	Invitation to Tender for the repairs and maintenance of fibreglass ladders on an as and when required basis for a period of 60 months	Document Identifier	240-114238630	Rev	21
		Effective Date	21 November 2024		
		Review Date	November 2029		

ESKOM HOLDINGS SOC LTD

INVITATION TO TENDER (ITT)

FOR

The repairs and testing of Fiberglass Ladders required within Limlanga Cluster on an as and when required basis for a period of 60 months.


Tender number	LP00196OM
Issue date	05 February 2025
Closing date and time	24 February 2025 at 10h00
Tender validity period	20 weeks from the closing date and time
Clarification meeting	<p>A <i>non-compulsory clarification meeting</i> with representatives of the <i>Employer</i> will take place as follows:</p> <p>Date: 13 February 2025 Time: 10h00 Venue: Online – Microsoft Team <i>Microsoft Teams</i> <u>Need help?</u> <u>Join the meeting now</u> Meeting ID: 354 961 812 788 Passcode: F9UY6AQ3</p>
Tenders are to be delivered to the following address by the stipulated closing date and time	Eskom Tender Office Polokwane Millenium building 90 Hans Van Rensburg Street Polokwane 0700

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Invitation to Tender

Eskom Holdings SOC Ltd (hereinafter “Eskom”) invites you to submit a tender for the repair and testing of Fiberglass Ladders required within Limlanga Cluster on an as and when required basis for a period of 60 months.

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

1. Free of charge

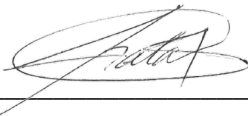
Eskom has delegated the management of this enquiry to the Eskom Representative whose name and contact details are set out in the Tender Data. The submission of a tender by you in response to this enquiry will be deemed as your acceptance of the Eskom Standard Conditions of Tender which may be accessed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

Tender documentation can be downloaded from the following:

- <http://tenderbulletin.eskom.co.za>
- www.etenders.gov.za

All queries and clarifications relating to the enquiry 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

Madimetja Phalane


Date: 05/02/2025

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Annexures to the Tender

The documents listed in this paragraph are attached to this enquiry.


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 (refer to www.eskom.co.za for the Supplier Integrity Pact that suppliers are required to download and read)	Annexure D	Y
1.1.5	*CPA Requirements for Local Goods/Services	Annexure E	Y
1.1.6	*CPA(IG) for Foreign Goods/Services	Annexure F	N/A
1.1.7	SBD 6.2 Declaration Certificate for Local Production and Local Content (only applicable if designated materials are included and then Tenderers will be required to complete and submit Annexures F1 to F4 as evidence of compliance with this requirement). Annexure 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	Annexure G1 Annexure G2 Annexure G3 Annexure G4	N/A N/A N/A N/A
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)		Y

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	or Trust is a personal service provider for purposes of PAYE		
1.1.12	Reverse e-auction training acknowledgement form (if applicable)		N/A
1.1.13	Reverse e-auction process (if applicable)		N/A
1.1.14	CIDB Contract Skills Development Goals (CSDG) (if applicable)		N/A
1.1.15	Contract Participation Goals (CPG) (if applicable)		N/A
1.1.16	Scope of Work		Y
1.1.17	NEC or other Contract		Y
1.1.18	Pricing Schedule/BOQ (if not contained in Contract)		Y

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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. If the Eskom Standard Conditions of Tender are not attached to the enquiry, then tenderers are required to download this from www.eskom.co.za. 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 <i>Employer</i> is Eskom Holdings SOC Ltd</p> <p>The Eskom <i>Representative</i> is: Name: Olebogeng Mathye Tel: 011 709 3743 E-mail: mathyeo@eskom.co.za</p>
1.3 Enquiry documents	<p>The Invitation to tender number is: LP00196OM</p> <p>See the content list above for the enquiry documents.</p>
1.4 Type of enquiry	<p>This enquiry is:</p> <ol style="list-style-type: none"> 1. An open invitation to tender
1.6 Eskom's rights to accept or reject any tender	<p>The tender shall be for the whole of the contract.</p>
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 principals, 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.

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	<p>2. Tenderers submit more than one tender either individually or as a partner in a joint venture or consortium.</p> <p>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.</p> <p>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 process is:</p> <p>(a) they have a controlling partner or majority shareholder in common; or</p> <p>(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;</p> <p>5. Tenders signed by non- authorised persons.</p> <p>6. Any tenderer that is restricted by National Treasury.</p> <p>7. Any tenderer on the Tender Defaulters list.</p> <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: Date: 24 February 2025 Time 10h00</p> <p>Late Tenders will not be accepted.</p> <p>Eskom Tender Office Polokwane Millenium building 90 Hans Van Rensburg Street Polokwane 0700</p>
2.9 Submitting a tender - Original tender and copy	<p>The tenderer must submit a complete original tender in paper form, plus one (1) complete copy of the original tender, also in paper form, at tender submission deadline. If an original tender is not submitted at all, or a copy of the original tender is not submitted at all, the tenderer will be disqualified.</p> <p>If required, the tenderer must submit an additional copy of the original tender in the specified electronic form at tender submission deadline.</p>
2.12 Tender Validity Period	<p>The tender validity period is 20 weeks:</p>

