	Addendum 1 to tender MWP2485GX LETHABO POWER STATION	Unique Identifier	240-55105891
		Revision	1
		Revision Date	Once off issue
		Group Technology & Commercial	

To: All Tenders

Date: 18 April 2024

From: Paulina Rapoo

Enquiries:

Paulina Rapoo
Tel +27 16 457 5411
Email: RapooMP@eskom.co.za

DESCRIPTION: Installation and Commissioning of 10 Paired Armored Telephone Cabling for Smokestack Lifts Intercom System for a one (1) Year Period at Lethabo Power Station

TENDER: MWP2485GX

This serves to inform you of the following changes to the **Invitation to Tender**


Initial invitation to Tender invite MWP2485GX advertised 28/03/2024 Reference	Initial invitation to Tender invite MWP2485GX advertised 28/03/2024	New Changes and additions to Tender MWP2485GX	Reference to new Changes and additions to Tender MWP2485GX
3.17 Evaluation of Specific Goals	Information previously not included.	Additional information	Refer to below 3.17
3.19 Objectives Criteria	Objectives criteria are not applicable	Objectives are applicable	Refer to below 3.19
3.21 Contractual requirements	Information previously not included	Additional information	Refer to below 3.21

3.17 Evaluation of Specific Goals

Specific goals will be scored out of 20 points in accordance with PPPFA.
If a tenderer fails to meet Specific goals and submit proof, the tenderer will not be disqualified.
However, be awarded 80 points for price and will score 0 points for Specific goals (out of 20)

Specific Goals

B-BBEE Status Level of Contributor	Number of points (90/10 system)	Number of points (80/20 system)
1	10	20
2	9	18
3	6	14

	Addendum 1 to tender MWP2485GX LETHABO POWER STATION	Unique Identifier	240-55105891
		Revision	1
		Revision Date	Once off issue
		Group Technology & Commercial	

4	5	12
5	4	8
6	3	6
7	2	4
8	1	2
Non-compliant contributor	0	0

NB: The following documents are required to claim preference points,

- Valid B-BBEE certificate issued by a SANAS accredited verification agency / sworn affidavit / CIPS affidavit
- Proof of ownership / shareholding (preferably CIPC documentation) inclusive of shareholding breakdown
- Certified ID copies of shareholder(s)
- Proof of Disability (where applicable)

Note:

Failure on the part of the supplier to submit supporting documents/proof of specific goals for purposes of evaluation and scoring by invite to tender closing will not result in disqualification (if tenderer is otherwise deemed to be responsive/acceptable in all other aspects). The tenderer will, however, be scored zero for Specific goals for purposes of PPPFA scoring and ranking.


3.19 Objective Criteria

The inclusion of objective criteria is not mandatory but a condition for contract award. If the tenderer does not meet objective criteria; it may lead to the second-ranked tenderer being recommended for award.

Designated Sectors

When applicable the following stipulated minimum threshold for Local Production and Content must be achieved in full by the tenderer

	YES	NO	
a) Is this Commodity or part of it a Designated Sector?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

	Addendum 1 to tender MWP2485GX LETHABO POWER STATION	Unique Identifier	240-55105891
		Revision	1
		Revision Date	Once off issue
		Group Technology & Commercial	

Please indicate below Designated Components


Commodity	Components	Local Content Threshold
Cables	Electrical Cables Low voltage Low-Cost Reticulation Medium and High ACR Telecom Cables Optical Fibre Cables Copper Telecom Cables	90%

NOTE: The below Mandatory documents must be completed, duly signed and submitted by the bidder.

- SBD 6.2 Declaration Form, Annex C (Local Content Declaration-Summary Schedule),
- Annexure D (Imported Content Declaration – supporting Schedule to Annexure C)
- Annexure E (Local content Declaration – supporting Schedule to Annexure C)

If the quantity of materials and/or products cannot be wholly sourced in South Africa, the DTI, in consultation with the procuring entity, will grant exemption on a case-by-case basis. **Bidder should request and obtain written exemption from the Department of Trade and Industry (DTI).** Such exemption applications should be submitted, and approvals should be obtained prior to the closure of the bid(s) concerned. **The DTI** in consultation with the procuring organ of state and the local industry will consider the exemption application on a case-by-case basis. Bidder should refer to national treasury Designated Sector Instruction Number 12 of 2016/2017 Paragraph 4.2.

