

# **REQUEST FOR INFORMATION**

**SARS RFI 02-2024**

## **A REQUEST FOR INFORMATION ON CUSTOMS DIGITAL VETTING FOR THE PURPOSE OF RISK ENGINE AUGMENTATION**

**RFI MAIN DOCUMENT**

**SUMMARY, GUIDELINES, INSTRUCTIONS AND CONDITIONS**

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## 1 PREAMBLE

The South African Revenue Service (“**SARS**”) invites interested persons (“**Respondents**”) to submit Information Proposal in accordance with the rules set out in this RFI for:

## 2 INFORMATION ON CUSTOMS DIGITAL VETTING FOR THE PURPOSE OF RISK ENGINE AUGMENTATION INTERPRETATION AND DEFINITIONS

### 2.1 Interpretation

- 2.1.1 This RFI is a solicitation sent to a broad base of potential suppliers for purposes of conditioning and of gathering information about the end-to-end Customs value chain, focus areas and associated risks as per the stipulated evaluation criteria in the *SARS RFI 02-2024 1.1 Business Requirements Specification*.
- 2.1.2 This RFI is merely focused market research and **not a competitive bid** and **cannot** be used for placing a contract or purchase order and does not constitute a commitment.
- 2.1.3 SARS is gathering information on what products are available in the market, what specifications the products have, the availability of the products in the marketplace and also using that information to receive possible rates / indicative pricing and timing of delivery of such products, for the deployment of Digital a modernised solution at SARS.
- 2.1.4 A capitalised word or expression used in any document in the RFI Pack will have the meaning that has been defined for that word or expression in the document in which the capitalised word or expression appears.
- 2.1.5 If the capitalised word or expression has not been defined in the document in which the capitalised word or expression appears then it will have the meaning given to it in the Table 1: Glossary below in paragraph 2.2.
- 2.1.6 In the event that a capitalised word or expression has not been defined as per paragraphs 2.1.1 or 2.1.5
  - 2.1.6.1 if the word or expression is technical in nature, such word or expression will have its generally understood meaning in the Information Communication and Technology (ICT) industries; or
  - 2.1.6.2 if the word or expression is not technical in nature, then it will have its generally understood meaning.

- 2.1.7 In any document in the RFI Pack, an underlined and italicised word or expression is a reference to a document in the RFI Pack. The reference can be resolved to the full document filename in Table 3: RFI Pack Contents in paragraph 3.2 below (RFI Pack Contents).
- 2.1.8 Within a document in the RFI Pack, a reference to a paragraph number is a reference to a paragraph within the document in which it appears. If the reference to a paragraph number is followed by a document name, the reference is to that paragraph number in the document so named.
- 2.1.9 In this document, a reference to:
- 2.1.9.1 persons or entities, includes a reference to natural persons, any association, body corporate, trust, partnership, organization or other entity including their respective successors and/or assigns.
  - 2.1.9.2 the singular includes the plural and *vice versa*, unless the context otherwise requires; and
  - 2.1.9.3 the words "**include**" and "**including**" mean "**include without limitation**" and "**including without limitation**". The use of the words "**include**" and "**including**" followed by a specific example or examples will not be construed as limiting the meaning of the general wording preceding it.

## 2.2 Definitions (Glossary table)

**Table 1: Glossary**

Respondent	means an interested person who submits Information for this RFI.
B-BBEE	means Broad-Based Black Economic Empowerment.
Closing Date and Time	means the date set forth in the Table 4: Key Dates and Activities in Table 4 below.
Information Proposal	means a response submitted by a Respondent to this RFI.
OEM	Original Equipment Manufacturer
RFI	means this Request for Information.
RFI Pack	means the collection of documents making up this RFI as listed in Table 3: RFI Pack Contents in paragraph 3.2 below.

### 3 STRUCTURE OF THE RFI PACK

#### 3.1 Structure

This RFI Pack is organised into **2 (two) sections** consisting of one or more documents in each section.

**Table 2: RFI Pack Outline**

Section	Description of section contents
1	Documents outlining the RFI background, conditions, instructions, and documents necessary for a Respondent to attend the non-compulsory briefing session.
2	Documents outlining the business requirements, technical requirements and other information required by the Respondent to submit the Information Proposal.

Each document in the RFI Pack is identified by the following naming convention.

SARS RFI 02-2024 <s>-<n> <document name>

Where: <s> is the section number (as above); <n> is an identifying number within the section; and <document name> is a name describing the document contents.

#### 3.2 RFI Pack Contents

**Table 3: RFI Pack Contents**

Section	Document name	Document filename
1	RFI Main Document	SARS RFI 02 -2024 1-1 Main Document
2	Business Requirements	SARS RFI 02 -2024 1-3 Business Requirements Specification

## 4 KEY DATES AND ACTIVITIES

The table below lists certain key dates and activities relevant from time of issuance of the RFI up to and until the Closing Date and Time

**Table 4: Key Dates and Activities**

No	Description	Start Date/Time	End Date/Time
1.	RFI is published on e-Tender	03 October 2024	31 October 2024
2.	RFI issued on SARS website	03 October 2024	31 October 2024
3.	Non-compulsory Virtual Briefing session	10 October 2024 @ 11h00	
3.	Respondent to submit written questions	04 October 2024	18 October 2024
4.	SARS posts answers to Respondent's questions on the SARS website	07 October 2024	25 October 2024
5.	Information Proposal due (the " <b>Closing Date and Time</b> ")		31 October 2024 at 11h00 AM

All times and dates in this RFI are South African Standard Time.

