

**CONTRACT FORM - PURCHASE OF GOODS/WORKS**

**THIS FORM MUST BE FILLED IN DUPLICATE BY BOTH THE SUCCESSFUL BIDDER (PART 1) AND THE PURCHASER (PART 2). BOTH FORMS MUST BE SIGNED IN THE ORIGINAL SO THAT THE SUCCESSFUL BIDDER AND THE PURCHASER WOULD BE IN POSSESSION OF ORIGINALLY SIGNED CONTRACTS FOR THEIR RESPECTIVE RECORDS.**

**PART 1 (TO BE FILLED IN BY THE BIDDER)**

1. I hereby undertake to supply all or any of the goods and/or works described in the attached bidding documents to George Municipality in accordance with the requirements and specifications stipulated in tender number **COM020/2022** at the price/s tendered. My offer/s remains binding upon me and open for acceptance by the purchaser during the validity period indicated and calculated from the closing time of bid.
2. The following documents shall be deemed to form and be read and construed as part of this agreement:
  - (i) Bidding documents, viz
    - Invitation to bid
    - Tax clearance certificate
    - Pricing schedule(s)
    - Technical Specification(s)
    - Preference claims in terms of the Preferential Procurement Regulations 2017
    - Declaration of interest
    - Special Conditions of Contract;
  - (ii) General Conditions of Contract; and
  - (iii) Other (specify)
3. I confirm that I have satisfied myself as to the correctness and validity of my bid; that the price(s) and rate(s) quoted cover all the goods and/or works specified in the bidding documents; that the price(s) and rate(s) cover all my obligations and I accept that any mistakes regarding price(s) and rate(s) and calculations will be at my own risk.
4. I accept full responsibility for the proper execution and fulfilment of all obligations and conditions devolving on me under this agreement as the principal liable for the due fulfillment of this contract.
5. I declare that I have no participation in any collusive practices with any bidder or any other person regarding this or any other bid.
6. I confirm that I am duly authorised to sign this contract.

NAME (PRINT) John MILLION  
 CAPACITY MEMBER  
 SIGNATURE [Signature]  
 NAME OF FIRM MEMOTEK TRADING CC  
 DATE 09/11/2022

**WITNESSES:**  
 1. NOKOLE MOKOKE  
 2. NTHABI SENS PHETOE  
 DATE: 09/11/2022

## CONTRACT FORM - PURCHASE OF GOODS/WORKS

### PART 2 (TO BE FILLED IN BY THE PURCHASER)

1. I, **S Mtila** in my capacity as **Acting Director Community Services**, accept your bid under reference number **COM020/2022**, dated 31 August 2022 for the supply of goods/works indicated hereunder and/or further specified in the annexure(s).
2. An official order indicating delivery instructions is forthcoming.
3. I undertake to make payment for the goods/works delivered in accordance with the terms and conditions of the contract, within 30 (thirty) days after receipt of an invoice accompanied by the delivery note.

**TENDER NUMBER: COM020/2022: TENDER FOR THE SUPPLY AND DELIVERY OF FIRE FIGHTING HOSES. AS AND WHEN REQUIRED FOR A PERIOD OF THREE YEARS FROM DATE OF APPOINTMENT**

NO	DESCRIPTION	MAKE /MODEL/ CAPACITY / TYPE	QTY	PRICE PER ITEM (INCLUDING VAT)		
				YEAR 1	YEAR 2	YEAR 3
1	Hose	38mm Diameter As per Specifications	1	R3 352.25	R3 687.48	R4 056.22
2	Hose	45mm Diameter As per Specifications	1	R3 605.25	R3 965.78	R4 362.35
3	Hose	65mm Diameter As per Specifications	1	R4 414.85	R4 856.34	R5 341.97

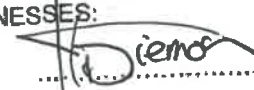
4. This contract will automatically be cancelled where there is a conflict of interest which was not disclosed by the tenderer.
5. I confirm that I am duly authorised to sign this contract.

SIGNED AT GEORGE ON  ..... 2022

NAME **MR S MTLA**  
**ACTING DIRECTOR COMMUNITY SERVICES**

SIGNATURE ..... 08/11/2022 .....

SUPPLY CHAIN MANAGEMENT  
GEORGE MUNICIPALITY  
P.O. BOX 19  
GEORGE  
6530

WITNESSES:  
1.  .....

2. ....

DATE: 09/11/2022

## THE TENDER OFFER

I/We ~~Mr/Mrs/Messrs~~ MEMOTEK TRADING duly assigned to represent the service provider for the purpose of this tender, hereby tender to supply all or any of the goods and/or render all or any of the services described in the attached documents to the George Municipality on terms and conditions stipulated in this tender and in accordance with the specifications stipulated in the tender documents (which shall be taken as part of, and incorporated into this tender) at the price reflected in the Pricing Schedule.

I/we agree that this offer shall remain valid for a period of 120 days commencing from the closing date and time of this tender.

