

## NATIONAL LOTTERIES COMMISSION

### REQUEST FOR QUOTATION (RFQ) FOR THE APPOINTMENT OF A SERVICE PROVIDER TO PROVIDE A COMPLIANCE AND LITIGATION MANAGEMENT SYSTEM THAT THE NATIONAL LOTTERIES COMMISSION (NLC) CAN SUBSCRIBE TO ON A PERIODIC BASIS

BID PROCESS	BID REQUIREMENTS
RFQ Number	RFQ2025-007-019
RFQ Description	Appointment of a service provider with a Compliance and Litigation Management System that the NLC can subscribe to
Submissions	<p>All submissions Must be addressed to Supply Chain Management, NLC Submission of Quotation through USB at the below address:</p> <p><b>333 Grosvenor Street, Block D, Hatfield Gardens Hatfield, Pretoria, 0083</b></p> <p>Enquiries ONLY can be emailed to: <a href="mailto:bids@nlcsa.org.za">bids@nlcsa.org.za</a> and <a href="mailto:maureen@nlcsa.org.za">maureen@nlcsa.org.za</a></p>
Issue Date	30 July 2025
Closing date and time	18 August 2025 @ 11:00 (SAST)
RFQ validity period	120 calendar days from closing date
Compulsory Briefing Meeting	No briefing session

#### CHANGING LIVES

Board Members: Prof NB Pityana (Chairperson), Mr T Bonakele, Ms P Mvulane  
Ms B Ferguson, Mr L October, Ms I Ramafola, Ms X Njapha (Interim Company Secretary)

Established in terms of the Lotteries Act  
57 of 1997, as amended.

## **SECTION 1: INTRODUCTION, BACKGROUND AND TECHNICAL AND FUNCTIONAL REQUIREMENTS.**

### **1. INTRODUCTION**

- 1.1. The National Lotteries Commission (“NLC”) is a Schedule 3A public entity established under the Lotteries Act 57 of 1997, as amended, to regulate the South African lotteries and societies. The functions of the Commission can be divided into two categories, namely “regulation of Lotteries and societies” and “administration of the National Lottery Distribution Trust Fund (‘NLDTF’). The Distributing Agencies (“DAs”) who are appointed by the Minister of Trade & Industry are responsible for the adjudication of the funding applications as per the Lotteries Act and applicable Regulations.
- 1.2. In line with the commitment to sound governance, transparency, and efficient regulatory oversight, the NLC hereby invites suitably qualified and experienced service providers to submit quotations for the provision of a CLMS. This solution must enable streamlined handling of legal matters, support compliance monitoring, and enable proactive litigation risk management across the NLC.

### **2. BACKGROUND**

- 2.1. The NLC operates in a complex regulatory environment where timely tracking and management of legal risks, regulatory breaches, and litigation are critical. Currently, compliance-related data and litigation matters are managed through shared drives and manual processes, which have resulted in inefficiencies, limited traceability, and an increased risk of non-compliance.
- 2.2. The CLMS is intended to consolidate all compliance and litigation management processes within a secure, centralised, and digital platform that offers traceability, real-time reporting, and workflow automation to support the NLC’s internal governance structures.

### 3. TECHNICAL AND FUNCTIONAL REQUIREMENTS

- 3.1. The appointed service provider must have an existing CLMS which at least 61 members of NLC's staff can access, at any given time, which includes the following core functionalities or modules –

#### 3.1.1. Compliance Management Functionality:

- 61 user licences.
- A compliance register to record and track statutory obligations.
- Automated alerts and reminders for compliance deadlines, renewals, and obligations.
- Streamline workflows. This is through out the compliance management life cycle from compliance risk identification, compliance risk assessment, compliance risk management and monitoring & reporting.
- Audit trail functionality for all compliance-related changes.
- Compliance assessment and risk scoring capabilities.
- Document management for attaching legislation, policies, and regulatory reports.
- Integration with legal and policy repositories to keep updated on changes in applicable laws.

#### 3.1.2. Litigation and Case Management Functionality:

- 10 user licenses.
- Case tracking from initiation to resolution, with linked parties, documents, and deadlines.
- Automated workflow management for litigation processes (e.g., intake, pleadings, discovery, hearings).
- Ability to filter each matter by status.
- Court calendar and deadline tracker with escalation capabilities.
- Document repository for court filings, correspondence, and legal opinions.
- Budget and invoice management for legal spend with approval workflows.
- Reporting and analytics tools to track litigation trends, costs, and outcomes.



### **3.1.3. Reporting and Analytics:**

- Customizable reporting dashboards for compliance status by NLC.
- Case timelines and progress.
- Legal spend management.
- Document management and usage.

### **3.1.4. General System Capabilities:**

- Role-based access control and secure user authentication.
  - Single sign-on based on Microsoft Active Directory or Microsoft Entra ID integration
- Integration with existing systems for information exchange.
- Post-implementation technical support and system updates.

## **4. REPORTING REQUIREMENTS**

- 4.1. The service provider will report to the NLC's Legal Services Division.

## **5. DURATION OF THE PROJECT**

- 5.1. The project must be completed within 60 workdays after receipt of the purchase order by the NLC.

## **6. VALIDITY PERIOD**

- 6.1 The NLC requires a validity period of 120 days from the closing date of this RFQ.
- 6.2 Bidders are to note that they may be requested to extend the validity period of their bids, on the same terms and conditions. A written letter will be sent to every responsive bidder to the bid. In terms of procedural fairness, the bidders will be given an opportunity to respond, in writing, to the terms and conditions of the bid and the bid price. Such acceptance of the terms and conditions of the bid and bid price becomes legally binding in the procurement process. Any bidder that did not respond to the extension of the bid validity period, in writing, WILL NOT be considered further for the bid upon expiry of the initial validity period.

