

# Dannhauser Municipality KZN 254

8 Church Street

Private Bag X1011  
DANNHAUSER  
3080



Telephone: 034 621 2666

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**Date of Advert: 02/06/2022**

**Quotation Number: RFQ/1041**

**Description: DEVELOPMENT OF LANDFILL SITE STRATEGY ON COMPLIANCE**

Kindly furnish us with a written quotation for the supply of the goods/services as detailed in the enclosed schedule.

The quotation must be submitted on the letter head of your business no later than, **21 JUNE 2022 at 12H00.**

Quotation are to be submitted in a sealed envelope; clearly marked "**Quotation number & Description**" must be deposited in the tender box situated at the reception area of Dannhauser Municipality offices, **8 church street**, Dannhauser 3080

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The following conditions will apply:

- Price(s) quoted must be valid for at least thirty (30) days from date of your offer.
- Price(s) quoted must be firm and must be inclusive of VAT.
- A firm delivery period must be indicated.
- Bidders must include their certified BBBEE certificate copy (MBD 6.1).
- Bidders must include both original Tax Compliance Certificate (SARS Pin).
- This quotation will be evaluated in terms of the 80/20 preference point system as prescribed in the Preferential Procurement Policy Framework Act (No 5 of 2000) and for this purpose the enclosed forms MBD 4, MBD 6.1, MBD 8 & MBD 9 must be scrutinized, completed and submitted together with your quotation. (MBD forms are available from SCM office & from the website [www.dannhauser.gov.za](http://www.dannhauser.gov.za) under Budget then scm forms)
- Bidders must be registered on the Central Supplier Database and proof of registration must be submitted.
- The successful provider will be the one scoring the highest points.
- Preference will first be made to local service providers.
- Bidders are required to submit their most recent municipal accounts for their business location or their personal residence account i.e. rates/refuse or Proof of residence for those who reside in rural areas.
- Bidders must fill in the RFQ register stating the date and time of when they submitted their RFQs, available at the tender box.

- Bidders must be registered on The Dannhauser Municipality Suppliers database, forms are available from the website [www.dannhauser.gov.za](http://www.dannhauser.gov.za) & from reception.
- Dannhauser Municipality does not bind itself to accept the lowest, or any quote.
- The Municipality reserves the right to withdraw any invitation to quotations/proposal and/or to re-advertise or to reject any quotations/proposal or to accept a part of it.
- The municipality reserve the right to appoint a portion or split the service to a service provider.
- The Municipality does not bind itself to accepting the lowest quotations/proposal or award a contract to the bidder scoring the highest number of points.

NB: No quotations will be considered from persons in the service of the state<sup>i</sup>

**Failure to comply with these conditions may invalidate your offer.**

## SCHEDULE

**DESCRIPTION: QUOTATIONS FROM SUITABLE AND QUALIFIED SERVICE PROVIDERS AS PER BELOW SCHEDULE:**

### **DEVELOPMENT OF LANDFILL SITE STRATEGY ON COMPLIANCE**

#### **AS PER ATTACHED TERMS OF REFERENCES**

#### **Terms of reference**

#### **Proposal: Environmental Management Programme for the Operation of the Dannhauser Waste Disposal Site, located within the Dannhauser Local Municipality, Amajuba District, KwaZulu-Natal**

### **1 INTRODUCTION AND BACKGROUND**

Proposals are request for the development of an Environmental Management Programme (EMPr) for the Operation of the Dannhauser Landfill Site, located within the Dannhauser Local Municipality, uThukela District, KwaZulu-Natal. The Department of Economic Development, Tourism and Environmental Affairs (DEDTEA) has issued a Reviewed Waste Management License (WML) (DEDTEA Reference DC25/WML/0001/2015) in terms of Section 49 (1) of the National Environmental Management: Waste Act, 2008 (NEMWA) (Act No. 59 of 2008) dated 02 February 2017. It is understood from the details within the WML that the landfill receives general waste from the surrounding areas and also entails waste reclamation on site. The WML authorises the activities in terms of GN 921 Category B (8) and (10) for the disposal of general waste to land covering an area in excess of 94 736m<sup>2</sup>. In terms of Section 67 (1)(h) of

the NEMWA (Act 59 of 2008), failure to comply with the conditions of this WML will constitute an offence as in accordance with Section 68 (1) of NEMWA. According to condition 5.3.5 of the WML, an EMPr must be prepared and submitted for approval to DEDTEA, and kept on site during the operational phase.

This proposal is intended to comply with condition 5.3.5 of the WML to enable the continued legal operation of the Dannhauser Landfill site (Figure 1).

## **2 LEGAL FRAMEWORKS**

This Section lists the overarching South African legislation that legally enforces the obligation of parties to apply environmental management for the operation of activities which are deemed a risk to the environment and public health.

### **2.1 The Constitution of the Republic of South Africa Act (ACT 108 of 1996)**

The Constitution of the Republic of South Africa is the legal source for all law, including environmental law, in South Africa. The Bill of Rights is fundamental to the Constitution of the Republic of South Africa and in, Section 24 states

that:

Everyone has the right (a) to an environment that is not harmful to their health or well-being; and (b) to have the

environment protected, for the benefit of present and future generations through reasonable legislative and other measures that (i) prevent pollution and ecological degradation; (ii) promote conservation; and (iii) secure ecologically sustainable development and use of natural resources while promoting justifiable economic and social development.

