

	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

ESKOM HOLDINGS SOC LTD

INVITATION TO TENDER (ITT)

FOR

An Enabling Agreement for a Panel of (5) five Contractors for Fibre Optic Cable Installation on “as and when” required basis in the Central East Cluster (Kwa-Zulu Natal and Free State Operating Units) for a period of (5) five years.


Tender number	E3011DXKZNOU
Issue date	19 June 2026
Closing date and time	24 July 2026 – 10:00am
Tender validity period	Twelve (12) Weeks from the closing date and time
Clarification meeting	<p><u>Online MS TEAMS Tender Clarification Meeting:</u></p> <p>Date: 01 July 2026</p> <p>Time: 09:00am</p> <p>Microsoft Teams meeting Join: https://teams.microsoft.com/meet/368813317514792?p=hJby1Ynxdo49TcM2CA Meeting ID: 368 813 317 514 792 Passcode: FV2pC7ZN</p>
	<p>Tenders to be Submitted: 24 July 2026 at 10h00</p> <p>NO LATE SUBMISSIONS WILL BE ACCEPTED</p> <p>Tenders are to be submitted electronically via Eskom E- tendering site by the stipulated closing date and time.</p> <p><i>Please note it is the responsibility of the supplier to ensure that the tender submission is submitted before the closing time</i></p>

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		Effective Date	07 April 2026		
		Review Date	April 2031		

Invitation to Tender

Eskom Holdings SOC Ltd (hereinafter “Eskom”) invites you to submit a *tender* for:

An Enabling Agreement for a Panel of (5) five Contractors for Fibre Optic Cable Installation on “as and when” required basis in the Central East Cluster (Kwa-Zulu Natal and Free State Operating Units) for a period of (5) five years.

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/proposal 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



Thandi Xaba

Procurement Manager

KZN operating Unit

Date: 19 June 2026

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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	Included as part of Enquiry Documents
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	Annexure D	Y
1.1.5	*CPA Requirements for Local Goods/Services	Annexure E	Y
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
1.1.14	E-tendering Help Manual acknowledgement form	Annexure K	Y
1.1.15	E-tendering Help Manual for supplier	Uploaded as part of Enquiry Documents	Y
1.1.18	Scope of Work	Annexure L	Y
1.1.19	NEC 3 Engineering and Construction Contract (ECC)	Uploaded as part of Enquiry Documents	
1.1.20	Pricing Schedule/BOQ (if not contained in Contract) PDF and a copy in excel format. The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes.	Uploaded as part of Enquiry Documents	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. 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 The Eskom <i>Representative</i> is: Name: Yvonne Hadden Tel: 031-7105290 E-mail: hadden@eskom.co.za</p>														
1.3 Tender documents	<p>The Invitation to tender E3011DXKZNOU</p> <p>It is the responsibility of the tendering party to ensure all the required documentation is downloaded and completed and submitted via E-Tendering as follows:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;"><u>SECTION</u></th> <th style="text-align: center;"><u>TENDER INFORMATION TO BE SUBMITTED</u></th> </tr> </thead> <tbody> <tr> <td>SECTION 1 Will comprise of the Commercial and SD&L Requirements</td> <td style="text-align: center;">✓</td> </tr> <tr> <td>SECTION 2 Will comprise of the Technical Requirements</td> <td style="text-align: center;">✓</td> </tr> <tr> <td>SECTION 3 Will comprise of the Safety Requirements</td> <td style="text-align: center;">✓</td> </tr> <tr> <td>SECTION 4 Will comprise of the Quality Requirements</td> <td style="text-align: center;">✓</td> </tr> <tr> <td>SECTION 5 Will comprise of the Environmental Requirements</td> <td style="text-align: center;">✓</td> </tr> <tr> <td>SECTION 6 Will comprise of the Financial Requirements</td> <td style="text-align: center;">✓</td> </tr> </tbody> </table> <p>IMPORTANT NOTE TO TENDERERS</p> <ul style="list-style-type: none"> Commercial and SDL&I Information to be uploaded in the folder called Commercial. 	<u>SECTION</u>	<u>TENDER INFORMATION TO BE SUBMITTED</u>	SECTION 1 Will comprise of the Commercial and SD&L Requirements	✓	SECTION 2 Will comprise of the Technical Requirements	✓	SECTION 3 Will comprise of the Safety Requirements	✓	SECTION 4 Will comprise of the Quality Requirements	✓	SECTION 5 Will comprise of the Environmental Requirements	✓	SECTION 6 Will comprise of the Financial Requirements	✓
<u>SECTION</u>	<u>TENDER INFORMATION TO BE SUBMITTED</u>														
SECTION 1 Will comprise of the Commercial and SD&L Requirements	✓														
SECTION 2 Will comprise of the Technical Requirements	✓														
SECTION 3 Will comprise of the Safety Requirements	✓														
SECTION 4 Will comprise of the Quality Requirements	✓														
SECTION 5 Will comprise of the Environmental Requirements	✓														
SECTION 6 Will comprise of the Financial Requirements	✓														

