo lwezelaI kaMasipala, umThetho ongunombolo wama-56 wowama-2003 udandaziisa ngokuphathela ukuba unenjongo yokungena kwimvumelwano sexesha elide seeNkonzo zoLungiselelo njengomenzeli wokuzalisekisa iPhulo loPhuhliso leSchulphoek lwaseHermanus.</p> <p>Imvumelwano esindululwayo nenkcazelo yolwazi zishwankathela iimfaneko zikamasipala ngokuphathelele kwimvumelwano endululwayo esinokuhlola ngeeyure ze-ofisi ezisemthethweni kumasipala omkhulu nakwi-ofisi ezincinane nakumathala eencwadi okanye kwiwebhusayithi esemthethweni <a href="http://www.overstrand.gov.za">www.overstrand.gov.za</a> ukususe! <b>ngolwesihlanu umhla wesi-02 kweyeSilimela 2023</b>.</p> <p>Imvumelwano endululwayo iya kuthathelwa ingqalelo liBhunga likaMasipala waseKhaya wase-Overstrand kwintlanganiso yayo yeBhunga eza kubanjwa <b>ngoLwesthathu umhla wama-30 kweyeThupha ngowama-2023</b> kwii-Ofisi zikaMasipala eHermanus.</p> <p>Isaziso sikwanikwe ngokuphathelele kwiCandelo lama-21 nelama-21A lomThetho kaRhulumente waseKhaya: umThetho woLungiselelo lukaMasipala, 2002 (UmThetho wama-32 woLawulo-2000) ukuba uluntu lwasekhaya namaqela achukumisekileyo ayamenywa ukuba angenise izimvo kwisilingiso esindululwayo sesivumelwano sexesha elide. Ezo zimvo kufuneka zingeniswe kungadlulanga <b>ulwesihlanu womhla wesi-03 KweyeKhala ngowama-2023 ngentsimbi ye-12.00</b>.</p> <p>Izimvo kufuneka zingeniswe ngemvulophu ewaliweyo esayinwe ngokucacileyo: "imvumelwayo endululwayo <b>SC2368/2023:Inkonzo zoLungiselelo njengomenzeli wokuzalisekisa iPhulo loPhuhliso leSchulphoek yaseHermanus."</b> Kwaye ikakwe kwibokisi yethenda No.7.</p> <p><b>Zonke izingeniso kufuneka zithunyelwe kule dilesi:</b> The Municipal Manager Tender box no. 7 Overstrand Municipality Magnolia Avenue Hermanus 7200</p> <p>Imibuzo inokubhekiswa kuMnu. D Hendriks nge-imeyile: <a href="mailto:dhendriks@overstrand.gov.za">dhendriks@overstrand.gov.za</a> Abantu abaphila nobulwele okanye abangakwazi ukufunda okanye ukubhala koodwa abanqwanela ukuthabatha inxaxheba kule nkqubo bangayelela ii-ofisi zikaMasipala, eMagnolia Avenue, eHermanus, ngesha leeyure ze-ofisi apho loo mntu uya kuncedwa ngumLawuli: Wezemali okanye umntu onikwe igunya nguba abhale izimvo zomntu lowo..</p>
<p>Enquiries can be directed to Mr. D Hendriks via e-mail: <a href="mailto:dhendriks@overstrand.gov.za">dhendriks@overstrand.gov.za</a> Persons who are physically disabled or who cannot read or write but wish to participate in the process, may visit the Municipal Offices, Magnolia Avenue, Hermanus, during office hours, where that person will be assisted by the Director: Finance or a person designated by her to transcribe that person's comments or representations.</p> <p><b>D O'NEILL MUNICIPAL MANAGER</b> Overstrand Municipality PO Box 20 HERMANUS 7200 <b>Notice number: 90/2023</b></p>	<p><b>D O'NEILL MUNISIPALE BESTUURDER</b> Overstrand Munisipaliteit Posbus 20 HERMANUS 7200 <b>Kennisgewingnummer: 90/2023</b></p>	<p><b>D O'NEILL MUNICIPAL MANAGER</b> Overstrand Municipality PO Box 20 HERMANUS 7200 <b>Notice number: 90/2023</b></p>



