

- f. the contractor will implement the business plans; and
- g. the contractor will submit bi-annual progress reports on approved plans to the DTI.

4.2. The NIP obligation agreement is between the DTI and the successful bidder (contractor) and, therefore, does not involve the purchasing institution.

Bid number:	Closing date:
Name of bidder:	
Postal address:	
.....	
Signature:	Name (in print):
Date:	

4111347R(22)

**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); and
- the 90/10 system for requirements with a Rand value above 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 90/10 preference point system.
- b) The applicable preference point system for this tender is the 80/20 preference point system.
- c) Either the 90/10 or 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	
SPECIFIC GOALS	
Total points for Price and SPECIFIC GOALS	100

42134TR (22)

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 OR 90/10 PREFERENCE POINT SYSTEMS

A maximum of 80 or 90 points is allocated for price on the following basis:

$$Ps = 80 \left(1 - \frac{Pt - P_{min}}{P_{min}} \right) \quad \text{or} \quad Ps = 90 \left(1 - \frac{Pt - P_{min}}{P_{min}} \right)$$

Where

- Ps = Points scored for price of tender under consideration
- Pt = Price of tender under consideration
- Pmin = Price of lowest acceptable tender

43/1347R (22)

3.2. **FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT**

3.2.1. **POINTS AWARDED FOR PRICE**

A maximum of 80 or 90 points is allocated for price on the following basis:

$$Ps = 80 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right) \text{ or } Ps = 90 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)$$

Where

- Ps = Points scored for price of tender under consideration
Pt = Price of tender under consideration
Pmax = Price of highest 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 either the 80/20 or 90/10 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 either the 80/20 or 90/10 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 both the 90/10 and 80/20 preference point system.

44/1347K (22)

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.)

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 system) (To be completed by the organ of state)	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (90/10 system) (To be completed by the tenderer)	Number of points claimed (80/20 system) (To be completed by the tenderer)

DECLARATION WITH REGARD TO COMPANY/FIRM

4.3. Name of company/firm.....

4.4. Company registration number:

4.5. 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]

45/134TR (22)

4.6. I, the undersigned, who is duly authorised 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;
- iv) 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 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 *audi alteram partem* (hear the other side) rule has been applied; and
 - (e) forward the matter for criminal prosecution, if deemed necessary.

.....	
SIGNATURE(S) OF TENDERER(S)	
SURNAME AND NAME:
DATE:
ADDRESS:

46/1341R (22)



Bid Requirement Specification

RFB 323262/22

Supply, Installation, Training, Maintenance and Support of an Open Source Intelligence (OSINT) and Social Media investigation and Monitoring Technologies for a period of three (3) years

47/11347R (22)

Bid Requirement Specification: Supply, Installation, Training, Maintenance and Support of an Open Source Intelligence (OSINT) and Social Media investigation and Monitoring Technologies for a period of Three (3) years

1 Introduction

1.1 Purpose of this Document

This document describes the Detail Requirements related to the Open Source Intelligence (OSINT) and Social Media Investigation and Monitoring Technologies business requirements for the South African Police Service (SAPS). This solution must support operational strategic components requirements to ensure National safety and security. Bidders must ensure that their proposed solution(s) will support all of these minimum requirements.

2 Business Solution

Failure to meet these requirements may result in the exclusion of your bid.

Requirement	Comply (State: Tab and page number)	Not Comply
2.1 Supply and Install Open Source Intelligence (OSINT) and Social Media Investigation and Monitoring Technologies		
2.2 The OSINT tool must support comply with the minimum requirement of the collection and data mining from social media sources such as:		
a. Generic Social media platforms and applications,		
b. Social media News feeds,		
c. Social media Market places,		
d. Social media publications.		
e. Any other sources exceeding the minimum requirements or better will be beneficial to Bidders. Attach a separate document as an Annexure if the bidder has additional Information		
Reference Number to Additional Document:		
2.3 The OSINT tool must support collection of data from the dark web, including, but not limited to, the following:		
a. Open web (Surface Web/ World Wide Web)		
b. Dark web (Forums and Marketplaces)		
c. Telegram		
d. Paste Sites		
e. Discord		
f. Deep Web		
g. Any other sources exceeding the minimum requirements or better will be beneficial to Bidders. Attach a separate document as an Annexure if the bidder has additional Information		
Reference Number to Additional Document:		
2.4 Search functionality: The OSINT tool must support the ability to conduct as minimum standard searches in publicly domain available data, to analyse and support focused investigations with the		

48/13472 Q22

www

Bid Requirement Specification: Supply, Installation, Training, Maintenance and Support of an Open Source Intelligence (OSINT) and Social Media Investigation and Monitoring Technologies for a period of Three (3) years

