

	Invitation to Tender	Document Identifier	240-114238630	Rev	25
		Effective Date	02 June 2025		
		Review Date	June 2030		

## ESKOM HOLDINGS SOC LTD

### INVITATION TO TENDER (ITT)

#### FOR

**ESTABLISHMENT OF AN ENABLING AGREEMENT FOR THE DISPOSAL OF SCRAP KVA TRANSFORMERS AND MINI-SUBS ON AN “AS AND WHEN” REQUIRED BASIS WITH A PRE-QUALIFIED LIST OF SCRAP DEALERS/TENDERERS FOR A TERM PERIOD OF 24 MONTHS (12 FEBRAURY 2026 TO 11 FENRUAR 2028)**

Tender number	E2216DISKZN
Issue date	24 NOVEMBER 2025
Closing date and time	21 JANUARY 2026 at 10H00
Tender validity period	90 days from the closing date and time
Clarification meeting	NONE  CONTACT REQEBA KAMROODEEN ON <a href="mailto:kamroore@eskom.co.za">kamroore@eskom.co.za</a>  FOR ANY QUERIES / CLARIFICATIONS
Tenders are to be submitted electronically <i>Please note it is the responsibility of the supplier to ensure that the tender submission is submitted before the closing time</i>	<a href="https://tenderbulletin.eskom.co.za">https://tenderbulletin.eskom.co.za</a>

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		<b>Effective Date</b>	02 June 2025		
		<b>Review Date</b>	June 2030		

## Invitation to Tender

Eskom Holdings SOC Ltd (hereinafter “Eskom”) invites you to submit a tender for **ESTABLISHMENT OF AN ENABLING AGREEMENT FOR THE DISPOSAL OF SCRAP KVA TRANSFORMERS AND MINI-SUBS ON AN “AS AND WHEN” REQUIRED BASIS WITH A PRE-QUALIFIED LIST OF SCRAP DEALERS/TENDERERS FOR A TERM PERIOD OF 24 MONTHS (12 FEBRAURY 2026 TO 11 FENRUAR 2028)**

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](http://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

Regeba Kamroodeen

Asset Disposal Officer

Investment Recovery

Procurement and Supply Chain Management


Date: 24 NOVEMBER 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 ( <b>Suppliers are required to download and read the Supplier Integrity Pact. It is accessible on the Eskom Tender Bulletin via <a href="http://eskom.co.za">Eskom Supplier Integrity Pact (eskom.co.za)</a> link</b> )	Annexure D	Y
1.1.5	*SBD 1 Invitation to Bid must be filled out by all tenderers and submitted with the tender at tender submission deadline	Annexure H	Y
1.1.6	*SBD 6.1 Preference Points Claim Form in terms of PPPFA 2022 regulations	Annexure I	Y
1.1.7	*SBD 4 – Bidders Disclosure	Annexure J	Y
1.1.8	Technical Evaluation Criteria	Annexure K	Y
1.1.9	Section 37 (2) Agreement	Annexure L	Y
1.1.10	Safety Evaluation Requirements	Annexure M	Y
1.1.11	Environmental Evaluation Requirements	Annexure N	Y
1.1.12	Quality Evaluation Requirements	Annexure O	Y
1.1.13	Reverse e-auction training acknowledgement form (if applicable)	Attached	
1.1.14	Reverse e-auction process (if applicable)	Attached	
1.1.15	E-tendering Help Manual acknowledgement form	Attached	
1.1.16	E-tendering Help Manual for supplier	Attached	
1.1.17	Pricing Schedule/BOQ (if not contained in Contract) PDF and excel format	Refer Page 18 of the Invitation to Tender	

