

	Invitation to Tender/ Request for Proposal	Document Identifier	240-114238630	Rev	23	
		Effective Date	21 February 2025			
		Review Date	February 2030			

ESKOM HOLDINGS SOC LTD

INVITATION TO TENDER (ITT) FOR

Supply, Installation and maintenance of Fire Protection system for all the Eskom buildings and Vehicles in Limplanga Cluster on an “as and when” required basis for a period of 60 months.

Tender Number	LP00203AS
Issue date	13 March 2025
Closing date and time	08 April 2025 at 10h00
Tender validity period	90 days from the closing date and time
Non-Compulsory Clarification meeting	<p>Date: 25 March 2025 Time: 10:00am Venue: MS Teams</p> <hr/> <p>Microsoft Teams Need help? Join the meeting now Meeting ID: 351 369 637 663 Passcode: xP9pc9rT</p> <hr/> <p>Dial in by phone +27 21 834 0825,,951453597# South Africa, Cape Town Find a local number Phone conference ID: 951 453 597# For organizers: Meeting options Reset dial-in PIN</p>
Tenders are to be delivered to the following address by the stipulated closing date and time	Eskom Holding SOC Ltd The Tender Office Limplanga Cluster -Limpopo Millennium Building 90 Hans Van Rensburg Street Polokwane

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Invitation to Tender

Eskom Holdings SOC Ltd (hereinafter “Eskom”) invites you to submit a *tender* for the Supply, Installation and maintenance of Fire Protection system for all the Eskom buildings and Vehicles in Limlanga Cluster on an “as and when” required basis for a period of 60 months.

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

1. Free of charge

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

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

Yours faithfully



Procurement Manager

Madimetja Phalane

Date: 13/03/2025

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1.1 Annexures to the Tender

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

Number	Description	Annexure	Attached (Y / N / N/A)
1.1.1	*Authorisation Form	Annexure A	Y
1.1.2	*Acknowledgement form	Annexure B	Y
1.1.3	*Tenderer's particulars	Annexure C	Y
1.1.4	*Integrity Declaration Form (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 (if applicable)	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) or Trust is a personal service provider for purposes of PAYE.	Attached separately	Y
1.1.12	Reverse e-auction training acknowledgement form (if applicable)	N/A	

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Number	Description	Annexure	Attached (Y / N / N/A)
1.1.13	Reverse e-auction process (if applicable)	N/A	N/A
1.1.14	E-tendering Help Manual acknowledgement form	N/A	N/A
1.1.15	E-tendering Help Manual for supplier	N/A	N/A
1.1.16	CIDB Contract Skills Development Goals (CSDG) (if applicable)	N/A	N/A
1.1.17	Contract Participation Goals (CPG) (if applicable)	N/A	N/A
1.1.18	Scope of Work	Refer to NEC	Y
1.1.19	NEC or other Contract	Attached separately	Y
1.1.20	Pricing Schedule/BOQ (if not contained in Contract) PDF and excel format	Refer to NEC	Y
1.1.19	Non-disclosure agreement (NDA)	Attached separately	Y
1.1.20	Supplier Quality Management Specification	Attached separately	Y
1.1.21	Supplier QM Category 3 Method Statement Template	Attached separately	Y
1.1.22	Cat 3 – List of Tender Returnables	Attached separately	Y
1.1.23	(Form A) tender & contract quality requirements for 240-105658000 and Quality requirements for ISO 9001 standard	Attached separately	Y
1.1.25	Eskom Standard Conditions of Tender (Rev.11)	Attached separately	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 **Invitation to Tender**, 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: Annah Sivetshe Tel: 015 299 0125 E-mail: sivetsa@eskom.co.za</p>
1.3 Tender documents	<p>The Invitation to tender number is: LP00203AS</p> <p>See the content list above for the tender documents.</p>
1.4 Type of Invitation to Tender	<p>This Invitation to Tender is: An open Invitation to Tender</p>
1.6 Eskom's right to accept or reject any tender	<p>The tender shall be for the whole of the contract per area.</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. 2. Tenderers submit more than one [tender/proposal] either individually or as a partner in a joint venture (JV) or consortium, except on an E-Tendering system where there is a limit size (900MB) for submission and the tenderers may submit more than one submission with the same tender number. 3. Tenders submitted by a joint venture or consortium where the JV/consortium agreement does not explicitly state that the

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Clause Number from Standard Conditions of Tender	Tender Data
	<p>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/RFP] 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-authorized 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: 08 April 2025 Time : 10:00am</p> <p>Late Tenders will not be accepted.</p> <p>Tenders are to be submitted to the Eskom <i>tender box</i> at the following physical address:</p> <p>THE TENDER OFFICE</p> <p>Eskom Holding SOC Ltd The Tender Office Limlanga Cluster -Limpopo Millennium Building 90 Hans Van Rensburg Street Polokwane</p>

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Clause Number from Standard Conditions of Tender	Tender Data
2.7-.2.11 Submitting a tender	<p>For submission at the Tender Office:</p> <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 the 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	The tender validity period is 12 weeks :
2.15 Clarification meeting	<p>A non-compulsory clarification meeting with representatives of Eskom will take place as follows: Date: 25 March 2025 Time: 10:00am</p> <p>Venue: Microsoft Teams</p> <p>Join the meeting now</p> <p>Meeting ID: 351 369 637 663 Passcode: xP9pc9rT</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>
2.16 Seeking clarification	The tenderer will notify Eskom of any clarifications required before the closing time for clarification queries, which is (five) 5 working days before the deadline for tender submission.
2.22 Alternative tenders	Alternative tenders are not allowed.
2.33 Cataloguing	The successful tenderer may be required to provide the cataloguing information per item after contract award and will need to ensure that all materials delivered to Eskom are labelled in line with Eskom's labelling specifications as may be stipulated by Eskom. Where cataloguing is a requirement, the Pricing Schedule must also include a line item for cataloguing, which tenderers are required to quote for. Eskom will pay for the cataloguing.