Requirement	Comply (State: Tab and page number)	Not Comply		
usage of specific keyword searches to assist in identification of trends of the following types searches:				
a. Hashtags				
b. Language: The tool must be able to provide Automated Language Translation				
c. Author				
d. Date and time				
e. Expressions used				
f. Text messages				
g. Persons/ individuals of interest				
h. Images: The tool must have a function to search and sort images according to a free text description of images.				
i. Similar Images: The tool must have functionality to search and sort similar images such as vehicles and weapons.				
j. Relationships between entities and persons				
k. E-Mail addresses, telephone numbers, social and government issued identification numbers.				
l. Organizations/ companies				
m. Property				
n. Vehicles				
o. Events/ actions planned in public				
p. Secondary sources such as (but not limited to):				
i. Queries/ enquiries on Internet search engines,				
ii. Online databases,				
iii. Registries,				
iv. News sites,				
v. Networks and Internet infrastructure records.				
vi. Any other sources exceeding the minimum requirements or better will be beneficial to Bidders. Attach a separate document as an Annexure if the bidder has additional Information				
<table border="1" style="width: 100%;"> <tr> <td style="width: 60%;">Reference Number to Additional Document:</td> <td style="width: 40%;"></td> </tr> </table>	Reference Number to Additional Document:			
Reference Number to Additional Document:				
2.5 The OSINT tool must have the ability to expand on search results to provide the linkage across all social media platform				

49/13472 (22)

Bid Requirement Specification: Supply, Installation, Training, Maintenance and Support of an Open Source Intelligence (OSINT) and Social Media investigation and Monitoring Technologies for a period of Three (3) years

Requirement	Comply (State: Tab and page number)	Not Comply		
(Link Persons of Interest with Criminal Groupings)				
2.6 The OSINT tool must be able to identify criminal markets or Hot Spots to initiate investigations.				
2.7 Analysis functionality: The OSINT tool must allow for the minimum ability to conduct user defined analytics based on:				
a. Sentiment				
b. Significance				
c. Reach				
d. Popularity				
e. Key influencer's				
f. Concepts				
g. Named entities and persons				
h. Create watch lists from websites, social media.				
i. Data types				
j. Slang phrases				
k. Opinions and				
l. Calls to action.				
m. Any other sources exceeding the minimum requirements or better will be beneficial to Bidders. Attach a separate document as an Annexure if the bidder has additional Information				
<table border="1" style="width: 100%;"> <tr> <td style="width: 60%;">Reference Number to Additional Document:</td> <td></td> </tr> </table>			Reference Number to Additional Document:	
Reference Number to Additional Document:				
2.8 The OSINT tool must support and provide an early warning capability regarding trends on social media and identify people of interest in pre-sets of specific searches set up to constantly interrogate all databases and applications in the background to have immediate awareness and alerts to activities related to pre-determined pre-set searches.				
a. The OSINT tool must be able to provide real time threat identification, gathering of intelligence to initiate and				

SO/134TR (22)

Bid Requirement Specification: Supply, Installation, Training, Maintenance and Support of an Open Source Intelligence (OSINT) and Social Media investigation and Monitoring Technologies for a period of Three (3) years

Requirement	Comply (State: Tab and page number)	Not Comply
support court directed evidence gathering.		
b. The OSINT tool must be able to identify emerging trends, patterns and public disorder.		
c. All these results or data sets should be publishable in a Microsoft (MS) Word or MS Excel format for re-use in other SAPS analysis toolsets.		
2.9 The OSINT tool analytical capability must be capable of application to any existing databases or repositories available to SAPS and identify common attributes identified.		
2.10 The OSINT tool must be able to assist through Big Data analysis to contribute to the identification of "out of nowhere" events to draw connections to an event missed by searches and analysis that lead to incidents of any nature. (This will enable analysts to broaden search key words, connections and trends to enhance future pre-emptive pre-set search and analysis that will generate alerts and alarms.)		
2.11 The OSINT tool must be able to provide alerts and alarms to mobile devices or e-mail notifications to responsible analyst(s) and supervisor(s) to react too.		
2.12 The analysis capability of the OSINT tool must have a function to provide a risk assessment with the following flow:		
a. Load single or batch searches,		
b. find matches across all systems or applications data sources,		
c. The system must generate risk assessment scoring per request, based on all the configured perimeters or enquiries posted.		
d. Artificial Intelligence (AI) must guide/ clarify or explain the risk assessment results.		
e. The tool must have a function to perform risk assessment by AI and provide a report for each assessment result, explaining the indicators that lead to the findings in a		

5113472 (22)

