

**IN THE HIGH COURT OF SOUTH AFRICA
KWAZULU-NATAL DIVISION, PIETERMARITZBURG**

CASE NO.: 2056/20

On the 29th day of JULY 2021

Before the Honourable JUDGE HENRIQUES

In the matter between:

QINISO SECURITY CC

APPLICANT

and

**MNAMBITHI TVET COLLEGE
THE CHAIRPERSON OF THE BID**

1ST RESPONDENT

**ADJUDICATION COMMITTEE OF THE
MNAMBITHI TVET COLLEGE**

2ND RESPONDENT

**THE APPEAL AUTHORITY OF THE
MNAMBITHI TVET COLLEGE**

3RD RESPONDENT

**THE MEC FOR HIGHER EDUCATION AND
TRAINING FOR THE PROVINCE OF
KWAZULU-NATAL**

4TH RESPONDENT

**PURCHASING CONSORTIUM SOUTHERN
AFRICA NPC**

5TH RESPONDENT

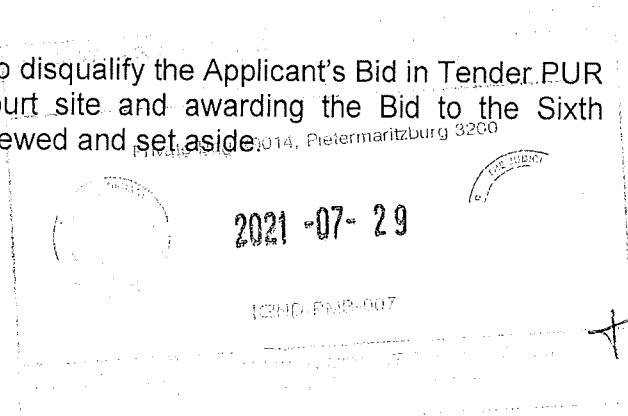
KAMPONGA SECURITY (PTY) LTD

6TH RESPONDENT

HAVING heard Counsel for the Applicant and having read the notice of motion and the other documents filed of record;

IT IS ORDERED THAT:

1. The First Respondent's decision to disqualify the Applicant's Bid in Tender.PUR 2600/49 in respect of the Estcourt site and awarding the Bid to the Sixth Respondent be and is hereby reviewed and set aside.



2. The First Respondent be and is hereby directed to advertise the tender *de novo*.
3. Any contract concluded pursuant to the award of the Bid to the Sixth Respondent is set aside and declared null and void.
4. The costs of the Application shall be paid by the First, Second, Third, Fourth and Sixth Respondents, jointly and severally, with the Sixth Respondent's liability to exclude the costs of the Opposed Motion hearing on the 27th of July 2021.
5. Written reasons for the Judgment to follow.

BY ORDER OF THE COURT


R J JOOSTE
REGISTRAR
A.POTWANA

Stowell & co.

