



NATIONAL MAIZE CORPORATION

EXPRESSION OF INTEREST

International Competitive Bidding

PRE-QUALIFICATION OF OPEN PERSPECTIVE BIDDERS FOR AGRO- COMMODITIES

(White Maize, Red Speckled Beans and Thai Rice)

Tender No.: 05 of 2025/26

Bid Issuance: 29th August 2025

Bid Closing: 19th September 2025

SECTION 1: INVITATION TO TENDER

PRE-QUALIFICATION OF OPEN PERSPECTIVE TENDERERS FOR AGRO-COMMODITIES (White Maize, Premium Rice and Sugar Beans)

TENDER No. 05 of 2025/26

The National Maize Corporation (NMC) is a Category A public enterprise under the Ministry of Agriculture, established through an act of parliament number 13 of 1985, mandated with the commodity trading in white maize, premium rice and sugar beans and intends to apply part of the proceeds for eligible payments under the supply framework contracts for open prospective Tenderers for a period of two (2) years.

NMC invites sealed Bid Proposals from eligible legally registered Tenderers through Prequalification of open prospective Tenderers of commodity goods. Tendering will be conducted through an **Expression of Interest (EoI)** procedures specified in the Eswatini Public Procurement Act 7, 2011 and policies laid down by the Eswatini Public Procurement Regulatory Agency (ESPPRA). The Expression of Interest document can be downloaded from the ESPPRA website, www.esppra.co.sz, or www.nmc.co.sz or alternatively collect from the NMC Reception area. Hard copies of the tender document can be obtained from the NMC Reception upon payment of a nonrefundable fee of E500.00.

Proposals must be hand delivered to the address below at or before **1600hrs, on the 19th of September 2025**. Proposals shall be valid for a period of 120 days after the deadline of tender submission. Late Proposals will be rejected. There will be no public tender opening.

Location of Bid Submission:

**NMC OFFICE
11TH STREET, MATSAPHA INDUSTRIAL SITE
MATSAPHA, ESWATINI**

Tenderers should ensure signed and completed tenders are to be accompanied by the following documents:

1. Pre-Qualification Submission Form
2. A Valid Tax Compliance Certificate or Equivalent for International Tenderers
3. A Valid Trading Licence or Equivalent for International Tenderers
4. A copy of Company VAT Registration
5. Recent Audited Financial Statements (2024 or 2025)
6. Certified copy of an official statement of the Directors and alternative directors (i.e. Form 'J') or owner/s in the case of unincorporated persons or equivalent
7. Certified copy of an official statement of the annual summary of share capital and shares (i.e., Form 'C' or equivalent) for incorporated persons or equivalent
8. Police clearance or Affidavit of Non-Conviction for the Directors of the company (not more than 6 months)
9. Certified copies of National Identity Documents of Active Company Directors
10. NMC General Receipt of E5,000
11. Food Safety Certification (FSSC 22000) or equivalent
12. A fully signed document providing Power of Attorney (as attached)
13. A fully signed Declaration of Eligibility
14. A fully signed Code of Ethical Conduct
15. A Valid Labour Compliance or Equivalent for International Tenderers
16. A Valid Eswatini National Provident Fund (ENPF) Certificate or Equivalent for International Tenderers

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Tenderer All applications should be, marked and should be sealed on one envelope: and addressed to:

THE ENTITY TENDER BOARD CHAIRPERSON
National Maize Corporation
Tender No.: 05 of 2025/26

PRE-QUALIFICATION OF OPEN PERSPECTIVE TENDERERS FOR AGRO-COMMODITIES

The Tenderer bears the responsibility of ensuring their submissions are delivered on time; NMC accepts no liability for delayed delivery of the submission however caused.

All public officers and politicians shall not participate as tenderers in public procurement as outlined in Section 60 of the Procurement Act of 2011.