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Clause Number from Standard Conditions of Tender	Tender Data
	<ul style="list-style-type: none"> • Technical Information to be Uploaded in the folder called Technical • Safety Information to be Uploaded in the folder called SHEQ • Quality Information to be Uploaded in the folder called SHEQ • Environmental Information to be Uploaded in Folder called SHEQ • Financial Information to be Uploaded in Folder called Finance
1.4 Type of Invitation to Tender	This Invitation to Tender is: <ol style="list-style-type: none"> 1. An open Invitation to Tender
1.6 Eskom's right to accept or reject any tender	The tender shall be for the whole of the contract with a for a Panel of (5) five Contractors for Fibre Optic Cable Installation on “as and when” required basis in the Central East Cluster (Kwa-Zulu Natal and Free State Operating Units) for a period of (5) five years.
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 (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes). 3. Tenders submitted by a joint venture or consortium where the JV/consortium agreement does not explicitly state that the parties of the JV or consortium shall be jointly and severally liable for the execution of the Contract in accordance with the Contract terms.

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	<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. Any tenderer and/or its director/s that is restricted by Eskom.</p> <p>9. 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 <i>Tender submission</i> is:</p> <p>Date : 24 July 2026 Time : 10 :00AM</p> <p>Late Tenders will not be accepted.</p> <p>Tenders are uploaded via Eskom Tender bulletin site on the Eskom E- tendering page</p>
2.7-.2.11 Submitting a tender	<p>For Electronic Tender Submissions</p> <p>The tenderer must upload the tender via Eskom Tender bulletin site on the Eskom E- tendering page. The documents need to be upload under the folder Technical, Commercial, Financial, and SHEQ</p> <p>All documents need to be submitted in a PDF format (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes).</p> <p>The price list needs to be submitted in PDF and a copy in excel format.</p>

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	<p>No Zip/condense files can be uploaded No hard copy will be accepted</p> <p>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.</p> <p>Please ensure that the submission status is indicated as complete.</p> <p>Supplier Help Manual guide and video can be found on Eskom E-Tendering page</p>
2.12 Tender Validity Period	The tender validity period is Twelve (12) weeks from tender closing.
2.15 Tender clarification meeting	<p>A non-compulsory clarification meeting with representatives of Eskom will take place as follows:</p> <p><u>Online MS TEAMS Tender Clarification Meeting:</u></p> <p>Date: 01 July 2026</p> <p>Time: 09:00am</p> <p>Microsoft Teams meeting Join: https://teams.microsoft.com/meet/368813317514792?p=hJby1Ynxdo49Tcm2CA Meeting ID: 368 813 317 514 792 Passcode: FV2pC7ZN</p>
2.16 Seeking clarification	<p>Tenderers can submit clarification questions via email to yvonne.hadden@eskom.co.za.</p> <p>It must be noted <u>only clarification questions received via email will be addressed.</u></p> <p>The deadline for the submission of clarification questions is five (5) days prior to the Tender Closing Date.</p> <p>Clarification feedback will be posted on the Eskom Tender Bulletin and National Treasury E Tender Portal.</p>

