

	Invitation to Tender E2126DXKZN	Document Identifier	240-114238630	Rev	26
		Effective Date	17 June 2025		
		Review Date	June 2030		

ESKOM HOLDINGS SOC LTD

INVITATION TO TENDER (ITT)

FOR

The establishment of a three (3) year contract for the Supply, Delivery, Servicing, Calibrating, Training, Maintenance and Repair of all Hydraulic and Battery-operated Crimping and Cutting tools, for use on MV/LV Copper and Aluminium conductors in the KwaZulu Natal and Free State Operating Unit, Central-East Cluster on an as and when required basis for a period of thirty-six (36) months.

Tender number	E2126DXKZN
Issue date	24 November 2025
Closing date and time	26 January 2026 - 10:00 AM
Tender validity period	Six months from the closing date and time
Clarification meeting	Non-Compulsory Clarification Meeting Date: 10 December 2025 Time: 09:00 am Venue: MS Teams Join the meeting now Meeting ID: 374 640 771 009 52 Passcode: 7kA7fH7t
Tenders are to be submitted electronically via Eskom E- tendering site by the stipulated closing date and time. <i>Please note it is the responsibility of the supplier to ensure that the tender submission is submitted before the closing time</i>	Tenders must be uploaded via Eskom Tender bulletin site on the Eskom E- tendering page Closing Date: 26 January 2026 Time: 10:00 am

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		Review Date	June 2030		

Invitation to Tender

Eskom Holdings SOC Ltd (hereinafter “Eskom”) invites you to submit a tender **for the establishment of a three (3) year contract for the Supply, Delivery, Servicing, Calibrating, Training, Maintenance and Repair of all Hydraulic and Battery-operated Crimping and Cutting tools, for use on MV/LV Copper and Aluminium conductors in the KwaZulu Natal and Free State Operating Unit, Central-East Cluster on an as and when required basis for a period of thirty-six (36) months.**

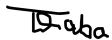
The tender documents are supplied to you on the following basis:

1. Free of charge

Eskom has delegated the management of this Invitation to Tender to the *Eskom Representative* whose name and contact details are set out in the Tender Data. The submission of a tender by you in response to this Invitation to Tender will be deemed as your acceptance of the Eskom Standard Conditions of Tender which may be accessed at www.eskom.co.za.

All queries and clarifications relating to the Invitation to Tender documents must be addressed in writing to the *Eskom Representative*. No query or clarification may be addressed to any Eskom official other than the *Eskom Representative*.

Yours faithfully



Procurement Manager-KZN OU

Thandi Xaba

Date: 24 November 2025

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1.1 Annexures to the Tender

The following document listed hereunder are attached to this Invitation to Tender.

Number	Description	Annexure	Attached (Y / N / N/A)
1.1.1	*Authorisation Form	Annexure A	Y
1.1.2	*Acknowledgement form	Annexure B	Y
1.1.3	*Tenderer's particulars	Annexure C	Y
1.1.4	*Integrity Declaration Form	Annexure D	Y
1.1.8	*SBD 1 Invitation to Bid must be filled out by all tenderers and submitted with the tender at tender submission deadline	Annexure H	Y
1.1.9	*SBD 6.1 Preference Points Claim Form in terms of PPPFA 2022 regulations	Annexure I	Y
1.1.10	*SBD 4 – Bidders Disclosure	Annexure J	Y
1.1.11	Tax Evaluation questionnaire to determine whether a company, close corporation (CC) or Trust is a personal service provider for purposes of PAYE		Y
1.1.14	E-tendering Help Manual acknowledgement form	Annexure K	Y
1.1.15	E-tendering Help Manual for supplier	Annexure K	Y
1.1.18	Scope of Work		Y
1.1.19	NEC3 Supply Short Contract (including the pricing schedule)		Y
1.1.20	Pricing Schedule/BOQ (if not contained in Contract) PDF and excel format. The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes.		Y
1.1.21	Commercial Requirements	Section 1 - Commercial Folder	
1.1.22	Technical Requirements	Section 2 - Technical Folder	

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Number	Description	Annexure	Attached (Y / N / N/A)
1.1.23	Safety Requirements	Section 3 - Safety Folder	
1.1.24	Quality Requirements	Section 4 - Quality Folder	
1.1.25	Supplier Development and Implementation (SDL&I)	Section 5 - SDL&I Folder	

1.2 Tender Data

The Tender Data makes several references to the **Eskom Standard Conditions of Tender** and in those instances, the clause numbers are referenced hereunder. The “**Tender Data**” as detailed herein shall take precedence over the **Standard Conditions of Tender** in the event of any ambiguity or inconsistency between the two documents.

Clause Number from Standard Conditions of Tender	Tender Data
1.1 Parties	<p>The Employer is Eskom Holdings SOC Ltd</p> <p>The Eskom Representative is:</p> <p>Name: Nombuso Xulu Tel: +27 31 710 5643 E-mail: XuluNSo@eskom.co.za</p>
1.3 Tender documents	<p>The Invitation to tender number is: E2126DXKZN</p> <p>All relevant documentation for this Tender will be published on:</p> <ol style="list-style-type: none"> 1. Eskom’s Tender Bulletin 2. National Treasury e-Tender Portal
1.4 Type of Invitation to Tender	<p>The Invitation to tender number is</p> <p>1 An open Invitation to tender.</p>

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Clause Number from Standard Conditions of Tender	Tender Data
1.6 Eskom's right to accept or reject any tender	The tender shall be for the whole or parts of the contract, which means that the supplier may price all of the items or a batch of these items.
2.1 Eligibility	<p>Tenderers (whether a single company or an incorporated or unincorporated joint venture or consortium) must meet the eligibility criteria stated in the Tender Data. The tenderer, or any of its principles, must not be under any restriction to do business with Eskom or State-Owned Companies.</p> <p><u>Tenderers are ineligible to submit a tender if:</u></p> <ol style="list-style-type: none"> 1. Tenderers have the nationality of a country on any international sanctions list. A tenderer shall be found to have the nationality of a country if the tenderer is a national or is constituted, incorporated, or registered and operates in conformity with the provisions of the laws of that country. This criterion shall also apply to the determination of the nationality of proposed subcontractors or suppliers for any part of the Contract including related services. 2. Tenderers submit more than one [tender/proposal] either individually or as a partner in a joint venture (JV) or consortium, except on an E-Tendering system where there is a limit size (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes). 3. Tenders submitted by a joint venture or consortium where the JV/consortium agreement does not explicitly state that the parties of the JV or consortium shall be jointly and severally liable for the execution of the Contract in accordance with the Contract terms. 4. A Tenderer must not have a conflict of interest. All Tenderers found to have a conflict of interest shall be disqualified. Prima facie evidence that a tenderer has a conflict of interest with one or more parties in this [tendering/RFP] process is: <ol style="list-style-type: none"> (a) they have a controlling partner or majority shareholder in common; or (b) they have a relationship with each other, directly or through common third parties, that puts them in a position to have access to information about or influence on the tender of another tenderer, or to influence the decisions of the Employer regarding this bidding process; 5. Tenders signed by non-authorized persons. 6. Any tenderer that is restricted by National Treasury. 7. Any tenderer on the Tender Defaulters list.

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Clause Number from Standard Conditions of Tender	Tender Data
	<p>8. A tenderer that sub-contracts 100% of the Scope of Work</p> <p>Eskom will disqualify tenderers that are found not to have met the eligibility criteria.</p>
2.2 - 2.5 Tender Closing	<p>The deadline for tender submission is:</p> <p>Date: 26 January 2026 Time: 10:00 am</p> <p>Late Tenders will not be accepted.</p> <p>Tenders are uploaded via Eskom Tender bulletin site on the Eskom E- tendering page</p>
2.7-.2.11 Submitting a tender	<p>The tenderer must upload the tender via Eskom Tender bulletin site on the Eskom E- tendering page. The documents need to be uploaded under folder Commercial, Technical, Safety, Quality, Finance and SDL&I.</p> <p>All documents need to be submitted in a PDF format (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes). The price list needs to be submitted in PDF and a copy in excel format.</p> <p>No Zip/condense files can be uploaded No hard copy will be accepted</p> <p>If for some reason you resubmit your tender, then the latest version of the tender submitted will only be accepted and all previous submission/s will be null and void.</p> <p>Please ensure that the submission status is indicated as complete.</p> <p>Supplier Help Manual guide and video can be found on Eskom E- Tendering page</p>
2.12 Tender Validity Period	<p>The tender validity period is six (6) months from the closing date and time.</p>
2.15 Site visit and/or clarification meeting	<p>A non-compulsory clarification meeting with representatives of Eskom will take place as follows:</p>

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Clause Number from Standard Conditions of Tender	Tender Data
	<p>Date: 10 December 2025 Time: 09:00 am Venue: MS Teams</p> <p>Join the meeting now Meeting ID: 374 640 771 009 52 Passcode: 7kA7fH7t</p> <p>It is to be noted that this is a non-compulsory clarification meeting and suppliers who do not attend the meeting will not be disqualified and may submit a tender.</p> <p>A non- compulsory clarification meeting will be held in order to assist all potential suppliers in complying with Eskom's tender requirements.</p>
2.16 Seeking clarification	<p>The tenderer will notify Eskom of any clarifications required before the closing time for clarification queries, which is (5) five working days before the deadline for tender submission.</p> <p>All clarification and additional information sought during the tendering process must be submitted in writing to the Eskom Representative XuluNSo@eskom.co.za</p> <p>All Clarification queries and responses will be published on Eskom's Tender Bulletin and the National Treasury e-Tender Portal.</p> <p>Tenderers are encouraged to continuously check the bulletins for the latest updates or addendums during the tender process.</p>
2.22 Alternative tenders	Alternative tenders are not allowed .
3.4 Tender Opening	For E-tendering. There will be no public opening of tenders. Tenders will be downloaded electronically.
3.5 Tender Prices	Prices will not be read out.