## **7. FORMAL BRIEFING SESSION**

- 7.1. No briefing session.

## **SECTION 2: NOTICE TO BIDDERS**

### **8. TERMS AND CONDITIONS OF REQUEST FOR QUOTATION (RFQ)**

- 8.1 This document may contain confidential information that is the property of the NLC.
- 8.2 No part of the contents may be used, copied, disclosed, or conveyed in whole or in part to any party in any manner whatsoever other than for preparing a quotation in response to this RFQ without prior written permission from the NLC.
- 8.3 All copyright and intellectual property herein vests with the NLC.
- 8.4 Late and incomplete submissions will not be accepted.
- 8.5 No services must be rendered or goods delivered before an official Commission Purchase Order form has been received.
- 8.6 This RFQ will be evaluated in terms of the 80/20 preference point system prescribed by the Preferential Procurement Policy Framework Act No. 5 of 2000 and the Preferential Procurement Regulations (PPR) of 2022.
- 8.7 Suppliers are required to register on the Central Supplier Database at [www.csd.gov.za](http://www.csd.gov.za).
- 8.8 Suppliers are required to register on the Central Supplier Database at [www.csd.gov.za](http://www.csd.gov.za). Suppliers must provide their CSD registration number (and attach the CSD Registration report) and ensure that the tax matters are compliant.
- 8.9 All questions regarding this RFQ must be forwarded to [bids@nlcsa.org.za](mailto:bids@nlcsa.org.za) and [Maureen@nlcsa.org.za](mailto:Maureen@nlcsa.org.za) within two (2) days of the closing date.

### **9. GENERAL TERMS AND CONDITIONS**

- 9.1 A bid submitted in response to this RFQ will constitute a binding offer which will remain binding and irrevocable for a period of 120 days from the closing date of this RFQ.

- 9.2 Unless or until a binding contract is concluded between the NLC and the successful Bidder, the offer constituted by the Bid will be deemed not to have been accepted, and no agreement will be deemed to be reached with any Bidder. No services must be rendered or goods delivered before an official NLC Purchase Order form has been issued.
- 9.3 The NLC reserves the right to amend, modify, withdraw or terminate this RFQ or any of the requirements set out herein at any time (and from time to time), without prior notice and without liability to compensate or reimburse any Bidder or person.
- 9.4 Should this RFQ be amended, the NLC undertakes to publicise or send each Bidder in writing the amended RFQ. No oral amendments by the Bidder or the NLC shall be considered.
- 9.5 Any attempt to alter the terms and conditions or the scope of work may result in the bid being considered non-responsive.
- 9.6. Precedence of documents
- 9.6.1. This RFQ consists of several sections (see list). Where there is a contradiction in terms between the clauses, phrases, words, stipulations, or terms and herein referred to generally as stipulations in this RFQ and the stipulations in any other document attached hereto, or the RFQ submitted hereto, the relevant stipulations in this RFQ shall take precedence.
- 9.6.2. Bidders shall refrain from incorporating any additional stipulations in their proposal submitted in terms hereof other than in the form of a clearly marked recommendation that NLC may, in its sole discretion, elect to import or to ignore. Any such inclusion shall not be used for any purpose of interpretation unless it has been so imported or acknowledged by NLC.
- 9.6.3. It, however, remains the exclusive domain and election of NLC as to which of these stipulations are applicable and to what extent. Bidders hereby acknowledge that the decision of NLC in this regard is final and binding. The onus to enquire and obtain clarity in this regard rests with the Bidder(s). The Bidder(s) shall take care to restrict their enquiries in this regard to the most reasonable interpretations required to ensure the necessary consensus.
- 9.7. News and press releases

- 9.7.1. Bidders or their agents shall not make any news releases concerning this RFQ or the awarding of the same or any resulting agreement(s) without the consent of, and then only in coordination with, NLC.
- 9.8. Preferential procurement reform
- 9.8.1. NLC shall apply the principles of the PPPFA to this proposal, read together with the PPR.
- 9.9. National Industrial Participation Program
- 9.9.1. The Industrial Participation policy, which was endorsed by the Cabinet on 30 April 1997, applies to contracts that have imported content. The NIP is obligatory and therefore must be complied with. Bidders are required to sign and submit the Standard Bidding Document ("SBD").
- 9.10. It is compulsory for a Bidder submitting a bid to be registered on the National Treasury's Central Supplier Database ("CSD") and ensure that it remains registered for the duration of the services and/or contract, if successful. The Bidder must provide their CSD registration number and attach their CSD Summary report.
- 9.11. The Bidder needs to ensure that it is tax compliant at the time of submitting its Bid and remains tax compliant for the duration of the contract and/or services, if successful, and undertakes to provide supporting documentation issued by the South African Revenue Services ("SARS") confirming it is tax compliant upon request by the NLC.
- 9.12. The NLC reserves the right to conduct site inspections or call for supporting documentation to confirm any information provided by a Bidder in its response to this Bid.
- 9.13. This RFQ is not intended to form the basis of a decision to enter into any transaction with the NLC and does not constitute an offer or recommendation to enter into such a transaction, or an intention to enter into any legal relationship with any person.
- 9.14. Neither the NLC nor any of its respective directors, officers, employees, agents, representatives or advisors will assume any responsibility for any costs or expenses incurred by any party in or associated with preparing or submitting a Bid in response to this RFQ.