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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](http://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 <b>Eskom Holdings SOC Ltd</b></p> <p>The Eskom <i>Representative</i> is:  Name: Regeba Kamroodeen  Tel: 031 710 5674  E-mail: <a href="mailto:kamroore@eskom.co.za">kamroore@eskom.co.za</a></p>
1.3 Tender documents	<p>The Invitation to tender number is: <b>E2216DISKZN</b></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:</p> <ol style="list-style-type: none"> <li>An open Invitation to Tender</li> </ol>
1.6 Eskom's right to accept or reject any tender	<p>The tender shall be for the whole of the contract.</p>
2.1 Eligibility	<p>Tenderers (whether a single company or an incorporated or unincorporated joint venture or consortium) must meet the eligibility criteria stated in the Tender Data. The tenderer, or any of its principals, must not be under any restriction to do business with Eskom or State-Owned Companies.</p> <p><b><u>Tenderers are ineligible to submit a tender if:</u></b></p> <ol style="list-style-type: none"> <li>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.</li> <li>Tenderers submit more than one [tender] 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.</li> </ol>

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Clause Number from Standard Conditions of Tender	Tender Data			
	<div><div><div>3.</div><div>Tenders submitted by a joint venture or consortium where the JV/consortium agreement does not explicitly state that the parties of the JV or consortium shall be jointly and severally liable for the execution of the Contract in accordance with the Contract terms.</div></div><div><div>4.</div><div>A Tenderer must not have a conflict of interest. All Tenderers found to have a conflict of interest shall be disqualified. Prima facie evidence that a tenderer has a conflict of interest with one or more parties in this [tendering] process is:<div><div>(a)</div><div>they have a controlling partner or majority shareholder in common; or</div></div><div><div>(b)</div><div>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;</div></div></div></div><div><div>5.</div><div>Tenders signed by non-authorised persons.</div></div><div><div>6.</div><div>Any tenderer that is restricted by National Treasury.</div></div><div><div>7.</div><div>Any tenderer on the Tender Defaulters list.</div></div><div><div>8.</div><div>A tenderer that sub-contracts 100% of the Scope of Work</div></div></div> <div>Eskom will disqualify tenderers that are found not to have met the eligibility criteria.</div>			
2.2 - 2.5 Tender Closing	<div><div>The deadline for <b><i>Tender submission</i></b> is: Date: <b>21 JANAURY 2026</b> Time: <b>10H00</b></div><div>Late Tenders will not be accepted.</div><div>THE TENDER OFFICE</div><div>Tenders are uploaded via Eskom Tender bulletin site on the Eskom E- tendering page</div></div>			
2.7-.2.11Submitting a tender	<div><div>The tender documents are published on the informal tender bulletin as follows:</div><div><table><tr><td>Part One – Commercial</td></tr><tr><td>Part Two – Safety</td></tr><tr><td>Part Three – Environmental</td></tr></table></div><div>Safety and Environmental index attached</div></div>	Part One – Commercial	Part Two – Safety	Part Three – Environmental
Part One – Commercial				
Part Two – Safety				
Part Three – Environmental				

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Clause Number from Standard Conditions of Tender	Tender Data
	<b>For Electronic Tender Submissions:</b>  No Zip/condense files can be uploaded No hard copy will be accepted  If for some reason you resubmit your tender, then the latest version of the tender submitted will only be accepted and all previous submission/s will be null and void.  Please ensure that the submission status is indicated as complete.
2.12 Tender Validity Period	The tender validity period is: <b>12 weeks / 90 days</b>
2.15 Site visit and/or clarification meeting	NONE
2.16 Seeking clarification	The tenderer will notify Eskom of any clarifications required before the closing time for clarification queries, which is <b>5</b> working days before the deadline for tender submission.
2.22 Alternative tenders	Alternative tenders are <b>not allowed</b>
3.4 Tender Opening	For E-tendering. There will be no public opening of tenders. Tenders will be downloaded electronically.
3.5 Tender Prices	Prices will <b>not be read out</b>
3.9 Basic Compliance	Basic compliance with this Invitation to Tender requires a tenderer to meet all the following requirements:  Basic compliance for this invitation to tender are: <ol style="list-style-type: none"> <li>1. Meet the eligibility criteria for a tenderer</li> <li>2. Submit a complete tender with commercial information</li> <li>3. Submission of the mandatory commercial tender returnables as at stipulated deadlines.</li> </ol> For E-Tendering, a tenderer's failure to have submitted/uploaded tender documents will render the tender non-responsive.
3.10 Mandatory tender returnables	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.
3.15 Evaluation of Price	Prices will be evaluated as follows: <ol style="list-style-type: none"> <li>1. Exclusive of VAT;</li> <li>2. Corrected for arithmetical errors;</li> <li>3. Excluding contingencies in any bill of quantities or activity schedule'</li> </ol>