**KANTOOR VAN DIE MUNISIPALE BESTUURDER  
OFFICE OF THE MUNICIPAL MANAGER**

NAVRAE | ENQUIRIES:  
LEËRVERWYSING | FILE REFERENCE:  
DATUM | DATE:

Mr DGI O'Neill  
8/3/1/SC2368/2023  
31/05/2023



By e-mail to:

National Treasury – Mr S Mkhwanazi (GTAC) & Mr W McComans (MFMA Implementation),  
[Wayne.Mccomans@treasury.gov.za](mailto:Wayne.Mccomans@treasury.gov.za) and [MFMA@treasury.gov.za](mailto:MFMA@treasury.gov.za)

Provincial Treasury Western Cape – Mr S Kenyon (MFMA Coordinator), [Steven.Kenyon@westerncape.gov.za](mailto:Steven.Kenyon@westerncape.gov.za) and [Kim-Kay.Neethling@westerncape.gov.za](mailto:Kim-Kay.Neethling@westerncape.gov.za)

Department of Co-operative Governance and Traditional Affairs (COGTA) – Mr C Maeta, [ChoeneM@cogta.gov.za](mailto:ChoeneM@cogta.gov.za)

Dear Sir / Madam

**PROPOSED LONGTERM CONTRACT FOR THE PROVISION OF SERVICES AS  
IMPLEMENTING AGENT FOR THE SCHULPHOEK DEVELOPMENT PROJECT,  
HERMANUS: NOTICE IN TERMS OF SECTION 33 OF THE LOCAL GOVERNMENT:  
MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (ACT NO. 56 OF 2003)**

In terms of Section 33(1)(a)(ii) of the Local Government: Municipal Finance Management Act, 2003 (Act no. 56 of 2003) (MFMA), you are hereby notified of the Overstrand Municipality's intention to enter into a contract which will impose a financial obligation beyond the three years covered in the budgets for the 2023/2024 to 2025/2026 financial years.

As is required, we hereby solicit your views and recommendations on the proposed contract between Overstrand Local Municipality and Asla Construction (Pty) Ltd, with regards to provision of services as implementing agent for the Schulphoek development project, Hermanus. The contract is planned to come into effect on 01 September 2023, for a contract period of 10 years.

Please find attached the following:

1. Annexure A: Information Statement
2. Annexure B: Draft Contract
3. Annexure C: Advertisement placed on 31 May 2023, inviting the local community and interested stakeholders to submit representations on the proposed long-term contract.

Please express your views and recommendation(s), if any, to the undersigned on or before, Friday, **03 July 2023**, in order for my Council to take all representations into account for decision making, thereby giving effect to the provisions of Section 33(1)(b)(i-iv) of the MFMA.

Yours sincerely

**MR DGI O'NEILL  
MUNICIPAL MANAGER**



## **national treasury**

Department:  
National Treasury  
REPUBLIC OF SOUTH AFRICA

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Email: [mfma@treasury.gov.za](mailto:mfma@treasury.gov.za)

The Municipal Manager  
Overstrand Municipality  
PO Box 20  
**HERMANUS**  
7200

For Attention: Mr DGI O'Neill

Fax: (086) 568-9726

Dear Sir

**RE: PROPOSED LONGTERM CONTRACT FOR THE PROVISION OF SERVICES AS IMPLEMENTING AGENT FOR THE SCHULPHOEK DEVELOPMENT PROJECT, HERMANUS: NOTICE IN TERMS OF SECTION 33 OF THE LOCAL GOVERNMENT: MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (ACT NO. 56 OF 2003)**

The letter with file reference: 8/3/1/SC2368/2023 requesting the National Treasury's comments, on the municipality's intention to appoint an implementing agent for the Schulphoek Development project, has reference.

We have noted the contents of the letter, including the supporting documents. In terms of section 33(1)(a)(i)(aa) of the MFMA, the municipality must make public the draft contract and an information statement summarising the municipality's obligations in terms of the proposed contract. We have noted the copy of the information statement and the public notice inviting comments from the public. We trust that the municipality will ensure that all comments are addressed accordingly.

