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NEC3 ENGINEERING AND CONSTRUCTION CONTRACT AND NEC 3 TERM SERVICE CONTRACT

SECTION TWO – TECHNICAL REQUIREMENTS

The Establishment of an Enabling Agreement with a maximum Panel of 30 Contractors for the Provision of Supervision, Labour, Equipment, Material (except the “Big Five” material: Meters, Poles/Cross Arms, Transformers, Cable & Conductor), Transport (as it will be required and authorised) for Electrification of Low Value New Household and Infills Connections (Below R3 000 000,00 per project) for a period of two (2) years and a further six (6) months for the close out of projects, for the Distribution Division in the KwaZulu-Natal Operating Unit, Central East Cluster on an as and when required.

ENQUIRY NUMBER : KZN157

TENDERER NAME:.....

TENDER CLOSING DATE: 12 NOVEMBER 2024 at 10:00 AM

MANDATORY RETURNABLE

1.READ TECHNICAL EVALUATION CRITERIA ELECTRIFICATION INFILLS- KZN OU

2.THEN ATTACH COMPLIANT MANDATORY REQUIREMENTS EVIDENCE HERE:

1. STAGE 1: MANDATORY CRITERIA AND RETURNABLE

If the Mandatory requirements are not met, then the evaluation will not proceed further.

If the Mandatory requirements are met, then the evidence will be used for scoring in the Functional Evaluation.

Important – Certified Commissioner of Oaths requirements for evidence:

- Copies of all **training certificates** and **affidavits** shall be submitted. The copies **must be certified** by a Commissioner of Oaths **clearly legible and certified not more than three months** prior to the date of tender close. The Commissioner's details, with **signature and date must be clearly visible**.
- The **tool list** and **vehicle register must be certified** by a Commissioner of Oaths **clearly legible and not older than three months** from the date of tender close. The Commissioner's details, with **signature and date must be clearly visible**.

Important – Templates provided for evidence:

- Only templates provided in the Annexures of this document as published for this tender may be used as evidence in response to the criteria.
- Any modification of the templates published on the tender bulletin for this tender will invalidate the specific evidence submitted as part of the enquiry and will be considered non-compliant.

Important – Evidence requiring clarification:

- Evidence requiring clarification will be managed under the terms of 32-1034.
- Where the clarification outcomes confirm that the evidence in question is non-compliant, it will be processed accordingly in terms of the relevant criterion.

Important – Suspected fraudulent evidence:

- Submissions that contain suspected fraudulent evidence will be referred to the appropriate forensic departments for further investigation and a determination.

Important – Employment of resources:

- All resources presented as evidence must be employed at the tendering company during the tender period. The tender period includes tender closing date extensions.

The following evidence (**see table 1**) must be submitted by the tender closing date.

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TABLE 1. MANDATORY CRITERIA AND RETURNABLES

Refer to the Technical Evaluation Criteria

1.READ TECHNICAL EVALUATION CRITERIA ELECTRIFICATION INFILLS-KZN OU

2.THEN ATTACH COMPLIANT FUNCTIONAL REQUIREMENTS EVIDENCE HERE:

2. STAGE 2: FUNCTIONAL CRITERIA AND RETURNABLE

The evidence will be assessed and scores will be allocated accordingly. There are no part marks allowed.

Note that the stipulated criteria do not represent the full extent of training, tools and equipment required for the execution of an Electrification project scope. The full requirements must be fulfilled if a task order is awarded. The tools listed represent a sub-set of the standard tools required. Specialized tools (e.g. 100T press, heavy conductor tools, cable tools, footplates etc.) are not included in the scoring returnables.

The minimum functionality threshold is set at 85%.

Eskom reserves the right to reduce the functionality threshold to 80%, in the event that less than the required number of tenderers meet the stipulated functionality threshold of 85%.

Important – Certified Commissioner of Oaths requirements for evidence:

- Copies of all **training certificates** and **affidavits** shall be submitted. The copies **must be certified** by a Commissioner of Oaths **clearly legible and certified not more than three months** prior to the date of tender close. The Commissioner's details, with **signature and date must be clearly visible**.
- The **tool list, vehicle register, and project experience register** must be certified by a Commissioner of Oaths **clearly legible and not older than three months** from the date of tender close. The Commissioner's details, with **signature and date must be clearly visible**.