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Clause Number from Standard Conditions of Tender	Tender Data
	<p>4. Adjusted for any other acceptable variations, deviations, or alternative tenders submitted; and</p> <p>ITEM NO DESCRIPTION</p> <p>1 SCRAP KVA TRANSFORMERS</p> <p>2 SCRAP MINI-SUBS</p> <p>Prices will be scored out of <b>80</b> points</p> <p><b>NOTE: YOU ARE REQUIRED TO SUBMIT ALL TENDER RETURNABLES AND GO THROUGH THE COMMERCIAL EVALUATION. ONCE PASSED THE 1<sup>ST</sup> PHASE, A TECHNICAL EVALUATION WILL BE COMPELTED.</b></p> <p><b>PRICE - TO GO THORUGH EVALUATION PROCESS FIRST AND THEN E-AUCTION PRICING TOOL TO BE USED FOR EACH SITE / BATCH</b></p>
3.18 Evaluation of Specific Goals	<p>Specific goals will be scored out of <b>20</b> 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>
3.19 Ranking of tenders	<p>Tenderers will be ranked by applying the preferential point scoring for the <b>80/20</b> system. Eskom will add the score from Pricing and Specific Goals together and rank the suppliers from the highest to the lowest.</p>
3.21 Reverse e-auction (if applicable)	<p>Reverse e-auction is <b>not applicable</b></p> <p><b>Auctions for price will be used for each batch per site</b></p> <p>For costing purposes, the following table and text messages have been compiled. Please bear in mind that each material classification is for a type of scrap, and you must factor your costs into your prices.</p> <p><b>PRICE - TO GO THORUGH EVALUATION PROCESS FIRST AND THEN E-AUCTION PRICING TOOL TO BE USED FOR EACH SITE / BATCH</b></p>
Contractual Requirements	<p><u>Mandatory Contractual Requirements that <b>must</b> be included in all tenders is the following: -</u></p> <ul style="list-style-type: none"> <li>• Proof of CSD registration</li> <li>• Invitation to Tender document completed/filled in.</li> </ul>

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Clause Number from Standard Conditions of Tender	Tender Data
	<p><u>Additional Contractual Requirements that may be included if applicable:</u></p> <ul style="list-style-type: none"> <li>• SHEQ requirements; and/or</li> <li>• Any other as may be stipulated</li> </ul> <p><b>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.</b></p> <p><b>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.</b></p>
3.24 Sign form of Agreement/ Contractual Conditions	The conditions of the contract will be the <b><i>Other (Disposal Agreement for a 2 year term period</i></b>

**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:

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.

**1.2 TENDER RETURNABLES**

The tenderer must submit the returnable set out hereunder as part of its tender at the stipulated deadline.

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**NOTE THE FOLLOWING: -**

**\* Returnables required at Tender closing (disqualifiable): -**

These returnables are required to be fully completed, signed (if required on the returnable) and submitted with the tender at Tender closing date and time. If not fully completed, signed (if required on the returnable) and/or submitted by tender closing, the tenderer will be disqualified.

**\*\* Returnable required at Tender closing (non-disqualifiable): -**

These returnables are required to be fully completed, signed (if required on the returnable) and submitted with Tender at Tender closing date and time; however, if not submitted by Tender closing, or submitted with incomplete information or without a required signature, the Procurement Practitioner will, in writing, request the tenderer to submit the returnable within 5 working days. If the returnable is not fully completed, signed if required and/or received by the Procurement Practitioner within 5 working days of the request, the tenderer will be disqualified.