NB: The mandatory document and exemption letter from DTI has to be submit at tender closing date.

	Addendum 1 to tender MWP2485GX LETHABO POWER STATION	Unique Identifier	240-55105891
		Revision	1
		Revision Date	Once off issue
		Group Technology & Commercial	

3.21 Contractual Requirements

Contractual Requirements may include the following:

1. SHEQ requirements.

Reference	Description of returnable	To be returned with tender
Environmental	Environmental Management Plan - Specific to scope of work	Yes
Environmental	Aspects and Impacts Register	Yes
Safety	Annexure B: Acknowledgment Form	Refer to Safety Folder uploaded
Safety	OHS Plan (SHE Plan as per Scope of work)	Refer to Safety Folder uploaded
Safety	Baseline OHS Risk Assessment (BRA)	Refer to Safety Folder uploaded
Safety	Valid Letter of Good Standing (COIDA or Equivalent)	Refer to Safety Folder uploaded
Safety	OHS Policy signed by CEO	Refer to Safety Folder uploaded
Quality	Category 3: Quality Assessment Criteria	Refer to Safety Folder uploaded

2 Supplier Development Localization and Industrialization (SDL & I)


2.1 National Industrial Participation Programme

Eskom will implement the NIPP requirement, which determines that the contractor/supplier must contact the Department of Trade, Industry and Competition (dtic) to arrange for support and development of local businesses. Eskom is required to inform the tenderers of this requirement. NIPP will only be applicable for contracts with an FGN component or content of USD 5 million or more.

The following narrative must be captured in all tenders that have import/foreign content equal to or in excess of USD 5 million: (Not applicable)

“NIPP is a programme that seeks to leverage economic benefits and support the development of South African industry by effectively utilising the instrument of government procurement. The NIPP programme is mandatory for all government and parastatal purchases or lease contracts (goods and services) with an imported content equal to or exceeding USD 5 million.

“The programme targets South African and foreign industries, enterprises, and suppliers of goods and services to government/parastatals, where the imported content of such goods and services equals to or exceeds USD 5 million. The first customer of NIPP is the South African industry that benefits through the NIPP business plans, which, when implemented, generate new or additional business activities through one or more of the following:

	Addendum 1 to tender MWP2485GX LETHABO POWER STATION	Unique Identifier	240-55105891
		Revision	1
		Revision Date	Once off issue
		Group Technology & Commercial	

investment, export opportunities, job creation, increased local sales, SMME and BEE promotion, R&D, and technology transfer.

“Companies with an NIPP obligation must sign this obligation agreement with the Department of Trade, Industry and Competition (dtic) before the contract with Eskom Holdings SOC Ltd, as a purchasing entity, is signed. The obligation agreement governs the relationship between the dtic and the supplier. It defines the NIPP obligation value(s), requirements to fulfil the NIPP obligation, performance milestones, performance monitoring processes, and the NIPP credit allocation criteria.

“All tenders with an import content that is equal to or exceeds the threshold of USD 5 million compels the winning bidder to negotiate and enter into a NIPP obligation agreement with the dtic before signing the contract with Eskom.”.

2.2 Mandatory Subcontracting as condition of award

Tenderer shall subcontract a minimum of 0% of the contract value to the following designated groups:

- an EME or QSE which is 51% owned by black people living in rural or underdeveloped area or townships.

NOTE 1: Tenderers shall submit the following mandatory returnable for Subcontracting:


- Subcontracting agreement signed by both with subcontractors' company registration documents (CK and B-BBEE certificate or sworn affidavit) or
- Copies of sub-contracting contracts (agreements) or copies of letters from the tenderer to the sub-contractors, stating the intent to sub-contract. The Tenderer should sign both documents and the Sub-contractor(s) earmarked.