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	Tenderers are encouraged to continuously check the bulletins for the latest updates or addendums during the tender process.
2.22 Alternative tenders	Alternative tenders are <i>not allowed</i> .
2.34 Provision of Security for Performance	<p>The following forms of security are required for this enquiry:</p> <ul style="list-style-type: none"> The Provision of a Performance Bond <p>Should the outcome of the Financial Evaluation results be unfavourable/ Financially not sound, the service provider may be requested to provide Performance Bond to mitigate the Financial risk to Eskom.</p> <p>If the provision of security for performance in the form of a performance bond or a demand guarantee is a requirement, the tenderer must select a minimum of two (2) financial institutions that it is likely to approach from the list provided of Eskom-approved financial institutions.</p> <ol style="list-style-type: none"> ABSA Bank Limited Development Bank of South Africa First Rand Bank Limited Investec Bank Limited Land & Agricultural Development Bank of South Africa Nedbank Limited Standard Bank of South Africa
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 <i>not be read out</i> .

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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 a fully priced BOQ (i.e All items on the BOQ to be priced) <p>For E-Tendering, a tenderer's failure to have submitted/uploaded tender documents will render the tender non-responsive.</p>
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><u>Step 1: Basic Compliance/Commercial Evaluation</u></p> <p>All responses to the tender enquiry will be evaluated for overall compliance to the conditions of tender and test for responsiveness.</p> <p><u>Commercial Mandatory Returnables (Disqualifiable)</u></p> <p>These returnables are required to be submitted with the tender at Tender closing date and time. If not submitted by tender closing the tender will be disqualified.</p> <ul style="list-style-type: none"> • Meet the eligibility criteria for a tenderer. • Submit a fully priced BOQ (i.e All items on the BOQ to be priced) <p><u>Technical Mandatory Returnable (Disqualifiable)</u></p> <p>Refer to the uploaded technical evaluation requirements. The technical returnables are required to be submitted with the tender at Tender closing date and time.</p>

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	<p><u>Commercial Requirements - (Non – Disqualifiable)</u></p> <p>These returnables are also 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, the Procurement Practitioners will request in writing the outstanding returnable to be submitted within 5 working days. If the requested returnable (s) are not fully completed, signed (if required on the returnable) and/or received by the Procurement Practitioner within 5 working days of the request; the tender will be disqualified.</p> <ul style="list-style-type: none"> • Authorisation Form (Annexure A) • Acknowledgement Form (Annexure B) • Tenderer’s Particulars (Annexure C) • Integrity Declaration Form (Annexure D) • Fully complete and duly signed SBD 1 – Invitation to Bid (Annexure H) • Fully complete and duly signed SBD 4 (Annexure J) • Submit a signed NEC 3 Engineering and Construction Contract (ECC), Offer and Acceptance, accepting the terms and conditions of the contract. • E-Tenderers’ E-Tendering Training Acknowledgement Form to be fully completed and signed in its entirety and submitted at tender closing. <p><u>Commercial Mandatory Returnable (Non - Disqualifiable)</u></p> <p>These returnable are also required to be fully completed, signed and submitted with Tender at Tender closing date and time, however, if not submitted by Tender closing, the Procurement Practitioners will request in writing the outstanding returnable to be submitted within 21 working days. If the requested returnable (s) are not fully completed, signed and/or received by the Procurement Practitioner within 21 working days of the request date; the tender will be disqualified.</p> <p>Valid proof of CIDB (Construction Industry Development Board) Registration with the CIDB grade 3 EP or higher. However, where valid proof of CIDB Registration is not available at tender closing deadline, tenderers are at minimum expected to provide valid proof of</p>