**# 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.
<b>Basic Compliance</b>	Invitation to Tender	√		
<b>Annexure A</b>	Authorisation Form		√	
<b>Annexure B</b>	Acknowledgement Form		√	
<b>Annexure C</b>	Tenderers Particulars		√	
<b>Annexure D</b>	Integrity Pact Declaration form		√	
<b>Annexure H</b> (applicable for all suppliers including Foreign suppliers)	SBD 1- to be completed and submitted by all tenderers.		√	

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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.
<b>Annexure I</b>	SBD 6.1- Preference Points Claim Form in terms of PPPFA 2022 regulations			
<b>Annexure J</b>	SBD 4 – Bidders Disclosure		√	
Reverse e-auction training acknowledgement form (if applicable)	E-auction training acknowledgement form ( <b>Attached Separately</b> )	✓		
E-tendering Help Manual acknowledgement form			√	
<b>Additional Documents required in the event of JV: -</b>	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.			√
<b>B-BBEE</b>	Affidavit (on DTI Template) confirming that the B-BBEE Contribution level of the entity. B-BBEE Verification Certificate from Accredited verification agency		√	
<b>Tax Clearance Certificates</b>	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			√

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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.
	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.			
<b>CSD</b>	Submitted proof of the registration on National Treasury's Central Supplier Database (CSD) registration Report or MAAA registration number (Valid & Current) <b>It should be noted that as per National Treasury Instruction No: 09 of 2017/18; a tender will not be awarded to a recommended tenderer that has a tax non-compliance status</b>		√	
<b>Second-Hand Good Certificate</b>	Second-hand goods act certificate from SAPS/License (for scrap dealers and recyclers) (Valid & Current)		√	
<b>Company Registration Documents</b>	The tenderer must submit (Companies and Intellectual Property Commission (CIPC) company registration documents or CIPRO documents or any declaration of Shareholding and Directorship - in order for Eskom to assess any conflict of interest.		√	
<b>COIDA</b>	Valid certificate of good standing		√	
<b>Pricing schedule</b>	Completed pricing schedule (if not already submitted in the NEC or other Contract).			√
	<b>MANDATORY CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE</b>			
<b>Mandatory Contractual Requirement</b>	Proof of valid and current CSD Registration (CSD number/CSD Report)			√

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	<b>ADDITIONAL CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE</b>			
<b>Safety</b>	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) <b>Refer Annexure M for detailed Safety Returnables</b>			✓
<b>Environmental</b>	<b>Refer Annexure N for detailed Environmental Returnables</b>			✓
<b>Quality</b>	<b>Refer Annexure O for detailed Quality Returnables</b>			
<b>DOCUMENTS REQUIRED UNDER FUNCTIONALITY/TECHNICAL CRITERIA</b>				
<b>Technical Requirements</b> <ul style="list-style-type: none"> <li>• Technical inventory list</li> <li>• Method statement based on scope of work</li> </ul>			✓	

## SCOPE OF WORK

The scope of work will include the purchase, collection and removal of **SCRAP KVA TRANSFORMERS AND MINI-SUBS FOR A TWENTY-FOUR (24) MONTHS CONTRACT PERIOD** on “as and when” required basis contract within Eskom **KWAZULUNATAL OU**.

- The contract will be valid for twenty four (24) months duration, although this is contractual and fixed there will be work instruction / task orders issued per site per batch that will be required

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to be actioned and completed by the successful tenderer within 7 working days of issue. Each batch / work instruction / task order is a standalone task order.