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2.15 Non-compulsory clarification meeting	<p>A <i>non-compulsory clarification meeting</i> with representatives of the Employer will take place as follows: Date: 13 February 2025 Time: 10h00 Venue: Online – Microsoft Team <i>Microsoft Teams meeting</i> Join on your computer, mobile app or room Link: Microsoft Teams Need help? Join the meeting now Meeting ID: 354 961 812 788 Passcode: F9UY6AQ3</p> <p>Tenderers must confirm their intention to attend with the Eskom Representative, stating the name, position and contact details of each proposed attendee.</p> <p>Please note that if the tender stipulates that a site/clarification meeting is mandatory/compulsory, then tenderers must attend such meeting. Tenderers that do not attend such mandatory/compulsory meeting will be disqualified and will not be evaluated.</p>
2.16 Seeking clarification	The tenderer will notify Eskom of any clarifications required before the closing time for clarification queries, which is 05 working days before the deadline for tender submission.
2.22 Alternative tenders	Alternative tenders are not allowed.
2.32 Cataloguing	Not applicable.
2.33 Provision of Security for Performance	Not applicable.
3.4 Tender Opening	<p>Tenders will be opened at the same date and time as the tender deadline. Tenders will be opened on: 24 February 2025 Place: Eskom Tender Office Polokwane Millenium building 90 Hans Van Rensburg Street Polokwane 0700 Time: 10h00</p>
3.5 Prices to be read out or not	Prices will not be read out.
3.9 Basic Compliance	Basic compliance with this enquiry requires a tenderer to meet all the following requirements:

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	<div><div><div>1.</div><div>Meet the eligibility criteria;</div></div><div><div>2.</div><div>Submit a complete original tender with commercial, financial and technical information;</div></div><div><div>3.</div><div>Submit the original tender in paper form, plus a copy of the original, also in paper form; and</div></div><div><div>4.</div><div>Submit the mandatory commercial tender returnables at the stipulated deadlines.</div></div></div>												
3.10 Mandatory tender returnables	<div><div><div>Commercial requirements:</div><div>A tenderer that does not submit mandatory documents or the complete information required in mandatory documents by the deadlines stipulated in the Tender Returnable section will be deemed non-responsive.</div><div><div>a) CPA for local goods/services (Annexure E)</div><div>b) Completed NEC 3 Term Services contract and acceptance of rates.</div><div>c) Completed and signed declaration of authority form / submit the signed resolution by the board confirming the duly authorized personnel to sign all documents in connection with this tender (Annexure A).</div></div></div><div><div>Technical requirements:</div><table><tr><th>Item No:</th><th>Requirement/s</th><th>Evidence Required</th><th>Evidence Notes</th></tr><tr><td>1.</td><td>Accredited repairer</td><td>Valid Authenticated / Original Certificate to do Repair and Testing issued by a manufacturer / supplier that comply to SANS 1304:1980, Standard Specification for Light Ladders 240-125124036 3.6a) Only suppliers or persons specifically trained and accredited to do such repairs shall repair ladders</td><td>Certificates must be certified by the commissioner of oaths and not older than six (6) months from tender closing date.</td></tr><tr><td>2.</td><td>OEM Spares to be used</td><td>Provide authenticated documented proof that OEM Spares from two or more Accredited Manufacturers / Suppliers will be used. This can be in the form of a letter of good standing and/or previous invoices etc.</td><td>Certificate must be valid at tender closing date i.e., not expired.</td></tr></table></div></div>	Item No:	Requirement/s	Evidence Required	Evidence Notes	1.	Accredited repairer	Valid Authenticated / Original Certificate to do Repair and Testing issued by a manufacturer / supplier that comply to SANS 1304:1980, Standard Specification for Light Ladders 240-125124036 3.6a) Only suppliers or persons specifically trained and accredited to do such repairs shall repair ladders	Certificates must be certified by the commissioner of oaths and not older than six (6) months from tender closing date.	2.	OEM Spares to be used	Provide authenticated documented proof that OEM Spares from two or more Accredited Manufacturers / Suppliers will be used. This can be in the form of a letter of good standing and/or previous invoices etc.	Certificate must be valid at tender closing date i.e., not expired.
Item No:	Requirement/s	Evidence Required	Evidence Notes										
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	<table><tr><td>3.</td><td>Fully Completed Technical Deviation sheet</td><td>Must be completed for any deviations from the requested. criteria and this schedule must be submitted and if there are no deviation Indicate "No Deviation." ANNEXURE C</td><td>Deviation Schedule must be signed by the service provider.</td></tr></table>	3.	Fully Completed Technical Deviation sheet	Must be completed for any deviations from the requested. criteria and this schedule must be submitted and if there are no deviation Indicate "No Deviation." ANNEXURE C	Deviation Schedule must be signed by the service provider.																						
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	Tenderers who do not meet this requirement will not be evaluated further.																										
3.12 Functionality requirements	<p>Functionality requirements are applicable.</p> <p>The following criteria will be applicable for this transaction under functionality criteria:</p> <p>This will be a desktop evaluation of the functional requirements ONLY. Objectives or contractual requirements submitted will not influence the results of Stage 2's evaluation.</p> <p>The overall scoring methodology for functional requirements is stipulated in table 2 below. The final score will be rounded to the nearest whole number.</p> <p style="text-align: center;">Table 2: Scoring Methodology for Functional Requirements</p> <table><tr><th>Item</th><th>Description</th><th>Weight</th></tr><tr><td colspan="3">Functional Requirements</td></tr><tr><td>1</td><td>Training Requirements & Qualifications</td><td>25%</td></tr><tr><td>2</td><td>Company Work Related Experience</td><td>20%</td></tr><tr><td>3</td><td>Office & Workshop Premises</td><td>20%</td></tr><tr><td>4</td><td>Vehicles</td><td>15%</td></tr><tr><td>5</td><td>Tool & Equipment</td><td>20%</td></tr><tr><td></td><td></td><td>100%</td></tr></table> <p>NB: The technical returnable must be contained in a separate technical file or as a section in a file labelled technical and indexed in a logical manner.</p> <p>Refer to page: 18- 28</p>			Item	Description	Weight	Functional Requirements			1	Training Requirements & Qualifications	25%	2	Company Work Related Experience	20%	3	Office & Workshop Premises	20%	4	Vehicles	15%	5	Tool & Equipment	20%			100%
Item	Description	Weight																									
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	<p>These criteria are intended to assess the technical capabilities of the supplier and the service offered for tender to ensure it meets the tender requirements.</p> <p>The tenderer needs to obtain a minimum threshold score of Eighty - five (85%) percent to proceed to the next stage, i.e., Site Verification.</p>
3.14 Evaluation of Price	<p>Stage 4: Price and Specific Goals</p> <p>This procurement is in terms of the Preferential Procurement Policy Framework Act (PPPFA) and the preference point system to be applied is the 80/20 scoring system which is for the acquisition of goods or services with a rand value above R50 million (all applicable taxes included). Prices will be scored out of 80 points.</p> <p>Standard rates are applicable, and it is mandatory for contractors to accept the rates. All contractors that meet stage 1-3 of the evaluation process will be awarded 80 points for price.</p> <p>Note: Standardised rates are included in the NEC3 Term Services contract and is mandatory for evaluation and should be accepted and be submitted with this tender.</p>
3.16 Evaluation of Specific Goals	<p>Scoring of Specific Goals</p> <p>A maximum of 20 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> <p>NB: The following documents are required for scoring on specific goals:</p> <ul style="list-style-type: none"> 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) <p>Tenderer failing to provide documentation for the allocation for scoring on specific goals will not be disqualified, but'</p> <ul style="list-style-type: none"> May only score point out of 80 for price. Scores 0 points out of 20 for specific goals