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Clause Number from Standard Conditions of Tender	Tender Data
2.34 Provision of Security for Performance	N/A
3.4 Tender Opening	<p>Tenders will be opened at the same date and time as the tender deadline.</p> <p>Tenders will be opened:</p> <p>Place:</p> <p>Eskom Holding SOC Ltd The Tender Office Limlanga Cluster -Limpopo Millennium Building 90 Hans Van Rensburg Street Polokwane</p> <p>Date: 08 April 2025</p> <p>Time: 10:00am SAST</p>
3.5 Tender Prices	Prices will not be read out.
3.9 Basic Compliance	<p>Basic compliance with this Invitation to Tender requires a tenderer to meet all the following requirements:</p> <p>Basic compliance for this invitation to tender are:</p> <ol style="list-style-type: none"> 1. Meet the eligibility criteria for a tenderer 2. Submit the original tender in paper form, plus a copy of the original also in paper form; 3. Submit a complete tender with commercial, financial and technical information
3.10 Mandatory tender returnables	<p>A tenderer that does not submit mandatory documents by or the complete information required in mandatory documents by the deadlines as stipulated in the Tender Returnable section of the respective Invitation to Tender will be deemed non-responsive.</p> <p>MANDATORY (DISQUALIFIABLE)</p> <ul style="list-style-type: none"> • Singed and completed NEC3 Term Service Contract (TSC) • Completed CPA for local goods/services document (prices will be fixed if the tenderer does not submit the document)

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	<p>MANDATORY (NON-DISQUALIFIABLE)</p> <ul style="list-style-type: none"> Completed and signed declaration of authority form (authorization form) / submit the signed resolution by the board confirming the duly authorised personnel to sign all documents in connection with this tender. Acknowledgement Form Tenderers Particulars Integrity Pact Declaration form SBD 1- to be completed and submitted by all tenderers. SBD 6.1- Preference Points Claim Form in terms of PPPFA 2022 regulations SBD 4 – Bidders Disclosure 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. CIDB registration Certificate (1 SF or higher) (must be submitted within 21 days of the tender closing date) <p>The following returnable are mandatory for evaluation and therefore required at tender closing time and date. These will not be requested by the Procurement Practitioner; however, the tenderer will not be disqualified but score zero.</p> <ul style="list-style-type: none"> SBD 6.1- Preference Points Claim Form in terms of PPR 2022 regulations (Annexure H) Proof of compliance to the stipulated Specific goals. <p>Non-responsive /Unacceptable tenders will be disqualified, and all the responsive tenders will be evaluated further.</p> <p>MANDATORY TECHNICAL REQUIREMENTS.</p> <p>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.</p> <p>The table below lists the mandatories that must be submitted by the tenderer. Please note that if any of the requested documentation is</p>

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	<p>not submitted, the tender application shall be discarded / disqualified without requesting tenderer/s to submit outstanding documentation/s.</p> <p>Note: Sharing of resources amongst contractor or contractor 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.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 10%;">Item No:</th> <th style="width: 20%;">Requirements</th> <th style="width: 20%;">Evidence Required</th> <th style="width: 50%;">Evidence Notes</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>SABS/ SACAS company accreditation permit with regards to fire extinguishers</td> <td>Valid company accreditation permit with regards to fire extinguishers.</td> <td>Accreditation permit must be in company name and must be valid (Not expired not forged). Registration certificate needs to be certified.</td> </tr> <tr> <td>2.</td> <td>Company Organogram</td> <td>Submit organizational chart / organogram showing personnel with detailed CV's of key personnel clearly indicating the skill level and related Fire Protection experience.</td> <td>Organigram must include names / ID numbers of the following personnel: <ul style="list-style-type: none"> Two SAQCC fire Advanced technician/ Serviceman. Two Assistants level 1 <ul style="list-style-type: none"> Fire Detection and Alarm SAQCC fire Commissioner/ Serviceman (Level 3) Gas Suppression SAQCC Commissioner/ Serviceman (Level 3). </td> </tr> </tbody> </table>				Item No:	Requirements	Evidence Required	Evidence Notes	1.	SABS/ SACAS company accreditation permit with regards to fire extinguishers	Valid company accreditation permit with regards to fire extinguishers.	Accreditation permit must be in company name and must be valid (Not expired not forged). Registration certificate needs to be certified.	2.	Company Organogram	Submit organizational chart / organogram showing personnel with detailed CV's of key personnel clearly indicating the skill level and related Fire Protection experience.	Organigram must include names / ID numbers of the following personnel: <ul style="list-style-type: none"> Two SAQCC fire Advanced technician/ Serviceman. Two Assistants level 1 <ul style="list-style-type: none"> Fire Detection and Alarm SAQCC fire Commissioner/ Serviceman (Level 3) Gas Suppression SAQCC Commissioner/ Serviceman (Level 3).
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3.13 Functionality requirements	<p>Functionality requirements are applicable.</p> <p>The tenderer needs to obtain a minimum threshold score of eighty (80%) percent to proceed to the next stage, i.e., Site Assessment & Verification. The overall scoring system for functional requirements is stipulated in the table below. The final score will be rounded to the nearest whole number.</p> <p>Scoring Summary of Functional Criteria</p> <table border="1"> <thead> <tr> <th>Item</th> <th>Description</th> <th>Weight</th> </tr> </thead> <tbody> <tr> <td colspan="3" style="text-align: center;">Functional Requirements</td> </tr> <tr> <td>1.</td> <td>Training, Accreditations & Qualifications Requirements</td> <td>30%</td> </tr> <tr> <td>2.</td> <td>Company Relevant Experience</td> <td>30%</td> </tr> <tr> <td>3.</td> <td>Vehicles</td> <td>20%</td> </tr> <tr> <td>4.</td> <td>Tools & Equipment</td> <td>20%</td> </tr> </tbody> </table> <p>Training, Accreditations & Qualifications Requirements</p> <p>This section stipulates the training, qualification, and accreditation requirements for Building Fire Protection Services contractors. The training requirements have been listed in the table below:</p> <p>Training, Accreditations and Qualifications Requirements</p> <table border="1"> <thead> <tr> <th>No</th> <th>Requirements</th> <th>Evidence required</th> <th>Evidence notes</th> <th>Min Qty</th> <th>Max Score</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>Company Organogram</td> <td>Submit organizational chart / organogram showing personnel with detailed CV's of key personnel clearly indicating the skill level and related Fire Protection experience.</td> <td>Organigram must include names / ID numbers of the following personnel: <ul style="list-style-type: none"> • Two SAQCC fire Advanced technician/ Serviceman [15%] each • Two Assistants level 1 [15% each] </td> <td>X2</td> <td>60%</td> </tr> </tbody> </table>	Item	Description	Weight	Functional Requirements			1.	Training, Accreditations & Qualifications Requirements	30%	2.	Company Relevant Experience	30%	3.	Vehicles	20%	4.	Tools & Equipment	20%	No	Requirements	Evidence required	Evidence notes	Min Qty	Max Score	1.	Company Organogram	Submit organizational chart / organogram showing personnel with detailed CV's of key personnel clearly indicating the skill level and related Fire Protection experience.	Organigram must include names / ID numbers of the following personnel: <ul style="list-style-type: none"> • Two SAQCC fire Advanced technician/ Serviceman [15%] each • Two Assistants level 1 [15% each] 	X2	60%
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				<ul style="list-style-type: none"> • Fire Detection and Alarm SAQCC fire Commissioner/ Serviceman (Level 3) [15%] • Gas Suppression SAQCC Commissioner/ Serviceman (Level 3) [15%] 		
	2.	Method statements	Submit work instructions, check sheets and commissioning reports	Work instruction [4%] Check sheets [3%] <ul style="list-style-type: none"> • Commissioning reports [3%] 	X1	10%
	3.	SAQCC Fire detection & alarm System and Gas Suppression registration certificate.	Valid registration certificate in the name of the company.	Registration certificate must be in company name and must be valid (Not expired not forged). Registration certificate needs to be certified.	X1	30%
TOTAL POINTS						100 %
<p>The final weighted score for Training will be calculated by the formula below: <i>Final Score=Tenderer Score / Grand Total Points</i>×30%</p> <p>Notes: Certified copies submitted must not be older than six (6) months from the tender closing date. Certificate must be valid at tender closing date.</p>						