Potential scope to be subcontracted and/or outsourced:

Subcontracting, in this instance, will be treated as a condition for contract award. A supplier awarded a contract may not subcontract more than 25% of the value of the contract to any other entity that does not have an equal or higher B-BBEE status level of a contributor than the supplier concerned unless the contract is subcontracted to an EME that has the capability and ability to execute the subcontract

2.3 SDL&I Objectives in line with Reconstruction and Development Programme (RDP) Goals

Tenderers who complete and submit the objectives as required, but who do not meet Eskom's targets, will not be disqualified. SDL&I objectives do not form part of scoring but commitments will form part of contractual obligations

	Addendum 1 to tender MWP2485GX LETHABO POWER STATION	Unique Identifier	240-55105891
		Revision	1
		Revision Date	Once off issue
		Group Technology & Commercial	

Note: The undertakings shall be sourced from previously disadvantaged Communities around Sedibeng and Fezile Dabi District Municipalities

2. Transformation – BBBEE Improvement or Retention Plan


Transformation remains an area of focus, where Eskom continuously strives to align itself with national transformation imperatives to unlock growth, drive industrialization, create employment and contribute to skills development. Eskom encourages its suppliers to constantly strive to improve their B-BBEE rating. Whereas Tenderer/s will be allocated points in terms of a preference point system based on specific goals, Eskom also requests that tenderer/s submits their B-BBEE improvement or retention plan within 30 days of signing the contract.

Tenderer/s are therefore requested to indicate the extent to which they will maintain (only if the respondent is a Level 1) or may improve/maintain their B-BBEE status over the contract period if their B-BBEE status is level 2 or 3. Tenderer/s with a B-BBEE status level 4 at the time of contract award, shall migrate and achieve as a non-negotiable a milestone of B-BBEE Level 3 by the end of the first year of the contract and thereafter improve their B-BBEE status level or migrate by one level higher. Tenderer/s with a B-BBEE recognition status of Level 5 to Level 8 or non-compliant at the time of contract award, shall migrate and achieve as a non-negotiable a milestone of Level 4 by the end of the first year of the contract and thereafter improve at least one B-BBEE Level higher of each year from the second year of the contract. Tenderer/s are requested to submit their B-BBEE Improvement Plan as an essential document within 30 days of signing the contract.

NB: A valid B-BBEE certificate or Sworn Affidavit is a condition for contract award, if your company's annual Total Revenue is R10 Million or less you qualify as an Exempted Micro Enterprise therefore you can submit Sworn Affidavit. If your annual Total Revenue is R50 Million or less, you qualify as Qualifying Small Enterprise and must comply with all of the elements of QSE score card relevant to your sector unless an entity is at least 51% Black owned you are required to obtain a Sworn affidavit. If your Annual Total Revenue is above R50m you need to submit a Valid B-BBEE certificate.

2.3.2. Local Procurement Content

"Local Procurement Content" refers to value added in South Africa by South African resources. Where a single contract involves a combination of local and imported goods and/or services, the tender response

	Addendum 1 to tender MWP2485GX LETHABO POWER STATION	Unique Identifier	240-55105891
		Revision	1
		Revision Date	Once off issue
		Group Technology & Commercial	

must be separated into its components as per the Price Schedule included with the tender documents. Local procurement content is total spending minus the imported component.

Tenderers are required to submit their proposals in the table below.

Local Procurement Content	Eskom target	Tenderer Proposal
	100%	

2.3.3 Procurement spends on entities with a minimum 51% black ownership.

The winning tenderer is encouraged to procure/spend on designated groups on the following paid invoices for both:

- the indirect expenses (e.g., overheads) on goods and services supplied to the contractor/supplier by designated groups; and
- direct spend on goods and services supplied by the subcontractors for the execution of the scope of work.

Activities, as a proportion of the local procurement content, which may be subcontracted to designated black owned enterprises must be submitted in a table below.


Procurement Designated Group	from	Eskom Target	Tenderer Proposal
Black Owned		0%	
Black Women Owned		0%	
Black Youth Owned		0%	
Black Persons with Disability		0%	

2.3.4 Jobs. Tenderers are required to submit proposals for the type and number of jobs that will be created and retained in South Africa as a direct result of being awarded a contract.