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		<table><tr><th>B-BBEE Status Level of contributor</th><th>Number of points</th></tr><tr><td>1</td><td>20</td></tr><tr><td>2</td><td>18</td></tr><tr><td>3</td><td>14</td></tr><tr><td>4</td><td>12</td></tr><tr><td>5</td><td>8</td></tr><tr><td>6</td><td>6</td></tr><tr><td>7</td><td>4</td></tr><tr><td>8</td><td>2</td></tr><tr><td>Non-compliant contributor</td><td>0</td></tr></table>	B-BBEE Status Level of contributor	Number of points	1	20	2	18	3	14	4	12	5	8	6	6	7	4	8	2	Non-compliant contributor	0
	B-BBEE Status Level of contributor	Number of points																				
	1	20																				
	2	18																				
	3	14																				
	4	12																				
	5	8																				
	6	6																				
	7	4																				
	8	2																				
Non-compliant contributor	0																					
<p>Note:</p> <p>Failure on the part of the supplier to submit supporting documents/proof of specific goals for purposes of evaluation and scoring by 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.</p>																						
3.17 Ranking of tenders	<p>Tenderers will be ranked by applying the preferential point scoring for the 80/20 system. Eskom will add the score from Pricing and Specific Goals together and rank the suppliers from the highest to the lowest.</p> <p>1. 80/20 for tender with rand value equal to or below R50 million.</p> <p>Eskom will then add the score from Pricing and Specific goals together and rank the suppliers from the highest to the lowest.</p>																					
3.18 Objective Criteria	<p>Stage 5: Objective criteria</p> <p>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.</p> <p>Please note that Eskom may award the contract to a tenderer other than the highest scoring if objective criteria justify the award.</p> <p>The following objective criteria apply to the enquiry:</p> <p>As per PPR 2022 Objective criteria will not apply since the procurement does not include any designated material, no CIDB skills development as this is not construction related, no mandatory subcontracting and also no NIIP due to the value of the contract amount.</p>																					

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3.19 Reverse e-auction	Reverse e-auction is not applicable.
Contractual Requirements	<p><u>Mandatory Contractual Requirements that must be included in all tenders is the following:-</u></p> <ul style="list-style-type: none"> • Proof of CSD registration <p>Commercial compliance It should be noted that some statutory documents are required for evaluation i.e., B-BBEE however they may expire during the evaluation process. A tenderer will not be awarded the contract if the following legislation documents are not valid:</p> <ul style="list-style-type: none"> • Valid B-BBEE certificate or sworn affidavit. • Tax Compliance Status (TCS) e-filing PIN from SARS. • Valid Letter of Good Standing with the compensation body/ FEMA (Federated employer's mutual assurance)/RMA (Rand mutual Assurance). • Proof of National Treasury Central Supplier Database (CSD) with a tax compliant status at contract award. • Completed and signed Supplier Evaluation Pack for Service Providers – PAYE. <p><u>The following additional contractual requirements shall apply:</u></p> <ul style="list-style-type: none"> • SHEQ requirements <p>The Following SHEQS Legal and Contractual Requirements shall apply:</p> <ul style="list-style-type: none"> • Tenderer/ tenderers recommended for award, including those justified on the bases of objective criteria, must still meet Contractual requirements as set out in the enquiry. Contractual requirements exclude objective criteria and Contractual requirements are not evaluation criteria. They are required to be met and assessed after the evaluation and ranking of the tenders. • The tenderer will be allowed <u>7 working days</u>, to resubmit the contractual requirements that were not met after the tender submission. • Proof that the highest-ranked tenderer / preferred tenderer is able to meet the contractual requirements must be submitted before the contract may be awarded.

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	<ul style="list-style-type: none"> If the tenderer does not meet a contractual requirement, mitigating factors, may be agreed to and be made terms and requirements of the contract. If the tenderer does not agree with the mitigating factors or if there are insufficient suitable mitigating factors or if the risk is deemed too high, the tender may be awarded to a tenderer other than the highest-ranked (the second-ranked). <p>Safety requirements</p> <p>Refer to Appendix C (Page 29-30)</p> <p>Quality requirements</p> <p>240-12248652 (Rev 7) List of Tender Returnables</p> <p>Refer to Appendix D (Page 31)</p> <p>SDL& I requirements</p> <p>Successful tenderers will be required to report on the number of jobs created and or retained as a result of this contract.</p> <p>Refer to Appendix E (Page 32-35)</p> <p>Due Diligence</p> <p>Analysis of the financial statements will be done for two (2) consecutive years to ensure that the supplier is financial viability of the supplier/s for the contract.</p> <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>
3.22 Sign form of Agreement/ Contractual Conditions	The conditions of contract will be the Completed NEC 3 Term Services contract and acceptance of rates.
2.28 CIDB Requirements	CIDB Requirements are not applicable.