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Clause Number from Standard Conditions of Tender	Tender Data
3.9 Basic Compliance	<p><u>Mandatory Requirements:</u></p> <p><u>Commercial Mandatory Returnable (Disqualifiable)</u></p> <p>These returnables are required to be submitted with the tender at Tender closing date and time. If not submitted by tender closing the tender will be disqualified.</p> <ul style="list-style-type: none"> • Meet the eligibility criteria for a tenderer. • Acceptance of the terms and conditions of the NEC3 Term Service Contract. <p><u>Commercial Mandatory Returnable (Non - Disqualifiable)</u></p> <p>These returnable are also required to be fully completed, signed and submitted with Tender at Tender closing date and time, however, if not submitted by Tender closing, the Procurement Practitioners will request in writing the outstanding returnable to be submitted within 5 working days. If the requested returnable (s) are not fully completed, signed and/or received by the Procurement Practitioner within 5 working days of the request; the tender will be disqualified.</p> <ul style="list-style-type: none"> • Annexure A – Authorisation Form • Annexure B - Acknowledgement form. • Annexure C - Tenderer's particulars form. • Annexure D - Integrity Declaration form. • Annexure H- Fully complete and sign the SBD1 Invitation to bid form in the invitation to tender. • Annexure I -Fully complete and sign the SBD 6.1 preference claim form in the invitation to tender. • Annexure J - Fully complete and sign the SBD 4 Bidders Disclosure form in the invitation to tender. • Annexure K- E-Tendering Training Acknowledgement Form • Supplier Evaluation Pack <p><u>Commercial Mandatory Tender Returnable for Contract Award</u></p> <ul style="list-style-type: none"> • CSD Registration (MAAA Number) • Valid Tax Clearance Certificate /Tax Pin

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	For E-Tendering, a tenderer's failure to have submitted/uploaded tender documents will render the tender non-responsive.
3.10 Mandatory tender returnables	<p><u>Mandatory Requirements:</u></p> <p><u>Commercial Mandatory Returnable (Disqualifiable)</u></p> <p>These returnables are required to be submitted with the tender at Tender closing date and time. If not submitted by tender closing the tender will be disqualified.</p> <ul style="list-style-type: none"> • Meet the eligibility criteria for a tenderer. • Acceptance of the terms and conditions of the NEC3 Term Service Contract. <p><u>Commercial Mandatory Returnable (Non - Disqualifiable)</u></p> <p>These returnable are also required to be fully completed, signed and submitted with Tender at Tender closing date and time, however, if not submitted by Tender closing, the Procurement Practitioners will request in writing the outstanding returnable to be submitted within 5 working days. If the requested returnable (s) are not fully completed, signed and/or received by the Procurement Practitioner within 5 working days of the request; the tender will be disqualified.</p> <ul style="list-style-type: none"> • Annexure A – Authorisation Form • Annexure B - Acknowledgement form. • Annexure C - Tenderer's particulars form. • Annexure D - Integrity Declaration form. • Annexure H- Fully complete and sign the SBD1 Invitation to bid form in the invitation to tender. • Annexure I -Fully complete and sign the SBD 6.1 preference claim form in the invitation to tender. • Annexure J - Fully complete and sign the SBD 4 Bidders Disclosure form in the invitation to tender. • Annexure K- E-Tendering Training Acknowledgement Form • Supplier Evaluation Pack

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	<p><u>Commercial Mandatory Tender Returnable for Contract Award</u></p> <ul style="list-style-type: none">• CSD Registration (MAAA Number)• Valid Tax Clearance Certificate /Tax Pin <p>For E-Tendering, a tenderer’s failure to have submitted/uploaded tender documents will render the tender non-responsive.</p>												
3.13 Functionality requirements	<p>Functionality requirements are applicable</p> <p>STAGE 1: MANDATORY CRITERIA AND RETURNABLE The following evidence must be submitted at tender stage.</p> <p>Note: The tenderer is required to demonstrate:</p> <ul style="list-style-type: none">• Workshop accreditation certificate• Tool calibration certificates• Competence certificates/ accreditation resources competence and maximum no. of resources• LDV Owned vehicles.• Letter of experience for reference• <p>If the Mandatory requirements are not met, then the evaluation will not proceed further.</p> <p>If the Mandatory requirements are met, then the evidence will be used for scoring in the Functional evaluation.</p> <table><tr><th colspan="4">TABLE 1. MANDATORY CRITERIA AND RETURNABLE</th></tr><tr><th>Criteria</th><th>Returnable</th><th>Further Notes</th><th>Minimum</th></tr><tr><td>Workshop accreditation certificate</td><td>Certification of accreditation to calibrate as per Manufacture or Supplier of approved Crimping and Cutting tools (Izumi or Klauke as per technical bulletin 05TB-027)</td><td>Copy 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.</td><td>1 x Certificate</td></tr></table>	TABLE 1. MANDATORY CRITERIA AND RETURNABLE				Criteria	Returnable	Further Notes	Minimum	Workshop accreditation certificate	Certification of accreditation to calibrate as per Manufacture or Supplier of approved Crimping and Cutting tools (Izumi or Klauke as per technical bulletin 05TB-027)	Copy 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.	1 x Certificate
TABLE 1. MANDATORY CRITERIA AND RETURNABLE													
Criteria	Returnable	Further Notes	Minimum										
Workshop accreditation certificate	Certification of accreditation to calibrate as per Manufacture or Supplier of approved Crimping and Cutting tools (Izumi or Klauke as per technical bulletin 05TB-027)	Copy 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.	1 x Certificate										

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	Tool calibration certificates valid.	Calibration certificate for the Force and Pressure measuring instrument (Manometer)	Copy 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.	2 x Certificate
	Resources competence and maximum no. of resources Competence certificates/ accreditation	Certificates of competence for repair technician as per Manufacture or Supplier of approved Crimping and Cutting tools (Izumi or Klauke as per technical bulletin 05TB-027)	Copy 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.	1 x resources
	Experience/reference	Tenderers are required to submit reference letters on the letterhead of the organization to which the service of Crimping and Cutting tool maintenance and repairs has been rendered.	It should at a minimum contain the following: <ul style="list-style-type: none"> ▪ The name of the organization ▪ The services rendered and time frame. Contact details of the company representative	2 x Experience/ reference letters

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	<p>STAGE 2: FUNCTIONAL CRITERIA AND RETURNABLE The following evidence must be submitted at tender stage.</p> <p><u>Tenderers are to submit the returnable as requested on table 2.</u></p> <ol style="list-style-type: none">1. Colour picture/ photo of Force and Pressure measuring instrument.2. Colour picture/ photo of laptop/desktop/tablet to provide electronic calibration certificates.3. Certificate of competence for accredited Resources, maximum of 2 certificates of competence.4. LDV 1 owned Vehicle and Additional owned vehicle or hired vehicle. Maximum of 2 vehicles. <p>The minimum threshold of 75% must be obtained to be considered for Stage 3 Should less than minimum Threshold be achieved the Supplier will be deemed technically unacceptable and will not be considered further for Stage 3 The evidence will be assessed, and scores will be allocated accordingly. There is no part marks allowed.</p> <p>Copies of all training certificates, accreditation and tool calibration certificates shall be submitted. The copies shall be certified by a Commissioner of Oaths (with signature and date not older than three months from the date of tender close).</p> <p>The functional criteria will be evaluated and weighted as per table 2 below:</p>																		
	<table><tr><th colspan="5">Table 2. Summary of functional criteria sections nd weighting</th></tr><tr><th>No.</th><th>Description</th><th>Returnables</th><th>Score</th><th>Weight</th></tr><tr><td rowspan="2">1</td><td rowspan="2">Tools and equipment's</td><td>Digital meter for Force and pressure measurements (Proof of Digital meter for Force and pressure measuring instrument, Provide colour Photo as evidence)</td><td>10</td><td>20%</td></tr><tr><td>Laptop for electronic certificates to be</td><td>10</td><td>20%</td></tr></table>	Table 2. Summary of functional criteria sections nd weighting					No.	Description	Returnables	Score	Weight	1	Tools and equipment's	Digital meter for Force and pressure measurements (Proof of Digital meter for Force and pressure measuring instrument, Provide colour Photo as evidence)	10	20%	Laptop for electronic certificates to be	10	20%
Table 2. Summary of functional criteria sections nd weighting																			
No.	Description	Returnables	Score	Weight															
1	Tools and equipment's	Digital meter for Force and pressure measurements (Proof of Digital meter for Force and pressure measuring instrument, Provide colour Photo as evidence)	10	20%															
		Laptop for electronic certificates to be	10	20%															