Bid Requirement Specification: Supply, Installation, Training, Maintenance and Support of an Open Source Intelligence (OSINT) and Social Media investigation and Monitoring Technologies for a period of Three (3) years

Requirement	Comply (State: Tab and page number)	Not Comply
selected MS format.		
2.13 The OSINT tool must be able to Import all gathered information, intelligence and charts into a knowledge database as determined by an analyst.		
2.14 The OSINT tool must be able to allow users to directly analyse information, create linkage charts out of the extracted information		
2.15 The tool must have functionality that allows users to identify entities who are "strongly connected" to a group or entity under investigation and identify members who were previously unknown.		
2.16 The tool must automatically determine and suggest the connection essence between connected nodes in a social network.		
2.17 The tool should automatically cluster similar groups of connections in a social network and provide a report regarding these connections.		
2.18 The OSINT tool must support an anonymous data collection from all the available sources. With the ability to clear or clean the search "footprints".		
2.19 The OSINT tool must be able to provide relevant information with the ability to squash any "Spam" and "Bots" generated data to prevent misinformation.		
2.20 The OSINT tool must be able to collect the publicly available data across all supported networks irrespective of language. Bidders must provide a complete list of all languages translated by the tool to English.		
2.21 The OSINT tool must be able to take "snap shots" of data sets prior to deletion and or scrubbed to enable analysts to access or restore deleted items, data or information.		
2.22 Interface and Geo-mapping functionality: The OSINT tool must be able to display the geo-location and mapping information, as well as visualized analysis and querying according to a user-defined geo-fenced area. The tool must;		
a. Display to understand the identified trend and locality of that trend,		

S2134TR (22)

11/10/22

Bid Requirement Specification: Supply, Installation, Training, Maintenance and Support of an Open Source Intelligence (OSINT) and Social Media investigation and Monitoring Technologies for a period of Three (3) years

Requirement	Comply (State: Tab and page number)	Not Comply
b. Trending topics and themes within those set geo-fences as set.		
c. Show prominent authors and localities,		
d. Show subject specific social media posts.		
e. Show the volumes (Numbers) and sentiment trends,		
2.23 The Bidder must be able to substantiate the numerical number within the capability of the toolset to visualize the links identified between entities, established between groups or sets of data and create a report to visualize those links without undistinguishable patterns not actionable by the analyst(s).		

3 Training

Requirement	Comply (State: Tab and page number)	Not Comply
3.1 Training for users		
a. Training must be in a contact session format presented in English Language,		
b. Training must be provided within the borders of South Africa, at the Bidder's venue or any suitable venue identified by the Bidder.		
c. Costing follow-up support during one month after the training completion, calculated on the principle of " Cost to Company ".		
d. Costing for training must be separate to show cost per member or Cost per different profile or level (e.g. Supervisor, Administrator and Operator is applicable)		
3.2 The minimum set of technical documents to be provided with tool is the following:		
a. User Manual or Instructions (in English) in hard, soft copy		

S3134TR (22)

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Bid Requirement Specification: Supply, Installation, Training, Maintenance and Support of an Open Source Intelligence (OSINT) and Social Media investigation and Monitoring Technologies for a period of Three (3) years

	and online,		
b.	The Bidder is required to confirm the list and contents of documentation to be provided together with the software at the delivery,		
c.	Confirmation of the Bidders ability to provide contact session training should be provided,		
3.3	Final pricing regarding all physical training interventions within all provinces,		

4 Maintenance and support

Requirement	Comply (State: Tab and page number)	Not Comply
4.1 Technical support - The tool support should include;		
a. Security and feature updates and		
b. 24 x 7 online technical support by phone or email in English.		
c. The offer shall include future version upgrades of the software		

5 Ownership

Requirement	Comply	Not Comply
5.1 All documents and material developed during the project will be the property of SAPS and may not be utilised or reproduce without the permission of SAPS obtained in writing from the SAPS Accounting Officer (A/O).		

6 Data Integrity

Requirement	Comply	Not Comply
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Bid Requirement Specification: Supply, Installation, Training, Maintenance and Support of an Open Source Intelligence (OSINT) and Social Media Investigation and Monitoring Technologies for a period of Three (3) years

6.1 The OSINT tool must ensure the completeness and accuracy of information and processing methods utilised to ensure integrity of information.		
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7 Audit Trails

Requirement	Comply	Not Comply
7.1 The OSINT tool must provide for activity logs, audit trails and controls to prevent unauthorized alteration, misuse or loss of data.		
7.2 Audit trails of all transactions on the OSINT tool must be available to the relevant profile.		