The municipality intends to enter into a contract for the appointment of an implementing agent for the Schulphoek Development project. The contract will be for a duration of 10 years. The municipality has not indicated the financial obligations in terms of the contract. Nevertheless, we trust that the municipality will ensure that sufficient budget provision is made for the duration of the contract. Kindly note the requirements in section 33(1)(b) of the MFMA, which requires the municipal council to take into account the municipality's projected financial obligations in terms of the proposed contract for each financial year covered by the contract. We further trust that the municipality has followed all the necessary procurement processes in appointing the service provider.

We have noted the conditions of contract as well as the contract data document. We refer the municipality to section 116(1) of the MFMA which sets out some of the terms and conditions of the contract or agreement that must be stipulated into a contract. These include dispute resolution mechanisms to settle disputes between the municipality and the service provider, a periodic review of the contract or agreement once every three years in the case of a contract or agreement for longer



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than three years etc. Therefore, please ensure that these are addressed in the contract in line with section 116 of the MFMA.

We note that the project will be implemented in three phases, the conceptual planning phase, the detailed planning phase and the implementation phase. We have further noted the scope of services which outlines the services to be rendered by the service provider. It will be prudent for the municipality to link the relevant services to the specific phase and also provide specific timelines for each phase including penalties that will be applied should the timelines be missed.

Additionally, the service to be rendered by the service provider include implementation and construction monitoring. Please take into account the requirements in section 116(2)(b) of the MFMA, which requires that the performance of the contractor under the contract or agreement to be monitored on a monthly basis.

It is our understanding that the municipality has sufficient in-house contract management capacity to ensure that any conditions of the agreement are managed appropriately consistent with section 116 of the MFMA.

We trust that you will be guided accordingly.

Yours sincerely

Signed by: SHABEER HAMID KHAN  
Signed at: 2023-07-09 19:11:48 +02:00  
Reason: Witnessing SHABEER HAMID K

**Shabeer Khan**  
**Accountant-General**

**Date:** 09/07/23

Cc: Chief Financial Officer

Cc: MFMA Coordinator: Western Cape Provincial Treasury

**KANTOOR VAN DIE MUNISIPALE BESTUURDER  
OFFICE OF THE MUNICIPAL MANAGER**

NAVRAE | ENQUIRIES:  
LEËRVERWYSING | FILE REFERENCE:  
DATUM | DATE:

Mr DGI O'Neill  
8/3/1/SC2368/2023  
17/07/2023



By e-mail to:

mfma@treasury.gov.za

**Attention : Mr Shabeer Khan  
Accountant-General**

Dear Sir

**RE: PROPOSED LONGTERM CONTRACT FOR THE PROVISION OF SERVICES AS  
IMPLEMENTING AGENT FOR THE SCHULPHOEK DEVELOPMENT PROJECT,  
HERMANUS: NOTICE IN TERMS OF SECTION 33 OF THE LOCAL GOVERNMENT:  
MUNICIPAL FINANCE MANAGEMENT ACT, 2003 (ACT NO. 56 OF 2003)**

Your comments received with regards to the above subject line, has reference.

- Overstrand Municipality will ensure that sufficient budget provision is made available for the implementation of the project.
- A formal tender process was followed by Overstrand Municipality.
- Overstrand Municipality will ensure compliance to Section 116 of the MFMA in all respects. Which includes but are not limited to:
  - Dispute resolution mechanisms to settle disputes between the two parties;
  - Periodic review of the agreement; and
  - Monthly performance evaluation of the service provider.
- All relevant project phases in scope will be project managed with specific timelines for completion. Special conditions under clause 6.11 specifically refers to penalties in the event of delay in performance.
- Overstrand Municipality can also confirm sufficient in-house contract management capacity to ensure that all conditions of the agreement are managed consistently with the provisions of section 116 of the MFMA.

Yours sincerely

**MR DGI O'NEILL  
MUNICIPAL MANAGER**

Tel: 028 313 8003 | Fax: 086 568 9726 | E-mail: mm@overstrand.gov.za  
PO Box 20 | HERMANUS, 7200  
[www.overstrand.gov.za](http://www.overstrand.gov.za)



Minutes of the Proceedings of a meeting of the Special Bid Adjudication Committee held by means of a virtual platform Hermanus, on Wednesday, 26 April 2023 at 08:00.