- 9.15. No entity may be involved, whether directly or indirectly, in more than one Bid in response to this RFQ. Failure to comply with this requirement may, within the sole discretion of the NLC, result in the disqualification of the relevant entity.
- 9.16. Any material change in the control and/or composition of any Bidder or any core member of a Bidder after submission of a Bid shall be brought to the attention of the NLC Supply Chain Management (“SCM”) section in writing. The NLC shall be the sole arbiter as to what constitutes a material change in the control and/or composition of any Bidder and may, in its sole discretion, disqualify the Bidder from any further participation in the bid process.
- 9.17. Any requirement set out in this RFQ which stipulates the form and/or content of any aspect of a Bid is stipulated for the sole benefit of the NLC, and unless the contrary is expressed, may be waived by the NLC in its sole discretion at any stage in the bid process.
- 9.18. The NLC and its advisors shall rely on a bid as being accurate and complete in relation to the information and proposals provided therein by the bidders.
- 9.19. All Bids submitted to NLC shall become the property of NLC and will not be returned to the Bidders. The NLC will make all reasonable efforts to maintain information contained in proposals in confidence.
- 9.20. A Bid submitted by the Bidder shall be considered irregular if it shows any omissions or irregularities of any kind. However, the NLC reserves the right to waive any irregularities and to make an award in the best interest of the organisation.
- 9.21. The NLC reserves the right to accept or reject in part or whole any Bid submitted and to waive any technicalities if this is in the best interest of the organisation.
- 9.22. The NLC reserves the right to require a Bidder to provide a formal presentation of its RFQ at a date and time to be determined by the NLC. The NLC shall provide adequate instructions and clarification regarding the purpose and scope of the presentation. The Bidder shall bear all expenses.
- 9.23. All costs associated with the preparation and submission of the Bid remain the responsibility of the Bidder. The costs shall not be chargeable to the NLC by the successful or unsuccessful Bidder.



- 9.24. All bids must be formulated and submitted in accordance with the requirements of this RFQ.
- 9.25. Bids received after the closing date and time as specified in this RFQ shall be rejected.
- 9.26. The NLC is not obliged to appoint a bidder with the lowest price if, based on its sole discretion and assessment, the said bidder does not exhibit or demonstrate adequate capacity or full comprehension of the scope of work to be undertaken. In this regard, the NLC may appoint the lower-ranked bidder provided that the reasons for such deviation are properly justified and accurately recorded.
- 9.27. A bidder or any party acting on behalf of a Bidder shall not make any announcement or press releases concerning this RFQ or the awarding of any resulting agreement without the prior written consent of, and then only in coordination with, the NLC.
- 9.28. The assessment and award of the bid shall be conducted in accordance with applicable legislation.
- 9.29. Processing of Bidder's Personal Information
- 9.29.1. All Personal Information of the Bidder, its employees, representatives, associates and sub-contractors ("Bidder Personal Information") required under this RFQ is collected and processed to assess the content of its tender proposal and award the bid. The assessment and award of the bid shall be conducted in accordance with applicable legislation, the Preferential Procurement Regulations, 2022. The Bidder is advised that the Bidder's Personal Information may be passed on to third parties to whom NLC is compelled by law to provide such information. For example, where appropriate, NLC is compelled to submit information to the National Treasury's Database of Restricted Suppliers.
- 9.29.2. All Personal Information collected will be processed in accordance with POPIA and with the NLC Data Privacy Policy.
- 9.29.3. The following persons will have access to the Personal Information collected:
- 9.29.3.1. NLC personnel are participating in procurement/award procedures.
- 9.29.3.2. Members of the public: Within seven working days from the time the bid is awarded, the following information will have to be made available on the National Treasury's e-Tender portal.

- 9.29.3.3. Contract description and RFQ number.
  - 9.29.3.4. Names of the successful Service Provider(s) and preference points claimed.
  - 9.29.3.5. The contract price(s) (if possible).
  - 9.29.3.6. Contract period.
  - 9.29.3.7. Names of directors.
  - 9.29.3.8. Date of completion/award.
- 9.30. Occupational Injuries and Diseases Act 13 of 1993
- 9.30.1. The Bidder warrants that all its employees (including the employees of any subcontractor that may be appointed) are covered in terms of the Compensation for Occupational Injuries and Diseases Act 13 of 1993 and that the cover shall remain in force for the duration of the adjudication of this RFQ and/ or subsequent agreement. NLC reserves the right to request the Bidder to submit documentary proof of the Bidder's registration and "good standing" with the Compensation Fund, or similar proof acceptable to NLC.
- 9.31. All Personal Information of the Bidder, including its employees, representatives, associates, and sub-contractors, required under this RFQ is collected and processed to assess the content of its bid proposal and award the bid. By submitting a bid, the Bidder consents to the use of its Personal Information as stipulated in this RFQ.
- 9.32. A Bidder's Personal Information may be passed on to third parties to whom the NLC is compelled by law to provide such information. For example, where appropriate, the NLC is compelled to submit information to the National Treasury's Database of Restricted Suppliers.
- 9.33. All Personal Information collected will be processed in accordance with the Protection of Personal Information Act, 2013 (POPIA) and with the NLC Data Privacy Policy.
- 9.34. It is prohibited for Bidders to attempt, either directly or indirectly, to canvass or engage in any manner with any officer or employee of the NLC in respect of this RFQ between the closing date and the date of award of this bid.
- 9.35. Any word implying any gender shall be interpreted to imply all other genders.
- 9.36. Bids shall be submitted in English.

- 9.37. In this RFQ, the words “service provider” and “supplier” will be used interchangeably to refer to the Bidder.
- 9.38. Rejection of all Bids/Quotations and Disclaimer.
- 9.39. The NLC reserves the right to reject all bids when deemed necessary. This is justified when there is a lack of effective competition, or bids/quotations are not substantially responsive.

## **10. CONFIDENTIALITY**

- 10.1 Bids submitted for this Request for Proposals will not be revealed to any other bidders and will be treated as contractually binding.
- 10.2 The Commission reserves all the rights afforded to it by the POPIA in the processing of any of its information as contained in Bid Proposals.
- 10.3 The Bidder acknowledges that it will obtain and have access to personal information of The Commission and agrees that it shall only process the information disclosed by the Commission in terms of this bid award and only for the purposes as detailed in this RFQ and accordance with any applicable law.
- 10.4 The Bidder shall notify the Commission in writing of any unauthorised access to personal information and the information of a third party, through cybercrimes or suspected cybercrimes, it is knowledge and report such crimes or suspected crimes to the relevant authorities in accordance with applicable laws, after becoming aware of such.