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			submitted after calibration and passing of equipment. (Proof of laptop/computer/tablet, provide colour Photo as evidence)		
	2	Resource training and competence Maximum of 2	<u>Certificates of competent resources</u> Competent resource. 10 points Additional competent resources. 5 points	15	30%
	3	LDV vehicles with Tracking device Maximum of 2	<u>LDV Vehicles with tracker</u> Owned vehicle 10 points Additional owned vehicle or hired. 5 points	15	30%
Total Max Score				50	
Grand Total score %					100%
Minimum Threshold					75%
Table 3. Functional criteria score sheet					
No	Description	Returnable	Item	Score	Weights
1	Tools and equipment's	Digital meter for Force and pressure measurements (Proof of Digital meter for Force and pressure measuring instrument, Provide colour Photo as evidence)	1	10	
		Laptop for electronic certificates to be submitted on site after	1	10	

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			testing and passing of equipment. (Proof of laptop/computer/tablet, provide colour Photo as evidence)		
	2	Resource training and competence Maximum of 2	<u>Competent Resource</u> Certificate of competent for trained resource as per Manufacture or supplier of crimping and cutting tools.	1	10
			<u>Additional Competent Resource</u> Certificate of competent for Additional trained resource as per Manufacture or supplier of crimping and cutting tools.	1	5
	3	LDV vehicles with Tracking device	<u>Own vehicle</u> Owned LDV Licence document of the vehicle must be under the tenderer's company name or the Director of the company.	1	10
			<u>Additional Vehicle either Owned or Hired</u> <u>Additional owned vehicle</u> <ul style="list-style-type: none"> • Proof of registration of vehicle • Licence document of the vehicle must be under the tenderer's company name or the Director of the company. 	1	5

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	Invitation to Tender E2126DXKZN	Document Identifier	240-114238630	Rev	26
		Effective Date	17 June 2025		
		Review Date	June 2030		

Clause Number from Standard Conditions of Tender	Tender Data					
			Or Hired vehicle <ul style="list-style-type: none">A letter (letterhead) from any Bona fide vehicle rental company confirming the intention to make use of the rental service for the duration of the contract.			
		Total score			50	
		Grand total				100%
		Minimum threshold score				75%
STAGE 3: EVIDENCE SITE EVALUATION						
<u>Workshop evaluation</u>						
Stage 3 is a site evaluation where the Tenderer workshop site is visited to evaluate site for functionality and compliance. Tenderer to allow Eskom evaluation team to visit the workshop where servicing, calibration and repairs will be conducted. Eskom evaluation team expectations:						
<ul style="list-style-type: none">Workshop buildingTool and EquipmentLDV Owned vehicles						
If the expected requirements are not met, then the Tenderer will be deemed technically not acceptable.						
Table 4. Site evaluation check sheet						
			YES	NO		
Workshop						
<ul style="list-style-type: none">Proof of owner ship or Lease agreement for the workshop						

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	Tools and Equipment																							
	<ul style="list-style-type: none">Digital meter to measure Force and pressure																							
	LDV vehicle																							
	<ul style="list-style-type: none">Proof of ownership for the vehicle on site																							
3.15 Evaluation of Price	<p>Prices will be evaluated as follows:</p> <ul style="list-style-type: none">Inclusive of VAT.Corrected for arithmetical errors.Prices will be scored out of 80/90 points.																							
3.18 Evaluation of Specific Goals	<p>Specific goals will be scored out of 20/10 points in accordance with PPPFA.</p> <p>A maximum of 20/10 points may be awarded to a tenderer for the specific goal specified for the tender. The points scored for the specific goal must be added to the points scored for price and the total must be rounded off to the nearest two decimal places. Subject to section 2(1)(f) of the Preferential Procurement Policy Framework Act, the contract must be awarded to the tenderer scoring the highest points.</p> <table><tr><th>B-BBEE Status Level of Contributor</th><th>Number of points (80/20 system)</th><th>Number of points (90/10 system)</th></tr><tr><td>1</td><td>20</td><td>10</td></tr><tr><td>2</td><td>18</td><td>9</td></tr><tr><td>3</td><td>14</td><td>8</td></tr><tr><td>4</td><td>12</td><td>5</td></tr><tr><td>5</td><td>8</td><td>4</td></tr><tr><td>6</td><td>6</td><td>3</td></tr></table>			B-BBEE Status Level of Contributor	Number of points (80/20 system)	Number of points (90/10 system)	1	20	10	2	18	9	3	14	8	4	12	5	5	8	4	6	6	3
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	7	4	2
	8	2	1
	Non-compliant contributor	0	0
	NB: The following documents are required to claim preference points,		
	<ul style="list-style-type: none">Valid BBBEE certificate issued by a SANAS accredited verification agency or a valid sworn affidavit or a valid BBBEE Certificate issued by CIPC for EME companies or for joint ventures a valid BBBEE certificate issued by a SANAS accredited verification agency in the name of the joint venture		
	<u>NB: Supporting documents may be requested during evaluation (This list is not exhaustive):</u>		
	<ul style="list-style-type: none">Proof of ownership / shareholding (CIPC registration documentation) inclusive of shareholding breakdownID copies of shareholder(s) or owner(s) of the businessProof of Disability of owner(s) of the business (where applicable)		
	Tenderer failing to provide documentation for the allocation of preference points will not be disqualified, but		
	<ul style="list-style-type: none">May only score point out of 80/90 for priceScores 0 points out of 20/10 for specific goals		
	3.19 Ranking of tenders	Suppliers will be ranked by applying the preferential point scoring based on the relevant system as stipulated hereunder: - <ul style="list-style-type: none">80/20 for tender with rand value equal to or below R50 million or 90/10 with rand value above R50 million.Eskom will then add the scores from Pricing and Specific goals together and rank the suppliers from the highest to the lowest.	

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	Criteria for breaking deadlock in scoring (1) If two or more tenderers score an equal total number of points, the contract must be awarded to the tenderer that scored the highest points for specific goals. (2) If two or more tenderers score equal total points in all respects, the award must be decided by the drawing of lots.
3.20 Objective Criteria (if applicable)	Objective criteria are not applicable .
Contractual Requirements	<p>Contractual Requirements are not evaluation criteria. They will be assessed after the evaluation and ranking of the tenders. Proof that the tenderer recommended for award has met the stipulated contractual requirements must be submitted prior to contract award.</p> <p>Failure to meet stipulated Contractual Requirements by the stipulated deadlines may result in the tenderer being regarded as non-responsive and ineligible for contract award.</p> <p>Contractual Requirements may include the following:</p> <ol style="list-style-type: none"> 1. Safety requirements 2. Quality requirements 3. Financial Analysis 4. SDL&I <p>Tenderers must meet the contractual requirements prior to contract award recommendation.</p> <p>Please Note:</p> <p>The recommended service provider still in the running for this contract will be evaluated in terms of their contractual requirements. Should they not pass the initial evaluation they will be advised of their shortcomings and have 7 days in which to correct their shortcomings. Failure to correct the shortcomings within the stipulated time will result in the contractor being deemed unacceptable in terms of their contractual requirements and will not be considered for the contract.</p>

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	<u>1 Safety Requirements</u>	
	<u>Ref</u>	<u>OHS Tender Returnable</u>
	1	Annexure B Is the acknowledgement form for Eskom's rules and requirements (in Annexure B) signed and submitted by the tenderer? -To be signed by CEO and both witnesses.
	2	OHS plan (Must address the project /scope of work OHS risk(s) and aligned with the health and safety specification or requirements) - Incident Management - SHE Communication - Emergency Management - Substance Abuse Management - Relevant Safe Working Procedures
	3	Baseline OHS Risk Assessment (BRA) Mitigation & Controls for any applicable risks within the scope of work which include driving risks.
	4	Valid Letter of Good Standing relevant to the nature of business.
	5	SHE policy with the review date, (Signed by the Director or CEO). - The submitted policy document must comply to OHS Act Section 7







