

	Occupational Health and Safety Act: Section 37(2) Agreement - Form	Document Identifier	240-77037682	Rev	2
		Authorisation Date	March 2014		
		Review Date	March 2019		

SECTION 37(2) AGREEMENT
CONCLUDED BETWEEN
ESKOM HOLDINGS SOC LIMITED

(Hereinafter referred to as Eskom)

AND

.....

(Name of contractor/supplier)

I,[(name)representing
.....[insert name of contractor/supplier],
do hereby acknowledge that [insert name of
contractor/supplier] is an employer in his/her own right, with duties as prescribed in the
Occupational Health and Safety Act No. 85 of 1993 ("the Act"), as amended, and agree to ensure
that all work will be performed and/or machinery or plant used in accordance with the provisions of
the Act.

I undertake that [insert name of contractor/supplier]
shall strictly adhere to, and ensure that his/her employees adhere to, the provisions of the
Occupational Health and Safety Act, 1993 (Act 85 of 1993).

I have been provided with SHE specifications for project/service[insert
brief details of project/service, for example, name, contract/project number]
and will comply with the requirements set out in these.

I accept and agree that the SHE specifications constitute arrangements and procedures between
..... (insert name of contractor/supplier) and Select
the relevant entity, which will ensure compliance by [insert name
of contractor/supplier] with the provisions of the Act, as contemplated in section 37(2) of the Act.

This agreement constitutes the sole agreement between the parties, and no variation, modification,
or waiver of any of the provisions of this agreement or consent to any departure from these shall,
in any manner, be of any force or effect, unless confirmed in writing and signed by both parties,
and such variation, modification, waiver, or consent shall be effective only in the specific instance
and for the specific purpose and to the extent for which it was made or given.

Public

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with
the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC
Limited, Reg No 2002/015527/06.

Occupational Health and Safety Act: Section 37(2) Agreement - Form	Document Identifier	240-77037682	Rev	2
---	--------------------------------	---------------------	------------	----------

This agreement is signed on behalf of the parties, each signatory to this warranting that he/she has the requisite authority to do so.

Signed this day of 20 at

..... (Place)

(Full name)..... (Signature)on

behalf of (supplier/contractor)

Contractor Responsible Manager (*responsible for signing the Select the relevant entity contract on behalf of the contractor*)

Witnesses

1.

2.

Signed this day of20.....

at (Place)

(Full name)..... (Signature).....on

behalf of **Select the relevant entity**

(Contracts and/or Project Manager or Select the relevant entity's representative)

Witnesses

1.

2.

Public

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Limited, Reg No 2002/015527/06.