## **11. COMMUNICATION**

- 11.1 Specific queries relating to this RFQ should be submitted to [bids@nlcsa.org.za](mailto:bids@nlcsa.org.za) and [Maureen@nlcsa.org.za](mailto:Maureen@nlcsa.org.za) before the closing date.
- 11.2 In the interest of fairness and transparency, the Commission’s response to such a query may be made available to other bidders.
- 11.3 It is prohibited for bidders to attempt, either directly or indirectly, to canvass any officer or employee of the Commission in respect of this RFQ between the closing date and the date of the award of the business.



- 11.4 Bidders found to be in collusion with one another will be automatically disqualified and restricted from doing business with organs of state for a specified period.

## **12. SUPPLIER PERFORMANCE**

- 12.1 The NLC conducts regular performance reviews in accordance with the requirements for the classification of the contract and or stakeholder by making use of supplier evaluation forms. The evaluation is conducted against the deliverables or scope of the contract, with a minimum of an annual review done for contracts longer than a year and a review at completion of the contract for those contracts less than a year.
- 12.2 Ad-hoc performance reviews shall be conducted where non-performance is identified outside the review period.
- 12.3 Non-performance will be addressed with at least a formal letter advising specific non-performing areas and stating remedial action/s required within specific time frames. Non-adherence to remedial actions shall lead to escalating performance management actions.
- 12.4 Any party to this agreement may request to participate in a joint performance review where appropriate and seek continuous improvement opportunities.

## **SECTION 3: EVALUATION CRITERIA**

13. The Commission will evaluate all proposals in terms of the Preferential Procurement Regulation of 2022 and the Preferential Procurement Policy Framework Act. No. 5 of 2000 (PPPFA). The below phases evaluation criteria below will be considered in evaluating the proposals, being:

### **13.1. BID FORMAT**

Bid submissions must be submitted in a PDF format that is protected from any modifications, deletions, or additions.

Financial/pricing information must be presented in a separate attachment from the Technical/Functional Response information.

The onus is on the Bidder to ensure that all mandatory and required documents are included in the electronic submission (USB).

Submissions must be prominently marked with the full details of the tender, namely Bidder's Name, RFQ No and RFQ Title.

RFQ submissions received after the submission date and time will be declared late and will not be accepted for consideration by the NLC.

The NLC will not be responsible for any failure or delay in the submission or receipt of the bid, including but not limited to:

- Network
- Loadshedding
- Traffic
- Struggling to find parking
- Courier arriving late

### 13.2. **STAGE 1: RFQ CLOSING DATE AND SUBMISSION INSTRUCTIONS BID FORMAT**

#### RFQ Closing Details

The deadline for RFQ submission is **18 August 2025 at 11:00** Standard South African Time.

Any late RFQ will not be accepted. Proposals are to be submitted to the following address: [bids@nlcsa.org.za](mailto:bids@nlcsa.org.za) and [Maureen@nlcsa.org.za](mailto:Maureen@nlcsa.org.za).

The onus is on the Bidder to ensure that all administrative and mandatory required documents are included in their submission.

Submissions must be prominently marked with the full details of the tender, namely Bidder's Name, RFQ No and Title.

**ONLY USBs WILL BE ACCEPTED. PLEASE COMPLETE YOUR DETAILS ON THE REGISTER BOOK ON TOP OF THE TENDER BOX.**

### 13.3. STAGE 2: ADMINISTRATIVE COMPLIANCE

All bid respondents must submit required documents that comply with all administrative compliance requirements. The Administrative Compliance Evaluation will include the following:

Evaluation Criteria	Supporting Document/Content
SCM - SBD 1 - Invitation to Bid	Fully Completed Standard and duly signed
SCM - SBD 6.1 - Preference Points Claim Form in terms of the Preferential Procurement Regulations 2022	Fully Completed Standard and duly signed
Whether Service Providers have failed to register on the CSD. Only foreign suppliers with no local registered entity need not register on the CSD	Proof of Central Supplier Database (CSD) registration reflecting Tax compliant status
Whether the Service Provider tax affairs in order	Valid SARS Tax Pin
Whether the Proposal contains a priced offer and complete SBD 3.3.	Pricing Schedule
Original Signed consent form in terms of the Protection of Personal Information Act No.4 2013 (POPIA)	POPIA Consent Form
BBBEE Certificate in terms of Codes of Good Practice-Valid	A valid BEE Certificate/Sworn affidavit

### 13.4. STAGE 3: MANDATORY COMPLIANCE

13.4.1. All bid respondents must submit mandatory documents that comply with all mandatory requirements. Bids that do not fully comply with the mandatory requirements will be disqualified and will not be considered for further evaluation. The Mandatory Compliance Evaluation will include the following:

Evaluation Criteria	Supporting Document
1. In the event of the bidder being in a joint venture (JV), a signed JV agreement must be submitted (where applicable)	JV Agreement
2. Bidders must submit a fully completed declaration of interest form (failure to declare honestly will lead to bidder being disqualified)	SBD 4