Type of Jobs to be created	Number of Jobs to be created

Type of Jobs to be retained	Number of Jobs to be retained

SDL&I Penalty and Performance Security

	Addendum 1 to tender MWP2485GX LETHABO POWER STATION	Unique Identifier	240-55105891
		Revision	1
		Revision Date	Once off issue
		Group Technology & Commercial	

Eskom will apply a penalty of 2.5% of the invoice amount for failure to meet SDL&I obligations.

Eskom will apply a penalty of 2.5% of the Contract Value for failure to meet SDL&I obligations.

For the duration of the contract, Eskom will retain 2.5% of every invoice (excluding VAT) as security for the fulfilment of all SDL&I Obligations. The retained amounts shall only be released to the Contractor upon:

- Eskom receives the SDL&I progress report/s from the contractor.
- Fulfilment of all SDL&I obligations by the contractor.
- Submission of an approved compliance report by SDL&I Department.

Reporting and Monitoring


- The suppliers shall on a quarterly basis submit a report to Eskom in accordance with Data Collection Template on their compliance with the SDL&I obligations described above.
- Eskom shall review the SDL&I reports submitted by the suppliers within 30 (thirty) days of receipt of the reports and notify the suppliers in writing if their SDL&I obligations have not been met.
- Upon notification by Eskom that the suppliers have not met their SDL&I obligations, the suppliers shall be required to implement corrective measures to meet those SDL&I obligations before the commencement of the following report, failing which Retention clauses shall be invoked.
- Every contract shall be accompanied by the SDL&I Implementation Schedule, which must be completed by the suppliers and returned to SDL&I representative for acceptance 28 days after contract award. This will be used as a reference document for monitoring, measuring and reporting on the supplier's progress in delivering on their stated SDL&I commitments.

3. Financial statements.

- An analysis of the tenderers financial statements will be conducted for the purposes of establishing the tenderers financial viability and ability to meet all its contractual obligations for the duration of the contract, should the tenderer be awarded the contract.
- Where applicable a financial evaluation will be conducted by Eskom to further evaluate the financial viability of the tenderer. (incl. formal treasury evaluation)

Financially analysis will be conducted on the below documents:

- A signed copy of the latest public interest score (provided the annual financial statements are not audited)
 - Giving the actual score
 - Indicating whether the company is owner managed or not.
 - Confirming whether the annual financial statements were independently prepared or not.
- Copies of the ITA34C for the 2023 & 2022 years of assessment (provided the annual financial

	Addendum 1 to tender MWP2485GX LETHABO POWER STATION	Unique Identifier	240-55105891
		Revision	1
		Revision Date	Once off issue
		Group Technology & Commercial	

statements are not audited

Please Note:

Contractual requirements are not evaluation criteria. They are required to be met and assessed after the evaluation and ranking of the tenders. Proof that the highest ranked tenderer/tenderer recommended for award (on the basis of objective criteria) is able to meet the contractual requirements, must be submitted prior to contract award.

Failure to meet "Contractual Requirements" by the stipulated deadline may result in the tenderer being regarded as non-responsive and ineligible for contract award.

CIDB Requirements (where applicable for Engineering and Construction Works Contracts)

CIDB Requirements are not applicable.

CIDB Skills Development

Continuation of Mandatory Requirements

a) Is there CIDB compulsory training?

If Yes, what is the % of the Construction Skills Development Goal % (CSDG)

YES	NO
<input type="checkbox"/>	<input checked="" type="checkbox"/>
Not applicable	

If the answer above is Yes, it will then be mandatory for the supplier to match Eskom's targets.

Criteria	Eskom Target	Tenderer Commitment
CSDG Percentage	N/A	
Description	N/A	

NOTE: Failure by the Contractor/Service Provider/Supplier to meet the CIDB CSDG mandatory % will render their tender non-responsive.

Yours sincerely,

pp 
 Esther Seshabela
 Procurement Manager