CONFIDENTIALITY

No part of this document may be disclosed verbally or in writing, including by reproduction, to any third party without the prior written consent of National Maize Corporation (NMC). This document, its associated appendices and any attachments remain the property of NMC and shall be returned upon request.

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SECTION II. INFORMATION TO TENDERERS

1. INTRODUCTION

The National Maize Corporation (NMC) wishes to enlist local and international prospective tenderers among those who will have submitted their pre-qualification documents, in accordance with the pre-qualification requirements to undertake the assignments described herein for a period of two (2) years subject to satisfactory performance. **Tenderers that are currently registered by NMC are required to register afresh if they wish to participate.** The categories for consideration are listed below: -

LIST OF CATEGORIES

CATEGORY NUMBER	CATEGORY NAME	ELIGIBLE TENDERERS
NMC# 01 - 2025/2026	SUPPLY OF DRY MAIZE	OPEN
NMC# 02 - 2025/2026	SUPPLY OF RED SPECKLED BEANS	OPEN
NMC# 03 - 2025/2026	SUPPLY OF THAI RICE	OPEN

2. OBJECTIVE

The objective of the Expression of Interest is to solicit interested Tenderers of agricultural commodities to supply on demand agricultural products (White Maize, Red speckled Beans, and Thai Rice) in various bulk formations as determined by the Corporation. The resultant contract shall be a two-year contract that will be based on call-off basis as per the quantity required by the Corporation from time to time.

3. SCOPE OF WORK

The Supplier should demonstrate ability to provide uninterrupted supply of the required agricultural products. Tenderers will be responsible for the transportation and all logistical arrangements from point of collection up to NMC Matsapha. The Supplier should demonstrate capability to supply the agricultural commodities in the quantities as detailed in this Expression of Interest document. Specifically, Tenderers should demonstrate their ability to provide the following:

- One or more of the products required
- A Valid FSSC 22000 Certification or equivalent
- Current Certificate of Analysis (COA) for each product
- Ownership of transport or agreement with reputable transport company(s) for transportation of contracts
- Availability of storage area
- Evidence of clients supplied and three (3) traceable references in a form of letters; and
- Company profile

Tenderers should provide evidence of having the capability to provide any/all of the following volumes per product:

Product	Grade	Minimum Quantities (per annum)
White Maize (GMO)	1	36 000 Metric Tonnes
White Maize (non-GMO)	1	36 000 Metric Tonnes
Red Speckled Beans	1	500 Metric Tonnes
Thai Rice	1	1600 Metric Tonnes

The specific quality criteria for each agricultural product are enclosed in Section III of this document.

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- 3.1 The EoI document and the response thereof shall be the basis for Pre-qualification. Tenderers must familiarize themselves with the requirements described in this document including all attachments and take them into account while preparing their response.
- 3.2 NMC does not bind herself for supply of the goods or provision of any service but shall endeavour to ensure tenderers will be treated equitably.
- 3.3 Tenderers will be informed in writing of the outcome of their application.
- 3.4 Tenderers will meet all costs associated with preparation and submission of their applications.
- 3.5 It is NMC policy to require that Tenderers observe the highest standard of ethics during selection and execution of its contracts. In pursuance of this policy will not permit the following practices:
- 3.5.1 For the purpose of this provision, the terms set forth below shall bear the meaning as follows:
- 3.5.1.1 **“Corrupt practice”** means the offering, giving, receiving or soliciting of anything of value to influence the action of an officer of the procuring entity in the pre-qualification process; and
- 3.5.1.2 **“Fraudulent practice”** means a misrepresentation of facts in order to influence the pre-qualification process to the detriment of the procuring entity and includes collusive practices among Tenderers (prior to or after submission of Tenders) designed to establish prices at artificial, non-competitive levels and to deprive the procuring entity of the benefits of free and open competition.
- 3.5.2 NMC will reject a Tender for pre-qualification if it determines that a Tenderer has engaged in corrupt or fraudulent activities in competing for the contract in question.
- 3.5.3 NMC will declare a Tender ineligible, for pre-qualification if at any time it determines that a Tenderer has engaged in corrupt or fraudulent practices in competing for, or in executing, a similar contract.
- 3.5.4 NMC will have the right to examine financial records relating to the performance of such services to determine capability.
- 3.5.5 NMC will have the right to inspect the business premises of the tenderer.
- 3.6 Tenderers shall furnish information as described in the pre-qualification tender document.
- 3.7 Prospective Tenderers should disclose if they are engaged with past or pending litigation against NMC and the nature of the litigation in order to avoid conflict of interest.