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	Scoring Methodology for Training Requirements & Qualifications				Allocated Score (%)	
	Required valid and certified certificate/s submitted				100	
	Valid certificate/s submitted but not certified				0	
	Invalid certificates or nothing submitted.				0	
	Company Relevant Experience					
	No	Requirements	Evidence Required	Evidence Notes	Qty	Max. Score
	1	Relevant experience in the provision of Building Fire protection Services.	Submit proof of previous related work in a form of a completion certificate or signed letter with contract number stating the scope of work and duration of the contract. The letter must be in a formal letterhead bearing company name and / or logo.	3 or more projects in Building Fire Protection Services contract experience and proof of service rendered. = 30% 2 projects in Building Fire Protection services experience and proof of service rendered. = 20% 1 project in Building Fire Protection Services experience and proof of service rendered = 10%	X 3	30%
	TOTAL POINTS					30%
	The final score for relevant work experience will be calculated by the formula below: <i>Final Score=Tenderer Score/Total Points×30%</i>					

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Clause Number from Standard Conditions of Tender	Tender Data																						
	<p>Vehicles</p> <p>This section stipulates requirements for Vehicles for the execution of Building Fire Protection services by service providers as listed in the table below. Please submit the evidence as stipulated in the table below to score full points. Failure to submit all the evidence will result in reduced or zero score as per the table below: Scoring Methodology for Vehicles.</p> <p>Certified copies of the vehicle registration documents shall be submitted. Registration documents shall bare the company name or owner(s)/director's name.</p> <p>There will be an option of renting / hiring Vehicles from bona fide hiring companies. In this case, an agreement / contract from rental companies shall be submitted showing the type of vehicle/s rented/hired.</p> <p>Note: Sharing of resources amongst contractors or contractors sharing resources in Building Fire Protection services contract such as vehicles, tools & equipment and certificates is not allowed and if a company is found to do so, it will be disqualified.</p> <table border="1" data-bbox="571 1086 1458 1863"> <thead> <tr> <th rowspan="2">Item No.</th> <th colspan="4">Vehicles – Owned or Hired</th> <th rowspan="2">Min. Qty.</th> <th rowspan="2">Max. Score</th> </tr> <tr> <th>Criteria</th> <th>Evidence</th> <th>Evidence Notes</th> <th></th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>4x4 or 4x2 Pick-up Bakkie (LDV / Double Cab) capable of carrying minimum four (4) workers.</td> <td>Registration Certificate in the company / owner's (Shareholder in the case of Company and Managing member in the case of Close Cooperation) name.</td> <td>Full Licence document showing company / owner's information. License document must be certified and not older than 3 months from the tender closing date. Proof of hiring contract / pre-approved letter from Bona</td> <td></td> <td>X2</td> <td>20</td> </tr> </tbody> </table>					Item No.	Vehicles – Owned or Hired				Min. Qty.	Max. Score	Criteria	Evidence	Evidence Notes		1.	4x4 or 4x2 Pick-up Bakkie (LDV / Double Cab) capable of carrying minimum four (4) workers.	Registration Certificate in the company / owner's (Shareholder in the case of Company and Managing member in the case of Close Cooperation) name.	Full Licence document showing company / owner's information. License document must be certified and not older than 3 months from the tender closing date. Proof of hiring contract / pre-approved letter from Bona		X2	20
Item No.	Vehicles – Owned or Hired				Min. Qty.		Max. Score																
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1.	4x4 or 4x2 Pick-up Bakkie (LDV / Double Cab) capable of carrying minimum four (4) workers.	Registration Certificate in the company / owner's (Shareholder in the case of Company and Managing member in the case of Close Cooperation) name.	Full Licence document showing company / owner's information. License document must be certified and not older than 3 months from the tender closing date. Proof of hiring contract / pre-approved letter from Bona		X2	20																	

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				Fide Vehicle Hire Companies must be submitted.		
	2.	Transport for workers: (Not open Bakkie – All to have safety belts)	Registration Certificate in the company / owner's name, or Proof that this can be hired from Bona Fide Vehicle Hire Companies for tenderer	<ul style="list-style-type: none"> • Full Licence document showing company / owner's information • License document must be certified and not older than 3months from the tender closing date. Proof of hiring contract / pre-approved letter from Bona Fide Vehicle Hire Companies must be submitted. 	X2	20
Total score						40
The final score for vehicles will be calculated by the formula below: <i>Final Score=Tenderer Score/Total Pointsx20%</i>						