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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.

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.

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1.1 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.

The 5 working days period does not apply to CIDB proof of grading. Refer to the returnable table the prescribed period for CIDB proof of grading.

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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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	Complete original tender plus one copy, both in paper form	√		
Annexure A	Authorization Form	√		
Annexure B	Acknowledgement Form		√	
Annexure C	Tenderers Particulars		√	
Annexure D	Integrity Pact Declaration form		√	
Annexure E	CPA for local goods/services (if applicable)	Not applicable		
Annexure F	CPA(IG) for imported goods/services (if applicable)	Not applicable		
Annexure G1-G4	SBD 6.2 -Declaration certificate for local production and content and Annexures G2, G3,G4	Not applicable		
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		√	
Reverse e-auction training acknowledgement form		Not applicable		
Additional Documents required in 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			√

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	individual JV partners, as set out in the joint venture agreement.			
# 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	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)			√
CIDB (where applicable)	Valid proof of the required CIDB grading designation for the main contractor; JV and /or sub-contractor as may be required in the tender data at tender closing deadline or within 21 working days from the closing date of submission of tenders if this is agreed with the Employer.	Not applicable		
NEC or other Contract	NEC3 Term Services Contract	√		
Pricing schedule	Acceptance of rates (included in the NEC contract document)	√		
	MANDATORY CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE			
Mandatory Contractual Requirement	Proof of valid and current CSD Registration (CSD number/CSD Report)			√
	ADDITIONAL CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE			
Safety	Refer to page 29-30			√
Quality	Refer to page 31			√

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Due Diligence/financial analysis	<p>In the case of a joint venture or special purpose vehicle (SPV) specially formed for this tender, audited financial statements for each participant in the JV / SPV must be submitted.</p> <p>Start-up enterprises formed within the last 12 months are not required to submit audited financial statements, but if successful in this enquiry, will be required to furnish statements for the first year once available.</p>			√
	DOCUMENTS REQUIRED UNDER FUNCTIONALITY/TECHNICAL CRITERIA			
Technical (required for functionality scoring)	Refer to page (18-28)	√		

Appendix B: Technical requirements

1. TECHNICAL REQUIREMENTS

The requirements are divided into four (4) categories namely Mandatory Requirements, Functional Requirements, Site Assessments / Verification and Contractual Requirements and each is described on the sections below.

NB: The technical returnable must be contained in a separate technical file or as a section in a file labelled technical and indexed in a logical manner.

Mandatory Requirements

These are documents not required for functionality scoring. There will be no scoring linked to these requirements, the evaluator shall indicate with a Yes / No whether the requirement is met or not. Once the requirements are satisfied through an evaluation conducted by the evaluator, the technical evaluation for functionality evidence will proceed otherwise the submission will be deemed non-responsive and will not proceed to the next evaluation stage.

Table 1 below lists the mandatories that must be submitted by the tenderer. Please note that if any of the requested documentation is not submitted, the tender application shall be discarded / disqualified without requesting tender/s to submit outstanding documentation/s.

Note: Sharing of resources amongst service providers or service provider sharing resources i.e., Tools, Vehicles and Certificates is not allowed in this contract and if a company is found to do so, it will be disqualified.

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Table 1: Mandatory Requirements

Item No:	Requirement/s	Evidence Required	Evidence Notes	Submitted? (Yes/No)
1	Accredited repairer	Valid Authenticated / Original Certificate to do Repair and Testing issued by a manufacturer / supplier that comply to SANS 1304:1980, Standard Specification for Light Ladders 240-125124036 3.6a) Only suppliers or persons specifically trained and accredited to do such repairs shall repair ladders	Certificates must be certified by the commissioner of oaths and not older than six (6) months from tender closing date.	
2	OEM Spares to be used	Provide authenticated documented proof that OEM Spares from two or more Accredited Manufacturers / Suppliers will be used. This can be in the form of a letter of good standing and/or previous invoices etc.	Certificate must be valid at tender closing date i.e., not expired.	
3	Fully Completed Technical Deviation sheet	Must be completed for any deviations from the requested. criteria and this schedule must be submitted and if there are no deviation Indicate "No Deviation." ANNEXURE C	Deviation Schedule must be signed by the service provider.	

1.1.1 Accredited repairer

To ensure sound workmanship, a safe and quality assured service rendered.

1.1.2 OEM spares

To ensure compliance with original designs and safety requirements stipulated for the specific ladder make and type.

1.1.3 Deviation schedule


The Deviation Schedule ANNEXURE C MUST be completed for any deviations on the requested criteria and this schedule must be submitted. If there are no deviations Indicate, "No Deviation" This serves to inform the Evaluation Team upfront of deviations and provide tenderer transparency.

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1.2 Functional Requirements

This will be a desktop evaluation of the functional requirements ONLY. Objective or contractual requirements submitted will not influence the results of Stage 2 evaluation.

The tenderer needs to obtain a minimum threshold score of Eighty -five (85%) percent to proceed to the next stage, i.e., Site Verification. The overall scoring methodology for functional requirements is stipulated in the table 2 below. The final score will be rounded to the nearest whole number.