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	<p>2. <u>Quality requirements</u></p> <table border="1"> <tr> <td rowspan="4">  </td> <td colspan="2">Supplier Quality Management:</td> <td>Unique Identifier</td> <td>240-12248652</td> </tr> <tr> <td colspan="2" rowspan="3">List of Tender Returnables Documents</td> <td>Revision</td> <td>7</td> </tr> <tr> <td>Effective Date</td> <td>2022/01/26</td> </tr> <tr> <td>Specification</td> <td>240-105658000</td> </tr> <tr> <td colspan="2">Category 3 : Quality Requirements</td> <td colspan="2">Deliverables to be evaluated indicator = 1</td> <td></td> </tr> <tr> <td colspan="5"> SECTION A : Quality Management System Requirements ISO 9001 Objective evidence of documented QMS that is not certified but complies with ISO 9001 </td> </tr> <tr> <td colspan="4"></td> <td>Apply =1</td> </tr> <tr> <td colspan="4">A.1 QMS Manual or a document that defines and describes the QMS and its scope</td> <td>1</td> </tr> <tr> <td colspan="4">A.2 Quality Policy Approved by top management.</td> <td>1</td> </tr> <tr> <td colspan="4">A.4 Control of documented information (i.e. document and record control) Clause 7.5 of ISO 9001:2015</td> <td>1</td> </tr> <tr> <td colspan="4">A.6 Documented information for Nonconformity and Corrective action Clause 10.2 of ISO 9001:2015</td> <td>1</td> </tr> <tr> <td colspan="4">A.7 Documented information for Internal audit Clause 9.2 of ISO 9001:2015</td> <td>1</td> </tr> <tr> <td colspan="4">Section A Score Option 2</td> <td>5</td> </tr> <tr> <td colspan="5">SECTION B : Evidence of QMS in operation (Tender Quality Requirements -Ref 240-105658000)</td> </tr> <tr> <td colspan="4"></td> <td>Apply =1</td> </tr> <tr> <td colspan="4">B.1 Documented information for defined roles, responsibilities and authorities - Organization chart and Responsibility matrix (must include but not limited to quality management function/role) (Clause 5.3 of ISO 9001:2015)</td> <td>1</td> </tr> <tr> <td colspan="4">B.2 Documented information for Control of Externally Provided Processes, Products and Services - Must include criteria for evaluation, selection, monitoring of performance, and re-evaluation of external providers (Clause 8.4 of ISO 9001:2015)</td> <td>1</td> </tr> <tr> <td colspan="4">Section B Score</td> <td>2</td> </tr> <tr> <td colspan="5">SECTION C: Contract Quality Plan Requirements (Ref 240-105658000 and 240-109253698).</td> </tr> <tr> <td colspan="5">Draft Contract Quality Plan specific to the scope of work as described in the tender documents (Ref ISO 10005)</td> </tr> <tr> <td colspan="4"></td> <td>Apply (Yes=1)</td> </tr> <tr> <td colspan="4">NB! 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	<p><u>3Financial Analysis</u></p> <p>Requirements for Financial Evaluation of Companies</p> <ul style="list-style-type: none"> Public Interest Score (PIS) and the calculations to arrive at the score (refer to annexure attached for calculation of PIS). The PIS letter must specify whether: <ol style="list-style-type: none"> Whether the AFS were internally or externally prepared. Whether the company was owner managed or not owner managed. 																																																																																																																																																																																		

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	<ul style="list-style-type: none"> • Latest approved financial statements including comparative amounts. <p>AFS must be valid and not outdated, received within 18 months after year-end.</p> <ul style="list-style-type: none"> • A signed director's / member's report. • Signed Compilers / Accounting Officers / Independent Reviewers / Audit report whichever is applicable, based on the PIS above. <p>Where the PIS requires an Audit or Independent Reviewers report, the Compilers / Accounting Officers report must still be submitted.</p> <ul style="list-style-type: none"> • Approved Annual Financial statements must comprise : o Statement of financial position (Balance Sheet) o Statement of comprehensive income (income statement) o Statement of changes in Equity o Statement of cash flows o Notes to the financial statements o ITA 34C Income Tax Assessment for companies that have NOT been AUDITED <ul style="list-style-type: none"> • The notes to the AFS specifically referring to Accounts Receivable and Accounts Payable must give a complete breakdown of the amounts. A clear distinction must be made between Trade Debtors and other receivables as well Trade Creditors and other payables. The note must clearly show the amounts subject to interest and the terms and condition of interest. • The notes to the AFS must clearly specify the current and non-current liabilities that are subject to interest. • Member / Directors loans must be accompanied by a note specifying the terms of the loan, whether secured or unsecured, terms of repayment and interest rates. • Name of Holding company if the company is a subsidiary company. • Where there is a Holding company the Latest Signed Group Annual Financial Statements of the Holding Company may be requested at a later stage.

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	<ul style="list-style-type: none"> Information requested from companies via Procurement Office not received within five working days from date of Finance request will result in the financial evaluation being closed. Finance will issue a 1-page report stating that an opinion could not be expressed due to insufficient information. <p>Note: Draft, bi-annual, management accounts and unsigned financial statements will NOT be accepted. Soft copies of the AFS submitted with the tender documents may be requested at a later stage.</p> <p>Should the outcome of the Financial Evaluation results be unfavourable/ Financially not sound, the following risk mitigation factors will be considered:</p> <ul style="list-style-type: none"> Obtaining a performance bond from a financial institution that has been pre-approved by Eskom Treasury department. A parent Company Guarantee, provided that the parent company is financially sound enough to stand as surety for the subsidiary tendering for the contract. The parent company's latest and approved AFS must be submitted for financial analysis. A reduced contract may be recommended; or Payment upon delivery of a milestone activity or milestone goods.

Please note:

Tenderers are requested to bear in mind Eskom's standard payment terms as stipulated hereunder when submitting tenders and concluding contracts with Eskom:

For contracts valued below R50 000 000 (Fifty Million Rand) including VAT, Eskom is committed to paying Suppliers within 30 days of receipt of undisputed invoices.

For contracts valued above R50 000 000 (Fifty Million Rand) including VAT, Eskom is committed to paying suppliers within 60 days of receipt of undisputed invoices.

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Eskom reserves the right to negotiate with preferred bidders after a competitive bidding process or price quotations should the tendered prices not be market-related.

Main contractors/ suppliers are discouraged from subcontracting with their subsidiary companies as this may be interpreted as subcontracting with themselves and / or using their subsidiaries for fronting. Where a main contractor subcontracts with a subsidiary, this must be declared in its tender documents.

A report containing a list of potential sub-contractors may be drawn by accessing the following link: www.csd.gov.za

“proof of B-BBEE status level of contributor” means-

- (a) the B-BBEE status level certificate issued by an authorised body or person; or
- (b) a sworn affidavit as prescribed by the B-BBEE Codes of Good Practice; or
- (c) any other requirement prescribed in terms of the Broad-Based Black Economic Empowerment Act

1.3 TENDER RETURNABLES

The tenderer must submit the returnable set out hereunder as part of its tender at the stipulated deadline.

NOTE THE FOLLOWING: -

* Returnables required at Tender closing (disqualifiable): -

These returnables are required to be fully completed, signed (if required on the returnable) and submitted with the tender at Tender closing date and time. If not fully completed, signed (if required on the returnable) and/or submitted by tender closing, the tenderer will be disqualified.

** Returnable required at Tender closing (non-disqualifiable): -

These returnables are required to be fully completed, signed (if required on the returnable) and submitted with Tender at Tender closing date and time; however, if not submitted by Tender closing, or submitted with incomplete information or without a required signature, the Procurement Practitioner will, in writing, request the tenderer to submit the returnable within 5 working days. If the returnable is not fully completed, signed if required and/or received by the Procurement Practitioner within 5 working days of the request, the tenderer will be disqualified.

Returnables required at Tender Closing date and time for evaluation: -

These returnables are required to be submitted at tender closing date and time. These returnables will not be requested by the Procurement Practitioner. A tenderer that does not submit the required returnable at stipulated deadline or submits an incomplete returnable; will not be disqualified but will score zero.