- The successful tenderer will be required to pay upfront for the allocated batch and collect all units within 7 working days from the issue date of the approved work instruction / task order.
- The successful tenderer is expected to pay in full the units indicated on each batch submitted by Eskom Disposal Officer (and will not re-batch the quantities on the work instruction / task order).
- The successful tenderer is required to have sufficient capacity and resources to service this contract at any given point from any given site within the contractual term as quantities of the units is not known upfront and is dependent on Eskom's operations.
- The successful tenderer is accountable to clean the site once the collections is completed and ensure the area is cleaned should there be an oil spill.
- The contract is for a combination of aluminium and copper core units which must be purchased by the successful tenderer according to Eskom's list.
- It is Eskom normal business to issue out a collection request which ranges from 15 to 150 transformers at a time and the successful tenderer will be expected to pay and collect without re-batching or making part payment.
- The tenderer is required to submit a safe disposal certificate for each site as per batch collected.
- Please submit your tender only if you will be able to comply with the above conditions.

The purchaser will be responsible for the safe collection, handling, removal, loading and transportation of the **SCRAP UNITS** / material and to clean the site, qualified labour and suitable certified plant, machinery, equipment and transport for this purpose.

The goods on sale will be identified by Eskom

## PRICE SCHEDULE

For costing purposes the following table and text messages have been compiled. Please bear in mind that each material classification is for a type of scrap unit and you must factor your costs into your prices.

Companies/ Buyers must show their interest to participate on the e-Auction by completing and submitting the attached Forms, **ANNEXURE C (ACKNOWLEDGEMENT FORM EAUCION TRAINING)**

### Pricing will be conducted via e-AUCTION


Submission of this document confirms the tenderer is fully aware of the condition of the tender and that their offer price will be submitted through the e-Auction process. The tenderer proofs their full intention and will to purchase the scrap TRANSFORMERS and MINI-SUBS AS "VOETSTOOTS" "AS IS" for their price as will be offered via e-Auction.

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Item No.	QTY	DESCRIPTION	PRICE OFFERED (INCLUSIVE VAT)
1	"AS AND WHEN AVAILABLE"	SCRAP KVA TRANSFORMERS AND MINI-SUBS FROM 5 KVA TO 1 000 KVA	<b>TO GO THOROUGH EVALUATION PROCESS FIRST AND THEN E-AUCTION PRICING TOOL TO BE USED FOR EACH SITE / BATCH</b>

**THE RAND RATE PER ITEM WILL BE DETERMINED AFTER EVALUATION AND VIA THE E-AUCTION PRICING TOOL.**

For each disposal transaction the rand price will be calculated by the Final Bid Price per item ex vat.

#### NOTES

- Eskom will not be responsible for any damages or losses suffered during the removal of the oil incurred while working on this project arising from theft, damage or personal injury.
- You will be required to adhere to the condition as laid out by the Eskom site agent with regards to site access etc.
- Littering is prohibited at all times. Facilities will have to be made available on site during dismantling operations for the collection of disposal waste material. No rubble whatsoever is to be left on site.
- Additional precautions must be taken when using cutting equipment. Portable fire fighting equipment must be available on site during all stages of the work programme.
- The **SCRAP TRANSFORMERS** is sold with unknown quantity, unless specifically mentioned of oil but any oil remaining in the equipment shall become the property of successful tenderer and the tenderer will be responsible for any oil spillage.
- The successful tenderer will be required to be obtain an Eskom permit, prior to commencement of work. After completion of the work, it is imperative that you notify the Eskom site agent, so that the job can be signed off.
- All work must comply with the OHSA Act no 85 of 1993. All Safety requirements and documentation shall be available on the site
- Any oil spills caused during the work programme will need to be rehabilitated by the successful tenderer.
- This is an open tender.
- A tenderer who has an **existing or expired contract with Eskom** and has **defaulted in terms of that contract** will be disqualified and not be awarded a new contract
- A tenderer who has an open non-conformance that has not been closed, will be disqualified and not awarded a new contract.
- No accommodation will be allowed on site.

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## **ANNEXURE A**

### **AUTHORISATION FORM**

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

<b>A COMPANY</b>	<b>B CLOSE CORPORATION</b>	<b>C PARTNERSHIP</b>	<b>D JOINT VENTURE</b>	<b>E SOLE PROPRIETOR</b>	<b>F TRUST</b>

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.