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Minutes of the Proceedings of a meeting of the  
Special Bid Adjudication Committee, held by means of a virtual platform, Hermanus  
08:00 on Wednesday, 26 April 2023

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**OFFICIALS PRESENT:**

**Committee Members:**

Ms. SG Reyneke-Naude	Director: Finance (Chairperson)
Ms. D Arrison	Director: Management Services
Mr. N Michaels	Director: Protection Services
Mr. S Müller	Director: Investment & Infrastructure
Mr. S Madikane	Director: Economic & Social Development and Tourism
Mr. C Le Roux	Deputy Director: Finance & SCM

**Technical Advisors:**

Mr. I Witbooi	Manager: Demand- & Procurement Management
Mr. J Aplon	Senior Administrative Officer: SCM
Mr. D Hendriks	Senior Manager: Engineering Services
Ms. E Hooneberg	Senior Manager: Revenue
Ms. A Le Roux	Manager: Property Administration
Ms. N Liebenberg	Principal Clerk: Procurement (Secretary)
Mr. C Philander	Intern: Finance
Mr. C Roets	Manager: Contract- & Logistics Management



**Minutes of the Proceedings of a meeting of the Special Bid Adjudication Committee held by means of a virtual platform, Hermanus, on Wednesday, 26 April 2023 at 08:00**

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**1. OPENING**

The Chairperson, Ms. SG Reyneke-Naude, welcomed all present and read the notice convening the meeting.

**2. APOLOGIES**

Mr. N Michaels – Director: Protection Services requested to be excused from the second part of the meeting which was scheduled to commence at 11:30 due to prior obligations.

**3. DECLARATION OF INTEREST OF COMMITTEE MEMBERS**

All the members present declared that they have no interest in any of the companies/enterprises that submitted tenders.

**4. COMPLIANCE WITH PRESCRIPTIVE PROVISIONS OF CIRCULAR 46 OF NATIONAL TREASURY**

An integral strategy towards effective Supply Chain Management is not to award contracts to persons with a history of abuse of the Supply Chain Management system. In terms of Circular 46, of National Treasury, Accounting Officers are compelled to check the prohibition status of all recommended bidders prior to awarding any contract.

The Database of Restricted Suppliers managed by National Treasury was consulted and it was found that neither the under mentioned tenderers nor any of the directors/owners/trustees are listed as a company or person prohibited from doing business with the public sector.

**RESOLVED**

that it be noted that the prohibition status of the below mentioned tenderer was found in order to do business with the public sector.

1. Asla Construction (Pty) Ltd
2. Primedia Outdoor, a Division of Primedia (Pty) Ltd
3. Sunset Beach Trading 310 (Pty) Ltd t/a Garden Route Outdoor Advertising
4. Spectrum Utility Management (Pty) Ltd

**5. CONFIRMATION OF MINUTES OF BID ADJUDICATION COMMITTEE MEETINGS**

**5.1 Confirmation of the Minutes of the Bid Adjudication Committee meetings held on 14 April 2023.**

Upon a proposal by the **Director: Management Services, Ms. D Arrison**, duly seconded by the **Director: Economic & Social Development and Tourism, Mr. S Madikane**, it was

**RESOLVED:**

That the minutes of the Bid Adjudication Committee meeting held on 14 April 2023, be confirmed.

Minutes of the Proceedings of a meeting of the Special Bid Adjudication Committee held by means of a virtual platform, Hermanus, on Wednesday, 26 April 2023 at 08:00

## 6. ADJUDICATION/CANCELLATION OF TENDERS / AMENDMENT OF CONTRACTS

### 6.1 TENDER NO. SC 2341/2022: LEASE, OPERATION, MANAGEMENT AND MAINTENANCE OF 86 EXISTING ILLUMINATED STREET SIGNS WITH ADDITIONAL APPROVED SITES ON VARIOUS PORTIONS OF MUNICIPAL PROPERTIES FOR A CONTRACT PERIOD OF 9 (NINE) YEARS AND 11 (ELEVEN) MONTHS

Upon a proposal by the **Director: Management Services, Ms. D Arrison**, duly seconded by the **Director: Economic & Social Development and Tourism, Mr. S Madikane**, it was