4. DOCUMENTS COMPRISING THE REQUEST FOR PRE-QUALIFICATION

- 4.1 Tenderers may request a clarification on the Pre-qualification document up to five (5) days before the tender submission date. Any request for clarification must be sent in writing by email to info@nmc.co.sz and procurement@nmc.co.sz. NMC will respond in writing by email to such requests and will send copies of the response to all tenderers who intend to submit tenders.

5. PREPARATION OF TENDER DOCUMENTS

- 5.1 Tenderers are requested to submit pre-qualification documents written in English Language only.

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- 5.2 Tenderers are expected to examine the documents prior to submission in detail. Material deficiencies in providing the information requested may result in rejection of a tender.
- 5.3 Tenderers are required to meet the pre-qualification criteria stipulated in Section 8. Tenderers who do not meet such requirements should not submit tenders. Only tenderers, who fulfil such requirements, will be considered for detailed evaluation.
- 5.4 The pre-qualification documents shall **NOT** include any **FINANCIAL PROPOSAL** except for information related to Audited Financial Statements for the last fiscal year.
- 5.5 The Period of Validity shall be 120 days from the date of submission. NMC will make best effort to complete the evaluation and communicate within this period.

6. SUBMISSION, RECEIPT, AND OPENING OF PRE-QUALIFICATIONS

- 6.1 Proposals shall be one (1) original and one (1) copy of the proposal document should be prepared and sealed in a plain envelope marked: **“Pre-Qualification Document for Category with the Description and Prequalification Tender Number”**. All submissions must be deposited in the tender box located at the reception area of NMC not later than 1600hrs, on the 19th of September 2025.
- 6.2 Where a tenderer is qualified for more than one category, submission must be clearly done in separate envelopes for each category.
- 6.3 The deadline for submission of the Pre-Qualification Document shall be **1600hrs., on the 19th of September 2025.**
- 6.4 Late submissions will not be accepted. Any proposal document received after the deadline pursuant to clause 6.1 above shall be rejected as a late tender and shall not be considered.
- 6.5 Tender evaluation shall be conducted by a Tender Committee of officials established in line with ESPPRA Regulations of 2020.

7. PRE-QUALIFICATION EVALUATION

- 7.1 NMC will examine tenders to determine completeness, general orderliness and substantial responsiveness.
- 7.2 Tenderers shall not contact NMC on any matter relating to their Pre-Qualification Document from the time of opening to the time the evaluation is finalized, and official communication is sent to them. Any effort by any applicant to influence NMC in the evaluation shall result in the rejection of their application.
- 7.3 Pre-qualification will be based on meeting the following minimum criteria regarding the Applicant's legal status, general and experience, personnel and financial position as demonstrated by the responses in the attached forms.
- 7.4 The Tenderers should have registered offices and NMC reserves the discretion of visiting physical premises from which the applicant conducts business if so desired to confirm existence and capability to deliver the said goods or services.
- 7.5 Tenderers who qualify according to the selection criteria will be invited to submit their Quotations. NMC will further conduct an evaluation and comparison of the financial proposals for the provision

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of various goods or services. Successful Tenderers shall be engaged on a two (2) year contract and this shall be based against the contract as and when required by NMC.

7.6 NMC reserves the right to accept or reject any or all proposal without the obligation to assign any reason (s) for its decision thereof.