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		Effective Date	17 June 2025		
		Review Date	June 2030		

Reference	Returnable From Suppliers	Returnable required at Tender closing (disqualifiable)*	Returnable required at Tender closing. (Non-disqualifiable)**	Returnable required prior to Contract Award.
Basic Compliance	Meet the eligibility criteria for a tenderer. Electronic copy of the tender in a PDF format. The price list needs to be submitted in PDF and a copy in excel format (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes)	√		
NEC3 Term Service Contract	Completed and signed NEC3 Term Service Contract.	√		
Annexure A	Authorisation Form		√	
Annexure B	Acknowledgement Form		√	
Annexure C	Tenderers Particulars		√	
Annexure D	Integrity Pact Declaration form		√	
Annexure H (applicable for all suppliers including foreign suppliers)	SBD 1- to be completed and submitted by all tenderers.		√	
# Annexure I	SBD 6.1- Preference Points Claim Form in terms of PPPFA 2022 regulations		√	
Annexure J	SBD 4 – Bidders Disclosure		√	
Annexure K	E-tendering Help Manual acknowledgement form		√	
Additional Documents required in the event of JV: -	Letter of intent to form a JV/consortium or Valid joint venture agreement confirming the rights and obligations of each of the joint venture partners and their profit-sharing ratios.		√	
	Separate written confirmation that the joint venture will operate as a single business entity (incorporated) for the duration of the contract or this may be included as an obligation within the JV agreement.		√	
	Details and confirmation of a single designated bank account in the name of the JV and independent of the individual JV partners, as set out in the joint venture agreement.			√

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Reference	Returnable From Suppliers	Returnable required at Tender closing (disqualifiable) *	Returnable required at Tender closing. (Non-disqualifiable) **	Returnable required prior to Contract Award.
# Specific Goals	A tenderer's failure to submit proof that it meets the specific goals will not result in its disqualification. The tenderer will, however, be scored zero for Specific Goals for purposes of PPPFA scoring and ranking.			
Tax Clearance Certificates	A certified copy of a tax clearance certificate is required from foreign tenderers (with a footprint in South Africa but that are not registered on CSD and have not provided a SARS pin number) and local tenderers (that have not provided their SARS e-filing PIN number for verification by Eskom and/or their CSD profile / CSD number). Foreign suppliers with no footprint in South Africa must complete the SBD1 document; however, no proof of tax compliance is required.			√
Tax Evaluation Questionnaire (if services contract and was included as annexure)	Evaluation questionnaire to determine whether a company, close corporation (CC) or Trust is a personal service provider for purposes of PAYE		√	
Compliance with Employment Equity Act	To the extent that the tenderer falls within the definition of a "designated Employer" as contemplated in the Employment Equity Act 55 of 1998, the tenderer is required to furnish the Employer with proof of compliance with the Employment Equity Act, including proof of submission of the Employment Equity report to the Department of Labour. (South African tenderers only)			√
	MANDATORY CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE			
Mandatory Contractual Requirement	Proof of valid and current CSD Registration (CSD number/CSD Report)			√

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Reference	Returnable From Suppliers	Returnable required at Tender closing (disqualifiable) *	Returnable required at Tender closing. (Non-disqualifiable) **	Returnable required prior to Contract Award.
	ADDITIONAL CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE <i>NB: The documents required for Safety and Quality are required at Tender Closing for Tender Evaluation Purposes.</i>			
Safety	Documents required as per the Safety Evaluation Criteria			√
Quality	Documents required as per the Safety Evaluation Criteria			√
Due Diligence/financial analysis	Documents required as per the financial analysis			√
	DOCUMENTS REQUIRED UNDER FUNCTIONALITY/TECHINICAL CRITERIA			
Functionality/Technical	Tender Returnable to be submitted as per the Technical Evaluation Criteria.	√		

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SCOPE OF WORK - E2126DXKZN

The establishment of a three (3) year contract for the Supply, Delivery, Servicing, Calibrating, Training, Maintenance and Repair of all Hydraulic and Battery-operated Crimping and Cutting Tools, for use on MV/LV Copper and Aluminium Conductors on an as and when required basis.

1. Calibration and Inspection

- ☐ Six months onsite inspection and provide report in 7 days.
- ☐ 12 months tool calibration and provide certificate within 7 days.

2. Repairs

- ☐ Emergency repairs as and when required response and be on site within 4hrs.
- ☐ Ensure spares are readily available for repairs.
- ☐ For any repairs, a quote to be submitted for approval by the Project Manager.
- ☐ For tool replacements, inform the Project Manager if tool must be replaced.

Tool will be replaced only if approved by Project Manager.

- ☐ Spares used for repairs must be of the manufactures approved parts.

3. Purchasing

- ☐ Purchasing of spares as and where required.
- ☐ Purchasing of new crimping and cutting tools

4. Training

- ☐ Provide tool specific training as required to train new staff or demonstration on safe use of new approved crimping or cutting tools when required.

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Bill Of Quantities

No.	Eskom Sap No	Description	Unit	KZN - Estimated Qty	KZN Supply Rate	Total Value	FS - Estimated Qty	FS Supply Rate	Total Value
1	723768	CRIMPER:6 TON, BATTERY OPERATED;10-240	EA	100			10		
2	751481	CRIMPER: HYDRAULIC HAND;35-400 MM2;12 TON	EA	100			9		
3	610979	CRIMPER: HAND HYDRAULIC;16-185 MM2; INDENT	EA	100			32		
4	729095	CRIMPER: IZUMI-EP-100W; HYDRAULIC	EA	30			6		
5	751482	CRIMPER: HYDRAULIC;500-590 MM2;30 TON	EA	30			3		
6	751483	CUTTER CABL: HYDRAULIC HEAD;41 MM;68 KN	EA	30			12		
7	751484	CUTTER CABL: HYDRAULIC, HANDHELD;41 MM	EA	100			1		
8	751485	CUTTER CABL: HYDRAULIC, HANDHELD;85 MM2	EA	100			13		
9	610991	CUTTER: HAND HYDRAULIC;24 MM; STL	EA	100			13		
10	751481	CRIMPER: HYDRAULIC HAND;35-400 MM2;12 TON	EA	50			1		
11	729093	DIE COMPRSN:100 TON; HEXAGONAL; SET	EA	30			13		
12	626666	DIE SET: OAK DA7; IZUMI 30T	EA	50			52		
13	678686	DYNAMOMETER: GWL 10 000DYN;0-10 T	EA	50			5		
14	752047	HOSE ASSY NON MTLC:12.7 MM; LG 3 M;3/8 IN	EA	50			10		
15	752043	HOSE ASSY NON MTLC:12.7 MM; LG 6 M;3/8 IN	EA	50			8		
16	752045	HOSE ASSY NON MTLC:12.7 MM; LG 20 M;3/8	EA	50			1		
17	619344	BATT: BP 70;14.4 V;1.3 AH	EA	50			1		

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No.	Eskom Sap No	Description	Unit	KZN - Estimated Qty	KZN Supply Rate	Total Value	FS - Estimated Qty	FS Supply Rate	Total Value
18	751809	CHARGER BATT: E-ROBO SERIES;12/24 V	EA	500			1		
19	751811	DIE COMPRSN:30 TON; HEX;380~430-48 MM; STL	EA	100			39		
20	751813	DIE COMPRSN:30 TON; HEX;300-38; STL; DIA 38	EA	100			91		
21	752046	DIE COMPRSN: HEXAGONAL; D51 (K20);95/120	EA	100			1		
22	752044	PNCH & DIE SET: CRIMPING;5; STEEL CASE	EA	50			1		
23	729098	POWER PACK HYD: IZUMI-HPE-4D; PETROL;10 L	EA	50			6		
24	751487	PUMP: HYDRAULIC;320 MM;180 CM3;0.9 CM3;59	EA	100			1		
25	751488	PUMP: HYDRAULIC;590 MM;720;10.5;68.5 MPA	EA	100			1		
26	752076	PNCH & DIE SET: HYDRAULIC;5; SANS10227	EA	100			9		
27	752464	PNCH & DIE SET: HYDRAULIC HEAD;	EA	100			3		
28	186350	CRIMPER: MOTOR OPERATED, 4 POINT INDENT	EA	50			1		
29	610980	CRIMPER: HAND, INDENT,4 WAY	EA	500			1		
30	667735	CRIMPER: BATTERY POWERED;55 KN;10-240 MM2	EA	500			1		
31	679815	CRIMPER: BATTERY OPERATED;32 MM	EA	300			1		
32	690314	CRIMPER: HYDRAULIC; DA7-DA13, DS7-DS13; HEX	EA	300			1		
33	698234	CRIMPER: RATCHET	EA	300			1		
34	664242	CUTTER CABL: STANDARD; SQ 16 MM;200 MM	EA	100			1		
35	670079	CUTTER CABL: CONDUCTOR;55 MM;595 MM	EA	100			1		
36	670887	CUTTER CABL:CU/AL,230; SQ 60 MM, STANDARD	EA	100			1		