Important – Templates provided for evidence:

- Only templates provided in the Annexures of this document as published for this tender may be used as evidence in response to the criteria.
- Any modification of the templates published on the tender bulletin for this tender will invalidate the specific evidence submitted as part of the enquiry.

Important – Evidence requiring clarification:

- Evidence requiring clarification will be managed under the terms of 32-1034.
- Where the clarification outcomes confirm that the evidence in question is non-compliant, it will be processed accordingly in terms of the relevant criterion.

Important – Suspected fraudulent evidence:

- Submissions that contain suspected fraudulent evidence will be referred to the

appropriate forensic departments for further investigation and a determination.

Important – Employment of resources:

- All resources presented as evidence must be employed at the tendering company during the tender period. The tender period includes tender closing date extensions.
- Critical resource evidence (Linesman and Authorized Persons) will be tested during the evaluation to determine if the resources appear as employees in more than one tendering company file. This will be considered as an irregularity. When and where such cases are identified, investigative queries will be raised accordingly and may result in clarifications or referral to the appropriate forensics department for a determination.

The functional criteria will consist of 3 main sections and each section will be weighted as per the table 2 below:

Table 2. Summary of functional criteria sections and weighting	
Description	Weights
Skills and Training	50%
Tools and equipment	20%
Vehicles	30%

2.1 SKILLS AND TRAINING REQUIREMENTS

Table 3 list the details of the skills and training requirements that will be evaluated.
Refer to the Technical evaluation criteria

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TABLE 3. FUNCTIONAL CRITERIA AND RETURNABLES – SKILLS AND TRAINING

Refer to the Technical Evaluation Criteria

2.2 TOOLS AND EQUIPMENT REQUIREMENTS:

- a) The criteria (i.e., the list of tools and equipment requirements) are stated in the table 4 below.
- b) The requirement is to demonstrate access to the listed tools and equipment either through ownership or hiring.
- c) The returnable will be as follows:
 - Return a **COMPLETED AND SIGNED** Tools and Equipment list (see Annexure C, **page 1 and page 2**) which includes all items stated in the table below, indicating on the submission if the item is owned or being hired,
 - AND The register shall be certified by a **Commissioner of Oaths** clearly legible and not older than three months from the date of tender close. The Commissioner's details, with signature and date must be clearly visible.
 - **AND** if the item is being hired then for proof of hiring is required. Include a letter from a bona fide hiring company stating the items that are being hired (i.e., all items in the table or the specific items that are being hired, using the tool names stated on the tool list or the letter may reference the Tender Number instead of stating specific tool).
 - The issued letter will only be accepted if it is issued from recognized bona fide tool hiring companies or suppliers; letters from Construction Companies (i.e., companies offering construction services or electrical industry services) will **NOT** be accepted. Letters issued by private individuals will **NOT** be accepted as evidence.
 - The hiring letter shall be signed by the lessor (hiring company representative) and **the lessor's signature must be appended to the letter. Typed names will not be accepted as a signature.**

Note 4:

- If the tool list is not signed or commissioned appropriately, it will not be accepted as valid evidence.
- Company asset registers will not be accepted. Only the tool list included in this tender criteria document (see **Annexure C, page 1 and page 2**) will be accepted as a valid return.

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Table 4. FUNCTIONAL CRITERIA AND RETURNABLE – TOOLS AND EQUIPMENT