8. EVALUATION CRITERIA

ADMINISTRATIVE COMPLIANCE DOCUMENTS

#	REQUIREMENT	Y/N
1	Pre-Qualification Submission Form	
2	A Valid Tax Compliance Certificate or Equivalent for International Tenderers	
3	A Valid Trading Licence or Equivalent for International Tenderers	
4	A copy of Company VAT Registration	
5	Recent Audited Financial Statements (2024 or 2025)	
6	Certified copy of an official statement of the Directors and alternative directors (i.e. Form 'J') or owner/s in the case of unincorporated persons or equivalent	
7	Certified copy of an official statement of the annual summary of share capital and shares (i.e., Form 'C' or equivalent) for incorporated persons or equivalent	
8	Police clearance or Affidavit of Non-Conviction for the Directors of the company (not more than 6 months)	
9	Certified copies of National Identity Documents of Active Company Directors	
10	NMC General Receipt of E5,000	
11	Food Safety Certification (FSSC 22000) or equivalent	
12	A fully signed document providing Power of Attorney (as attached)	
13	A fully signed Declaration of Eligibility	
14	A fully signed Code of Ethical Conduct	
15	A Valid Labour Compliance or Equivalent for International Tenderers	
16	A Valid Eswatini National Provident Fund (ENPF) Certificate or Equivalent for International Tenderers	

8.1 The evaluation process will be based on a PASS/FAIL criterion.

8.2 Tenderers have to provide all the above mandatory requirements to enable them to qualify and be shortlisted.

9. CONFIDENTIALITY

9.1 Information relating to evaluation of Pre-Qualification Documents and recommendations concerning pre-qualification shall not be disclosed to the Tenderers until the prequalified firms have been advised accordingly.

9.2 NMC Reserves the right to visit and inspect business premises of all the Tenderers to verify information provided.

9.3 All the information provided shall be treated as confidential.

10. SHORTLISTED APPLICANTS

Tenderers who will be qualified shall be shortlisted and the Corporation shall conduct an onsite assessment to verify their presentation and assertions. Qualifying Tenderers shall be offered a two-year contract which will be based on call off orders as determined by the lowest priced offer and availability after financial bidding procedures.

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SECTION III. AGRICULTURAL COMMODITY SPECIFICATION

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1. WHITE MAIZE SPECIFICATION

i) Raw materials, ingredients and product contact materials

a. Biological chemical and physical characteristics:

- WM1 grading specifications, (as per South African, AGRICULTURAL PRODUCT STANDARDS ACT, 1990 (ACT No. 119 OF 1990)
- free from musty, sour or objectionable odor, free from coal, glass, dung or metal, free from live insects,
- moisture not exceeding 14%,
- aflatoxins not exceeding 10 ppb,
- GMO negative / positive.

ii) Microbial parameters

Parameter	Limit cfu/g
TPC	less than 100 000
Coliforms	less than 100
E. coli	Absent
S. aureus	less than 10
Yeast and Molds	less than 1 000
Salmonella	Absent
Cl. Perfringens	Absent

iii) Physical specification

Specification	WM1
1.Foreign matter	0.3
2.Defective maize kernels, above and below the 6.35mm round-hole sieve	7%
3.Defective maize kernels that can pass through the 6.35mm round-hole	*
4.Defective maize kernels, that cannot pass through the 6.35mm round-hole sieve	*
5.Other color maize kernels	3%
6.Deviations referred to in 1,2,3,4 and 5 collectively.	8.0%
7.Pinked maize kernels	12%
Stones	Shall contain not more than 1 gram of stones, which can pass through the 6.35mm round-hole per 10kg
	Shall be free from stones which cannot pass through the 6.35mm round-hole

b. Composition of formulated ingredients: white maize

c. Origin: South Africa and /or Swaziland

d. Packaging and delivery method: transported by tight covered tarpaulin side tipper trucks and bottom dump trucks which do not have any leaks to prevent maize spillages.

e. Storage conditions and shelf life: to be stored in a cool dry area, shelf-life is approximately 3 years.