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	Scoring Methodology for vehicles	Allocated Score (%)
	Vehicle owned by tenderer with all required documentation	100
	Vehicle hired with documented proof from a bona fide hiring company and the vehicles to be hired are clearly specified or the vehicle is owned however the copy of registration documents is not certified	80
	The hiring letter does not specify explicitly the exact name of the vehicle that is intended to be hired	40
	Did not submit proof of ownership or hiring letter from bona fide hiring company	0
	<p>Tools & Equipment</p> <p>This section stipulates requirements for Tools & Equipment for service providers as listed in the table below with the corresponding scoring methodology in the table below.</p> <p>The evidence required on this table should be provided as per an Eskom template provided in Annexure A: Tools & Equipment List / Register.</p> <p>Please complete Annexures A 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.</p> <p>a) Tools and equipment will be evaluated based on the tools register (Annexure A) submitted by the tenderers and it must be in the Eskom format provided (Annexure A). this will further be verified during Site Assessment & Verification.</p> <p>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.</p> <p>c) The hiring of tools is to allow the upcoming contractors who don't afford the expensive tools that are not used regularly. For this option, submit as proof a letter from Bona Fide hiring</p>	

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	<p>company indicating tools to be hired.</p> <p>d) The frequently used tools cannot be hired. This is to ensure projects are not unnecessarily delayed due to unavailability of tools & equipment.</p> <p>Note: Sharing of resources amongst contractors or contractors sharing resources in Building Fire Protection services contract such as vehicles, tools & equipment and certificates is not allowed and if a company is found to do so, it will be disqualified.</p> <p>Tools & Equipment Requirements</p> <table border="1"> <thead> <tr> <th style="text-align: center;">N o .</th> <th style="text-align: center;">Tools & Equipment</th> <th style="text-align: center;">Require ment (Owned/ Hired)</th> <th style="text-align: center;">M i n . Q t y</th> <th style="text-align: center;">M a x S c o r e</th> </tr> </thead> <tbody> <tr> <td colspan="5" style="text-align: center;">Safety gear</td> </tr> <tr> <td>1.</td> <td>4,5kg Nitrogen bottle & regulator, mounting bracket & Regulator box</td> <td>Owned</td> <td>1</td> <td></td> </tr> <tr> <td>2.</td> <td>Battery Cables</td> <td>Owned</td> <td>1</td> <td></td> </tr> <tr> <td>3.</td> <td>Bucket of powder 25kg</td> <td>Owned</td> <td>1</td> <td></td> </tr> <tr> <td>4.</td> <td>Buckets</td> <td>Owned</td> <td>2</td> <td></td> </tr> <tr> <td>5.</td> <td>Chisel</td> <td>Owned</td> <td>1</td> <td></td> </tr> <tr> <td>6.</td> <td>Degreaser 5 litre</td> <td>Owned</td> <td>1</td> <td></td> </tr> <tr> <td>7.</td> <td>Drilling machine</td> <td>Owned</td> <td>1</td> <td></td> </tr> <tr> <td>8.</td> <td>Electronic/Battery Scale</td> <td>Owned</td> <td>1</td> <td></td> </tr> <tr> <td>9.</td> <td>20M Extension</td> <td>Owned</td> <td>1</td> <td></td> </tr> <tr> <td>10.</td> <td>File</td> <td>Owned</td> <td>1</td> <td></td> </tr> <tr> <td>11.</td> <td>Funnel</td> <td>Owned</td> <td>1</td> <td></td> </tr> </tbody> </table>					N o .	Tools & Equipment	Require ment (Owned/ Hired)	M i n . Q t y	M a x S c o r e	Safety gear					1.	4,5kg Nitrogen bottle & regulator, mounting bracket & Regulator box	Owned	1		2.	Battery Cables	Owned	1		3.	Bucket of powder 25kg	Owned	1		4.	Buckets	Owned	2		5.	Chisel	Owned	1		6.	Degreaser 5 litre	Owned	1		7.	Drilling machine	Owned	1		8.	Electronic/Battery Scale	Owned	1		9.	20M Extension	Owned	1		10.	File	Owned	1		11.	Funnel	Owned	1	
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Clause Number from Standard Conditions of Tender	Tender Data				
	12.	Gas pliers	Owned	1	
	13.	Hacksaw	Owned	1	
	14.	Hose reel- static & pressure gauge	Owned	1	
	15.	Hand Cleaner container	Owned	1	
	16.	Hammer	Owned	1	
	17.	Homework Bag	Owned	1	
	18.	Hose reel/ hydrant spares container	Owned	1	
	19.	Hydrant pressure gauge	Owned	1	
	20.	Hydrant flow gauge	Owned	1	
	21.	Long nose pliers	Owned	1	
	22.	Measuring equipment tool case	Owned	1	
	23.	Monkey Wrench	Owned	1	
	24.	Paint brushes	Owned	2	
	25.	Plastic Containers 5kg	Owned	2	
	26.	Plastic Containers 1lt	Owned	2	
	27.	Plastic Containers 500ml	Owned	3	
	28.	Plastic Containers 350ml	Owned	3	
	29.	Pliers	Owned	1	
	30.	Pop rivet gun	Owned	1	
	31.	Punch set 3 Piece	Owned	1	
	32.	Rachet strap	Owned	1	
	33.	Rubber mallet	Owned	1	

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34.	SAQCC Operate Manual Part 3 SANS 1475	Owned	1	
35.	Scoop & brush	Owned	1	
36.	Set of combination spanner (6-22)	Owned	1	
37.	Set of screw drivers (3 flat & 2 star)	Owned	1	
38.	Shifting spanner 300mm	Owned	1	
39.	Side cutter	Owned	1	
40.	Silicone gun	Owned	1	
41.	Spirit level	Owned	1	
42.	Stretch straps	Owned	3	
43.	Tape measure 3m	Owned	1	
44.	Technician Register (Client Document control)	Owned	1	
45.	Toolbox	Owned	1	
46.	Tools Container	Owned	1	
47.	Tool Pouch - 8 Pocket	Owned	1	
48.	Vehicle File	Owned	1	
49.	Vice grip	Owned	1	
50.	Wire brush	Owned	1	
	TOTAL WEIGHT			
	The final score for tools and equipment will be calculated by the formula below: <i>Final Score=Tenderer Score/Total Points</i> ×20%			