#### RESOLVED

- 6.1.1 that as they scored the highest points in terms of Council's Preferential Procurement Policy preference point system, **Tender No. SC2341/2022: Lease, Operation, Management and Maintenance of 86 Existing Illuminated Street Signs with Additional Approved Sites on Various Portions of Municipal Properties for a Contract Period of 9 (Nine) Years and 11 (Eleven) Months**, be awarded to:

<b>Service provider / supplier:</b>		Primedia Outdoor, a Division of Primedia (Pty) Ltd	<b>SCM supplier #</b>	N/A
<b>Property:</b>		LEASE, OPERATION, MANAGEMENT AND MAINTENANCE OF 86 EXISTING ILLUMINATED STREET SIGNS WITH ADDITIONAL APPROVED SITES ON VARIOUS PORTIONS OF MUNICIPAL PROPERTIES FOR A CONTRACT PERIOD OF 9 (NINE) YEARS AND 11 (ELEVEN) MONTHS		
<b>Vote:</b>	<b>Item description</b>	Hire Monthly		
	<b>Cost account</b>	11650101230000	<b>Business key</b>	202106290951114
<b>Monthly Rental Amount per unit (Incl. VAT):</b>		R529.16	<b>Contingency:</b>	N/A
<b>Monthly Rental Amount per unit in words:</b>		Five hundred and twenty nine Rand and sixteen cents (VAT Included) per unit per month		
<b>Escalation percentage:</b>		CPI	<b>Escalation date:</b>	1 July annually
<b>Contract director:</b>		S Müller	<b>Contract owner:</b>	A Le Roux
<b>CONTRACT PERIOD:</b>				
<b>Implementation date:</b>	1 June 2023	<b>End date:</b>	30 April 2032	<b>Period:</b> 9 years and 11 months

Minutes of the Proceedings of a meeting of the Special Bid Adjudication Committee held by means of a virtual platform, Hermanus, on Wednesday, 26 April 2023 at 08:00

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- 6.1.2 that it be noted that after the awarding of the tender, the final approval of the Executive Mayor for the long-term lease to the successful bidder in terms of the Administration of Immovable Property Policy (2015) must be obtained.
- 6.1.3 that in the event that for whatever reason, no contract can be successfully concluded with **Primedia Outdoor, a Division of Primedia (Pty) Ltd** or the contract with **Primedia Outdoor, a Division of Primedia (Pty) Ltd** is cancelled as a result of a breach by them or any other reason, the tender be awarded to the bidder that scored the second highest points, **Sunset Beach Trading 310 (Pty) Ltd t/a Garden Route Outdoor Advertising** for a rental amount of **R374.20 (Three hundred and seventy four Rand and twenty cents) (VAT Included) per unit per month**, including any escalation where applicable.

Certified as correct by:



Mr. C Le Roux

Deputy Director: Finance & SCM

26 April 2023

Date



Ms. SG Reyneke-Naude

Director: Finance (Chairperson)

26/04/2023

Date

Minutes of the Proceedings of a meeting of the Special Bid Adjudication Committee held by means of a virtual platform, Hermanus, on Wednesday, 26 April 2023 at 08:00

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**6.2 TENDER NO. SC 2344/2022: SALE OF A PORTION OF REMAINDER ERF 4771 HERMANUS (±30,000M<sup>2</sup> IN EXTENT) FOR A RESIDENTIAL DEVELOPMENT**

Upon a proposal by the Director: Protection Services, Mr. N Michaels, duly seconded by the Director: Management Services, Ms. D Arrison, it was

**RESOLVED**

- 6.2.1 That TENDER NO: SC2344/2022: SALE OF A PORTION OF REMAINDER ERF 4771 HERMANUS (±30,000M<sup>2</sup> IN EXTENT) FOR A RESIDENTIAL DEVELOPMENT, be cancelled in terms of Regulation 13(c) of the Preferential Procurement Regulations, 2017, as no acceptable bids were received.
- 6.2.2 That the cancellation be published in the same media in which the bid invitation was originally advertised with reference to Regulation 13(2) of the Preferential Procurement Regulations, 2017.