8 User Access Control


Requirements	Comply	Not Comply
8.1 Username and password protection must restrict the end users or system managers' access to specified functionality and/or data, granted via appropriate software controlled permission levels.		
8.2 Access from OSINT tool and the degree of access by the SAPS operators to the offered functionality must be via appropriate software controlled permission levels.		
8.3 It is a requirement that only authorised SAPS personnel must have access to the operational data in the production phase following the system implementation.		
8.4 The tool must only allow the user to access the tool via valid username and password.		
8.5 Any other sources exceeding the minimum requirements or better will be beneficial to Bidders. Should additional security features controlling access be available such as biometric access it must be specified as well as the software and hardware requirements that will support such additional security. Attach a separate document as an Annexure if the bidder has additional information		
Reference Number to Additional Document:		

Bid Specifications Sign off

SS/1341R(22)

11.1.10

Bid Requirement Specification: Supply, Installation, Training, Maintenance and Support of an Open Source Intelligence (OSINT) and Social Media Investigation and Monitoring Technologies for a period of Three (3) years

Name	Section	Signature	Date
BRIGADIER WM DUBAZANA	DIVISION TMS: SCIS		2022-02-22

S6/134TR (22)

THE NATIONAL TREASURY

Republic of South Africa



**GOVERNMENT PROCUREMENT:
GENERAL CONDITIONS OF CONTRACT**

July 2010

S7/134/R (22)

GOVERNMENT PROCUREMENT
GENERAL CONDITIONS OF CONTRACT
July 2010

NOTES

The purpose of this document is to:

- (i) Draw special attention to certain general conditions applicable to government bids, contracts and orders; and
- (ii) To ensure that clients be familiar with regard to the rights and obligations of all parties involved in doing business with government.

In this document words in the singular also mean in the plural and vice versa and words in the masculine also mean in the feminine and neuter.

- The General Conditions of Contract will form part of all bid documents and may not be amended.
- Special Conditions of Contract (SCC) relevant to a specific bid, should be compiled separately for every bid (if applicable) and will supplement the General Conditions of Contract. Whenever there is a conflict, the provisions in the SCC shall prevail.

SS/1347R (22)

TABLE OF CLAUSES

1. Definitions
2. Application
3. General
4. Standards
5. Use of contract documents and information; inspection
6. Patent rights
7. Performance security
8. Inspections, tests and analysis
9. Packing
10. Delivery and documents
11. Insurance
12. Transportation
13. Incidental services
14. Spare parts
15. Warranty
16. Payment
17. Prices
18. Contract amendments
19. Assignment
20. Subcontracts
21. Delays in the supplier's performance
22. Penalties
23. Termination for default
24. Dumping and countervailing duties
25. Force Majeure
26. Termination for insolvency
27. Settlement of disputes
28. Limitation of liability
29. Governing language
30. Applicable law
31. Notices
32. Taxes and duties
33. National Industrial Participation Programme (NIPP)
34. Prohibition of restrictive practices

S9/13/1R (22)

General Conditions of Contract

1. Definitions

1. The following terms shall be interpreted as indicated:
 - 1.1 "Closing time" means the date and hour specified in the bidding documents for the receipt of bids.
 - 1.2 "Contract" means the written agreement entered into between the purchaser and the supplier, as recorded in the contract form signed by the parties, including all attachments and appendices thereto and all documents incorporated by reference therein.
 - 1.3 "Contract price" means the price payable to the supplier under the contract for the full and proper performance of his contractual obligations.
 - 1.4 "Corrupt practice" means the offering, giving, receiving, or soliciting of any thing of value to influence the action of a public official in the procurement process or in contract execution.
 - 1.5 "Countervailing duties" are imposed in cases where an enterprise abroad is subsidized by its government and encouraged to market its products internationally.
 - 1.6 "Country of origin" means the place where the goods were mined, grown or produced or from which the services are supplied. Goods are produced when, through manufacturing, processing or substantial and major assembly of components, a commercially recognized new product results that is substantially different in basic characteristics or in purpose or utility from its components.
 - 1.7 "Day" means calendar day.
 - 1.8 "Delivery" means delivery in compliance of the conditions of the contract or order.
 - 1.9 "Delivery ex stock" means immediate delivery directly from stock actually on hand.
 - 1.10 "Delivery into consignees store or to his site" means delivered and unloaded in the specified store or depot or on the specified site in compliance with the conditions of the contract or order, the supplier bearing all risks and charges involved until the supplies are so delivered and a valid receipt is obtained.
 - 1.11 "Dumping" occurs when a private enterprise abroad market its goods on own initiative in the RSA at lower prices than that of the country of origin and which have the potential to harm the local industries in the

60/134TR (22)