



an agency of the  
Department of Arts and Culture

10 JUNE 2020

## TERMS OF REFERENCE

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### APPOINTMENT OF A SUITABLY QUALIFIED SERVICE PROVIDER TO SUPPLY SOFTWARE FOR RENEWAL OF THE CURRENT MAINTENANCE OF VEEAM BACKUP AND REPLICATION SOLUTION

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#### 1. PURPOSE

The purpose of this tender is finding a suitably qualified service provider to supply software for the renewal of SAHRA's current Veeam Backup & Replication Enterprise Plus software.

#### 2. BACKGROUND

SAHRA procured Veeam Backup and Replication Software in 2018 for its physical servers hosted in different locations. The solution has met our requirements and working effectively. The renewal of the maintenance of the software is therefore critical to our ongoing solution.

#### 3. SCOPE OF THE SERVICE REQUIRED

SAHRA requires:

7 x Annual Basic Maintenance Renewal - Veeam Backup & Replication Enterprise Plus

#### 4. TERMS AND CONDITIONS

- a) All costs and expenses incurred by the potential service providers relating to their project proposal will be borne by each respective service provider. SAHRA is not liable to pay such costs and expenses or to reimburse or compensate service providers in the process under any circumstances, including the rejection of any proposal or the cancellation of this project.
- b) SAHRA reserves the right to request new or additional information regarding each bidder and any individual or other persons associated with its proposal.
- c) SAHRA may require responsive bidders to present and discuss their proposals in person.

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**TOR FOR APPOINTMENT OF A SUITABLY QUALIFIED SERVICE PROVIDER TO SUPPLY SOFTWARE FOR RENEWAL OF THE CURRENT MAINTENANCE OF VEEAM BACKUP AND REPLICATION SOLUTION**



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- d) SAHRA reserves the right not to make any appointment from the proposals submitted.
- e) Bidders shall not issue any press release or other public announcement pertaining to details of their project proposal without the prior written approval of SAHRA.
- f) Bidders are required to declare any conflict of interest they may have in the transaction for which the bid is submitted or any potential conflict of interest. It is important that bidders declare their conflict of interest through completion of relevant attached forms.
- g) SAHRA reserves the right not to consider further any bid where such a conflict of interest exists or where such potential conflict of interest may arise.
- h) Any and all project proposals shall become the property of SAHRA and shall not be returned.
- i) The bid offers, and proposals should be valid and open for acceptance by SAHRA for a period of 120 days from the date of submission.
- j) Bidders are advised that submission of a proposal gives rise to no contractual obligations on the part of SAHRA.
- k) SAHRA reserves the right not to award the bid to the bidder that scores the highest points.
- l) Disputes that may arise between SAHRA and a bidder must be settled by means of mutual consultation, mediation (with or without legal representation) or, when unsuccessful, in a South African court of law.
- m) In addition to adherence to the specific terms and conditions of proposals, provided in this document, the bidder shall be bound by the provisions of the General Conditions of Contract attached hereto, an original signed copy of which must be submitted together with all other bid documentation.
- n) All returnable bid documents must be completed in full and submitted together with the bidder's proposal. Should the returnable documents not be completed, the bid will not be considered any further.
- o) The successful bidder will be subject to supplier clearance process as prescribed by the National Treasury. This process includes, verification of supplier and its shareholders/directors/members' status on the list of defaulters and restricted suppliers.
- p) The proposal must include a company profile/ organization profile, comprising a description of the organization of the bidder, its primary business activity, clients experience, management etc, including at least three references for companies, to whom the service provider has supplied the same service.



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- q) After the successful service provider has received the purchase order, they must be able to deliver in full compliance with South African approved standards and in compliance to the specifications provided.

## 5. RETURNABLE DOCUMENTS

- a. SBD 1 Invitation to BID
- b. SBD 2 Tax Clearance Requirements
- c. SBD 3 Pricing Schedule
- d. SBD 4 Declaration of Interests form.
- e. SBD 6.1 Preference points claim form (valid BBBEE certificate must be submitted together with this completed document).
- f. SBD 7.2 Contract Form (Rendering Services).
- g. General Conditions of Contract
- h. SBD 8 Declaration of Bidder's Past Supply Chain Management Practices.
- i. SBD 9 Certificate of Independent Bid Determination.

**NB: Failure to submit completed returnable forms as mentioned above may disqualify your quotation.**

## 6. ANTICIPATED TIME SCHEDULE AND PROCESS

<b>Request for Quotations Issued</b>	Website /e-Tender/ Tender Bulletin	<b>10/06/2020</b>
<b>Closing Date</b>	Proposals submitted to SAHRA	<b>26/06/2020 11:00AM</b>

## 7. EVALUATION CRITERIA

- a) All proposal offers received shall be evaluated based on the following phase out approach:
- **Phase one:** Compliance to the terms of reference and conditions of the tender. Failure to meet any of the conditions of the tender will automatically disqualify your tender on this phase.
  - **Phase two:** preference points for Broad-Based Black Economic Empowerment (BBBEE) Status Level of Contribution (80/20 preference points system), where 80 points are allocated to price, and 20 points are allocated to BBBEE status level as follows;



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<b>B-BBEE Status Level of Contributor</b>	<b>Number of points (80/20 system)</b>
1	20
2	18
3	14
4	12
5	8
6	6
7	4
8	2
Non-compliant contributor	0

#### 8. Price (Vat included)

80 Points for price will be awarded with reference to the total fixed proposal amount inclusive of VAT. The service provider with the lowest price shall score the maximum 80 points.

#### 9. SUBMISSION OF TENDERS

Bids must be submitted via email to [tenderinfo@sahra.org.za](mailto:tenderinfo@sahra.org.za)

**Project Name: Renew of Veeam Maintenance Software**

#### 10. CLOSING DATE AND TIME

Closing Date: **26/06/2020 11:00AM** – No late Tenders will be accepted



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**For enquiries, please contact:**

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