Table 2: Scoring Methodology for Functional Requirements

Item	Description	Weight
Functional Requirements		
1	Training Requirements & Qualifications	25%
2	Company Work Related Experience	20%
3	Office & Workshop Premises	20%
4	Vehicles	15%
5	Tool & Equipment	20%

1.2.1. Training Requirements & Qualifications

This section stipulates the Training Requirements & Qualifications requirements for Testing and Repair of Fiberglass Ladders in Limlanga Cluster. The training requirements have been listed in **Table 3** below with the corresponding scoring methodologies.

Table 3: Training & Accreditations Requirements


No	Requirements	Evidence required	Evidence notes	Min Qty	Max Score
	Fundamentals of Basic Electricity & Test instruments	Submit valid certificate accredited by training authorities e.g., EWSETA, SETA. Will be accepted.	Certificates must be certified by the commissioner of oaths and not older than six (6) months from tender closing date. Certificate must be valid at tender closing date i.e., not expired.	X1	15
	<ul style="list-style-type: none"> Risk assessment 	Submit valid certificate	Certificates must be certified by the	X1	10

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No	Requirements	Evidence required	Evidence notes	Min Qty	Max Score
	<ul style="list-style-type: none"> First aid level 2, Firefighting, Medical certificate Inspection / maintenance of hand tools 	accredited by training authorities e.g., EWSETA, SETA. Will be accepted.	<p>commissioner of oaths and not older than six (6) months from tender closing date.</p> <p>All certificates should be in the name of the same employee working for the applicant company.</p> <p>The applicants are required to submit all listed certificates to score full points.</p> <p>All certificates are to be valid (not expired) as at the time of submission.</p>		
TOTAL POINTS					25
<p>The final weighted score for Training will be calculated by the formula below:</p> $Final\ Score = \frac{Tenderer\ Score}{Grand\ Total\ Points} \times 25\%$ <p>Notes: Certified copies submitted must not be older than six (6) months from the tender closing date.</p> <p>Certificate must be valid at tender closing date.</p>					
Scoring Methodology for Training requirements Accreditations					Allocated Score (%)
All certificate requirements submitted and correct.					100
Certificates submitted but certified.					60
Certificate submitted expired.					40
Certificates were not submitted.					0

1.2.2 Company Work Related Experience Requirements

This section assesses the experience of the service provider to enable Eskom LimLanga Cluster to identify the risk associated with using incompetent / inexperienced service provider for a critical task such as Testing and Repair of Fiberglass Ladders The service provider is expected to demonstrate experience as depicted in Table 4 below and will subsequently be allocated score.


Table 4: Work Related Experience Requirements

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Item No	Requirements	Evidence	Qty	Max. Score
1	Previous Related Testing and Repair of Fiberglass Ladders experience.	<p>The tenderers to attach the Completion Certificates / Handover Document/s for each completed project. (The completion certificate must include minimum requirements such as project name, high level scope of work, client name, service provider name, start date, end date, task/project value and signature). It must also stipulate the completion date.</p> <p>High Level Scope of Work must demonstrate experience in the following:</p> <p>The experience may be as a subcontractor or main service provider.</p> <p>With Job Completion Certificates and the memorandum of understanding between the main service provider and the subcontractor.</p> <p>10 score per each completed related Testing and Repair of Fiberglass Ladders Project.</p>	X2	20
TOTAL				20
<p>The final score for Related work experience will be calculated by the formula below:</p> $Final\ Score = \frac{Tenderer\ Score}{Total\ Points} \times 20\%$				
Scoring Methodology for Work experience			Score (%)	
Two or more projects covering relevant scope of work completed			20	
Two or more projects completed (SoW not indicated)			15	
One project (covering all SoW) completed			10	
One project completed (SoW not indicated)			5	
The company has not completed a single project			0	

1.2.3. Offices Premises & Workshop

Requirements for the Offices Premises & Workshop are listed and stipulated in Table 5 below. Evidence submitted at this stage will further be verified during site visit.

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Table 5: Office Premises & Workshop Requirements


Office & Workshop Premises (Minimum requirements for Tender Purposes)					
No	Requirements	Evidence Required	Submit Yes / No	Max Score %	Actual Score %
1	Company Offices and Storage facility for spares, material, tools, and equipment	Submit an approved or signed plan or layout of the Offices and Workshop The Plan / Layout must be approved by the company owner / director.		10	
2	Safe workshop environment – Fire extinguishers, access control, first aid compliance, emergency preparedness	Submit safety compliance certificates in accordance with OHSACT		10	
TOTAL SCORE %				20	
<p>The final weighted score for Tools and Equipment will be calculated by the formula below:</p> $Final\ Score = \frac{Tenderer\ Score}{Grand\ Total\ Points} \times 20\%$					

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1.2.4. Vehicles Requirements

Vehicle requirements for Testing and Repair of Fiberglass Ladders in Limlanga Cluster are listed and stipulated in Table 6 below with its corresponding Scoring Methodology for Vehicles.

The evidence required on this table should be provided utilising an Eskom format / template provided in Annexure A: Vehicles List / Register to be considered and shall be accompanied by relevant vehicle registration certificates as per Table 6. This list / register will also be used for site assessment / verification as well.

Vehicle List / Register must be completed in full and signed by the tenderer. Complete the following columns on Annexure A:

- a. Column C : to indicate the quantities of vehicle owned or to be hired,
- b. Column D : to indicate vehicles owned or hired,
- c. Column E : vehicle make; and
- d. Column F : registration number.

Evidence Notes:

- a. Certified copies of the vehicle registration document/s or equivalent document (not just the license disc) shall be submitted as proof of ownership. Registration documents shall bare the company name or owner(s) / director's name.
- b. Where Vehicles are hired the tenderer shall in addition submit a letter from a bona- fide hiring companies. The hiring letter must indicate the specific vehicle(s) as well as the tenderer's company name.