### 13.5. STAGE 4 TECHNICAL PROPOSAL EVALUATION

**Table 1: Rating Scale**

Rating	Definition	Score
<b>Excellent</b>	Exceeds the requirement. Exceptional demonstration by the Service Provider of the relevant ability, understanding, experience, skills, resource, and quality measures required to provide the goods / services. Response identifies factors that will offer potential added value, with supporting evidence.	<b>5</b>
<b>Good</b>	Satisfies the requirement with minor additional benefits. Above average demonstration by the Service Provider of the relevant ability, understanding, experience, skills, resource, and quality measures required to provide the goods / services. Response identifies factors that will offer potential added value, with supporting evidence.	<b>4</b>
<b>Acceptable</b>	Satisfies the requirement. Demonstration by the Service Provider of the relevant ability, understanding, experience, skills, resource, and quality measures required to provide the goods / services, with supporting evidence.	<b>3</b>
<b>Minor Reservations</b>	Satisfies the requirement with minor reservations. Some minor reservations of the supplier's relevant ability, understanding, experience, skills, resource and quality measures required to provide the goods / services, with little or no supporting evidence.	<b>2</b>



Rating	Definition	Score
<b>Serious Reservations</b>	Satisfies the requirement with major reservations. Considerable reservations of the Service Provider's relevant ability, understanding, experience, skills, resource, and quality measures required to provide the goods / services, with little or no supporting evidence.	<b>1</b>
<b>Unacceptable</b>	Does not meet the requirement. Does not comply and/or insufficient information provided to demonstrate that the Service Provider has the ability, understanding, experience, skills, resources & quality measures required to provide the goods / services, with little or no supporting evidence.	<b>0</b>

13.5.1. The following weighting system will apply, and only bidders scoring a minimum of **70 points** or more will be eligible to be evaluated on stage 5; bidders that fail to meet a minimum of 70 points will not be evaluated further on stage 5.

13.5.2. Points awarded will be allocated according to the weighting. For example, if the weighting is 40, 5 points equate to 41. Only bidders that scored the minimum technical qualifying score of 70 and above will be evaluated further on Price and Special Goal.

CATEGORY & CRITERIA DESCRIPTION			POINTS
<b>Company experience</b>	<b>The bidder must provide details of how long the CLMS has been in existence and how many entities of a similar nature to the NLC have used it within the previous five to ten (5-10) years.</b>		
	<b>Specific details must be given to indicate the extent to which these previous experiences relate to the functionalities described in the TOR.</b>		
	<b>Bidders are required to submit their company profile that contains its experience in system implementation and user onboarding.</b>		
	<b>Experience</b>	<b>Weight</b>	<b>Score</b>
	8 years to 10 years and above of the experience description and/ or related experience	<b>5</b>	<b>25</b>

CATEGORY & CRITERIA DESCRIPTION			POINTS
	6 years to less than 8 years of the experience description and/ or related experience	4	
	4 years to less than 6 years of experience the experience description and/ or related experience and/ or related experience	3	
	2 years to less than 4 years of experience the experience description and/ or related experience	2	
	1 year to less than 2 years of experience the experience description and/ or related experience	1	
	Less than 1 year experience the experience description and/ or related experience	0	
Key Personnel Experience and Capabilities	Bidder needs to provide key personnel's proof of expertise with regards to the requirements of the services required as per the RFQ.		
	The Key Personnel needs to have relevant experience in onboarding and implementing the CLMS and/or related systems.		
	Abbreviated Curriculum Vitae (CV's) of Key Personnel/ Project Leader.		
	Experience of the Team/Project Leader (Key Personnel)	Weight	Score
	6 years and more years of experience in onboarding or implementing CLMS and/ or related experience.	5	25
	5 and less than 6 years of experience in onboarding or implementing CLMS and/ or related experience.	4	
	4 and less than 5 years of experience in onboarding or implementing CLMS and/ or related experience.	3	
	3 and less than 4 years of experience in onboarding or implementing CLMS and/ or related experience.	2	

CATEGORY & CRITERIA DESCRIPTION			POINTS
	1 and less than 3 years of experience in onboarding or implementing CLMS and/or related experience.	1	
	Less than 1 year experience or No information has been provided.	0	
Description of the CLMS Supply and Implementation	The bidder must demonstrate knowledge of the key requirements and expectations mentioned in this document.		
	The bidder’s methodology and approach must cover the the following functionalities		
	a) Compliance Management Functionality: <ul style="list-style-type: none"><li>Compliance register to record and track statutory obligations.</li><li>Automated alerts and reminders for compliance deadlines, renewals, and obligations.</li><li>Audit trail functionality for all compliance-related changes.</li><li>Compliance assessment and risk scoring capabilities.</li><li>Document management for attaching legislation, policies, and regulatory reports.</li><li>Reporting dashboards for compliance status by NLC.</li><li>Integration with legal and policy repositories to keep updated on changes in applicable laws.</li></ul>		
	b) Litigation and Case Management Functionality: <ul style="list-style-type: none"><li>Case tracking from initiation to resolution, with linked parties, documents, and deadlines.</li><li>Automated workflow management for litigation processes (e.g., intake, pleadings, discovery, hearings).</li><li>Ability to filter each matter by status.</li><li>Court calendar and deadline tracker with escalation capabilities.</li><li>Document repository for court filings, correspondence, and legal</li></ul>		

CATEGORY & CRITERIA DESCRIPTION		POINTS	
	opinions. <ul style="list-style-type: none"><li>Budget and invoice management for legal spend with approval workflows.</li><li>Reporting and analytics tools to track litigation trends, costs, and outcomes.</li></ul>		
	c) <b>General System Capabilities:</b> <ul style="list-style-type: none"><li>Role-based access control and secure user authentication.</li><li>Integration with existing systems.</li></ul> Post-implementation technical support and system updates		
	The bidder’s written description must show the methodology for onboarding and implementing the CLMS within the NLC organisation. And continuous support for the usage of the CMLS.		
	<b>Methodology Approach</b>	<b>Weight</b>	<b>Score</b>
	Plan is detailed, completely meets the TOR, clearly shows a comprehensive CLMS functionalities, additional benefits of the CLMS and support services offered	<b>5</b>	<b>25</b>
	Fully meets requirements; minor additional benefits; timeline and QA sound but a few areas could use more detail	<b>4</b>	
	Meets the basic requirements; feasible timeline and QA described, but limited evidence of risk management or value-add	<b>3</b>	
	Plan covers the tasks but lacks detail in timeline, QA or resourcing; feasibility or compliance not fully convincing	<b>2</b>	
	Major gaps (e.g., incomplete CLMS	<b>1</b>	
No coherent plan or methodology provided, or does not align with the TOR	<b>0</b>		