I/we further agree that:

This tender and its acceptance shall be subject to the terms and conditions contained in the George Municipality's Supply Chain Management Policy;

If I/we withdraw my/our tender within the period for which I/we have agreed that the tender shall remain open for acceptance, or fail to fulfill the contract when called upon to do so, the George Municipality may, without prejudice to its other rights, agree to the withdrawal of my/our tender or cancel the contract that may have been entered into between me/us and the George Municipality and I/we will then pay to the George Municipality any additional expense incurred by the George Municipality having either to accept any less favorable tender or, if fresh tenders have to be invited, the additional expenditure incurred by the invitation of fresh tenders and by the subsequent acceptance of any less favorable tender; the George Municipality shall also have the right to recover such additional expenditure by set-off against moneys which may be due or become due to me/us under this or any other tender or contract or against any guarantee or deposit that may have been furnished by me/us or on my/our behalf for the due fulfillment of this or any other tender or contract and pending the ascertainment of the amount of such additional expenditure or retain such moneys, guarantee or deposit as security for any loss the George Municipality may sustain by reason of my/our default;

If my/our tender is accepted the acceptance may be communicated to me/us by letter or order by certified mail or registered mail. Such posting shall be deemed to be proper service of such notice with effect from the date of posting/dispatch of such notice;

The law of the Republic of South Africa shall govern the contract created by the acceptance of my/our tender and that I/we choose domicilium citandi et executandi in the Republic of South Africa, where any and all legal notices may be served at (full street address on this place):

Physical Address: 13 BAS WAD  
TABLEVIEW  
CAPETOWN  
7441

I/we furthermore confirm that I/we have satisfied myself/ourselves as to the correctness and validity of my/our tender; that the price(s) and rate(s) tendered cover all the work/item(s) specified in the tender documents and that the price(s) and rate(s) cover all

my/our obligations under a resulting contract and that I/we accept that any mistakes regarding price(s) and calculations will be at my/our own risk.

I/we hereby accept full responsibility for the proper execution and fulfillment of all obligations and conditions devolving on me/us under this agreement as the Principal(s) liable for the due fulfillment of this contract.

I/we agree that any action arising from this contract may in all respects be instituted against me/us and I/we hereby undertake to satisfy fully any sentence or judgement which may be pronounced against me/us as a result of such action.

I/we declare that I/we have participation / no participation in the submission of any other offer for the supplies/services described in the attached documents. If in the affirmative, state name(s) of tenders involved.

Name: JOHN MILLION

Signature: \_\_\_\_\_

Capacity: \_\_\_\_\_

Date: \_\_\_\_\_

**This form must be completed and signed to be considered provisionally responsive.**

## ACCEPTANCE

By signing this part of the form of offer and acceptance, the employer identified below accepts the supplier's offer. In consideration thereof, the employer shall pay the supplier the amount due in accordance with the conditions identified in the tender data. Acceptance of the supplier's offer shall form an agreement between the employer and the supplier upon the terms and conditions contained in this agreement and in the contract that is the subject of this agreement.

Notwithstanding anything contained herein, this agreement comes into effect on the date when the supplier receives one fully completed original copy of this document, including the schedule of deviations (if any). Unless the supplier within five working days of the date of such receipt notifies the employer in writing of any reason why he cannot accept the contents of this agreement, this agreement shall constitute a binding contract between the parties.

Name: ~~MR A PAULSE~~ MR S MITLA

Signature: 

Capacity: <sup>ACTING</sup> DIRECTOR: COMMUNITY SERVICES

Date: 08/11/2022

For the Employer:

GEORGE MUNICIPALITY  
CIVIC CENTRE  
YORK STREET  
GEORGE





Mrs. S Sternsdorf  
Community Services  
E-mail: [ssternsdorf@george.gov.za](mailto:ssternsdorf@george.gov.za)  
Tel: +27 44 801 6300

Reference Number: COM020/2022

Date: 08 NOVEMBER 2022

Enquiries: N Kock  
044 801 9452

**MEMOTEK TRADING CC**  
13 Bay Way  
Tableview  
Cape Town  
7441

Per e-mail: [johnmillion32@yahoo.co.uk](mailto:johnmillion32@yahoo.co.uk)

Dear Sir/Madam,

**TENDER NUMBER: COM020/2022: TENDER FOR THE SUPPLY AND DELIVERY OF FIRE FIGHTING HOSES, AS AND WHEN REQUIRED FOR A PERIOD OF THREE YEARS FROM DATE OF APPOINTMENT**

No valid dispute was received against the decision of the Municipality's Bid Adjudication Committee and as such it is our pleasure to inform you that your company has been selected as the preferred bidder in terms of tender **COM020/2022** as follows:

- (a) That tender for the supply and delivery of firefighting hoses, as and when required, for a period of three years, be awarded to **Memotek Trading CC** at their total tendered rates (VAT Included) as follows:

NO	DESCRIPTION	MAKE /MODEL/ CAPACITY / TYPE	QTY	PRICE PER ITEM (INCLUDING VAT)		
				YEAR 1	YEAR 2	YEAR 3
1	Hose	38mm Diameter As per Specifications	1	R3 352.25	R3 687.48	R4 056.22
2	Hose	45mm Diameter As per Specifications	1	R3 605.25	R3 965.78	R4 362.35
3	Hose	65mm Diameter As per Specifications	1	R4 414.85	R4 856.34	R5 341.97

**Please note this contract is only active once both parties have signed the contract.**

Yours sincerely



**S MTLA  
ACTING DIRECTOR: COMMUNITY SERVICES**