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- f. **Food safety related acceptance criteria or specification:** WM1 grading specifications, moisture at maximum 14 %, free from musty, sour or objectionable Oduor, free from coal, glass, dung or metal, free from live insects, aflatoxins not exceeding 10 ppb, GMO negative/positive.

2. DRY SUGAR BEANS (RED-SPECKLED BEANS) SPECIFICATION

i) **Biological chemical and physical characteristics:**

a. **Biological:**

Test	Limit cfu/g
TPC	less than 100 000
Coliforms	less than 100
E. coli	Absent
S. aureus	less than 10
Yeast and Moulds	less than 1 000
Salmonella	Absent
Cl. Perfringens	Absent
Weevil -Dead or live	Absent

b. **Chemical:**

Parameter	Specification
Moisture	Maximum 13%
Mycotoxins	10ppb
Heavy metals	As per legislation(R588) requirements
Pesticides residues	As per legislation (GNR.246) requirements

c. **Physical specification**

Specification	Grade 1 beans	Grade 2 beans	Split beans
Foreign matter	0.25	0.7%	1.5%
Sand and stones	None	0.2%	0.6%
Total foreign matter and stones	0.25	0.7%	1.5%
Defective dry beans	3.0	7%	20%
Broken or split dry beans	5.0	5%	15%
Total defective, broken or split beans	5.0	15%	20%
Not true to type dry beans	1.0	2.5%	No limit
Dry beans with Broken testa	5.0	7.5%	NA
Dry beans with wrinkled or cracked testa	20	20%	NA
Total dry beans with wrinkled or cracked testa	20	20%	NA
Color and size	Red speckled with white or light background color, medium size	Red speckled with white or light background color, medium size	Red speckled with white or light background color, medium size

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3. THAI RICE SPECIFICATION

1. Biological chemical and physical characteristics:

a. Biological:

Test	Limit cfu/g
TPC	less than 100 000
Coliforms	less than 100
E. coli	Absent
S. aureus	less than 10
Yeast and Moulds	less than 1 000
Salmonella	Absent
Cl. Perfringens	Absent
B. cereus	Less than 10

b. Chemical:

Parameter	Specification
Moisture	Maximum 14 %
Mycotoxins	<10ppb

c. Physical:

Specification	Max Requirement %
Broken	4.0
Damaged shriveled	1
Yellow kernel	0.25
Foreign grains	0.20
Paddy grains	3 grains max
Under milled or red stripped	0.5
Milling degree	Well milled
Colour and size	Golden – cream white, long grain

d. Origin: Thailand

e. Packaging and delivery method: packaged in 1 ton and 50 kg polypropylene bags. Transported in enclosed trucks and flat deck trucks covered with tight tarpaulin.

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FORM TECH 1

SUPPLIER PREQUALIFICATION QUESTIONNAIRE

A) CORPORATE INFORMATION

No.	Particulars	Response
1.	Full Name of Company	
	Is your Company:	
	<i>A. Public/Private Limited Company? If Yes, please attach a copy of a valid Trading License</i>	
	<i>B. Partnership? Yes, please attach partnership deed.</i>	
	<i>C. Sole proprietorship? Yes, please attach registration documents</i>	
	<i>D. Any other form of business? Yes, please specify and attach the registration documents</i>	
2.	Date of Registration:	
3.	Contact Details:	
	Full physical address of principal place of business:	
	Full postal address of the principal place of business:	
	Telephone number:	
	E-mail address:	
	Website address (if any):	
4.	Valid Tax Compliance Clearance	
5.	VAT Registration Number	
6.	Period in which you have been in the specific business for which you wish to be pre-qualified	
7.	Associated companies (if any)	
8.	Contact person within the organization to whom enquiries about this bid should be directed:	
	Name:	
	Title:	
	Telephone:	
	Email:	