Note: Sharing of human resources amongst service providers or service providers sharing resources i.e., Tools, Vehicles and Certificates is not allowed in this contract and if a company/s is found to do so, they will be disqualified.

Table 6: Vehicle requirements


Vehicle Requirements					
Owned or Hired					
Item No.	Requirement/s	Evidence	Indicate if Owned or Hired	Min Qty	Max. Score
1.	LDV Bakkie fitted with ladder rack to carry at least two extendable 18-meter ladders.	Submit valid vehicle registration document/s (not just the license disc). Registration documents shall bare the company name or owner(s) / director's name.		1	15

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		In cases of hiring, submit proof that this can be hired from Bona Fide Vehicle Hire Companies.			
TOTAL POINTS					15
The final weighted score for Vehicles will be calculated by the formula below: $Final\ Score = \frac{Tenderer\ Score}{Total\ Points} \times 15\%$					
Scoring Methodology for Vehicles					Allocated Score (%)
Eskom template for Vehicle list / register submitted and vehicles owned, and all relevant documentation has been provided and certified.					100
Eskom template for Vehicle list / register submitted and vehicles owned but not all relevant documentation has been provided and / or not certified.					80
Eskom template for Vehicle list / register submitted and vehicles will be hired with all relevant documentation has been provided.					50
Eskom template for Vehicle list / register submitted and vehicles will be hired but proof of rental not signed.					30
Eskom template for Vehicle list / register not utilised or nothing submitted					0

1.3. Tools and Equipment Requirements

This section stipulates requirements for Tools & Equipment for Testing and Repair of Fibreglass Ladders service providers as listed in Table 7 with its corresponding scoring methodology.

The evidence required on this table should be provided as per an Eskom template provided in **Annexure B: Tools & Equipment List / Register for Testing and Repair of Fibreglass Ladders**.

Please complete Annexures B to indicate whether you Own / Hire (Column C) tools & equipment and the corresponding quantities (Column D). The list / register must be completed in full and signed by the tenderer.


- Tools and equipment will be evaluated based on the tools register (Annexure B) submitted by the tenderers and it must be in the Eskom format provided (Annexure B).
- The tenders shall indicate in the tools register/s if the tools are Owned/ Hired by the company. Where tools are hired the tenderer shall in addition submit an agreement / contract / letter from a bona- fide hiring company. The hiring letter must indicate the specific tools or equipment as well as the tenderer's company name indicating all the tools that are hired for points to be allocated.
- Calibration and test certificates (where required / necessary) for tools and equipment are NOT required at tendering stage but shall be required at Tender award stage.

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Note: Sharing of resources amongst service provider or service provider sharing resources in i.e., Tools, Vehicles and Certificates is not allowed in this contract and if a company is found to do so, it will be disqualified.

Table 7: Tools & Equipment List Requirements


TOOL LIST / EQUIPMENT EVALUATION AND SCORING CRITERIA (Minimum requirements for Tender Purposes)					
No.	ITEM	DESCRIPTION / PURPOSE	Requirement (Owned / Hired)	Min Qty	Max Score
1	Trestles 800mm high	Support ladder / working platform	Owned	3	6
2	Compressor	Greater than 25L	Owned	1	4
3	230V – Electrical Cord (extension lead)	5m and 25 m	Owned	1	2
4	High Pressure Washer	Cleaning Ladders	Owned	1	4
5	30 m Water hose and fittings	High pressure washer – water supply	Owned	1	2
6	Riveter	Mechanical/Pneumatic	Owned	1	2
7	High Pressure Spray gun	Cleaning and or Glossing	Owned / Hired	1	4
8	Heat Tool	Gas / Electrical for Heat shrinking	Owned / Hired	1	4
9	Set of weighs inclusive of hook device and or Calibrated Scale (with certificate)	136 kg (13x10kg + 3x2kg)	Owned	1	2
10	Steel Tape measure	9m	Owned	1	1
11	Plumb Line 20 m	Deflection measurements	Owned	1	1
12	Drilling Machine	+/- 650w	Owned	1	1
13	Angle grinder	115mm	Owned	1	1
14	2 x Set spanners	Ring Flat 6- 19mm	Owned	2	1
15	Torque Wrench	0-50Nm – Rung deflection Test ½ inch drive	Owned	1	1
16	Vice grip	250 mm	Owned	1	1
17	Rung TEST CLAMP	½ inch drive	Owned	1	1

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TOOL LIST / EQUIPMENT EVALUATION AND SCORING CRITERIA (Minimum requirements for Tender Purposes)					
18	Electrician's pliers	230 mm	Owned	1	1
19	Screw driver set	Flat/Philips	Owned	1	1
20	Rubber mallet	Standard size	Owned	1	1
21	Stanley knife	Standard size	Owned	1	1
22	Hack saw and blades and		Owned	1	1
23	Large square	600mm	Owned	1	1
24	Small square	+/- 150mm	Owned	1	1
25	Hand operated bar	300mm	Owned	3	1
26	Drill bits	5.5, 6.5, 8.5, 10.5mm	Owned	4	1
TOTAL				27	47
<p>The final weighted score for Tools and Equipment will be calculated by the formula below:</p> $Final\ Score = \frac{Tenderer\ Score}{Grand\ Total\ Points} \times 20\%$					
Scoring Methodology for Tools and Equipment				Allocated Score	
Eskom provided tools list / register signed and tools are owned by tenderer submitted.				5	
Eskom provided tools list / register signed and tools that are hired by tenderer accompanied by an agreement / contract / letter from bona fide hiring company showing the type of tools & equipment to be rented / hired submitted.				4	
Eskom provided tools list / register signed but the minimum quantity for a specific tool is not met.				2	
Eskom provided tool list / register not signed / completed and / or all required evidence not submitted or nothing submitted.				0	

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1.4. Site Assessment & Verification

The practical / factory requirements will include an on-site visit to the tenderers premises to verify and confirm all requirements submitted in Clause 5.2.3 Office Premises and Workshop, 5.2.4 Vehicles and 5.2.5 Tools and Equipment's.