CATEGORY & CRITERIA DESCRIPTION			POINTS
Contactable References	Bidder (s) are required to demonstrate relevant experience and competency of the company for all successfully completed onboarding and implementation projects.		
	Bidder must submit full details of reliable contactable duly signed reference letters where successfully completed projects were done.		
	The bidder must provide reference letters from contactable existing/ recent clients of projects successfully completed. Reference letters may not be older than three (3) years from the closing date of this request.		
	The reference letter must be in the letterhead of the client's name, contact name, address, phone number, and duration of the contract, a brief description of the services that were provided, the reference letter must be duly signed by the client. Reference letters must indicate the year in which the related service was rendered.		
	Reference letter from one company is deemed as one reference		
	No appointment letters from clients will be accepted as reference letters.		
	Reference letters	Weight	Score
	5 and more relevant reference letters	5	25
	4 relevant reference letters	4	
	3 relevant reference letters	3	
	2 relevant reference letters	2	
	1 relevant reference letters	1	
	No relevant reference letters	0	
TOTAL SCORE			100
MINIMUM QUALIFYING SCORE REQUIRED			70

### 13.6. STAGE 5: EVALUATION OF PRICE AND SPECIFIC GOALS

Evaluation of Price and Specific Goals as Per PPR2022. The 80/20 Principle is based on Price and special goals for the NLC.

The following formula is to be used to calculate the points out of 80 for price, inclusive of all applicable taxes.

A maximum of 80 points is allocated for price on the following basis:-

$$P_s = 80 \left( 1 + \frac{P_t - P_{max}}{P_{max}} \right)$$

$P_s$  = Points scored for the price of the bid under consideration  
 $P_t$  = Price of bid under consideration  
 $P_{max}$  = Price of the highest acceptable bid

A maximum of 20 points to be awarded to a tenderer for the specific goal specified.

Specific Goals	Sub - points for specific goals	Maximum points for specific goals	Relevant Evidence
1. Procurement from entities who are black Owned			Copies of ID's/ CIPC Report CSD Recent Report
Tenderer who have 100% black Ownership	8	8	
Tenderer who have 51% to 99% black ownership	4		
Tenderer who have less than 51% black ownership	0		
2. Procurement from entities who are women Owned			B-BBEE Certificate /

Specific Goals	Sub - points for specific goals	Maximum points for specific goals	Relevant Evidence
Tenderer who have 100% women ownership	4	4	B-BBEE Sworn Affidavit
Tenderer who have 30% to 99% women ownership	2		
Tenderer who have less than 30% women ownership	0		
3. Black Youth Ownership			B-BBEE Certificate / B-BBEE Sworn Affidavit
Tenderer who have 100% youth ownership	4	4	
Tenderer who have 30% to 99% youth ownership	2		
Tenderer who have less than 30% youth ownership	0		
4.Procurement from Disabilities			Letter from the Doctor confirming disability and CSD report
Tenderer who have 20% or more owners with disability	4	4	
Tenderer who have less than 20% but more than 10% owners with disability	2		
Tenderer who have less than 10% owners with disability	0		
Total points for specific goals		20	

**NOTE TO BIDDERS:** Bidders may be requested, at the behest of the NLC, to submit via courier services to the SCM unit of the NLC, within a minimum of 3 working days from date of request hard copy certified qualifications, memberships certificates, COIDA etc. which may have been requested for mandatory or functionality assessment. Failure to submit the information within the requested period shall render the bidder non-responsive.



## ANNEXURE A PRICING SCHEDULE

Name of Bidder .....

PRICING SCHEDULE			
Item description	Quantity/Unit	Rate per quantity/Unit (Excluding VAT)	Total cost per Item (Excluding VAT)
Compliance Management Functionality:	61 users	R	R
Litigation and Case Management Functionality	10 users	R	R
Reporting and Analytics	2	R	R
General System Capabilities:	2	R	R
<b>SUBTOTAL (EXCLUDING VAT)</b>			<b>R</b>
<b>VAT @ 15%</b>			<b>R</b>
<b>TOTAL OFFER INCLUSIVE OF VAT</b>			<b>R</b>

.....  
**Name & Surname of Representative**

.....  
**Signature**

.....  
**Date**

# INVITATION TO BID (SBD 1)

## PART A

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS							
BID NUMBER:	RFQ2025-007-019	ISSUE DATE:	30 July 2025	CLOSING DATE:	18 August 2025	CLOSING TIME:	11H00
DESCRIPTION	THE APPOINTMENT OF A SERVICE PROVIDER TO PROVIDE A COMPLIANCE AND LITIGATION MANAGEMENT SYSTEM THAT THE NATIONAL LOTTERIES COMMISSION (NLC) CAN SUBSCRIBE TO ON A PERIODIC BASIS						
BID RESPONSE MUST BE SUBMITTED TO THE BELOW ADDRESS							
<b>NLC Offices - 333 Grosvenor Street, Block D, Hatfield Gardens, Hatfield, Pretoria</b>							
<b>ONLY USBs will be accepted</b>							
BIDDING PROCEDURE ENQUIRIES MAY BEDIRECTED TO				TECHNICAL ENQUIRIES MAY BE DIRECTED TO:			
CONTACTPERSON	Supply Chain Management			CONTACT PERSON	Maureen Senyatsi		
TELEPHONENUMBER	012 432 1300			TELEPHONE NUMBER	012 432 1470		
FACSIMILENUMBER				FACSIMILE NUMBER			
E-MAIL ADDRESS	<a href="mailto:bids@nlcsa.org.za">bids@nlcsa.org.za</a>			E-MAIL ADDRESS	<a href="mailto:maureen@nlcsa.org.za">maureen@nlcsa.org.za</a>		
SUPPLIER INFORMATION							
NAME OF BIDDER							
POSTAL ADDRESS							
STREET ADDRESS							
TELEPHONE NUMBER	CODE			NUMBER			
CELL PHONENUMBER							
FACSIMILENUMBER	CODE			NUMBER			
E-MAIL ADDRESS							
VAT REGISTRATION NUMBER							
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE	UNIQUE REGISTRATION REFERENCE NUMBER: MAAA		
B-BBEE STATUSLEVEL VERIFICATION CERTIFICATE	[TICK APPLICABLE BOX] <input type="checkbox"/> Yes <input type="checkbox"/> No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT		[TICK APPLICABLE BOX] Yes <input type="checkbox"/> No <input type="checkbox"/>		