Certified as correct by:



Mr. C Le Roux

Deputy Director: Finance & SCM

26 April 2023

Date



Ms. SG Reyneke-Naude

Director: Finance (Chairperson)

26/04/2023

Date

Minutes of the Proceedings of a meeting of the Special Bid Adjudication Committee held by means of a virtual platform, Hermanus, on Wednesday, 26 April 2023 at 08:00

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**6.3 TENDER NO. SC 2355/2022: SALE OF ERF 1070 DE KELDERS (7,8544 HA IN EXTENT) FOR NATURE RESERVE, CONSERVATION USE, TOURIST ACCOMODATION, TOURIST FACILITIES AND/OR ENVIRONMENTAL FACILITIES**

Upon a proposal by the Director: Economic & Social Development and Tourism, Mr. S Madikane, duly seconded by the Director: Protection Services, Mr. N Michaels, it was

**RESOLVED**

**6.3.1** That Tender No. SC2355/2022: Sale of Erf 1070 De Kelders (7,8544ha in Extent) for Nature Reserve, Conservation Use, Tourist Accommodation, Tourist Facilities and/or Environmental Facilities, be cancelled in terms of Regulation 13(1)(c) of the Preferential Procurement Regulations, 2017, as no bids were received.

**6.3.2** That the cancellation be published in the same media in which the bid invitation was originally advertised with reference to Regulation 13(2) of the Preferential Procurement Regulations, 2017.

Certified as correct by:



Mr. C Le Roux

Deputy Director: Finance & SCM

26 April 2023

Date



Ms. SG Reyneke-Naude

Director: Finance (Chairperson)

26/04/2023

Date

Minutes of the Proceedings of a meeting of the Special Bid Adjudication Committee held by means of a virtual platform, Hermanus, on Wednesday, 26 April 2023 at 08:00

**6.4 TENDER NO. SC 2349/2022: DISCONNECTION AND RECONNECTION OF ELECTRICITY SUPPLY AND INSTALLATION AND REMOVAL OF WATER FLOW RESTRICTORS FOR A CONTRACT PERIOD ENDING 30 JUNE 2026**

Upon a proposal by the **Director: Management Services, Ms. D Arrison**, duly seconded by the **Director: Protection Services, Mr. N Michaels**, it was

**RESOLVED**

**6.4.1** that as they scored the highest points in terms of Council's Preferential Procurement Policy preference point system, **Tender No. SC2349/2022: Disconnection and Reconnection of Electricity Supply and Installation and Removal of Water Flow Restrictors for a Contract Period Ending 30 June 2026** be awarded to:

<b>Service provider / supplier:</b>		Spectrum Utility Management (Pty) Ltd		<b>SCM supplier #</b>	5617
<b>Service / goods provided:</b>		DISCONNECTION AND RECONNECTION OF ELECTRICITY SUPPLY AND INSTALLATION AND REMOVAL OF WATER FLOW RESTRICTORS			
<b>Vote:</b>	<b>Item description</b>	Connection / Disconnection: Electricity Connection / Disconnection: Water			
	<b>Cost account</b>	Electricity: 10200200500000 Water: 10200200520000	<b>Business key</b>	Electricity: 20210629091822 Water: 20210629091823	
<b>Amount (including VAT):</b>		As per the pricing schedule listed below		<b>Contingency:</b>	N/A
<b>Amount in words:</b>		As per the pricing schedule listed below			
<b>Escalation percentage:</b>		6%	<b>Escalation date:</b>	01 July annually	
<b>Contract director:</b>		SG Reyneke-Naude	<b>Contract owner:</b>	EM Hooneberg	
<b>CONTRACT PERIOD:</b>					
<b>Implementation date:</b>		1 July 2023	<b>End date:</b>	30 June 2026	<b>Period:</b> 36 months