Tenderers that meet the minimum threshold of Stage 1 will undergo an on- practical / factory assessment before the final Technical Evaluation report is submitted to Procurement. Practical assessment, Offices Premises & Workshop, Vehicles, Tools and Equipment will be verified during this stage. Tenderers to obtain a minimum of hundred percent (100%) to pass this stage.

If any information provided during the desktop evaluation is found to be fraudulent and / or inaccurate during the verification process, Eskom reserves the right to disqualify the tenderer from the tender or rectify the desktop score accordingly.

1.5. Contractual Requirements

These requirements shall be met prior to tender award as they have been identified as important for the scope of Testing and Repair of Fiberglass Ladders. Although this will not form part of the desktop evaluation, these may be submitted during the tender stage. Compliance to these requirements needs to be met and verified prior to tender awarding stage (See Table 8)

There will be no scoring linked to these requirements. Only "Yes" or "No" answers will be allocated, and the required outcome is for the tenderer to have "Yes" for all Technical Contractual Requirements listed to achieve full compliance.

It should be noted that if any of these requirements takes significant time to achieve (if not in place) and submitted to Procurement, it will lead to unnecessary delays in a contract being awarded to those specific service provider/s.

Table 8: Technical Contractual Requirements


No.	Requirements	Evidence Required	Evidence Notes	Yes / No
1	PDE SCOT Website Access	Letter showing username and password	Contractors need to subscribe to the PDE Website to get the latest Eskom standards and drawings. Access outside Eskom - https://scot.eskom.co.za The confirmation of access Letter should be valid at the time it gets submitted.	

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Appendix C: Safety requirements


<u>Ref</u>	<u>OHS Tender Returnable</u>	<u>Submission</u> <u>Y = Yes</u> <u>N= No</u>
1	Annexure B Is the acknowledgement of Eskom's OHS legal and other requirements form signed and submitted by the tenderer?	
2	1.1 Provide Two Complete Sets of Baseline Risk Assessment (BRA), relevant to the scope of work which must address; 1.1.1 Identification of SHE hazards, i.e. assessment of SHE risks related to the scope of work also inclusive of COVID-19 related risk The below criteria should be applied <ul style="list-style-type: none"> • Consequence rating • Likelihood rating • Risk rating, • Mitigation measures, review and monitoring plan 1.2 Provide the BRA Procedure with the methodology used for the risk assessment must be submitted.	
3	Valid Letter of Good Standing or equivalent, i.e. COID, FEMA or RMA. Your COID must depict the correct/ relevant nature of business.	
4	SHE policy signed by CEO/ MD – Should have the next review date, should comply with OHS Act Section and aligned with ISO 45001:2018 standard requirements.	
5	Provide the following SHE Competency training certificates (Consider scope of work, risks, and applicability) 5.1 First aiders level 2 and Service Provider's Department of Labour Accreditation Certificate. 5.2 Fire Fighting Training 5.3 HIRA Training Ladder inspector	
6	Valid Medical Fitness Certificate for employees issued by the Occupational Medical Health Services/practitioner. (Provide at least 2 valid medical certificates)	
7	Please indicate how would you manage substance abuse in the following two forms:- Provide substance abuse management procedure and policy	
8	Recommendation	

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Annotation: This section is only applicable to suppliers/consultants/contractors that have been certified for an auditable OHS system.


<u>Ref</u>	<u>OHS Tender Returnable</u>	<u>Submission</u> <u>Y = Yes</u> <u>N= No</u>
1	Annexure B- Is the acknowledgement of Eskom's OHS legal and other requirements form signed and submitted by the tenderer?	
2	Valid Letter of Good Standing (COIDA or equivalent)	
Recommendation		

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Appendix D: Quality requirements


	Supplier Quality Management: List of Tender Returnables Documents	Unique Identifier	240-12248652
		Revision	/
		Effective Date	2022/01/26
		Specification	240-105658000
Category : Quality Requirements	Deliverables to be evaluated indicator = 1		
SECTION A : Quality Management System Requirements ISO 9001 (Option 1) Valid certification of Quality Management System by an ISO accredited body			
		Apply =1	
A.1 Product / Service Scoping on ISO 9001 certificate is defined and relevant		0	
A.2 Certificate by Approved and Authorized certification authority		0	
A.3 Certification Authority has Recognized International Accreditation		0	
A.4 Validity (expiry date) of certificate		0	
Section A Score Option 1		0	
SECTION A : Quality Management System Requirements ISO 9001 Objective evidence of documented QMS that is not certified but complies with ISO 9001			
		Apply =1	
A.1 QMS Manual or a document that defines and describes the QMS and its scope		1	
A.2 Quality Policy Approved by top management.		1	
A.3 Quality Objectives Approved by top management.		1	
A.4 Control of documented information (i.e. document and record control) Clause 7.5 of ISO 9001:2015		1	
A.5 Documented information for Control of nonconforming outputs Clause 8.7 of ISO 9001:2015		1	
A.6 Documented information for Nonconformity and Corrective action Clause 10.2 of ISO 9001:2015		1	
A.7 Documented information for Internal audit Clause 9.2 of ISO 9001:2015		1	
Section A Score Option 2		7	
SECTION B : Evidence of QMS in operation (Tender Quality Requirements -Ref 240-105658000)			
		Apply =1	
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)		1	
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)		1	
Section B Score		2	
SECTION C: Contract Quality Plan Requirements (Ref 240-105658000 and 240-109253698). Draft Contract Quality Plan specific to the scope of work as described in the tender documents (Ref ISO 10005)			
		Apply (Yes=1)	
NB! Draft Contract/Project Quality Plan has important QA deliverables		1	
Section C Score		1	
SECTION D: Quality Control Plan Requirements (Ref 240-105658000 or 240-109253302) QCP /Checklist/ ITP (Quality Control Plans) as per Scope of Works (Ref ISO 10005)			
		Apply = 1	
NB! Draft/ Example of an Inspection and Test Plan (ITP) or Quality Control Plan (QCP) on similar and/ or previous work done		1	
Section D Score		1	
SECTION E: User defined additional Requirements & miscellaneous (Ref 240-105658000) Customer specific requirements & other standards and required can be listed and evaluated here			
		Apply (Yes=1)	
E.1 Form A is completed and signed.		1	
Section E Score		1	
NAME OF ESKOM REPRESENTATIVE		SB	
DATE ISSUED		06/01/2024	
SIGNATURE			