<b>Signed:</b>	<b>Date:</b>
<b>Name:</b>	<b>Position:</b>

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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.

<b>Signed:</b>	<b>Date:</b>
<b>Name:</b>	<b>Position:</b>

## 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.**

## 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 \_\_\_\_\_

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\_\_\_\_\_, 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 \_\_\_\_\_

<b>Signed:</b>	<b>Date:</b>
<b>Name:</b>	<b>Position:</b> (Sole Proprietor)

#### F. Certificate for trust

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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.
- b) Either the **80/20 preference point system** will be applicable in this tender. The lowest/highest acceptable tender will be used to determine the accurate system once tenders are received.

1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:

- (a) Price; and
- (b) Specific Goals.

1.4 **To be completed by the organ of state:**

The maximum points for this tender are allocated as follows:

	POINTS
<b>PRICE</b>	<b>80</b>
<b>B-BBEE</b>	<b>20</b>
<b>Total points for Price and SPECIFIC GOALS</b>	<b>100</b>

1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this

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tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.

- 1.6 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

## 2. DEFINITIONS

- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

## 3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

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

#### 3.1.1. POINTS AWARDED FOR PRICE

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

**80/20**

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

Where

- Ps = Points scored for price of tender under consideration
- Pt = Price of tender under consideration
- Pmax = Price of highest acceptable tender

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#### 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.

#### 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;
- 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

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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.

<p>.....</p> <p><b>SIGNATURE(S) OF TENDERER(S)</b></p>	
<b>SURNAME AND NAME:</b>	.....
<b>DATE:</b>	.....
<b>ADDRESS:</b>	<p>.....</p> <p>.....</p> <p>.....</p>

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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. 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

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]**

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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.
- 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.

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- 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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## ANNEXURE K:

### TECHNICAL EVALUATION CRITERIA

Technical evaluation is going to be two phase, desktop evaluation and site visit inspection. It will be an inherent requirement for each tenderer to demonstrate their technical capability to perform the requirement of the contract.

Technical evaluation criteria (100%)	Weight
<b>Approach and Methodology</b> <ul style="list-style-type: none"> <li>Does the contractor have necessary technical and mechanical ability, and have the acumen to manage and process the project quantities for the project?</li> <li>Does the contractor have experience of the industry and display an ethical track record in line with the Second-Hand Good Act?</li> <li>Is there confidence that the contractor will be able to perform in this contract effectively, efficiently, timeously, and economically?</li> </ul>	<b>100%</b>
<b>Total</b>	<b>100%</b>

The following criteria and their individual weight in % will be used for the evaluation of technical proposal.

Questions – Evaluation of a Scrap Dealer

**(RATE COMPANIES 1-5, 1 – POOR, 2 – FAIR, 3 – AVERAGE, 4 – GOOD AND 5 – EXCELLENT)**

**Scrap Dealer's Name:** \_\_\_\_\_

**Location:** \_\_\_\_\_

	1	2	3	4	5
Company Documentation					
Vat / Tax Certificate					
Registration at any relevant industry					
Second Hand Act Registration for scrap or recycling.					
Safety Policy					
Environmental Policy					

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Safety File					
Coida					
Site/ Yard Cleanliness					
Oil spills Kit					
Suitable Fire Fighting Equipment					
Hazardous & Non-Hazardous separated					
PPE					
Security					
Storage facilities					
Dismantling & Demolition					
Machinery/plant					
Type of trucks					
Number of Trucks					
Do they process or agent only					
Do they buy off the street					
Total					100%

Comments: \_\_\_\_\_

\_\_\_\_\_

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		<b>Effective Date</b>	02 June 2025		
		<b>Review Date</b>	June 2030		

## **ANNEXURE L**

### **SECTION 37(2) AGREEMENT**

#### **CONCLUDED BETWEEN**

*Eskom Holdings SOC Limited*

#### **AND**

.....