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	<p>application for Registration with the CIDB by tender closing deadline and proof of actual registration by contract award.</p> <p><u>Commercial Mandatory Returnable Required prior to contract award (non-Disqualifiable)</u></p> <p>The requested returnable (s) are required to be received by the Procurement Practitioner upon request by contract award; failure to provide the document will deem the tender non-responsive.</p> <ul style="list-style-type: none"> CSD Registration – Companies are required to provide a valid CSD (MAAA.....) number. 																												
3.13 Functionality requirements	<p>Functionality requirements are applicable.</p> <p>The following criteria will be applicable for this transaction under functionality criteria:</p> <table border="1" data-bbox="595 1055 1453 1469"> <thead> <tr> <th>Item No.</th> <th>Criteria Description</th> <th>Weights</th> </tr> </thead> <tbody> <tr> <td>1</td> <td>Tools and equipment – See Annexure C for Scoring</td> <td>10%</td> </tr> <tr> <td>2</td> <td>Vehicles – See Annexure D for Scoring</td> <td>10%</td> </tr> <tr> <td>3</td> <td>Related Project Experience</td> <td>40%</td> </tr> <tr> <td>4</td> <td>Installation Methodology for 3 types of fibre</td> <td>20%</td> </tr> <tr> <td>5</td> <td>Technical Compliance</td> <td>10%</td> </tr> <tr> <td>6</td> <td>Skills and Training</td> <td>10%</td> </tr> <tr> <td></td> <td>Total</td> <td>100%</td> </tr> </tbody> </table> <table border="1" data-bbox="595 1538 1497 1610"> <thead> <tr> <th>Criteria</th> <th>Weight</th> </tr> </thead> <tbody> <tr> <td>Technical Threshold</td> <td>80%</td> </tr> </tbody> </table> <p>Tenderers who do not meet the threshold for functionality scoring will be disqualified.</p> <p>Refer to the uploaded detailed technical evaluation requirements. All technical returnables are required to be submitted with the tender at Tender closing date and time.</p>	Item No.	Criteria Description	Weights	1	Tools and equipment – See Annexure C for Scoring	10%	2	Vehicles – See Annexure D for Scoring	10%	3	Related Project Experience	40%	4	Installation Methodology for 3 types of fibre	20%	5	Technical Compliance	10%	6	Skills and Training	10%		Total	100%	Criteria	Weight	Technical Threshold	80%
Item No.	Criteria Description	Weights																											
1	Tools and equipment – See Annexure C for Scoring	10%																											
2	Vehicles – See Annexure D for Scoring	10%																											
3	Related Project Experience	40%																											
4	Installation Methodology for 3 types of fibre	20%																											
5	Technical Compliance	10%																											
6	Skills and Training	10%																											
	Total	100%																											
Criteria	Weight																												
Technical Threshold	80%																												

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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> <p>Specific Goals</p> <p>A maximum of 20 points may be awarded to a tenderer for the specific goal specified for the tender. The points scored for the specific goal must be added to the points scored for price and the total must be rounded off to the nearest two decimal places. Subject to section 2(1)(f) of the Preferential Procurement Policy Framework Act, the contract must be awarded to the tenderer scoring the highest points.</p>

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	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
	<p>NB: The following documents are required to claim preference points,</p> <ul style="list-style-type: none"> Valid BBEE certificate issued by a SANAS accredited verification agency or a valid sworn affidavit or a valid BBEE Certificate issued by CIPC for EME companies or for joint ventures a valid BBEE certificate issued by a SANAS accredited verification agency in the name of the joint venture. <p>NB: Supporting documents may be requested during evaluation (This list is not exhaustive):</p>	

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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

Clause Number from Standard Conditions of Tender	Tender Data
	<ul style="list-style-type: none"> • Proof of ownership / shareholding (CIPC registration documentation) inclusive of shareholding breakdown • ID copies of shareholder(s) or owner(s) of the business • Proof of Disability of owner(s) of the business (where applicable) <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
3.19 Ranking of tenders	<p>Tenderers will be ranked by applying the preferential point scoring for the 80/20 system. Eskom will add the score from Pricing and Specific Goals together and rank the suppliers from the highest to the lowest.</p> <p><u>Price and Preference Scoring</u></p> <p>The points for price will be added to BBBEE preference points and service providers will be ranked from highest to lowest.</p> <p>NB: A 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>Criteria for breaking deadlock in scoring</p> <p>(1) If two or more tenderers score an equal total number of points, the contract must be awarded to the tenderer that scored the highest points for specific goals.</p> <p>(2) If two or more tenderers scored equal points, including equal points for specific goals, the recommended tenderer must be identified by the drawing of lots.</p>

