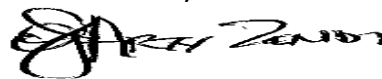


## Occupational Health & Safety Unit

### 37.2 Agreement in terms of Occupational Health and Safety Act No. 85 of 1993



|                                      |                                                                                                                                                       |
|--------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------|
| Document Title                       | 37.2 Agreement in terms of OHS Act of 1993                                                                                                            |
| Client                               | eThekweni Municipality – UShaka Marine World                                                                                                          |
| Project Name                         | Re-Thatching and Maintenance to all Thatch Roofs at UMW for 36 Months                                                                                 |
| Contract Number                      | 5U - 36826                                                                                                                                            |
| Revision                             | 01                                                                                                                                                    |
| Date                                 | 28/07/2026                                                                                                                                            |
| Internal Reference no.               | 37.2 AGM/079/07/2026                                                                                                                                  |
| Compiled by (Safety officer)         | Name and surname: Siya Nkosi<br>Signature: <br>Date: 28 July 2026 |
| Reviewed by (Manager: Safety & Risk) | Name and surname: Arty Zondi<br>Signature: <br>Date: 28 July 2026 |

# **ETHEKWINI MUNICIPALITY**

## **OCCUPATIONAL HEALTH AND SAFETY**

### **OCCUPATIONAL HEALTH AND SAFETY ACT 1993, (ACT NO. 85 OF 1993) MANDATORY AGREEMENT – 37.2**

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#### **Service Provider Acknowledgement of Responsibility in terms of the Occupational Health and Safety Act**

A written agreement between uShaka Marine World (the “employer”)

And

(the “Service Provider”)

as provided for in terms of Section 37 (2) of the Occupational Health and Safety Act No.85 of 1993 as amended by Act 181 of 1993.

I hereby declare that I, ....., am authorised to represent the “Service Provider” and acknowledge that the “Service Provider” is an employer with all duties and responsibilities as prescribed in the Occupational Health and Safety Act no. 85 of 1993.

I agree to ensure that all work performed, or machinery and plant used by the “Service Provider” on any uShaka Marine World premises shall be in accordance with the provisions of the said Act.

Furthermore, I agree the “Service Provider” shall comply with all uShaka Marine World site rules and safety, health, and environmental requirements as may be communicated or stipulated by uShaka Marine World prior to and during any Contract awarded to the “Service Provider” by uShaka Marine World.

Furthermore, I undertake to ensure that uShaka Marine World is timeously informed should the “Service Provider”, for whatever reason, be unable to perform in terms of this agreement.

The Service Provider must develop a safety file which shall be approved by UMW Health and Safety Department.

The Service Provider must ensure that all his or her employees have a valid medical certificate of fitness.

The Service Provider shall ensure that all employees under his/her control are always wearing the appropriate Personal Protective Equipment.

The Service Provider must provide a fully equipped first aid box with a trained employee to administer first aid treatment in line with new Unit Standards.

The Service Provider shall maintain a high level of housekeeping on site, every day upon completion of the work.

The Service Provider must ensure that appropriate safety symbolic signs are displayed when working.

The Service Provider must develop a fall protection plan for working on heights, risk assessments and method statements for working on heights.

The Service Provider must be familiar with the area or facility's UMW Emergency Evacuation Plan and appoint his/her emergency team to react to any emergency.

The Service Provider shall conduct daily toolbox talks to its employees and keep the attendance records.

The Service Provider must be registered and in good standing with the Compensation for Occupational Injuries and Diseases Commissioner or Personal Accident Cover.

Signed this .....day of .....20.....

On behalf of the “Service Provider” (print).....

(sign) .....

On behalf of the “employer” (print).....

(sign) .....