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Clause Number from Standard Conditions of Tender	Tender Data	
	Scoring Methodology for Tools and equipment	Allocated Score (%)
	Tools List/Register (Annexure A) in Eskom format submitted, Tool(s) are owned by tenderer, and Submission meets the minimum number of required tools	100
	Tools List/Register (Annexure A) in Eskom format submitted, the tool is hired with documented proof from a bona fide hiring company clearly indicating the tool(s) intended to be hired.	80
	Tools List/Register (Annexure A) submitted with everything correct but not signed	60
	The hiring letter does not specify explicitly the exact name of the tool(s) that is intended to be hired, or the tool that must be owned is hired with proof.	40
	Tool List/register is not submitted or not in Eskom format or Quantities owned or hired are not indicated or Tools hired without proof from a bona fide hiring company	0
<p>Stage 2: Site Assessment & Verification</p> <p>Tenderers that meet the minimum threshold of Stage 1 will undergo an on-site assessment & verification before the final Technical Evaluation report is submitted to Procurement. They will need to obtain a minimum threshold of eighty (80%) percent to be deemed successful to proceed to the next stage, i.e., Contractual Obligations.</p> <p>This stage will focus on the assessment and verification of Vehicles and Tools & Equipment submitted for desktop evaluation.</p> <p>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.</p> <p>Note: Sharing of resources amongst contractor or contractor 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.</p>		

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3.15 Evaluation of Price	<p>Prices will be evaluated as follows:</p> <ol style="list-style-type: none"> 1. Inclusive of VAT; 2. Corrected for arithmetical errors; 3. Excluding contingencies in any bill of quantities or activity schedule' 4. Adjusted for any other acceptable variations, deviations, or alternative tenders submitted; and 5. Making a comparison of the Net Present Value of each adjusted tender based on the tendered programme (if provided) and prices, on the estimated effect of Price Adjustment Factors and rate of exchange fluctuations (if applicable) and on other evaluation parameters relating to uncertainty and risk, where applicable. 6. Unconditional discounts will be taken into account for evaluation purposes. 7. Conditional discounts will not be taken into account for evaluation purposes but will be implemented when payment is effected. <p>Prices will be scored out of 80 points</p>
3.18 Evaluation of Specific Goals	<p>Specific goals will be scored out of 20 points in accordance with the PPPFA.</p> <p>If a tenderer fails to submit evidence of its points claim for a Specific Goal, it will not be disqualified. However, it will be awarded 0 points for that Specific Goal.</p> <ul style="list-style-type: none"> • The 80/20 preference points system will be used to evaluate price. Price points will be calculated out of 80 for price (Evaluated price including VAT). A maximum of 20 points will be awarded to a tenderer for the specific goal. • The points scored for the specific goal will be added to the points scored for price and the total will be rounded off to the nearest two decimal places. • The contract/s will be awarded to the highest ranked supplier/s based on the highest points scored, in terms of the PPR 2022 unless objective criteria justify the award to another tenderer

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	$Ps = 80 \left(1 \frac{Pt - Pmin}{Pmin} \right)$ <p>Where</p> <p>Ps = Points scored for price of bid under consideration Pt = Price of bid under consideration Pmin = Price of lowest acceptable bid</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> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">B-BBEE Status Level of Contributor</th> <th style="text-align: center;">Number of points (80/20 system)</th> </tr> </thead> <tbody> <tr><td>1</td><td style="text-align: center;">20</td></tr> <tr><td>2</td><td style="text-align: center;">18</td></tr> <tr><td>3</td><td style="text-align: center;">14</td></tr> <tr><td>4</td><td style="text-align: center;">12</td></tr> <tr><td>5</td><td style="text-align: center;">8</td></tr> <tr><td>6</td><td style="text-align: center;">6</td></tr> <tr><td>7</td><td style="text-align: center;">4</td></tr> <tr><td>8</td><td style="text-align: center;">2</td></tr> <tr><td>Non-compliant contributor</td><td style="text-align: center;">0</td></tr> </tbody> </table> <p>NB: The following documents are required to claim preference points,</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 (CIPC documentation) inclusive of shareholding breakdown. • Certified ID copies of shareholder(s). • Proof of Disability (where applicable). 	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
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	<p>Tenderer failing to provide documentation for the allocation of preference points 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 <p>Valid B-BBEE certificate [Mandatory for contract award].</p> <p>The certificate must be issued by an authorized body or person; an affidavit as prescribed by the B-BBEE Codes of Good Practice; any other requirement prescribed in terms of the Broad-Based Black Economic</p>
3.19 Ranking of tenders	<p>A total of 5 contracts will be awarded as indicated below:</p> <p>Mpumalanga Area and the budget for each zone</p> <ul style="list-style-type: none"> • Eskom Park • Highveld Zone • Lowveld Zone <p>Limpopo Area and the budget for each zone</p> <ul style="list-style-type: none"> • Marula Zone • Gigawatt Zone <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>After the scoring and ranking of the tender the following shall apply to break deadlock:</p> <ul style="list-style-type: none"> • In the event that two or more tenderers score an equal total number of points, the successful tenderer must be the one that scored the highest points for specific goals. • In the event that two or more tenderers are equal in all respects, the award must be decided by the drawing of lots.
3.20 Objective Criteria (if applicable)	Objective criteria are not applicable.