Refer to the Technical Evaluation Criteria

2.3 VEHICLE REQUIREMENTS

- a) The criteria (i.e. the list of vehicle requirements) are stated in the table 5 below.
- b) The requirement is to demonstrate access to the listed vehicles either through ownership or hiring.
- c) As per the Mandatory Criteria – either the bakkie or a truck with crane (3 Ton minimum) must reflected as **OWNED**. This will be checked at mandatory and scored at this stage.
- d) The returnable will be as follows:
 - Return a **CORRECTLY COMPLETED AND SIGNED** Vehicle Register in Annexure B which includes all items stated in the table below, indicating on the submission if the vehicle is **owned** or being **hired**;
 - The vehicle register shall be certified by a **Commissioner of Oaths** clearly legible and not older than three months from the date of tender close. The Commissioner's details, with signature and date must be **CLEARLY VISIBLE**.
 - Vehicles indicated as Owned will need to be further substantiated by providing the Vehicle Owner's information and position in the tendering company. If the vehicle owner does not hold a position in the company then the vehicle will **NOT** be considered "owned" and points will not be awarded;
 - AND if the vehicle is being hired, then proof of hiring is required. Include a hiring letter from a bona fide hiring company stating the items that are being hired (i.e., all items in the table or the specific items that are being hired using the vehicle names stated on the vehicle register or the letter may reference the Tender Number instead of stating specific vehicles).
 - The hiring letter issued will only be accepted if it is issued from a recognized bona fide vehicle hiring companies or suppliers where the core function of the company is to provide hiring services; letters from Construction Companies (i.e., companies offering construction services or electrical industry services) will **NOT** be accepted. Letters issued by private individuals will **NOT** be accepted as evidence.
 - The hiring letter shall be signed by the lessor (hiring company representative) and **the lessor's signature must be appended to the letter. Typed names will not be accepted as a signature.**
 - Long term vehicle lease agreements – existing vehicle lease agreements will only be accepted if they are issued by a bona fide vehicle hiring company, the lease agreement is already in existence and active as demonstrated by the lease terms and the vehicle is in the tenderer's possession, and the vehicle is available for inspection at Eskom's discretion at any point during the term of the contract.

Note 5:

- Correctly means that correct information is contained in the correct columns/sections of the register. If any item is not correctly completed or is left blank, then it will not be accepted as valid evidence.
- **Note:** Only the vehicle register (**Annexure B**) will be used as evidence. Additional documents will **NOT** be considered.
- If the vehicle register is **NOT** signed or commissioned, it will **NOT** be accepted as valid evidence.

TENDER NO: KZN157
ELECTRIFICATION INFILLS

- Company asset registers will **NOT** be accepted. Only the vehicle register included in this tender criteria document (**Annexure B**) will be accepted as a valid return.
- A Double Cab Bakkie may be used to transport employees, but only to the maximum carrying capacity for passengers, and tools & equipment up to its load carrying limit may be carried. In such instances, no major line construction material such as poles or transformers may be carried.
- As per the Mandatory Criteria – either the bakkie or a truck with crane (3 Ton minimum) must reflected as **OWNED**. This will be checked at mandatory and scored at this stage.

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TABLE 5. FUNCTIONAL CRITERIA AND RETURNABLE – VEHICLES

Refer to the Technical Evaluation Criteria

3. STAGE 3: EVIDENCE AT CONTRACT AWARD

The returnable as per table 7 below must be submitted.

Table 7: DOL returnable

Criteria	Proof documentation
Letter of Registration as Electrical Contractor (DoL)	Must be certified by a commissioner of Oaths, with a signature and date not older than three months from the issue date of this tender.

The following requirements apply to the Department of Labour Registration as an Electrical Contractor:

It is the responsibility of the Electrical Contractor to ensure that their Department of Labour Registration is valid and current in order to be considered for this contract.

The Electrical Contractor must be registered with the Department of Labour in terms of regulation 6(4) of the Electrical Installation Regulations;

The evidence required is a certified copy of the Letter of Registration as an Electrical Contractor from the Department of Labour;

Before the tenderer can sign the contract, their certified copy of the registration letter from the Department of Labour must:

- a) be valid at the time of contract signing,
- b) not be certified older than three months at the time of contract signing;
- c) be issued in the correct name of the applicable tenderer i.e. Name of Company / Trading Name or Company Owner;
- d) The Electrical Contractor's Department of Labour Registration must be reapplied for if:
 - i.) the registered person departs from the Company; or
 - ii.) if the letter expires within the duration of the Eskom contract, this must be checked by Project Management.

The Eskom contract buyer must confirm that the registration is valid at the time of contract signing.

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Table 7: DOL returnable

Refer to the Technical Evaluation Criteria

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Completed and signed

**Annexure A: Affidavit Confirming
Employment of Resource (KZN
Infills 2024)**

Refer to the Technical Evaluation Criteria

ATTACH HERE

Completed and signed

Annexure B Vehicle Register

Refer to the Technical Evaluation Criteria

ATTACH HERE

Completed and signed

Annexure C: Tool and Equipment List

Refer to the Technical Evaluation Criteria

ATTACH HERE

Completed and signed

Annexure D: Project Experience Template

Refer to the Technical Evaluation Criteria