### **2.2 National Environmental Management Act (ACT 107 of 1998)**

The National Environmental Management Act (NEMA) is South Africa's overarching environmental legislation and provides for the right to an environment that is not harmful to the health and well-being of South African citizens; the equitable distribution of natural resources, sustainable development, environmental protection and the formulation of environmental management frameworks (Government Gazette, 1998). NEMA imposes a duty of care (Section 28 of NEMA) on every person who causes, has caused or may cause significant pollution or degradation of the environment to take reasonable measures to prevent the pollution or degradation of the environment from occurring, continuing or reoccurring. Insofar as such harm to the environment is authorized by law or cannot reasonably be avoided, NEMA requires that the pollution must be minimized and rectified. The 'polluter pays' principle provides that 'the cost of remedying pollution, environmental degradation and consequent adverse health effects and of preventing, controlling or minimizing further pollution, environmental damage or adverse health effects must be paid for by those responsible for harming the environment'.

### **3. LEGISLATED REQUIREMENTS FOR ENVIRONMENTAL AUDITING**

The legislated requirements for the objectives of an environmental audit are specified in Appendix 7 of the Amendments to the 2014 EIA Regulations (GN 326, 07 April 2017). Refer to Table 1 for a summary of the legislated list of objectives from GN 326.

Table 1: Legislative objective requirements for an Environmental Audit

#### Requirement

The objective of the environmental audit report is to -

- (i) the level of compliance with the conditions of the environmental authorisation and the EMPr, and where applicable, the closure plan; and
- (ii) the extent to which the avoidance, management and mitigation measures provided for in the EMPr, and where applicable, the closure plan achieves the objectives and outcomes of the EMPr, and closure plan;
- (b) identify and assess any new impacts and risks as a result of undertaking the activity;
- (c) evaluate the effectiveness of the EMPr, and where applicable, the closure plan
- (d) identify shortcomings in the EMPr, and where applicable, the closure plan; and
- (e) identify the need for any changes to the avoidance, management and mitigation measures provided for in the EMPr, and where applicable, the closure plan

### **4 LEGISLATED REQUIREMENTS FOR THE ENVIRONMENTAL AUDIT REPORT**

The legislated requirements for the content of an Environmental Audit Report are specified in Appendix 7 of the Amendments to the 2014 EIA Regulations (GN 326, 07 April 2017). Refer to Table 2 for a summary of the legislated list of report content requirements.

Table 2: Legislative requirements of the contents of the Report

#### Requirement

- 1 An environmental audit report prepared in terms of these Regulations must contain—

(a) Details of the -

independent person who prepared the environmental audit report; and expertise of the independent person that compiled the environmental audit report;

(b) a declaration that the independent auditor is independent in a form as may be specified by the competent authority;

(c) an indication of the scope of, and the purpose for which, the environmental audit report was prepared;

(d) a description of the methodology adopted in preparing the environmental audit report;

(e) an indication of the ability of the EMPr, and where applicable, the closure plan to— sufficiently provide for the avoidance, management and mitigation of environmental impacts associated with the undertaking of the activity on an on-going basis; sufficiently provide for the avoidance, management and mitigation of environmental impacts associated with the closure of the facility; and ensure compliance with the provisions of environmental authorization, EMPr, and where applicable, the closure plan;

(f) a description of any assumptions made, and any uncertainties or gaps in knowledge;

(g) a description of any consultation process that was undertaken during the course of carrying out the environmental audit report;

(h) a summary and copies of any comments that were received during any consultation process; and

(i) any other information requested by the competent authority.

## **5 SCOPE OF WORK**

The proposed scope of work for the process will follow the legislated procedure detailed in the Amendments to the

2014 EIA Regulations (GN 326, 07 April 2017).

### **5.1 Site visit**

A site visits to gather the required information must be undertaken.

### **5.2 Compilation of Environmental Management Programme (EMPr)**

A Draft EMPr will be compiled in accordance with Appendix 4 of GN 326 and will contain guidelines to ensure that all activities associated with the operation of the Landfill site are carried out in an environmentally responsible and acceptable manner. Specific management objectives and mitigation measures will be specified to ensure compliance will all the conditions stipulated within the WML DC25/WML/0001/2015.

### **5.3 Evaluation Criteria**

EVALUATION Criteria	Max points	Verification method
<u>Project Team</u> Qualification of Environmental management ➤ Minimum of Degree = 40	40	Attach certified copy (not older than 3 months) of registration certificate and qualification
Methodology & Approach (Structure of Work Plan) as per TORs	20	Attach a detailed methodology (Project Milestone & Deliverables/ Time frames/Key Stakeholder)
Experience of the bidder in Development of EMPr  3 – 5 completed Similar projects = 30-40  1 – 2 completed Similar projects = 10-20  No completed projects = 0	40	Attach both appointment & reference letters
Total	100	

**Project Duration: two months from date of appointment.**

**EVALUATION CRITERIA**

**NB: The minimum points that must be scored by a prospective bidder to proceed in the next stage (which is pricing 80/20) is 75 points.**

## DELIVERY ADDRESS:

08 church Street, Dannhauser Municipality, for more info please contact **Mr SA Khumalo, Manager: Refuse, Cleansing and Waste** on **034 621 2666/Ext 0731** between 07H30 and 16H00 with lunch interval of 13H00 to 13H30.

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<sup>i</sup> \* MSCM Regulations: "in the service of the state" means to be –

- (a) a member of –
  - (i) any municipal council;
  - (ii) any provincial legislature; or
  - (iii) the national Assembly or the national Council of provinces;
- (b) board of directors of any municipal entity;
- (c) an official of any municipality or municipal entity;
- (d) an employee of any national or provincial department, national or provincial public entity or constitutional institution within the meaning of the Public Finance Management Act, 1999 (Act No.1 of 1999);
- (e) a member of the accounting authority of any national or provincial public entity; or
- (f) An employee of Parliament or a provincial legislature.