B) BUSINESS ACTIVITIES

9.	<u>What are the main business activities of your Company? (Please specify). List main activities undertaken by your company.</u>
----	--

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10.	How many staff members does your Company have? Indicate the number under each category: i. Technical (Permanent....., Temporary.....) ii. Semiskilled (Permanent....., Temporary.....)
-----	--

C) BUSINESS PROBITY AND LITIGATION MANAGEMENT

Please confirm whether any of the following criteria applies to your Company: Note that failure to disclose information relevant to this section may result in your exclusion as a potential NMC Supplier

No.	Particulars	Response
12.1	Is the Company bankrupt or being wound up, having its affairs administered by the court, or have you entered into an arrangement with creditors, suspended business activities or any analogous situation arising from similar proceedings in Eswatini or the country in which it is established?	
12.2	Please provide a statement of any material pending or threatened litigation or other legal proceedings where the claim is of a value of E200,000.	
12.3	Has any partner, director or shareholder been the subject of corruption or fraud investigations by the police or similar authority in the country convicted of an offence concerning his professional conduct?	
12.4	Has any partner, director or shareholder been the subject of corruption or fraud investigations by the police, Anti-Corruption Bureau or similar authority in the country in which your Company is established?	
12.5	Please state if any Director shareholder/Partner and/or Employee of the Company is currently employed or has been employed in the past three years by NMC.	
12.6	Please state if any Director / Partner and / or Employee of the Company has a close relative who is employed by NMC office who is in a position to influence the award of any supply. For purpose of pre-qualification process close relative refers to parents, siblings, spouse or children including spouse's children	

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D) TRADE REFERENCES

No.	Customer Company (name)	Customer contact name, phone number and Email address	Contract reference and brief description
13. 1			
13. 2			
13. 3			

E) INSURANCE

		Value
14.1	Please provide details of your current insurance cover	
	Employer's Liability:	
	Public Liability:	
	Professional Indemnity (if applicable)	
	Other (specify)	

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FORM TECH 2
PRE-QUALIFICATION SUBMISSION FORM

Date:

Pre-qualification No.

**The Chief Executive Officer
National Maize Corporation
P.O Box 1775
Matsapha, Eswatini**

Dear Sir,

1. Having examined the Pre-qualification documents including all Addenda, the receipt of which is hereby duly acknowledged. We, the undersigned, offer to submit our Prequalification document for your review.
2. Our Pre-qualification is binding to us and if found acceptable, we shall be pleased to be included in the list of pre-qualified suppliers.
3. We, understand that you are not bound to accept any tender you may receive.

Dated this _____ day of _____ 2025.

[signature] _____ [in the capacity of] _____

Duly authorized to sign tender for an on behalf of _____

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FORM TECH 3
TERMS OF PAYMENT

Our Payment Terms are 14 to 30 days from the date of invoice/delivery on receipt/acceptance goods.

We/I the undersigned state that the payment terms set by NMC are acceptable to us.

Signed _____

In the capacity of _____

Dated this _____ day of _____ 2025.

Company's Stamp _____

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FORM TECH 4
POWER OF ATTORNEY

Signatories for companies must establish their authority by attaching a copy of the relevant resolution of the board of directors, duly signed by the chairman of the board, and dated, to this form. An example is shown below:

“By resolution of the Board of Directors at a meeting held”

at _____ on: _____ 2025,

Mr. /Mrs. /Ms.: _____

has been duly authorised to sign all documents in connection with contract NMC/05 of 2025/26
on behalf of

(Name of Tenderer):

(Block capitals)

Signed on behalf of Board of Directors (Chairman):

Date: _____

Signature of Assignee: _____

Date: _____

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FORM TECH 5

DECLARATION OF ELIGIBILITY

[The Tenderer must provide a signed declaration on its company letterhead in the following format. If the tender is being presented by a joint venture or consortium all members must each sign their declaration.]