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No.	Eskom Sap No	Description	Unit	KZN - Estimated Qty	KZN Supply Rate	Total Value	FS - Estimated Qty	FS Supply Rate	Total Value
37	679680	CUTTER CABL: HYDRAULIC,40 MM,40 MM, RUBBER	EA	100			1		
38	683536	CUTTER CABL: BATTERY OPERATED;48 MM	EA	100			1		
39	689634	CUTTER CABL: CUTTING,60 MM2,60 MM	EA	50			1		
40	699892	CUTTER CABL: HYDRAULIC, HANDHELD,41 MM	EA	50			1		
41	708091	CUTTER CABL: COPPER & ALUMINIUM,250 MM2	EA	50			1		
42	708093	CUTTER CABL: COPPER & ALUMINIUM,60 MM2	EA	50			1		
43	667313	CUTTER CABL: BATTERY OPERATED;48 MM	EA	50			1		
44	670659	CUTTER CABL: HYDRAULIC TOOL,55 MM,120 KN	EA	50			1		
45	194098	DYNAMOMETER: INLINE TENSION,0-20 KNM	EA	100			1		
46	194100	DYNAMOMETER: INLINE TENSION;0-50 KNM	EA	100			1		
47	678686	DYNAMOMETER: GWL 10 000DYN,0-10 T	EA	100			1		
48	685754	DYNAMOMETER: DYNAFORS,0-25 KN, BATTERY	EA	100			1		
49	689536	DYNAMOMETER: ELECTRONIC,0-6.5 T, BATTERY	EA	100			1		
TOTAL VALUES						R			R

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1		REPAIRS		Rate
1.1		Skilled technician (Mechanical/Electrical)	Hour	
1.2		Unskilled labour	Hour	
2		INSPECTION /REPAIRS		
2.1		Skilled technician (Mechanical/Electrical)	Hour	
2.2		Unskilled labour	Hour	
3		Calibration and report	Each day	
4		Emergency call out fee	Hour	
4.1		Overtime	Hour	
4.2		Public holidays/ Sundays	Hour	
4.3		Saturday	Hour	
5		Training	per person	
6		Spares handling fees	%	
7		Leaving out/ Accommodation	each day	
8		Travelling	km	

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ANNEXURE A

AUTHORISATION FORM

Indicate the status of the *tenderer* by ticking the appropriate box below.

A COMPANY	B CLOSE CORPORATION	C PARTNERSHIP	D JOINT VENTURE	E SOLE PROPRIETOR	F TRUST

The *tenderer* must complete the appropriate certificate set out below for its category of organisation. If the *tenderer* is a company, close corporation, joint venture, or trust the *tenderer* must attach a certified copy the document that is proof of the contents of the certificate (resolution of the board of directors of a company, members' resolution of a close corporation, power of attorney in the case of a joint venture, or resolution of the board of trustees of a trust).

Note further that, in addition to completing the relevant certificate for category of organisation, the authorised representative of the *tenderer* is also required to complete and sign the table at the end of this Authorisation Form.

A. Certificate for company

I, _____, in my capacity as _____ of the board of directors of _____, hereby confirm that by resolution of the board taken on _____ (date), Mr/Ms _____, acting in his/her capacity of _____, is authorised to submit this tender on behalf of the company, and to sign all documents in connection with this tender and any contract that may result from it on behalf of the company. A certified copy of the resolution of the board is annexed to this Form.

Signed:	Date:
Name:	Position:

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B. Certificate for close corporation

I, _____, in my capacity as member of _____, hereby confirm that by majority vote of the members taken on _____ (date), Mr/Ms _____, acting in his/her capacity of _____, is authorised to submit this tender on behalf of the close corporation, and to sign all documents in connection with this tender and any contract that may result from it on behalf of the close corporation. A certified copy of the members' resolution is annexed to this Form.

Signed:	Date:
Name:	Position:

C. Certificate for partnership

We, the undersigned, being the **key partners** in the business trading as _____ hereby authorise Mr/Ms _____, acting in his/her capacity of _____, to submit this tender on behalf of the partnership, and to sign all documents in connection with the tender and any contract that may result from it on behalf of the partnership.

Name	Address	Signature	Date

NOTE: This certificate is required to be completed and signed by the full number of Partners necessary to commit the Partnership. Attach additional pages if more space is required.

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D. Certificate for Joint Venture

We, the undersigned, are submitting this tender offer in Joint Venture and hereby authorise Mr/Ms _____, an authorised signatory of _____, being the lead member in the Joint Venture, to sign all documents in connection with the tender and any contract that may result from it on behalf of all the members in the Joint Venture.

This authorisation is evidenced by the attached power of attorney signed by the legally authorised signatories of all the members in the Joint Venture.

We attach to this Form a certified copy of the Joint Venture Agreement which incorporates a statement that all members in the Joint Venture are liable jointly and severally for the execution of the contract, a term that indicates which member will be the lead member, and terms that indicate the ratios according to which work and payment will be divided amongst the members.

Name of JV member	Address	Authorised signature, name and capacity
Lead member		
Member		
Member		
Member		

NOTE: This certificate is required to be completed and signed by all members of the joint venture. Attach additional pages if more space is required.

E. Certificate for sole proprietor

I, _____, hereby confirm that I am the sole proprietor of the business trading as _____


Signed:	Date:
Name:	Position: (Sole Proprietor)

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F. Certificate for trust

I, _____, in my capacity as _____ of the board of trustees of _____, hereby confirm that by resolution of the board of trustees taken on _____ (date), Mr/Ms _____, acting in his/her capacity of _____, is authorised to submit this tender on behalf of the trust and to sign all documents in connection with this tender and any contract that may result from it on behalf of the trust. A certified copy of the resolution of the board of trustees is annexed to this Form.

Signed:	Date:
Name:	Position:

NOTE: The table below must also be fully completed by all *tenderers* in addition to the certificate that was selected and completed above.

Name of tenderer:	
Full names of authorised signatory:	
Designation and capacity:	
Signature of authorised signatory	
Date of signature:	

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ANNEXURE B

ACKNOWLEDGEMENT FORM

We are in receipt of the Invitation to Tender/Proposal from Eskom Holdings SOC Ltd and the following addenda issued by Eskom:

We confirm that the documentation received by us is: **(Indicate by ticking the box)**

Correct as stated in the Invitation to Tender Content List, and that each document is complete. ☐

Or: Incorrect or incomplete for the following reasons: ☐

Cataloguing Acknowledgement:

Please select the relevant statement by ticking the appropriate box below:

1. We agree to provide the cataloguing information as described in the Invitation to Tender ☐
2. We have already supplied Eskom with the cataloguing information pertaining to this Invitation to Tender in a previous contract/order [**insert previous contract/order number**] ☐ _____
3. We do not intend to provide the required cataloguing information for the reasons stated hereunder: ☐

4. We are a Distributor/Importer/Agent and our Principal, being the Original Equipment Manufacturer (OEM), is or is not [**delete whichever is not applicable**] in the position to supply cataloguing information for items. We attach the letter from the OEM confirming its position. ☐

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Invitation to Tender No: _____

Name of Tenderer: _____

Country of registration: _____

Full names of contact person: _____

Contact details:

Tel (landline):
Cell phone:
e-mail address:

Name of tenderer:	
Full names of authorised signatory:	
Signature:	
Designation and capacity:	
Date:	

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ANNEXURE C

TENDERER'S PARTICULARS

The tenderer must furnish the following particulars where applicable:

Indicate the type of tendering structure by marking with an 'X' (where applicable provide registration number):	
Individual tenderer	
Unincorporated Joint venture (registration number for each member of the JV)	
Incorporated JV	
Other	

Please complete the following:

Name of lead partner/member in case of JV	
CIPC Registration Number or CIPC disclosure certificate (for individual companies and each JV member) or trust number.	
VAT registration number (for individual companies and each JV member)	
CIDB registration number (for individual companies and each JV member), contractor grading designation (for individual companies and each JV member) and combined cidb contractor grading designation (for JVs)	
Contact person	
Telephone number	
E-mail address	
Postal address (also of each member in the case of a JV)	
Physical address (also of each member in the case of a JV)	

If subcontractors are to be used, indicate the following for the main sub-contractor(s). Add to the list of applicable.

Name of contractor	
CIPC Registration number or CIPC disclosure certificate	
VAT registration number	

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CIDB Registration number (if applicable) and CIDB grade specified for the sub-contractor as may be stipulated in the Tender Data	
Proposed Scope of work to be done by sub-contractor	
Contact person	
Telephone number	
Fax number	
E-mail address	
Postal address	
Physical address	

1. If you are currently registered as a vendor with Eskom, please provide your Vendor registration number with Eskom. _____
2. If you are currently registered as a vendor on the National Treasury's Central Supplier Database (CSD), please provide your supplier registration number with Treasury _____
3. Please note that it is not mandatory for you to be registered on National Treasury's CSD at the time of responding to this tender. It is, however, a mandatory requirement that you be registered on CSD prior to award.
4. You may register online at National Treasury website on www.treasury.gov.za
5. If you are registered on SARS E-filing system, please provide your PIN number in order to verify your tax compliance status _____
6. If you are required to be tax compliant as per SBD 1 but are not registered on CSD (foreign suppliers) or have not provided your SARS E-filing PIN, please confirm that you have attached or will furnish a copy of a current valid tax compliance certificate as a tender returnable by contract award stage.