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3.20 Objective Criteria (if applicable)	<p>The following objective criteria apply to the tender:</p> <p>1) <u>Local Procurement Content</u></p> <p>“Local Procurement Content” refers to value added in South Africa by South African resources. Where a single contract involves a combination of local and imported goods and/or services, the tender response must be separated into its components as per the Price Schedule included with the tender documents. Local procurement content is total spending minus the imported component. Tenderers are required to submit their proposals in the table below.</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th style="background-color: #cccccc;">Local Procurement Content</th> <th style="background-color: #cccccc;">Eskom target</th> <th style="background-color: #cccccc;">Tenderer Proposal</th> </tr> </thead> <tbody> <tr> <td></td> <td style="text-align: center;">100%</td> <td></td> </tr> </tbody> </table> <p>1) <u>Procurement spend on entities with a minimum 51% black ownership.</u></p> <p>The winning tenderer is encouraged to procure/spend on designated groups on the following paid invoices for both:</p> <p>the indirect expenses (e.g. overheads) on goods and services supplied to the contractor/supplier by designated groups; and</p> <ul style="list-style-type: none"> direct spend on goods and services supplied by the subcontractors for the execution of the scope of work. <p>Activities, as a proportion of the local procurement content, which may be subcontracted to designated black owned enterprises must be submitted in a table below.</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th style="background-color: #cccccc;">Procurement Designated Group</th> <th style="background-color: #cccccc;">from</th> <th style="background-color: #cccccc;">Eskom Target</th> <th style="background-color: #cccccc;">Tenderer Proposal</th> </tr> </thead> <tbody> <tr> <td>Black Owned</td> <td></td> <td style="text-align: center;">4.0%</td> <td></td> </tr> <tr> <td>Black Women Owned</td> <td></td> <td style="text-align: center;">3.0%</td> <td></td> </tr> </tbody> </table>	Local Procurement Content	Eskom target	Tenderer Proposal		100%		Procurement Designated Group	from	Eskom Target	Tenderer Proposal	Black Owned		4.0%		Black Women Owned		3.0%	
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	Black Youth Owned	2.0%								
	Black Persons with Disability	1.0%								
<p>3. <u>Jobs</u></p> <p>Tenderers are required to submit proposals for the type and number of jobs that will be created and retained in South Africa as a direct result of being awarded a contract.</p> <table border="1" style="width: 100%; text-align: center;"> <thead> <tr> <th style="background-color: #cccccc;">Jobs to be created</th> <th style="background-color: #cccccc;">Jobs to be retained</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> </tr> </tbody> </table>				Jobs to be created	Jobs to be retained					
Jobs to be created	Jobs to be retained									
<p>4. <u>Skills Development</u></p> <p>Tenderers are required to submit proposals in a table below for developing the skills of unemployed candidates in the country. Skills development is intended to address Eskom's core, scarce and critical skills and the scarce and critical skills. These skills are also included in a 2020 list of occupations in high demand as stipulated in the Government Gazette 43937. Candidates shall be from Kwa Zulu Natal and Free State, and their composition shall be representative of the population demographics of South Africa</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th style="background-color: #cccccc;">Skill type / Occupation</th> </tr> </thead> <tbody> <tr><td>N1 Electrical Engineering (FET or TVET)</td></tr> <tr><td>N2 Electrical Engineering (FET or TVET)</td></tr> <tr><td>N3 Electrical Engineering (FET or TVET)</td></tr> <tr><td>N4 Electrical Engineering (FET or TVET)</td></tr> <tr><td>N5 Electrical Engineering (FET or TVET)</td></tr> <tr><td>N6 Electrical Engineering (FET or TVET)</td></tr> </tbody> </table>				Skill type / Occupation	N1 Electrical Engineering (FET or TVET)	N2 Electrical Engineering (FET or TVET)	N3 Electrical Engineering (FET or TVET)	N4 Electrical Engineering (FET or TVET)	N5 Electrical Engineering (FET or TVET)	N6 Electrical Engineering (FET or TVET)
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	<p><u>Note:</u> The contractor is to deliver on 1 skill for every R2 million invoiced to Eskom. The skills will be taken from the list of skill types above unless negotiated otherwise with SDL&I, Eskom. The final number of skills delivered per contractor will depend on the total value of the invoices.</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> <p><u>Note:</u> 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>
Contractual Requirements	<p>Tenderers still in the running for this contract will be evaluated in terms of their contractual requirements. Should they not pass the initial evaluation they will be advised of their shortcomings and have seven (7) working days in which to correct their shortcomings or submit the outstanding documents.</p> <p>Failure to correct the shortcomings or submit the outstanding documents within the stipulated time will result in the tender being deemed unacceptable in terms of their contractual requirements and will not be evaluated further.</p> <p>The following Contractual Requirements hereunder are applicable to this tender:</p> <ul style="list-style-type: none"> • Safety Requirements