**[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES & QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]**

1. ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS / SERVICES / WORKS OFFERED?	Yes <input type="checkbox"/> No <input type="checkbox"/> [IF YES ENCLOSE PROOF]	2. ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	Yes <input type="checkbox"/> No <input type="checkbox"/> [IF YES, ANSWER QUESTIONNAIRE BELOW]
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**QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS**

IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?	YES <input type="checkbox"/>	NO <input type="checkbox"/>
DOES THE ENTITY HAVE A BRANCH IN THE RSA?	YES <input type="checkbox"/>	NO <input type="checkbox"/>
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	YES <input type="checkbox"/>	NO <input type="checkbox"/>
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?	YES <input type="checkbox"/>	NO <input type="checkbox"/>
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION	YES <input type="checkbox"/>	NO <input type="checkbox"/>
<b>IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 1.3 BELOW.</b>		

**PART B  
TERMS AND CONDITIONS FOR BIDDING**

**TAX COMPLIANCE REQUIREMENTS**

- i. BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
- ii. BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.
- iii. APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.
- iv. BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
- v. IN BIDS WHERE UNINCORPORATED CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
- vi. WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.

**NB: FAILURE TO PROVIDE / OR COMPLY WITH ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.**

SIGNATURE OF BIDDER: .....

CAPACITY UNDER WHICH THIS BID IS SIGNED: .....

(Proof of authority must be submitted e.g. company resolution)

DATE: \_\_\_\_\_

## SECTION 5: BIDDER'S DISCLOSURE (SBD 4)

### 1 PURPOSE OF THE FORM

Any person (natural or juristic) may make an offer or offers in terms of this invitation to bid. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa and further expressed in various pieces of legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.

Where a person/s are listed in the Register for Tender Defaulters and / or the List of Restricted Suppliers, that person will automatically be disqualified from the bid process.

### 2 Bidder's Declaration

2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest<sup>1</sup> in the enterprise, employed by the state? **YES/NO**

2.1.1 If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in table below.

Full Name	Identity Number	Name of State institution

2.1.2 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution?

YES/NO

2.1.3 If so, furnish particulars:

.....

.....

2.2 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract?

YES/NO

2.2.1 If so, furnish particulars:.....

.....

### 3 DECLARATION

I, the undersigned, (name) .....in submitting the accompanying bid, do hereby make the following statements that I certify to be true and complete in every respect:

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium<sup>2</sup> will not be construed as collusive bidding.
- 3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.
- 3.4 The terms of the accompanying bid have not been, and will not be, disclosed



by the bidder, directly or indirectly, to any competitor, prior to the date and  
There have been no consultations, communications, agreements or  
arrangements made by the bidder with any official of the procuring institution  
in relation to this procurement process prior to and during the bidding process  
except to provide clarification on the bid submitted where so required by the  
institution; and the bidder was not involved in the drafting of the specifications  
or terms of reference for this bid.

- 3.5 I am aware that, in addition and without prejudice to any other remedy  
provided to combat any restrictive practices related to bids and contracts, bids  
that are suspicious will be reported to the Competition Commission for  
investigation and possible imposition of administrative penalties in terms of  
section 59 of the Competition Act No 89 of 1998 and or may be reported to  
the National Prosecuting Authority (NPA) for criminal investigation and or may  
be restricted from conducting business with the public sector for a period not  
exceeding ten (10) years in terms of the Prevention and Combating of Corrupt  
Activities Act No 12 of 2004 or any other applicable legislation.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3  
ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN  
TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON  
PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT  
SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....  
Signature

.....  
Date

.....  
Position

.....  
Name of bidder

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<sup>1</sup> the power, by one person or a group of persons holding the majority of the equity of an enterprise, alternatively,  
the person/s having the deciding vote or power to influence or to direct the course and decisions of the enterprise.

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## SBD 6.1

### SECTION 6: PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022

This preference form must form part of all tenders invited. It contains general information and serves as a claim form for preference points for specific goals.

**NB: BEFORE COMPLETING THIS FORM, TENDERERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF THE TENDER AND PREFERENTIAL PROCUREMENT REGULATIONS, 2022**

#### 1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to invitations to tender:

- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included)

1.2 To be completed by the organ of state

*(Delete whichever is not applicable for this tender).*

a) The applicable preference point system for this tender is the **80/20** preference point system.

b) The **80/20 preference point system** will be applicable in this tender. The lowest/ highest acceptable tender will be used to determine the accurate system once tenders are received.

1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:

- (a) Price; and
- (b) Specific Goals.

