



SOUTH AFRICAN HERITAGE RESOURCES AGENCY

SOUTH AFRICAN HERITAGE RESOURCES AGENCY

TERMS OF REFERENCE

SAHRA/APM/01/06/2024

**APPOINTMENT OF A SUITABLY QUALIFIED SERVICE PROVIDER
TO ASSIST IN OBJECTIVELY AND EFFECTIVELY VERIFY THE
CULTURAL SIGNIFICANCE OF BLACK ROCK KOPPIE MINE,
SANTOY, NORTHERN CAPE PROVINCE**



TERMS OF REFERENCE SAHRA/APM/0106/2024

1. PURPOSE

- 1.1 The South African Heritage Resources Agency (SAHRA) hereby invites suitably qualified service providers to submit proposals to objectively and effectively verify the cultural significance of the Black Rock Koppie Mine, near Santoy, Northern Cape Province.

2. BACKGROUND

- 2.1 SAHRA is a statutory organisation established in terms of the National Heritage Resources Act, no 25 of 1999 (NHRA). Part of this mandate is to identify places of national significance and to investigate the desirability to declare it a national heritage site (Section 27 (1) of the NHRA). SAHRA may also in terms of Section 29 provisionally protect a place for a maximum of two years in order to investigate the protection of the place in terms of the NHRA.
- 2.2 In 2009, SAHRA received an application from Asamang Ltd regarding a revised Environmental Management Programme (EMPr) for a Mining Right on portion 1, 2 and 3 of the farm Nchwaning no. 267, remainder and portion 1 of the farm Belgravia no. 264, remainder and portion 1 of the farm Santoy no. 230 and the remainder and portion 1 of the farm Gloria no.266 situated in the Magisterial District of Kuruman, Northern Cape Region (SAHRIS Case ID 807 <https://sahris.sahra.org.za/cases/nchwaning-emp-203>).
- 2.3 Küsel et al. (2009)'s Heritage Impact Assessment (HIA) (https://sahris.sahra.org.za/sites/default/files/heritagereports/HIA_Black_Rock_Kgala_gadi_Kusel_U_Sep09.pdf) found that the original Black Rock Mine represented the early history of manganese mining in South Africa with mines of world renown for unique minerals which are found nowhere else. The HIA provided recommendations that can be found in the linked document.
- 2.4 The SAHRA Review comment (https://sahris.sahra.org.za/sites/default/files/casedecisions/ARC_Black_Rock.pdf) issued on the 29 April 2010 on the HIA stated the following:



- *Given the historical significance of the site, the original Black Rock Mine, it should not be disturbed by the development and the mining. An application may be presented to apply for declaring the site a National Heritage Site and the boundaries of this explored during the declaration process; and*
- *No mining or development must affect the original Black Rock Mine.*

- 2.5 On the 23/05/2019 a Heritage Management Plan (HMP) by Van Vollenhoven was submitted. The HMP provided a statement of significance of the original Black Rock Mine, noting its potential Grade 1 National Heritage Site status and once again recommending that the site be nominated as such. However, after an Audit report was submitted to SAHRA on the 27/01/2020, SAHRA issued a comment recommending that the applicant follow the nomination procedure for the Black Rock Mine as a Grade 1 Heritage Site (<https://sahris.sahra.org.za/node/533940>).
- 2.6 On the 25/08/2021, an HIA (Van Vollenhoven et al, 2021) (https://sahris.sahra.org.za/sites/default/files/heritagereports/Report%2002131V%20HIA%20Black%20Rock%20Koppie_0.pdf) was submitted that argues that the Black Rock Mine NOT be considered a Grade 1 National Heritage Site as older manganese mines are located in Beeshoek and Gloucester, Northern Cape Province. An extract from the HIA “It has previously been indicated that the koppie should be declared a Grade I heritage site. In order to comply with this, and since mining was not planned at the koppie at that point in time, Archaetnos was appointed to motivate the declaration and draw up a cultural heritage management plan. Although the management plan was submitted the actual application was never submitted as the mine realized that it became a viable economic option to rather mine the koppie. This report deals with the motivation to rather mine and not declare the site, and therefore also serves as a Heritage Impact Assessment. It however also deals with the possible memorialization of the site in order not to lose the latent heritage significance thereof.”
- 2.7 As the results of the conducted HIAs differ and have not based their recommended grading on the same criteria, the SAHRA Grading and Declaration Review Committee (GDRC) approved the recommendation to Provisionally Protect Black Rock Koppie Mine in terms of section 29 of the NHRA to investigate the significance of the site.

2.8 SAHRA is, therefore, looking to appoint an expert in Mining Heritage/Built Environment to assist in objectively assessing the significance of the Black Rock Koppie Mine in terms of section 3(3) and section 7 of the NHRA.

3. Scope of the work required

- 3.1. Conduct background research, including own literature review, review of expert reports submitted to SAHRA
- 3.2. Conduct own site assessments at the site to verify information submitted to SAHRA
- 3.3. Clearly articulated and well-structured research report objectively arguing assessment findings that is clearly referenced.
- 3.4. Travel and accommodation costs must be included in the quotation
- 3.5. Submit a report to SAHRA with clearly articulated recommendations within three Months of date of appointment.