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7	<p>OHS Competency:</p> <p>Proof of the Training certificates and appointment letters for each of the following:</p> <p>NB: Accreditation Certificates to be provided by the training service provider to the contractor for each competency.</p> <ul style="list-style-type: none"> • Section 17 Health and Safety Representative (Appointment if not yet trained) • GSR 3(4) First Aid Training • CR 29(h&i) Fire fighters • CR 9(1) Risk Assessor • CR 8(7) Construction Supervisor with Supervision Certificate and MV/LV line Construction • CR 8(5) Safety Officer (Registered with SACPCMP) • CR 10(1) Fall Protection planner/developer • Fall Rescuer (Training Certificate only) • GAR 9(2) Incident Investigator • CR13(1) Competent person for Excavation Work
8	<p>Medical Fitness Certificate (Including Annexure 3 Template)</p> <p>To be done by the Occupational Health Practitioner/Nurse/Doctor (Minimum of 3)</p>
9	<p>Fall Protection Plan as per CR10 (With Rescue plan and Fall Risks)</p> <p>Next Review date to be included, to be signed by the fall protection planner and CEO/MD</p>
10	<p>Substance Abuse Procedure or Policy</p> <p>Policy to be signed by the CEO /MD</p>
11.	<p>Costing for Health and Safety Management</p> <p>(The cost should be broken down, not provided as a lump sum)</p> <p>The costing must be based on the overall scope of work/service to be performed.</p>

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




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The PIS letter must specify whether: <ol style="list-style-type: none"> Whether the AFS were internally or externally prepared. Whether the company was owner managed or not owner managed. Latest approved financial statements including comparative amounts. 	2	ISO 14001 Environmental Management Standard certificate.		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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

Clause Number from Standard Conditions of Tender	Tender Data
	<p>AFS must be valid and not outdated, received within 18 months after year-end.</p> <ul style="list-style-type: none"> • A signed director's / member's report. • Signed Compilers / Accounting Officers / Independent Reviewers / Audit report whichever is applicable, based on the PIS above. <p>Where the PIS requires an Audit or Independent Reviewers report, the Compilers / Accounting Officers report must still be submitted.</p> <ul style="list-style-type: none"> • Approved Annual Financial statements must comprise of Statement of financial position (Balance Sheet) • Statement of comprehensive income (income statement) • Statement of changes in Equity • Statement of cash flows • Notes to the financial statements • ITA 34C Income Tax Assessment for companies that have NOT been audited <p>The notes to the AFS specifically referring to Accounts Receivable and Accounts Payable must give a complete breakdown of the amounts. A clear distinction must be made between Trade Debtors and other receivables as well as Trade Creditors and other payables. The note must clearly show the amounts subject to interest and the terms and condition of interest.</p> <ul style="list-style-type: none"> • The notes to the AFS must clearly specify the current and non-current liabilities that are subject to interest. • Member / Directors loans must be accompanied by a note specifying the terms of the loan, whether secured or unsecured, terms of repayment and interest rates. • Name of Holding company if the company is a subsidiary company. <p>Where there is a Holding company the Latest Signed Group Annual Financial Statements of the Holding Company may be requested at a later stage.</p> <p>Information requested from companies via Procurement Office not received within five working days from date of Finance request will result in the financial evaluation being closed. Finance will issue a 1-page report stating that an opinion could not be expressed due to insufficient information.</p> <p>Note: Draft, bi-annual, management accounts and unsigned financial statements will NOT be accepted.</p>