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Appendix E: SDL& I

Section 1: Specific Goals

A maximum of 20 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.

B-BBEE Status Level of Contributor	Number of points (80/20 system)
1	20
2	18
3	14
4	12
5	8
6	6
7	4
8	2
Non-compliant contributor	0

NB: The following documents are required for scoring on specific goals:


- 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)

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- Proof of Disability (where applicable)

Tenderer failing to provide documentation for the allocation for scoring on specific goals will not be disqualified, but'

- May only score point out of 90/80 for price
- Scores 0 points out of 10/20 for specific 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.

2.1 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

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2.2 Local Procurement Content

Local Procurement Content refers to value added in South Africa by South African resources. This contract only involves local goods and/or services; thus, local procurement content is 100%.

2.3 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.

Number of jobs created	Number of jobs retained

Section 4: General Information on Validity of Sworn Affidavits

The following must be considered when it comes to validity of Affidavits;

Tenderers submitting B-BBEE Sworn Affidavits must ensure that the affidavits meet the following key pointers to ensure their validity:


- Name/s of deponent as they appear in the identity document and the identity number.
- Designation of the deponent as the **director, owner or member** must be indicated in order to know that person is duly authorised to depose of an affidavit. **(Mark the applicable option).**
- Name of enterprise as per enterprise registration documents issued by the CIPC, where applicable, and enterprise business address.
- Percentage of black ownership, black female ownership and designated group. In the case of specialised enterprises as per Statement 004, the percentage of black beneficiaries must be reflected. **(No blank spaces to be left).**
- Indicate total revenue for the year under review and whether it is based on **audited financial statements or management account. (Mark the applicable option).**
- Financial year end as per the **enterprise's registration documents**, which was used to determine the total revenue. (Financial year end to be stipulated by **day/month/year**).
- B-BBEE Status level. An enterprise can only have one status level. **(Tick applicable level)**
- Empowering supplier status must be indicated. For QSEs, the deponent must select the basis for the empowering supplier status.
- Date deponent signed and date of Commissioner of Oath must be the same. **(The sworn affidavit must be signed in the presence of the Commissioner of Oath. Furthermore the Commissioner must also sign and stamp)**
- Commissioner of Oath cannot be an employee or ex officio of the enterprise because, a person cannot by law, commission a sworn affidavit in which they have an interest.

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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 _____

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

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 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 enquiry ☐
2. We have already supplied Eskom with the cataloguing information pertaining to this enquiry 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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		Review Date	November 2029		

Invitation to Tender No: **LP00196OM**

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	

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

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?

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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 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 process share a controlling partner or have any relationship with each other, directly or through common third parties? _____(
[Yes/No]

If Yes, attach proof.

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?		
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 table below 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

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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 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

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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 E

CONTRACT PRICE ADJUSTMENT (CPA) REQUIREMENTS FOR LOCAL GOODS AND SERVICES.

The application of contract price adjustment (CPA) to tender submissions

CPA escalation will apply every 12 months thereafter and will be based on CPI.


Closing date of tender:	
Name of tenderer:	
Full names of authorised signatory:	
Signature:	
Date of signature:	

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ANNEXURE F

CPA (IG) REQUIREMENTS FOR FOREIGN GOODS AND SERVICES

Not applicable

Date of advertisement of tender:	
Closing date of tender:	
Name of tenderer:	
Full names of authorised signatory:	
Signature:	
Date of signature:	

ANNEXURE G1

SBD 6.2

DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS


Not applicable

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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:	LP00196OM	CLOSING DATE: 24 February 2025		CLOSING TIME:	10h00
DESCRIPTION	Repair and testing of Fiberglass Ladders required within Limlanga Cluster on an as and when required basis for a period of 60 months.				
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)					
Eskom Tender Office Polokwane					
Millenium building					
90 Hans Van Rensburg					
Polokwane					
0700					
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO			TECHNICAL ENQUIRIES MAY BE DIRECTED TO:		
CONTACT PERSON	Olebogeng Mathye		CONTACT PERSON		
TELEPHONE NUMBER	011 709 3743		TELEPHONE NUMBER		
FACSIMILE NUMBER			FACSIMILE NUMBER		
E-MAIL ADDRESS	mathyeo@eskom.co.za		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

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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


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

1.2 To be completed by the organ of state

- a) The applicable preference point system for this tender is the **80/20** preference point system.
- b) The **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.

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

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- 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

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

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

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

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3.2.1. POINTS AWARDED FOR PRICE

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

80/20

$$Ps = 80 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)$$

Where

- Ps = Points scored for price of tender under consideration
Pt = Price of tender under consideration
Pmax = 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:
- 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 the 80/20 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 the 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.)

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The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)
1	20	
2	18	
3	14	
4	12	
5	8	
6	6	
7	4	
8	2	
Non-compliant contributor	0	

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;

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- 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;
 - (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

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or decision to submit or not 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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