4. TERMS AND CONDITIONS OF BIDS

- 4.1 Must have expertise and deep understanding of Mining Heritage or the Built Environment
- 4.2. Previously published research
- 4.3. Must not have worked for the landowners.
- 4.4. Important qualities include:
 - Good judgement in accessing significance
 - To articulate findings clearly, with clear arguments in support of findings
 - Available to present findings to the various SAHRA committees
 - Findings may be subjected to legal proceedings and must be available to assist SAHRA regarding the findings should the need arise.
 - Adhere to deadlines as provided by SAHRA
- 4.5. 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.
- 4.6. SAHRA reserves the right to request new or additional information regarding each bidder and any individual or other persons associated with its proposal.
- 4.7. SAHRA may require responsive bidders to present and discuss their proposals in person.
- 4.8. SAHRA reserves the right not to make any appointment from the proposals submitted.



- 4.9. 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.
- 4.10. 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.
- 4.11. 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.
- 4.12. Any and all project proposals shall become the property of SAHRA and shall not be returned.
- 4.10 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.
- 4.11 Bidders are advised that submission of a proposal gives rise to no contractual obligations on the part of SAHRA.
- 4.12 SAHRA reserves the right not to award the bid to the bidder that scores the highest points.
- 4.13. 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.
- 4.14. 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.
- 4.15. All returnable bid documents must be completed in full and submitted together with the bidder's proposal.
- 4.16. 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.
- 4.17. The service provider must submit a valid tax compliance pin issued by SARS.
- 4.18. 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 Bid
- b) Proof of Tax Compliance Status Pin
- c) SBD 3.3 Pricing Schedule
- d) SBD 4 Declaration of Interests form
- e) SBD 6.1 Preference points claim form (valid BBBEE certificate/certified sworn affidavit must be submitted together with this completed document.
- f) SBD 7.2 Contract Form (Rendering Services).
- g) General Conditions of Contract by National Treasury
- h) Registration with Central Supplier Database (CSD)

6. EVALUATION CRITERIA

6.1. All bid offers received shall be evaluated based on the following phase out approach:

- **Phase one:** Compliance to the terms of reference and conditions of the bid. Failure to meet any of the conditions of the bid will automatically disqualify your bid on this phase.
- **Phase two:** Functionality Criteria (obtaining the minimum threshold for functionality as set out below);

No	Evaluation Criteria	Weight	Score	Weighted score
1	1. Number of years of experience of research in fields Mining Heritage and/or Built Environment 9 and above years = 5 7 - 8 years = 4 5 - 6 years = 3 3 - 4 years = 2 1 – 2 years = 1 Less than 1 year = 0 CV's or full profile of research conducted must be attached	40		
2	Qualifications of the project lead to be utilised in the project. Doctoral Degree or equivalent in cultural and social studies =5 Master's Degree or equivalent in cultural and social studies =4 Honours Degree cultural and social studies =3 Bachelor's Degree or equivalent cultural and social studies =2 Higher Certificate or equivalent in cultural and social studies =1	10		

	No Qualification in cultural and social studies =0 Copies of qualification of the project lead must be attached.			
3	Quality project Plan to be followed in the Research, assessment and presentation 1. Project plan contains detailed methodologies, dates and detailed deliverables =5 2. Project plan contains vague methodologies, only deliverables and no detailed dates = 3 3. Project plan exist but does not contain methodology, dates and deliverables=1 4. No project plan submitted=0 Detailed project plan must be attached and presented online.	50		
Total		100		

A bidder must obtain a minimum of 60 points on the functionality phase in order to progress to the next phase. Failure to obtain 60 points will render the proposal non-responsive.

Phase three: The applicable preference system for this BID is the 80/20 preference point system. Preference points on specific goals will be allocated as follows:

Preference Point System	Points
Price	80
Special Goals	20
Black owned company	8
Women	4
Youth	5
Disability	3
TOTAL POINTS FOR PRICE AND SPECIFIC GOALS	100

7. PRICE (VAT INCLUDED)

7.1. 80 Points for price will be awarded with reference to the total fixed bid amount inclusive of VAT. The service provider with the lowest price shall score a maximum of 80 points.

8. SUBMISSION OF BIDS

8.1. Project bids must be submitted in a sealed envelope, marked as confidential and for the attention of **Supply Chain Management - Bid No: SAHRA/APM/01/06/2024**



- 8.2. Bids must be deposited in the Tender Box located in Cape Town:
South African Heritage Resources Agency
111 Harrington Street
Cape Town
8000
- 8.3. Bids can also be emailed to: tenderinfo@sahra.org.za
- 8.4. It remains the onus of the service provider to ensure that their Tender Offer reaches the SAHRA office no later than the closing date and time.
9. CLOSING DATE AND TIME: 31 October 2024 at 11:00am
- 9.1. No late tenders will be accepted
10. FOR SUPPLY CHAIN MANAGEMENT INFORMATION, PLEASE CONTACT:
- 10.1. Ms. Yonela Somtsewu
SCM Manager
The South African Heritage Resources Agency
111 Harrington Street
Cape Town
8000
Tel: 021 462 4502 / 021 202 8664
Email: ysomtsewu@sahra.org.za
- 10.2. **For technical information, please contact:**
Mr Phillip Hine
APM Manager
The South African Heritage Resources Agency
111 Harrington Street
Cape Town, 8000
Tel. 021 202 8652/021 462 4502
Email: phine@sahra.org.za





SOUTH AFRICAN
HERITAGE
RESOURCES
AGENCY

AN AGENCY OF THE DEPARTMENT OF SPORTS, ARTS AND CULTURE



+27 21 462 4502



info@sahra.org.za



111 Harrington Street
Cape Town



/FACEBOOK



@YOUTUBE



@LINKEDIN

WWW.SAHRA.ORG.ZA

Archaeology, Palaeontology and Meteorites
Maritime and Underwater Cultural Heritage
Heritage Objects
Burial Grounds and Graves

Built Environment
Heritage Protection
National Inventory
Heritage Properties