YES		NO	

7. **If sub-contracting is prescribed in the Invitation to Tender , tenderers must complete 7.1 to 7.9.**

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7.1 Confirm if you intend sub-contracting

YES		NO	
-----	--	----	--

7.2 What percentage will you be sub-contracting? _____%

7.3 To whom do you intend sub-contracting? _____

7.4 Is the said sub-contractor registered on CSD?

YES		NO	
-----	--	----	--

7.5 If yes to 8.4, please provide CSD number. _____

7.6 Please confirm B-BBEE level of said sub-contractor _____

7.7 Which designated group does the sub-contractor belong to: -

- a) An EME or QSE;
- b) An EME or QSE which is at least 51% owned by black people;
- c) An EME or QSE which is at least 51% owned by black people who are youth;
- d) An EME or QSE which is at least 51% owned by black people who are women;
- e) An EME or QSE which is at least 51% owned by black people with disabilities;
- f) An EME or QSE which is 51% owned by black people living in rural or underdeveloped areas or townships;
- g) A cooperative which is at least 51% owned by black people;
- h) An EME or QSE which is at least 51% owned by black people who are military veterans; or
- i) More than one of the categories referred to in paragraphs (a) to (h).

7.8 Please confirm that you have attached your signed intention to sub-contract document.

YES		NO	
-----	--	----	--

7.9 Have you attached proof of sub-contractor's belonging to designated group?

YES		NO	
-----	--	----	--

Name of tenderer:	
Full names of authorised signatory:	
Signature:	
Designation and capacity:	
Date:	

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ANNEXURE D

INTEGRITY DECLARATION FORM

Note: This returnable is required to be fully completed, signed and submitted by tenderers at the stipulated deadlines.

1 DECLARATION OF INTEREST

I/We understand that an employee of the State as defined in the Public Service Act of 1994 is prohibited from conducting business with any organ of state and from being a director of a public or private company that conducts business with an organ of state.

I/We understand that any natural/legal person, including any natural legal person related to an Eskom employee/director as per the definition of "related" set out hereunder, may submit a tender to Eskom. However, in order to establish whether a conflict of interest exists tenderers are required to declare such interest/relationships where: -

1. the *tenderer/s* employees/directors are also employees/contractors/consultants/ directors of Eskom.
2. the *tenderer/s* employees/directors are also employees/contractors/consultants or directors in another entity together with Eskom employees/consultants/contractors/ directors.
3. the *legal entity including its employees/contractors/ directors / shareholders /members /partners / owners* on whose behalf the tender documents are signed, is/are in some other way related to an Eskom employee/contractor/consultant/director involved in the tender specification/ tender evaluation/tender adjudication/negotiation.
4. the tenderer/s and one or more other tenderers in this tendering/RFP process have a controlling partner in common, or have a relationship with each other, directly or through common third parties, that puts them in a position to have access to information about or influence over the tender/proposal of another tenderer, or influence over the decisions of Eskom regarding the bidding process;

Related:

(1) When used in respect of two persons, means persons who are connected to one another in any manner contemplated below:


- (a) an individual is related to another individual if they-
 - (i) are married, or live together in a relationship similar to a marriage; or
 - (ii) are separated by no more than two degrees of natural or adopted consanguinity or affinity;

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- (b) an individual is related to a juristic person if the individual directly or indirectly controls the juristic person, as determined in accordance with the definition of control as set out in subsection (2) below; and
- (c) a juristic person is related to another juristic person if-
 - (i) either of them directly or indirectly controls the other, or the business of the other, as determined in accordance with subsection (2) below;
 - (ii) either is a subsidiary of the other; or
 - (iii) a person directly or indirectly controls each of them, or the business of each of them, as determined in accordance with subsection (2) below.

“related person”, when used in reference to a directors/shareholders/members/partners/owners, has the meaning set out in 3.3.16, but also includes a second company of which the directors/shareholders/members/partners/owners or a related person is also a director directors/shareholders/members/partners/owners, or a close corporation of which the director or a related person is a member.

Control:

- (2) For the purpose of subsection (1) above, a person controls a juristic person, or its business, if-
 - (a) in the case of a juristic person that is a company-
 - (i) that juristic person is a subsidiary of that first person, as determined in accordance with the Companies Act¹; or
 - (ii) that first person together with any related or inter-related person, is-
 - (aa) directly or indirectly able to exercise or control the exercise of a majority of the voting rights associated with securities of that company, whether pursuant to a shareholder agreement or otherwise; or
 - (bb) has the right to appoint or elect, or control the appointment or election of, directors of that company who control a majority of the votes at a meeting of the board;
 - (b) in the case of a juristic person that is a close corporation, that first person owns the majority of the members’ interest, or controls directly, or has the right to control, the majority of members’ votes in the close corporation;

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- (c) in the case of a juristic person that is a trust, that first person has the ability to control the majority of the votes of the trustees or to appoint the majority of the trustees, or to appoint or change the majority of the beneficiaries of the trust; or
- (d) that first person has the ability to materially influence the policy of the juristic person in a manner comparable to a person who, in ordinary commercial practice, would be able to exercise an element of control referred to in paragraph (a), (b) or (c) of subsection (2).

“To give effect to the provisions above, please complete the table hereunder with all required information.

Full Name & Capacity/ Position within tenderer (e.g. employee/Director/member/ owner/shareholder)	Identity Number	Confirm and provide details (including employee number) if you are an employee/consultant/ contractor and/or director of a State/State owned entity.	Full Names & Capacity/Position of Eskom employee/ consultant/contractor and/or director details of the relationship or interest (marital/ familial/personal/ financial etc.)	To your knowledge is this person involved in the specification/ evaluation/ adjudication/ negotiation of tenders?

If any employee/director/member/shareholder/owner of the tenderer/s is also currently employed by Eskom, state whether this has been declared and whether there is authorisation to undertake remunerative work outside public sector employment and attach proof to this declaration. _____

[Yes/No]

Do the tenderer/s and any other tenderer/s in this tendering/RFP process share a controlling partner or have any relationship with each other, directly or through common third parties? _____

[Yes/No]

If Yes, attach proof. to this declaration

2 DECLARATION OF FAIR TENDERING PRACTICES

The tenderer declares that it has taken all reasonable steps to address and prevent the exploitation of the procurement process and the use of any unfair tendering practices.

A **tender** will be disqualified if the tenderer/s, or any of its directors have:

1. abused Eskom's procurement process (e.g. bid rigging/collusion); or
2. committed fraud or any other improper conduct in relation to such procurement process.

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Please complete the declaration with an 'X' under YES or NO

Item	Question	Yes	No
1.1	Is the tenderer/s or any of its shareholders/directors/members/partners/owners/trustees/beneficiaries listed on National Treasury's Database of Restricted Suppliers as companies/persons prohibited from doing business with the public sector. The Database of Restricted Suppliers can be accessed on the National Treasury's website (www.treasury.gov.za).		
1.2	Is the tenderer/s or any of its shareholders/directors/members/partners/owners/trustees/beneficiaries listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combatting of Corrupt Activities Act (No 12 of 2004) The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za).		
1.3	Was the tenderer/s or any of its shareholders/directors/members/partners/owners/trustees/beneficiaries convicted by a court of law (including a court outside South Africa) of fraud and/or corruption in respect of any procurement/tendering processes/procedures during the past five years?		
1.3.1	If "Yes", provide details including a case number and a copy of the judgement.		
1.4	Was the tenderer/s or any of its shareholders/directors/members/partners/owners/trustees/beneficiaries prohibited from doing business with any International Financial/Lending Institution or Development/Funding Agency?		
1.5	Is there any history/record of the tenderer/s or any of its shareholders/directors/members/partners/owners/trustees/beneficiaries failing to meet their contractual obligation with the State or any State Owned Entity(SOC)?		
1.5.1	If "Yes", provide details		

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3. DECLARATION OF SHAREHOLDING / BENEFICIARY INFORMATION

I, the undersigned _____ [Full names and Position] _____
hereby declare that I am the duly authorised representative of _____ [Name of Tenderer].

I further declare that the following individuals and/or entities listed hereunder are Shareholders / Beneficiaries
in _____ [Name of Tenderer]:

Note that the information in the tables hereunder must be completed in full for each tenderer (including incorporated JVs). If the tenderer is an unincorporated JV, the tables must be completed for each JV member. Please add additional rows if required.

Individuals:

Full Name	Identity Number	Shareholding Percentage / Beneficiary Share

Other Entities*:

Full Legal / Trading Name	Entity Registration Number/Trust Number	Shareholding Percentage / Beneficiary Share	Full name and surname of the /shareholders/ directors/ trustees/ beneficiaries of the shareholding entity	Identification Numbers of the shareholders/directors/ trustees/beneficiaries of the shareholding entity

I declare that I have read and understood the provisions of the Supplier Integrity Pact, that all information furnished herein is true and correct, that it is understood that the tenderer's

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tender/proposal may be rejected, and that Eskom will act against the tenderer should any aspect of this declaration prove to be false, and

I give my consent for this information to be used for the purpose as described in this Integrity Declaration Form and/or in relation to the Supplier Integrity Pact, and

I further consent that information provided in terms of this Integrity Declaration Form may be processed for verification of conflicts of interest and other ancillary purposes by Eskom. Such processing may include the sharing of the information with third parties.