#### 1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80
SPECIFIC GOALS	20
Total points for Price and SPECIFIC GOALS	100



- 1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.
- 1.6 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

## 2. DEFINITIONS

- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) **“price”** means an amount of money tendered for goods or services and includes all applicable taxes less all unconditional discounts.
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

## 3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

### 3.1. POINTS AWARDED FOR PRICE

#### 3.1.1 THE 80/20 PREFERENCE POINT SYSTEMS

A maximum of 80 points is allocated for price on the following basis:

$$P_s = 80 \left( 1 - \frac{P_t - P_{min}}{P_{min}} \right)$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

#### 4. POINTS AWARDED FOR SPECIFIC GOALS

4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:

4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—

(a) an invitation for tender for income-generating contracts, that the 80/20 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or

(b) any other invitation for tender, that the 80/20 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system, then the organ of state must indicate the points allocated for specific goals for the 80/20 preference point system.

**Table 1: Specific goals for the tender and points claimed are indicated per the table below.**

***(Note to organs of state: Where either the 90/10 or 80/20 preference point system is applicable, corresponding points must also be indicated as such. Note to tenderers: The tenderer must indicate how they claim points for each preference point system.)***

1. Procurement from entities who are Black Owned	Sub - points for specific goals	Maximum points for specific goals	Number of points claimed (80/20 system) (To be completed by the tenderer)
Tenderer who have 100% black Ownership	8	8	
Tenderer who have 51% to 99% black ownership	4		
Tenderer who have less than 51% black ownership	0		
2. Procurement from entities who are women Owned			
Tenderer who have 100% women Ownership	4	4	
Tenderer who have 30% to 99% women ownership	2		
Tenderer who have less than 30% women ownership	0		

3. Youth Ownership		<b>4</b>	
Tenderer who have 100% youth ownership	4		
Tenderer who have 30% to 99% youth ownership	2		
Tenderer who have less than 30% youth ownership	0		
4. Procurement from Disabilities		<b>4</b>	
Tenderer who have 20% or more owners with disability	4		
Tenderer who have less than 20% but more than 10% owners with disability	2		
Tenderer who have less than 10% owners with disability	0		
Total points for specific goals		<b>20</b>	

## 5. DECLARATION WITH REGARD TO COMPANY/FIRM

5.1. Name of company/firm.....

5.2. Company registration number: .....

5.3 TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One-person business/sole propriety
- ☐ Close corporation
- ☐ Public Company
- ☐ Personal Liability Company
- ☐ (Pty) Limited
- ☐ Non-Profit Company
- ☐ State Owned Company

[TICK APPLICABLE BOX]

5.4 I, the undersigned, who is duly authorized to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I acknowledge that:

- i) The information furnished is true and correct.
- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form.
- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;  
If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state;

- iv) may, in addition to any other remedy it may have –
- (a) disqualify the person from the tendering process.
  - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
  - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation.
  - (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the *audialteram partem* (hear the other side) rule has been applied; and
  - (e) forward the matter for criminal prosecution, if deemed necessary.

<p>.....</p> <p><b>SIGNATURE(S) OF TENDERER(S)</b></p>	
<b>SURNAME AND NAME:</b>	.....
<b>DATE:</b>	.....
<b>ADDRESS:</b>	<p>.....</p> <p>.....</p> <p>.....</p>

## **SCM:**

## **CONSENT**

## **REQUEST FORM**

REQUEST FOR THE CONSENT OF A DATA SUBJECT FOR PROCESSING OF PERSONAL INFORMATION FOR THE PURPOSE OF PROCUREMENT OF GOODS AND SERVICES APPLICATION, IN LINE WITH THE NLC'S SUPPLY CHAIN MANAGEMENT POLICY, IN TERMS OF SECTION 11(1)(a) OF THE PROTECTION OF PERSONAL INFORMATION ACT, 2013 (ACT NO. 4 OF 2013) ("**POPIA**").

TO: \_\_\_\_\_

FROM: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

Contact number: \_\_\_\_\_

Email address: \_\_\_\_\_

1. In terms of the PROTECTION OF PERSONAL INFORMATION ACT, consent for processing of personal information of a data subject (the person/entity to whom personal information relates) must be obtained for the purpose of processing of application for procurement of goods and services, in line with the NLC's supply chain management policy, and storage of your personal data by means of any form of electronic communication, including automatic calling machines, facsimile machines, SMSs or e-mail, which is prohibited unless written consent to the processing is given by the data subject. You may only be approached once for your consent by us (NLC).

you are kindly requested to submit this Form either by post, facsimile or e-mail to the address, facsimile number or e-mail address as stated above.

2. "Processing" means any operation or activity or any set of operations, whether or not by automatic means, concerning personal information, including—
  - 2.1 the collection, receipt, recording, organisation, collation, storage, updating or modification, retrieval, alteration, consultation or use;

- 2.2 dissemination by means of transmission, distribution or making available in any other form;  
or
- 2.3 merging, linking, as well as restriction, degradation, erasure or destruction of information.
- 3. "Personal information" means information relating to an identifiable, living, natural person, and where it is applicable, an identifiable, existing juristic person, including, but not limited to—
  - 3.1 information relating to the race, gender, sex, pregnancy, marital status, national, ethnic or social origin, colour, sexual orientation, age, physical or mental health, well-being, disability, religion, conscience, belief, culture, language and birth of the person;
  - 3.2 information relating to the education or the medical, financial, criminal or employment history of the person;
  - 3.3 any identifying number, symbol, e-mail address, physical address, telephone number, location information, online identifier or other particular assignment to the person;
  - 3.4 the biometric information of the person;
  - 3.5 the personal opinions, views or preferences of the person;
  - 3.6 correspondence sent by the person that is implicitly or explicitly of a private or confidential nature or further correspondence that would reveal the contents of the original correspondence;
  - 3.7 the views or opinions of another individual about the person; and
  - 3.8 the name of the person if it appears with other personal information relating to the person or if the disclosure of the name itself would reveal information about the person.

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Full names of the designated person on behalf of the Responsible Party

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Signature of Designation person