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Clause Number from Standard Conditions of Tender	Tender Data		
3.21 Reverse e-auction (if applicable)	Reverse e-auction is not applicable		
Contractual Requirements	<p>Suppliers tendering for contracts with Eskom will be required to provide evidence of their compliance with SHEQ requirements. Safety & Health, Environmental and Quality (SHEQ) is a legal or contractual requirement for the execution of the ensuing contract, all legal and contractual requirements pertaining to SHEQ must be demonstrated to be in place and legally valid.</p> <p>These requirements for the purposes of this contract are not evaluation criteria, however they are required to be assessed and fully met after the evaluation and ranking of the tenders found to be technically viable.</p> <p>The tenderer will be allowed a period not exceeding 7 working days only once, after the first evaluations to resubmit the requirements which were not fully met following the tender submission. If the tenderer does not meet a contractual requirement, mitigating factors, if they exist, may be agreed to and 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 / preferred tenderer</p> <p>SAFETY CONTRACTUAL REQUIREMENTS</p> <table border="1"> <tr> <td>1</td> <td> Provide Baseline Risk Assessment (BRA), relevant to the scope of work which must address; Identification of SHE hazards, i.e. assessment of SHE risks related to the scope of work The below criteria should be applied <ul style="list-style-type: none"> • Consequence rating • Likelihood rating • Risk rating, • Mitigation measures, review and monitoring plan Provide the BRA Procedure with the methodology used for the risk assessment must be submitted. </td> </tr> </table>	1	Provide Baseline Risk Assessment (BRA), relevant to the scope of work which must address; Identification of SHE hazards, i.e. assessment of SHE risks related to the scope of work The below criteria should be applied <ul style="list-style-type: none"> • Consequence rating • Likelihood rating • Risk rating, • Mitigation measures, review and monitoring plan Provide the BRA Procedure with the methodology used for the risk assessment must be submitted.
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Clause Number from Standard Conditions of Tender	Tender Data
	2 Valid Letter of Good Standing or equivalent, i.e. COID, FEMA or RMA. Your COID must depict the correct/ relevant nature of business,
	3 SHE policy signed by CEO/ MD – Should have the next review date, Comply with OHS Act Section 7
	4 Provide the following SHE Competency training certificates <ul style="list-style-type: none"> • First aiders level 2 and Service Provider’s Department of Labour Accreditation Certificate. • Fire Fighting Training • HIRA Training (SHE Officer or Company Supervisor) • SHE Representative • Incident investigation
	5 Provide 2 valid medical fitness certificates for the Employees. (the medical fitness certificates should be for the employees whom their training certificate has been submitted on point number 4)
	6 Provide Fire Technician Accreditation certificate as per SAQCC (SANS 1475.SAQCC Fire registered serviceman)
	Section B : OHS Eskom Tender Requirements to be met by Contractors (Non Disqualifying Criteria)
	7 Is the acknowledgement of Eskom's SHE rules and requirements form (Annexure B) signed and submitted by the tenderer?
	8 Provide Company Incident Management Procedure – this shall also take into account COVID-19 Contact Management, reporting of positive cases and investigation thereof (Department of Health and Department of Employment directives shall be taken into consideration for guidance.

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	ENVIRONMENTAL CONTRACTUAL REQUIRMENTS	
	1.	Environmental policy Environmental policy signed by top management (CEO / managing director), dated and version controlled.
	2.	Emergency preparedness plan (EPP) Emergency preparedness procedure/plan for environmental emergencies with emergency contact details
	3.	Waste Management Plan Waste management plan on how waste generated on site will be managed, to include where disposal occurs. Note: Disposal to be at licenced Municipal landfill sites and provide proof of disposal
	4.	Environmental Awareness Training Valid Eskom's Environmental law certificate (within 3 years) – this will be required post contract award (not required at this stage) Post -contract award
	QUALITY CONTRACTUAL REQUIRMENTS	
	Category 4	: 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

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	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 Quality Method statement based on scope.(Method Statement Template-Ref 240-126469599)	1
	A.2 Quality Policy Approved by top management.	1
	A.3 Quality Objectives Approved by top management.	1
	Section A Score Option 2	3
	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 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

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	<p>CPMMERCIAL</p> <p>Contractual Mandatory commercial requirements</p> <ul style="list-style-type: none"> - Proof of National Treasury Central Supplier Database (CSD) with a tax compliant status at contract award <p>Commercial Contractual requirements</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). <p>Contractual Requirements are not evaluation criteria. They will be assessed after the evaluation and ranking of the tenders. Proof that the tenderer recommended for award has met the stipulated contractual requirements must be submitted prior to contract award.</p> <p>Failure to meet stipulated Contractual Requirements by the stipulated deadlines may result in the tenderer being regarded as non-responsive and ineligible for contract award.</p> <p>SUPPLIER DEVELOPMENT</p> <p>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.</p> <p>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.</p>

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	<p>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.</p> <p>Tenderer/s are requested to submit their B-BBEE Improvement Plan as an essential document within 30 days of signing the contract.</p> <p>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</p> <p>Eskom will apply a penalty of 2.5% of the Contract Value for failure to meet SDL&I obligations.</p> <p>For the duration of the contract, Eskom will retain 2.5% of every invoice (excluding VAT) as security for the fulfilment of all SDL&I Obligations. The retained amounts shall only be released to the Contractor upon:</p> <ul style="list-style-type: none"> • Eskom receives the SDL&I progress report/s from the contractor. • Fulfilment of all SDL&I obligations by the contractor. • Submission of an approved compliance report by SDL&I Department. <p>Skills development</p> <p>Tenderers will be required to submit proposals in the NEC document for developing the skills of unemployed candidates in the country. The composition of the candidates shall be representative of the population demographics of South Africa.</p> <p>The process of developing these skills shall involve the participation by tenderers directly and through their supply network. In certain cases, the SETA's accredited training providers can be approached to participate in developing critical and scarce skills.</p>

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	<p>Note: That these targets for skills development candidates categorically exclude Eskom employees and registered learners. The tenderers are required to take full responsibility for the total cost of developing the requisite skills, and Eskom shall not make any financial contribution towards the fulfilment of this obligation. Tenderers also are advised to approach their relevant SETAs to access grants, subsidies, and incentives as well as South African Revenue Services for tax rebates that are earmarked for skills development initiatives.</p> <p>Job Creation</p> <p>Tenderers will be required to report on the number of jobs that will be created and retained in South Africa as a direct result of being awarded this contract.</p> <p>Reporting and Monitoring</p> <ul style="list-style-type: none"> • The suppliers shall submit a report to Eskom in accordance with Data Collection Template on their compliance with the SDL&I obligations described above. • Eskom shall review the SDL&I reports submitted by the suppliers within 30 (thirty) days of receipt of the reports and notify the suppliers in writing if their SDL&I obligations have not been met. • Upon notification by Eskom that the suppliers have not met their SDL&I obligations, the suppliers shall be required to implement corrective measures to meet those SDL&I obligations before the commencement of the following report, failing which Retention clauses shall be invoked. • Every contract shall be accompanied by the SDL&I Implementation Schedule, which must be completed by the suppliers and returned to SDL&I representative for acceptance 28 days after contract award. This will be used as a reference document for monitoring, measuring and reporting on the supplier's progress in delivering on their stated SDL&I commitments
3.24 Sign form of Agreement/ Contractual Conditions	The conditions of the contract will be the NEC3 Term Service Contract.
2.28 CIDB Requirements (where applicable for Engineering and	CIDB Requirements are applicable.