Any time or date in this RFI is subject to change at SARS's discretion. The establishment of a time or date in this RFI does not create an obligation on the part of SARS to take any action or create any right in any way for any Respondent to demand that any action be taken on the date established, or on any other date. The Respondent accepts that if SARS extends the Closing Date and Time for RFI submission for any reason, the requirements of this RFI will otherwise apply equally to the extended timeline.

## 5 CONTACT PERSONS

All communication to SARS must be emailed to:

Email: [tenderoffice@sars.gov.za](mailto:tenderoffice@sars.gov.za)

Communication sent by SARS must only be regarded as official communication if sent from [tenderoffice@sars.gov.za](mailto:tenderoffice@sars.gov.za) or a communication accompanied by a letter of authorisation signed by the SARS Executive: Procurement.

## 6 OVERVIEW OF SARS'S REQUIREMENTS

### 6.1 Introduction

SARS's mandate under the South African Revenue Service Act, 1997 (Act No 34 of 1997), includes the collection of all revenues that are due, ensuring maximum compliance with revenue legislation and providing a customs service that will maximise revenue collection, facilitate trade and protect the borders of South Africa. SARS's vision is to be an innovative revenue and customs agency that enhances economic growth and social development and supports South Africa's integration into the global economy in a way that benefits all citizens. SARS strives to exercise its mandate in an efficient and cost-effective manner.

### 6.2 Objectives

SARS's primary objective in issuing this RFI is to determine a digital vetting risk engine augmentation. This RFI details the requirements on customs digital vetting for the purpose of risk engine augmentation.

### 6.3 SARS's Requirements

- 6.3.1 Details of the required information are contained in the *Business Requirements document*.
- 6.3.2 This RFI is a solicitation sent to a broad base of potential suppliers for purposes of conditioning and of gathering information, and **not** to make a selection or an award. The information collected in this fashion will not be used to lead to sourcing from one supplier only nor will it be used to write the ultimate specification in a manner that would suit just one specific supplier.
- 6.3.3 SARS requires the Respondent to provide information on:
  - 6.3.3.1 What products are available in the market;
  - 6.3.3.2 The specifications the products have;
  - 6.3.3.3 The availability of the products and/or systems in the market, and the timing of delivery and/or implementation;
  - 6.3.3.4 provide indicative pricing and/or possible rates of the products, systems and solutions.

## 6.4 Proposed Agreement

- 6.4.1 No award will be made to a Respondent(s) under this RFI
- 6.4.2 It is not a condition of this RFI, that SARS and such Respondent(s) conclude a written agreement

## 7 RESPONSE PREPARATION AND SUBMISSION

### 7.1 Question and Answer Process

- 7.1.1 Between the dates given in item 4 of Table 4: Key Dates and Activities above, SARS will receive questions sent by Respondent by email to the address [tenderoffice@sars.gov.za](mailto:tenderoffice@sars.gov.za). SARS will respond to these questions, provided that SARS will not be obliged to respond to a question should it choose not to do so. The identity of a Respondent who has directed a question to SARS will not be disclosed by SARS in such responses. The questions and answers will be published on the SARS procurement website at <http://www.sars.gov.za/procurement>.
- 7.1.2 SARS may issue updated versions of documents issued in the RFI Pack and/or may issue additional documentation to form part of the RFI Pack. Such re-issued or additional documentation will be published on the SARS procurement website. It is the Respondent's responsibility to visit the SARS procurement website at regular intervals in order to ensure that the Respondent uses the latest versions of documents in the RFI Pack.
- 7.1.3 Depending on SARS's assessment of the nature and extent of Respondent's questions during the question-and-answer process, SARS may schedule compulsory or optional briefing sessions.
- 7.1.4 The SARS's procurement website must be treated as primary means of communication by SARS to Respondent. Communications to Respondent made by email are made as a courtesy. In the event of any communication received by the Respondent that is in conflict with communications posted on the SARS procurement website, the SARS procurement website communication will prevail.



## 7.2 INFORMATION SUBMISSION

- 7.2.1 Information must be submitted to SARS email address: [tenderoffice@sars.gov.za](mailto:tenderoffice@sars.gov.za) on or before the Closing Date and before the Closing Time.
- 7.2.2 Documents will only be considered if received by the Tender Office before the Closing Date and time, regardless of the method used to send or deliver such documents to SARS.
- 7.2.3 Information Proposal submitted after the Closing Date and Time set out in the Table 4: Key Dates and Activities above will not be considered under any circumstances whatsoever.
- 7.2.4 All Information and supporting documentation must be submitted in English.
- 7.2.5 SARS reserves the right to retain the Respondent's Information for audit purposes. SARS will return the Respondent's Information only upon written request being made to SARS and on condition that SARS, at its own cost, will be allowed to make the necessary copies of the Respondent's Information for record purposes.
- 7.2.6 All costs incurred during the preparation and compilation of a Respondent's Information, as well as the delivery of a Respondent's Information Proposal documents to SARS will be borne exclusively by the Respondent.