**(Name of contractor/supplier)**

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

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

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

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

This agreement constitutes the sole agreement between the parties, and no variation, modification, or waiver of any of the provisions of this agreement or consent to any departure from these shall, in any manner, be of any force or effect, unless confirmed in writing and signed by both parties, and

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such variation, modification, waiver, or consent shall be effective only in the specific instance and for the specific purpose and to the extent for which it was made or given.

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

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

..... (Place)

(Full Name)..... (Signature) .....on

behalf of ..... (Contractor/supplier)

**Contractor Responsible Manager** *(responsible for signing the contract on behalf of the contractor/supplier)*

Witnesses

1. ....

2. ....

Signed this ..... day of ..... 20 ..... at ..... (Place)

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

behalf of [insert name of subsidiary or Eskom Holdings SOC Limited]

**(Contracts and/or Project Manager or Representative)**

Witnesses

1. ....

2. ....

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## **ANNEXURE M - SAFETY REQUIREMENTS**

<b><u>Ref</u></b>	<b><u>OHS Tender Returnable</u></b>	<b><u>Submission</u> <u>Y = Yes</u> <u>N= No</u></b>
1	<b>Annexure B</b> Is the acknowledgement of <b>Eskom's OHS</b> legal and other requirements form signed and submitted by the tenderer?	
2	Valid Letter of Good Standing ( <b>COIDA or equivalent</b> ) COID relevant to the nature of the business).	
3	<b>OHS policy signed by CEO</b> The submitted policy document must comply to OHS Act Section 7 and should have a review date.	
4	<b>Baseline Risk Assessment (BRA)</b> Driving risks, and any relevant applicable risks based on the scope of work. Controls and risk rating to be included in the BRA.	
5	<b>SHE Plan</b> The Health and Safety Plan should cover the following topics: > Incident Management > SHE Communication > Emergency Management > Substance Abuse Management > Any relevant Safe Working Procedures if applicable	

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## **ANNEXURE N - ENVIROMENTAL REQUIREMENTS**

<b><u>Ref.</u></b>	<b><u>KPIs</u></b>	<b><u>Submission</u></b>
		<b>Y = Yes</b> <b>N= No</b> <b>N/A = Not applicable</b>
1	<b>Pre-requisite</b>  Is the acknowledgement of Eskom's SHE rules and requirements form (Annexure B) signed and a copy thereof attached to this tender submissions by the tenderer?	
2	<b>Environmental Management Plan for the Scope of work addressing the following as a minimum:</b>  <b>Applicable to medium risk:</b> <ul style="list-style-type: none"> <li>Waste management (reduction, re-use, recycling, disposal).</li> <li>Environmental induction.</li> <li>Environmental incident management.</li> </ul>	
3	<b>All: Environmental (or SHE/SHEQ) policy signed by Company Owner/CEO/MD:</b>  Commitment to: (1) compliance to environmental compliance obligations; and (2) environmental duty of care.	

## **ANNEXURE O - QUALITY REQUIREMENTS**

### **Category 4: Quality Requirements**

- The supplier shall complete and sign Form A (Enquiry/Contract/Quality Requirements for Supplier Quality Management Specification 240-105658000/ QM 58 and ISO 9001).
- The supplier shall submit a quality method statement based on ISO 9001 and specific to the scope of work.
- The quality method statement should address all the supplier's business management processes to ensure that all of Eskom's requirements are fully met on a consistent basis.
- The supplier shall submit a signed/ approved quality policy (aligned with the supplier's strategic direction). (documented information)
- The supplier shall submit a copy of quality objectives. (documented information)
- The supplier shall submit documented information for Control of Externally Provided Processes, Products and Services.
- The supplier shall submit a copy of the documented information for roles, responsibilities and authorities, specific to the project/ scope of work/ technical requirements. Examples of relevant documented information are; organization charts, job descriptions, work instructions, duty statements, manuals, procedures

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