Name of Tenderer:	
Full names of authorised signatory:	
Signature:	
Designation and capacity:	
Date:	

Joint Ventures

I declare that I have read and understood the provisions of the Supplier Integrity Pact, that all information furnished herein is true and correct that it is understood that the JV's tender/proposal may be rejected, and that Eskom will act against the JV should any aspect of this declaration prove to be false; and

I give my consent for this information to be used for the purposes described in this Integrity Declaration Form and/or in relation to the Supplier Integrity Pact, and

I further consent that information provided in terms of this Integrity Declaration Form may be processed for verification of conflicts of interest and other ancillary purposes by Eskom. Such processing may include the sharing of the information with third parties.

Name of Tenderer:	
Full names of authorised signatory:	
Signature:	
Designation and capacity:	
Date:	

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ANNEXURE H

SBD 1

PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)					
BID NUMBER:		CLOSING DATE:		CLOSING TIME:	
DESCRIPTION					
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)					
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO			TECHNICAL ENQUIRIES MAY BE DIRECTED TO:		
CONTACT PERSON		CONTACT PERSON			
TELEPHONE NUMBER		TELEPHONE NUMBER			
FACSIMILE NUMBER		FACSIMILE NUMBER			
E-MAIL ADDRESS		E-MAIL ADDRESS			
SUPPLIER INFORMATION					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE No:	MAAA
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]		ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED?		<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS					

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IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?	<input type="checkbox"/> YES <input type="checkbox"/> NO
DOES THE ENTITY HAVE A BRANCH IN THE RSA?	<input type="checkbox"/> YES <input type="checkbox"/> NO
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	<input type="checkbox"/> YES <input type="checkbox"/> NO
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?	<input type="checkbox"/> YES <input type="checkbox"/> NO
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?	<input type="checkbox"/> YES <input type="checkbox"/> NO
IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 BELOW.	

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PART B TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:
1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED (NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.
1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.
1.4. THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).
2. TAX COMPLIANCE REQUIREMENTS
2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.
2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA .
2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED; EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
2.6 WHERE NO TCS PIN IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.
2.7 NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE, COMPANIES WITH DIRECTORS WHO ARE PERSONS IN THE SERVICE OF THE STATE, OR CLOSE CORPORATIONS WITH MEMBERS PERSONS IN THE SERVICE OF THE STATE."

NB: FAILURE TO PROVIDE / OR COMPLY WITH ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.

SIGNATURE OF BIDDER:

CAPACITY UNDER WHICH THIS BID IS SIGNED:
(Proof of authority must be submitted e.g. company resolution)


DATE:

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ANNEXURE I

SBD 6.1

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022

This preference form must form part of all tenders invited. It contains general information and serves as a claim form for preference points for specific goals.

NB: BEFORE COMPLETING THIS FORM, TENDERERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF THE TENDER AND PREFERENTIAL PROCUREMENT REGULATIONS, 2022

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to invitations to tender:

- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

1.2 To be completed by the organ of state

- a) The applicable preference point system for this tender is the **80/20 or 90/10** preference point system.
- b) Either the **90/10 or 80/20 preference point system** will be applicable in this tender. The **lowest/ highest** acceptable tender will be used to determine the accurate system once tenders are received.

1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:

- (a) Price; and
- (b) Specific Goals.

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1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	
SPECIFIC GOALS	
Total points for Price and SPECIFIC GOALS	100

- 1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.
- 1.6 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

2. DEFINITIONS

- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

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3.1.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

A maximum of 80 or 90 points is allocated for price on the following basis:

80/20

90/10

$$P_s = 80 \left(1 - \frac{P_t - P_{min}}{P_{min}} \right) \text{ or}$$

$$P_s = 90 \left(1 - \frac{P_t - P_{min}}{P_{min}} \right)$$

Where

P_s = Points scored for price of tender under consideration

P_t = Price of tender under consideration

P_{min} = Price of lowest acceptable tender

3.2. FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

3.2.1. POINTS AWARDED FOR PRICE

A maximum of 80 or 90 points is allocated for price on the following basis:

80/20

90/10

$$P_s = 80 \left(1 + \frac{P_t - P_{max}}{P_{max}} \right) \text{ or}$$

$$P_s = 90 \left(1 - \frac{P_t - P_{min}}{P_{min}} \right)$$

Where

P_s = Points scored for price of tender under consideration

P_t = Price of tender under consideration

P_{max} = Price of highest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

- 4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:

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4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—

- (a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or
 - (b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,
- then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

Table 1: Specific goals for the tender and points claimed are indicated per the table below.

(Note to organs of state: Where either the 90/10 or 80/20 preference point system is applicable, corresponding points must also be indicated as such.

Note to tenderers: The tenderer must indicate how they claim points for each preference point system.)

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 system) (To be completed by the organ of state)	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (90/10 system) (To be completed by the tenderer)	Number of points claimed (80/20 system) (To be completed by the tenderer)

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DECLARATION WITH REGARD TO COMPANY/FIRM

4.3. Name of company/firm.....

4.4. Company registration number:

4.5. TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One-person business/sole proprietor
- ☐ Close corporation
- ☐ Public Company
- ☐ Personal Liability Company
- ☐ (Pty) Limited
- ☐ Trust
- ☐ Non-Profit Company
- ☐ State Owned Company

[TICK APPLICABLE BOX]

4.6. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I acknowledge that:

- i) The information furnished is true and correct;
- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
- iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –
 - (a) disqualify the person from the tendering process;
 - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
 - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;

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- (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
- (e) forward the matter for criminal prosecution, if deemed necessary.

.....

SIGNATURE(S) OF TENDERER(S)

SURNAME AND NAME:

DATE:

ADDRESS:

.....

.....

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ANNEXURE J

SBD 4

TENDERER'S DISCLOSURE

1. PURPOSE OF THE FORM

Any person (natural or juristic) may make an offer or offers in terms of this invitation to tender / request for proposal. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa and further expressed in various pieces of legislation, Eskom requires the tenderer to make this declaration in respect of the details required hereunder.

Where a person/s are listed in the Register for Tender Defaulters and / or the List of Restricted Suppliers, that person will automatically be disqualified from the tender process.

2. TENDERER'S DECLARATION

- 2.1 Is the tenderer or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise, employed by the state?

[YES/NO]

- 2.1.1 If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in the table below.

Full Name	Identity Number	Name of State Institution

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2.2 Do you, or any person connected with the tenderer, have a relationship with any person who is employed by the procuring institution?

[YES/NO]

If so, furnish particulars:

.....
.....

2.3 Does the tenderer or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract?

[YES/NO]

If so, furnish particulars:

.....
.....

3. DECLARATION

I, the undersigned, (name)..... in submitting the accompanying tender, do hereby make the following statements that I certify to be true and complete in every respect: -


- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying tender will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 The tenderer has arrived at the accompanying tender independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium will not be construed as collusive bidding.
- 3.4 There have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not

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to submit the tender, tendering with the intention not to win the tender and conditions or delivery particulars of the products or services to which this tender invitation relates.

- 3.5 The terms of the accompanying tender have not been, and will not be, disclosed by the tenderer, directly or indirectly, to any competitor, prior to the date and time of the official tender opening or of the awarding of the contract.
- 3.6 There have been no consultations, communications, agreements or arrangements made by the tenderer with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the tender submitted where so required by the institution, and the tenderer was not involved in the drafting of the specifications or terms of reference for this tender.
- 3.7 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, tenders that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and/or the tenderer maybe restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE TENDER OR ACT AGAINST THE TENDERER IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature	Date
.....
Position	Name of bidder

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ANNEXURE K

ACKNOWLEDGEMENT FORM – E-TENDERING TRAINING

Enquiry no: [.....]

Business name/JV: _____

Contact Person: _____

Tel (landline): _____

Cellphone: _____

E-mail address: _____

Acknowledgment: [Select and complete in full applicable paragraph below]

I _____ (Tenderer's Name) acknowledge that I have undergone self-training through the e- Tendering Noddy Guide or video or via a clarification meeting for me to understand. I am satisfied with my self-training and confirm that I will be able to operate the E- Tendering Solution.

This document is a Mandatory returnable prior to for E-Tendering. Failure to FULLY complete the form and submit it to Eskom within prescribed period will render the Tenderer non-responsive and will be disqualified from the Procurement Process.

Authorized Signature: _____

Designation: _____

Date: _____

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