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#### 6.4.2 PRICING SCHEDULE

DESCRIPTION	KLEINMOND	HERMANUS	STANFORD	GANSBAAI
	Price per meter / per action (Incl. VAT)			
<b>1. ELECTRICITY</b>				
<b>1.1. Office Hours</b>				
1.1.1 Cut-off electricity	R125.00	R120.00	R130.00	R130.00
1.1.2. Special cut-off electricity	R137.00	R131.00	R143.00	R143.00
1.1.3. Reconnection of electricity	R137.00	R131.00	R143.00	R143.00
1.1.4. Re-visit / check meters	R66.00	R60.00	R72.00	R72.00
1.1.5. Special readings	R54.00	R48.00	R60.00	R60.00
<b>1.2. After Hours</b>				
1.2.1 Reconnection of electricity	R142.00	R136.00	R149.00	R149.00
1.2.2. Special reconnection	R142.00	R136.00	R149.00	R149.00
<b>2. WATER</b>				
<b>2.1. Office Hours</b>				
2.1.1. Restriction of water	R125.00	R120.00	R130.00	R130.00
2.1.2. Reconnection of water	R137.00	R131.00	R143.00	R143.00
2.1.3. Re-visit / check meters	R66.00	R60.00	R72.00	R72.00
2.1.4. Special Readings	R54.00	R48.00	R60.00	R60.00
2.1.5. Special reconnections	R137.00	R131.00	R143.00	R143.00
<b>2.2. After Hours</b>				
2.2.1. Special reconnection of water	R142.00	R136.00	R149.00	R149.00
<b>SUNDRY</b>				
3.1. Delivery of 14-day notice	R35.00	R35.00	R35.00	R35.00

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#### 6.4.3 SOCIAL RESPONSIBILITY

That it be noted that Spectrum Utility Management (Pty) Ltd confirmed that they will implement the following social responsibility projects within the Overstrand Municipal Area during the contract period:

#	Description of Project	Designated Group and community to be benefitted	Proposed Schedule of Implementation	Estimated monetary value of project (Incl. VAT)
1.	Early Childhood Development	Children in Overstrand	Annually	1% of their profit (minimum of R500.00)

Certified as correct by:



Mr. C Le Roux

Deputy Director: Finance & SCM

26 April 2023

Date



Ms. SG Reyneke-Naude

Director: Finance (Chairperson)

26/04/2023

Date



Minutes of the Proceedings of a meeting of the Special Bid Adjudication Committee held by means of a virtual platform, Hermanus, on Wednesday, 26 April 2023 at 08:00

**6.5 TENDER NO. SC 2368/2023: PROVISION OF SERVICES AS IMPLEMENTING AGENT FOR THE SCHULPHOEK DEVELOPMENT PROJECT, HERMANUS**

Upon a proposal by the **Director: Economic & Social Development and Tourism, Mr. S Madikane**, duly seconded by the **Director: Management Services, Ms. D Arrison**, it was

**RESOLVED TO RECOMMEND TO THE ACCOUNTING OFFICER**

**6.5.1** that as they scored the highest points in terms of Council's Preferential Procurement Policy preference point system, **Tender No. SC2368/2023: Provision of Services as Implementing Agent for the Schulphoek Development Project, Hermanus** be awarded to:

<b>Service provider / supplier:</b>	Asla Construction (Pty) Ltd		<b>SCM supplier #</b>	1103
<b>Service / goods provided:</b>	Provision of Services as Implementing Agent for the Schulphoek Development Project			
<b>Vote:</b>	<b>Item description</b>	To be confirmed		
	<b>Cost account</b>	To be confirmed	<b>Business key</b>	To be confirmed
<b>Project Management Fee mark-up</b>	0%	<b>Contingency:</b>	N/A	
<b>Price (Incl. VAT)</b>	Subsidy quantum as prescribed by the Department of Human Settlements			
<b>Escalation percentage:</b>	N/A	<b>Escalation date:</b>	N/A	
<b>Contract director:</b>	S. Muller	<b>Contract owner:</b>	D. Hendriks	
<b>CONTRACT PERIOD:</b>				
<b>Implementation date:</b>	Date of signing of contract	<b>End date:</b>	10 years (120 months) from commencement date.	<b>Period:</b> 10 years (120 months)

**6.5.2 Social Responsibility**

**Asla Construction (Pty) Ltd** intends to implement the following social responsibility projects within the Overstrand Municipal Area.

#	Description of Project	Designated Group and community benefitted	Proposed Schedule of Implementation	Estimated monetary value of project (Incl. VAT)
1.	Safehouse	Women & children vulnerable to violence	Asla commits 0.5% of project turnover excl. bulk towards CSI. The Asla foundation will seek to raise additional funding. Target 5 year window to implement, contingent upon sufficient turnover over the period. Project may be phased in functional segments.	R2.5 million - R3 million
2.	Skills Development	Local youth	Training in building related disciplines prior to commencement of building contracts through NHBRC and DoHS	R300 000.00

**6.5.3** That National Treasury will be consulted to determine whether a Section 33 will be applicable to this contract.