[>>>Name of Tenderer, Address, and Date>>>]

Re Tender Reference

In accordance with the eligibility requirements of the Invitation to Tender documents we hereby declare that: -

- (a) We, including any joint venture partners or consortium partners, are a legal entity and have the legal capacity to enter into the contract.
- (b) We are not insolvent, in receivership, bankrupt or being wound up, our affairs are not being administered by a court or a judicial officer, our business activities have not been suspended and we are not the subject of legal proceedings for any of the foregoing.
- (c) We have fulfilled our obligations to pay taxes and social security contributions.
- (d) We declare that we adhere to basic labour legislation.
- (e) We have not, and our directors or officers have not, been convicted of any criminal offence related to our/their professional conduct or the making of false statements or misrepresentations as to their qualifications to enter into a contract within a period of five years preceding the commencement of the procurement proceedings; and
- (f) I/We declare that we are eligible to participate in the above-mentioned public procurement tender as per paragraphs (a) – (e) above.
- (g) We further declare that we are not Politicians and or Public Officers.
- (h) That we do not have a **conflict of interest** in relation to the procurement requirement as defined in the Instructions to Tenderers.
- (i) I/We are aware that, where it shall be found that any or all of the below mentioned directors of our Company have provided misleading information in preparing this tender document, the tender will be cancelled, and contracts awarded shall be terminated immediately.

Name _____ (In the capacity of) _____

Authorised Representative Signature _____ Date _____

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Code of Ethical Conduct in Business for Tenderers and Providers

1. Ethical Principles

Tenderers and providers shall at all times-

- (a) maintain integrity and independence in their professional judgement and conduct;
- (b) comply with both the letter and the spirit of-
 - i. the laws of Eswatini; and
 - ii. any contract awarded.
- (c) avoid associations with businesses and organisations which are in conflict with this code.

2. Standards

Tenderers and providers shall-

- (a) strive to provide works, services and Goods of high quality and accept full responsibility for all works, services or Goods provided;
- (b) comply with the professional standards of their industry or of any professional body of which they are members.

3. Conflict of Interest

Tenderers and providers shall not accept contracts which would constitute a conflict of interest with, any prior or current contract with any procuring entity. Tenderers and providers shall disclose to all concerned parties those conflicts of interest that cannot reasonably be avoided or escaped.

4. Confidentiality and Accuracy of Information

- (1) Information given by Tenderers and providers in the course of procurement processes, or the performance of contracts shall be true, fair and not designed to mislead.
- (2) Providers shall respect the confidentiality of information received in the course of performance of a contract and shall not use such information for personal gain.

5. Gifts and Hospitality

Tenderers and providers shall not offer gifts or hospitality directly or indirectly, to staff of a procuring entity that might be viewed by others as having an influence on a government procurement decision.

6. Inducements

- (1) Tenderers and providers shall not offer or give anything of value to influence the action of a public official in the procurement process or in contract execution.
- (2) Tenderers and providers shall not ask a public official to do anything which is inconsistent with the Act, Regulations, Guidelines or the Code of Ethical Conduct in Business.

7. Fraudulent Practices

Tenderers and providers shall not-

- (a) collude with other businesses and organisations with the intention of depriving a procuring entity of the benefits of free and open competition;
- (b) enter into business arrangements that might prevent the effective operation of fair competition;

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- (c) engage in deceptive financial practices, such as bribery, double billing or other improper financial practices;
- (d) misrepresent facts in order to influence a procurement process or the execution of a contract to the detriment of the Procuring entity; or utter false documents;
- (e) unlawfully obtain information relating to a procurement process in order to influence the process or execution of a contract to the detriment of the PE; and
- (f) withholding information from the PE during contract execution to the detriment of the PE.

I agree to comply with the above code of ethical conduct in business.

AUTHORISED SIGNATORY.....NAME OF TENDERER

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