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Construction Works Contracts)	<ol style="list-style-type: none"> 1. It is estimated that tenderers must have a Construction Industry Development Board (CIDB) contractor grading of 1SF or higher. <p>Joint ventures are eligible to submit tenders provided that: -</p> <ol style="list-style-type: none"> 2. every member of the Joint venture (JV) is registered with the CIDB. 3. the lead partner has a contractor grading designation in the 1SF or higher *class of construction work; or not lower than one level below the required grading designation in the class of works construction works under consideration and possesses the required recognition status; 4. the combined contractor grading designation calculated in accordance with the CIDB regulations is equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a or 1SF or higher class of construction work or a value determined in accordance with Regulations 25 (1B) or 25 (7A) of the CIDB Regulations. <p><i>[Please note that only those tenderers that are registered with the Construction Industry Development Board or are capable of being so registered within twenty-one (21) working days from the closing date for submission of tenders in a contractor grading designation as stipulated in the tender data and determined in accordance with the best estimated value of the scope of works are eligible to submit tenders.</i></p> <p><i>Eskom must, within 21 working days from date when contractors offer to perform a construction works contract is accepted in writing, register and publish the award of all contracts equal to or exceeding R10 M inclusive of VAT.]</i></p>
2.29 Contract Skills Development Goals (CSDG) is not applicable	Not applicable
2.30 Contract Participation Goals is not applicable	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.

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

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

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

1.2 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,

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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.

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 in paper form and one (1) complete hard copy of the original tender also in paper form.	√		
Annexure A	Authorisation Form		√	
Annexure B	Acknowledgement Form		√	
Annexure C	Tenderers Particulars		√	
Annexure D	Integrity Pact Declaration form		√	
Annexure E	CPA for local goods/services (if applicable)	√		
Annexure F	CPA(IG) for imported goods/services (if applicable)	N/A		
Annexure G1-G4	SBD 6.2 -Declaration certificate for local production and content and Annexures G2,G3,G4	N/A		
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		√	

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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.
Reverse e-auction training acknowledgement form (if applicable)				√
E-tendering Help Manual acknowledgement form (If applicable)		N/A		
Additional Documents required in the event of JV: -	Letter of intent to form a JV/consortium or Valid joint venture agreement confirming the rights and obligations of each of the joint venture partners and their profit-sharing ratios.		√	
	Separate written confirmation that the joint venture will operate as a single business entity (incorporated) for the duration of the contract or this may be included as an obligation within the JV agreement.		√	
	Details and confirmation of a single designated bank account in the name of the JV and independent of the individual JV partners, as set out in the joint venture agreement.			√
# 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.			√

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Tax Evaluation Questionnaire (if services contract and was included as annexure)	Evaluation questionnaire to determine whether a company, close corporation (CC) or Trust is a personal service provider for purposes of PAYE			√
Compliance with Employment Equity Act	To the extent that the tenderer falls within the definition of a "designated Employer" as contemplated in the Employment Equity Act 55 of 1998, the tenderer is required to furnish the Employer with proof of compliance with the Employment Equity Act, including proof of submission of the Employment Equity report to the Department of Labour. (South African tenderers only)			√
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		√	
NEC or other Contract	NEC or other Contract, completed in full.	√		
Pricing schedule	Completed pricing schedule (if not already submitted in the NEC or other Contract). For e-tendering price schedule needs to be submitted in PDF and a copy in excel format	√		
Additional documents required (ECSA/ SACPCMP/CVs/ permits/licenses/ specific registration documents)		√		

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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.
(if applicable to scope of work)				
	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	COIDA - Original certificate of good standing or proof of application issued by the Compensation Fund (COID) or a licensed compensation insurer (South African tenderers only)			√
Quality	Refer to page 26-27			√
Other safety/quality documents as required per scope of works	Refer to page 24-25			√
Environmental	Refer to page 26			√
Due Diligence/financial analysis	<p>Audited Financial Statements of the tenderer for the previous 18 months, or to the extent that such statements are not available, for the last year.</p> <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 Invitation to Tender ; will be required to furnish statements for the first year once available.</p>	N/A		

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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.
	DOCUMENTS REQUIRED UNDER FUNCTIONALITY/TECHINICAL CRITERIA			
Functionality/Technical	Refer to page 8 -18	√		

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ANNEXURE A

AUTHORISATION FORM

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

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

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

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

A. Certificate for company

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

Signed:	Date:
Name:	Position:

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B. Certificate for close corporation

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

Signed:	Date:
Name:	Position:

C. Certificate for partnership

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

Name	Address	Signature	Date

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

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D. Certificate for Joint Venture

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

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

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

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

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

E. Certificate for sole proprietor

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

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

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F. Certificate for trust

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

Signed:	Date:
Name:	Position:

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

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

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ANNEXURE B

ACKNOWLEDGEMENT FORM

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

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

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

Or: Incorrect or incomplete for the following reasons:

Cataloguing Acknowledgement:

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

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

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

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Invitation to Tender/Request for Proposal No: _____

Name of Tenderer: _____

Country of registration: _____

Full names of contact person: _____

Contact details:

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

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

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ANNEXURE C

TENDERER'S PARTICULARS

The tenderer must furnish the following particulars where applicable:

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

Please complete the following:

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

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

Name of contractor	
CIPC Registration number or CIPC disclosure certificate	
VAT registration number	
CIDB Registration number (if applicable) and CIDB grade specified for the sub-contractor as may be stipulated in the Tender Data	

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Proposed Scope of work to be done by sub-contractor	
Contact person	
Telephone number	
Fax number	
E-mail address	
Postal address	
Physical address	