Minutes of the Proceedings of a meeting of the Special Bid Adjudication Committee held by means of a virtual platform, Hermanus, on Wednesday, 26 April 2023 at 08:00

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Certified as correct by:



\_\_\_\_\_  
Mr. C Le Roux  
Deputy Director: Finance & SCM

26 April 2023

Date



\_\_\_\_\_  
Ms. SG Reyneke-Naude  
Director: Finance (Chairperson)

26/04/2023

Date

RECOMMENDATION APPROVED/ ~~NOT APPROVED~~



\_\_\_\_\_  
Mr. D O'Neill  
Accounting Officer

26/04/2023

Date

CONFIDENTIAL

Minutes of the Proceedings of a meeting of the Special Bid Adjudication Committee held by means of a virtual platform, Hermanus, on Wednesday, 26 April 2023 at 08:00

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Certified as correct at the Bid Adjudication Committee Meeting held on \_\_\_\_\_.

Certified as correct by:

\_\_\_\_\_  
Mr. C Le Roux  
Deputy Director: Finance & SCM

\_\_\_\_\_  
Date

\_\_\_\_\_  
Ms. SG Reyneke-Naude  
Director: Finance (Chairperson)

\_\_\_\_\_  
Date

The meeting was stood down at 09:52 and commenced again at 11:30, after which it adjourned at 12:19

Minutes compiled by: **Ms. N Liebenberg**

Distribution:

Creditors: **Mr. C Oppelt**

Contract Management: **Mr. C Roets**

Purchasing: **Ms. N Mbuqe**

Responsible Official: **Ms. E Hooneberg**

**Ms A Le Roux**

**Mr. D Hendriks**

Wednesday, 26 April 2023 11:17:32

### Summary

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Attended

11:17 - 12:20

Start and end time

1h 2m 46s

Meeting duration

48m 19s

Average attendance time

### Participants

Name	First join	Last leave	In-meeting duration	Role
N Liebenberg nliebenberg@overstrand.gov.za	11:31	12:20	49m 3s	Organiser
Stephen Muller smuller@overstrand.gov.za	11:20	12:20	59m 44s	Presenter
Dennis Hendriks dhendriks@overstrand.gov.za	11:20	12:20	59m 15s	Presenter
Solomzi Madikane smadikane@overstrand.gov.za	11:25	12:20	54m 39s	Presenter
Charlton Philander cphilander@overstrand.gov.za	11:30	12:20	49m 49s	Presenter
CFO CFO@overstrand.gov.za	11:30	12:20	49m 17s	Presenter
Chint Le Roux cieroux@overstrand.gov.za	11:30	12:20	49m 15s	Presenter
Desiree Arrison darrison@overstrand.gov.za	11:33	12:20	46m 11s	Presenter
Ivin Witbooi iwwitbooi@overstrand.gov.za	11:36	12:20	43m 16s	Presenter
Christo Roets croets@overstrand.gov.za	11:57	12:20	22m 45s	Presenter

The image is a screenshot of a PDF viewer displaying a document. At the top of the document, the word "CONFIDENTIAL" is written in large, bold, black capital letters. Below this, the logo for "OVERSTRAND" is visible, featuring a blue fish-like shape and the text "OVERSTRAND" in a stylized font. Underneath the logo, the following text is centered: "AGENDA FOR A SPECIAL BID ADJUDICATION COMMITTEE MEETING TO BE HELD BY MEANS OF A VIRTUAL PLATFORM, IN HERMANUS AT 08:00 ON WEDNESDAY, 26 APRIL 2023". At the bottom of the document, there is a section titled "DISTRIBUTION" followed by "Committee Members:" and "Ms. SG Reyneke-Naide" and "Director: Finance (Chairperson)". The PDF viewer interface includes a toolbar at the top with various icons for editing and navigation, and a sidebar on the right with a list of actions such as "Export PDF", "Edit PDF", "Create PDF", "Comment", "Combine Files", "Organize Pages", "Compare PDF", "Annotate", "Prepare Form", "Request E-signature", "Fill & Sign", "Send for Comments", and "Leave Mark". The browser address bar at the top shows the file path "D:\170213\04\_14.pdf".