## 8 PROCESS AFTER THE CLOSING DATE AND TIME

### 8.1 After the Closing Date and Time:

- 8.1.1 SARS may request additional information, clarification, or verification in respect of any information contained in or omitted from a Respondent's Information Proposal, which SARS may do either in writing or at a meeting convened with the Respondent for that purpose. Only under exceptional circumstances and in line with applicable legislation, SARS may, at its sole discretion, allow the Respondent to make any amendments to or supplement their Information Proposal submissions after the stipulated Closing Date and Time.
- 8.1.2 SARS will evaluate the Information Proposal with reference to the *SARS RFI 02-2024: 1-3 Business Requirements Specification*. SARS reserves the right to employ subject matter experts to assist in performing such evaluations.

### 8.3 Process Following Evaluation

8.3.1 Following SARS's evaluation of the Information, SARS has the rights, *inter alia*, to, in its sole discretion:

8.3.1.1 May consider the Information for the preparing of a Tender or Request for Proposal or Transversal, based on the Information Proposal received.

## 9 GENERAL CONDITIONS OF RFI

### 9.1 Acceptance of RFI Conditions

The Respondent's participation in the RFI process is deemed to constitute an acknowledgement and an acceptance by the Respondent of the terms and conditions contained in this RFI as binding on the Respondent.

### 9.2 Validity of Information

SARS has made reasonable efforts to ensure the accuracy of information in compiling this RFI. However, neither SARS, nor its employees, officers, advisers or agents will be liable (directly or otherwise) to the Respondent or any third party for any inaccuracy or omission of any information in the RFI or in respect of any other additional information SARS may provide to the Respondent as part of the RFI process.

The Respondent is deemed to have examined this RFI and any other information supplied by SARS to the Respondent and to have satisfied itself as to the correctness and sufficiency of such information before submitting its Information Proposal.

The Respondent must submit questions to SARS as part of the question-and-answer process to gain a full understanding of any aspect of the RFI that is not clear to the Respondent.

### 9.3 RFI not an Offer

This RFI does not constitute an offer to do business with SARS, but merely serves to facilitate a requirements-based decision process.

Nothing in this RFI or any other communication made between SARS (including its officers, directors, employees, advisers and representatives) is a representation that SARS will offer, award or enter into an agreement with the Respondent.

### 9.5 Preparation Costs

The Respondent will bear all its costs in preparing, submitting and presenting any response or Information Proposal to this RFI and all other costs incurred by it throughout the RFI process. Furthermore, no statement in this RFI will be construed as placing SARS, its employees or agents under any obligation whatsoever, including in respect of costs, expenses or losses incurred by the Respondent in the preparation of their Information Proposal to this RFI.

### 9.6 Confidentiality

Except as may be required by operation of law, by a court or by a regulatory authority having appropriate jurisdiction, information contained in or relating to this RFI, or a Respondent's Information Proposal(s) may not be disclosed by any Respondent to a person other than a person officially involved with SARS's examination and evaluation of an Information Proposal.

Throughout this RFI process and thereafter, the Respondent must secure SARS's written approval prior to the release of any information that pertains to: (i) the potential work or activities to which this RFI relates; or (ii) the process which follows this RFI. Failure to adhere to this requirement may result in disqualification from the RFI process and such legal action as SARS may deem suitable.

No confidential information relating to the process of evaluating Information Proposal will be disclosed to a Respondent or any other person not officially involved with such process.

### 9.7 Communication with SARS

The Respondent may not make any communication to SARS regarding this RFI other than through the official contact provided in paragraph 5 above. SARS may, at its sole discretion, disqualify the Respondent if the Respondent communicates or attempts to communicate any information regarding this RFI to any of SARS's employees; officials; or any third parties engaged by SARS involved in the preparation, evaluation or award of the RFI other than through the official contact provided in paragraph 5 above.

### 9.8 Intellectual Property

SARS retains ownership of all intellectual property rights in the documents that form part of this RFI. The Respondent will retain the intellectual property rights in their Information Proposal, but grant SARS the right to make copies of, alter, modify or adapt their Information Proposal or to do anything which in SARS sole discretion is reasonably necessary to do for reasons relating to the RFI process.

No part of the RFI may be distributed, reproduced, stored or transmitted, in any form or by any means, electronic, photocopying, recording or otherwise, in whole or in part except for the purpose of preparing an Information Proposal. This RFI and any other documents supplied by SARS remain proprietary to SARS and must be promptly returned to SARS upon request together with all copies, electronic versions, excerpts or summaries thereof or work derived therefrom.

#### 9.9 **Limitation of Liability**

A Respondent participates in this RFI process entirely at its own risk and cost. SARS will not be liable to compensate a Respondent on any grounds whatsoever for any costs incurred or any damages suffered as a result of the Respondent's participation in this RFI process.