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

YES		NO	

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

7.1 Confirm if you intend sub-contracting

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

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

7.3 To whom do you intend sub-contracting? _____

7.4 Is the said sub-contractor registered on CSD?

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

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

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

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

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

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

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

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

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

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

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ANNEXURE D

INTEGRITY DECLARATION FORM

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

1 DECLARATION OF INTEREST

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

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

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

Related:

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

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

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

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

Control:

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

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

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

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

If any employee/director/member/shareholder/owner of the tenderer/s is also currently employed by Eskom, state whether this has been declared and whether there is authorisation to undertake remunerative work outside public sector employment and attach proof to this declaration. _____
 [Yes/No]

Do the tenderer/s and any other tenderer/s in this tendering/RFP process share a controlling partner or have any relationship with each other, directly or through common third parties? _____(
 [Yes/No]

If Yes, attach proof. to this declaration

2 DECLARATION OF FAIR TENDERING PRACTICES

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

A [tender/proposal] 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/turstees/beneficiaries failing to meet their contractual obligation with the State or any State Owned Entity(SOC)?		
1.5.1	If "Yes", provide details		

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3. DECLARATION OF SHAREHOLDING / BENEFICIARY INFORMATION

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

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

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

Individuals:

Full Name	Identity Number	Shareholding Percentage / Beneficiary Share

Other Entities*:

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

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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

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

Note: This Section will not be applicable to Professional services contracts (See relevant section hereunder for guidelines on this).

1. Application of CPA

- CPA conditions may apply if the contractual duration is to be longer than 12 months.
- If the contractual duration will be less than or equal to 12 months, a fixed priced offer must be submitted.
- For contracts with a duration more than twelve (12) months, CPA will not be applicable for the first year. CPA will then only be applied from year two (2) onwards.
- Failure to propose contract price adjustment, or submit a CPA formula with the tender submission, will result in the pricing being considered fixed.
- Eskom will not accept Rate of Exchange adjustment to be included in any CPA formula.
- Local indices may not be used for CPA purposes for any imported component.
- There must be separate CPA formulae for local and foreign CPA. Local and foreign escalation may not be combined into one formula.

2. Tender Submissions

[Procurement Practitioner/QS to populate table hereunder as per scope of work for relevant Tender]

Eskom Proposed CPA breakdown for Local Goods and Service

Formula A						
<i>Index Reference</i>	<i>Proposed portions/Weightings of each index</i>	<i>Description of Index</i>	<i>Full Title of Index published</i>	<i>Source Publisher of Index</i>	<i>Base Month</i>	<i>Base Price/Base Index Figure</i>
A1						
A2						
A3						
	15%	<i>Fixed portion not subject to CPA</i>				
Total	100%					

Note: Tenderers to take note that, if the Eskom proposed CPA breakdown is not populated, they are required to refer to the Pricing Schedule in the NEC or other Contract or standalone Pricing Schedule for Eskom’s proposed CPA breakdown.

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Eskom CPA Conditions/Requirements

- Tenderers are required to submit CPA that is aligned to Eskom’s proposed CPA breakdown in this Tender; or Tenderers may submit an alternative CPA proposal from Eskom’s CPA proposal, and this will be considered if deemed acceptable to Eskom;
- Note that for contracts exceeding a duration of 12 months if there is no CPA catered for by the tenderer; then prices will be deemed to be fixed and firm.
- A minimum of 15% of the total agreement value is to be fixed when a CPA formula is applied,
- Each CPA formula must add up to a final total of 100.
- Only official published CPA indices that are in the public domain must be used.
- No in-house indices may be used for CPA.
- There may be more than 1 CPA formula (Formula A, B, C etc) or a combination of all the cost components into 1 Formula (depending on how the pricing is to be submitted.
- If there are specific line items for Labour and Transport, individual Formulae might be used.

Note: Eskom reserves the right to negotiate CPA terms and conditions during negotiations held with tenderers.

3. BASE DATE AND BASE PRICE

- In instances of indices or other references published monthly, the Base Date is to be the month before the month in which the tender closes.
- In instances where the reference figures, e.g. market prices, are published daily or at intervals more than once a month; then the average for the month before the month in which the tender closes should be used as the Base Price.

4. CPA FOR PROFESSIONAL SERVICES

- The preferred index to be used for adjusting these agreements is the country specific CPI Headline index.
- The price adjustment factor will be effective from each contractual anniversary of the contract date. This must be the average of the country specific CPI Headline index figures published for the last twelve-month period (cycle) ending before the contract anniversary date.

OR

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

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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:	LP00203AS	CLOSING DATE	08 April 2025	CLOSING TIME:	10:00AM SAST
DESCRIPTION	Supply, Installation and maintenance of Fire Protection system for all the Eskom buildings and Vehicles in 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)					
The Tender Office					
Millennium Building					
90 Hans Van Rensburg Street					
Polokwane					
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO			TECHNICAL ENQUIRIES MAY BE DIRECTED TO:		
CONTACT PERSON	Annah Sivetshe		CONTACT PERSON	Annah Sivetshe	
TELEPHONE NUMBER	015 299 0125		TELEPHONE NUMBER	015 299 0125	
FACSIMILE NUMBER	086 245 6320		FACSIMILE NUMBER	086 245 6320	
E-MAIL ADDRESS	sivetsa@eskom.co.za		E-MAIL ADDRESS	sivetsa@eskom.co.za	
SUPPLIER INFORMATION					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE No:	MAAA
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]		ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]	
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS					

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

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**PART B
TERMS AND CONDITIONS FOR BIDDING**

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

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

SIGNATURE OF BIDDER:

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

DATE:

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ANNEXURE I

SBD 6.1

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

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

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

1. GENERAL CONDITIONS

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

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

1.2 **To be completed by the organ of state**
(delete whichever is not applicable for this tender).

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

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	80
SPECIFIC GOALS	20
Total points for Price and SPECIFIC GOALS	100

1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that

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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 PREFERENCE POINT SYSTEMS

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

80/20

$$Ps = 80 \left(1 - \frac{Pt - Pmin}{Pmin} \right)$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

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

3.2.1. POINTS AWARDED FOR PRICE

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

80/20

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

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

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

Note to 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 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.

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- 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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