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Clause Number from Standard Conditions of Tender	Tender Data
	<p>Soft copies of the AFS submitted with the tender documents may be requested at a later stage.</p> <p>The following mitigating factors may be implemented if the financial viability result for any of the tendering companies is unfavourable:</p> <ul style="list-style-type: none"> • obtaining a performance bond from a financial institution that has been pre-approved by Eskom Treasury department. • a parent Company Guarantee, provided that the parent company is financially sound enough to stand as surety for the subsidiary tendering for the contract. The parent company's latest and approved AFS must be submitted for financial analysis. • a reduced contract may be recommended, • payment upon delivery of a milestone activity or milestone goods.
3.24 Sign form of Agreement/ Contractual Conditions	The conditions of contract will be the NEC 3 Engineering and Construction Contract (ECC)
2.28 CIDB Requirements (where applicable for Engineering and Construction Works Contracts)	<p>CIDB Requirements are applicable.</p> <ol style="list-style-type: none"> 1. It is estimated that tenderers must have a Construction Industry Development Board (CIDB) contractor grading of 3 EP or higher <p style="text-align: center;">OR;</p> <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 CIBD. 3. the lead partner has a contractor grading designation in the EP 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 CIBD regulations is equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a or 3EP class of construction work or a value determined in accordance

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	with Regulations 25 (1B) or 25 (7A) of the CIBD Regulations.

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

1.3 TENDER RETURNABLES

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

NOTE THE FOLLOWING: -

* **Returns required at Tender closing (disqualifiable): -**

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These returnables are required to be completed, signed and submitted with the tender at Tender closing date and time. If not 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 completed, signed 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 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.

Returnable required prior to Contract Award.

Returnables that are mandatory for contract award must be submitted prior to award, completed if completion is a requirement and signed if signature is a requirement.


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	Electronic copy of the tender in a PDF format. The price list needs to be submitted in PDF format (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes)	v		

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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.
Annexure A	Authorisation Form		√	
Annexure B	Acknowledgement Form		√	
Annexure C	Tenderers Particulars		√	
Annexure D	Integrity Pact Declaration form		√	
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		√	
Annexure K	E-tendering Help Manual acknowledgement form		√	
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			√

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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.
	PIN number for verification by Eskom and/or their CSD profile / CSD number). Foreign suppliers with no footprint in South Africa must complete the SBD1 document; however, no proof of tax compliance is required.			
Tax Evaluation Questionnaire (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			v
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)			v
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		v	
NEC	NEC 3 Engineering and Construction Contract	v		
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 <i>PDF</i>	v		

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	<i>and a copy in excel format.</i> The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes.		√	
	MANDATORY CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE			
Mandatory Contractual Requirement	CSD Registration (CSD number/CSD Report)			√
	ADDITIONAL CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE			
Safety	Documents required as per the Safety Evaluation Criteria			√
Quality	Documents required as per the Quality Evaluation Criteria			√
Environmental	Documents required as per the Environmental Evaluation Criteria			√
Due Diligence/financial analysis	Documents required as per the Environmental Evaluation Criteria			√
	DOCUMENTS REQUIRED UNDER FUNCTIONALITY/TECHNICAL CRITERIA			
Functionality/Technical required for evaluation /scoring]	Tender Returnables to be submitted as per the Technical Evaluation Criteria.	√		

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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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		Effective Date	07 April 2026			
		Review Date	April 2031			

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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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

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:
----------------	--------------

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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

Name:	Position:(Sole Proprietor)
--------------	-----------------------------------

F. Certificate for trust

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

Signed:	Date:
Name:	Position:

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


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

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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

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 E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

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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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

ANNEXURE C

TENDERER'S PARTICULARS

The tenderer must furnish the following particulars where applicable:

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

Please complete the following:

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

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


Name of contractor	
CIPC Registration number or CIPC disclosure certificate	
VAT registration number	

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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28	
		Effective Date	07 April 2026			
		Review Date	April 2031			

CIDB Registration number (if applicable) and CIDB grade specified for the sub-contractor as may be stipulated in the Tender Data	
Proposed Scope of work to be done by sub-contractor	
Contact person	
Telephone number	
Fax number	
E-mail address	
Postal address	
Physical address	

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

YES		NO	

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

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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

7.1 Confirm if you intend sub-contracting

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

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

7.3 To whom do you intend sub-contracting? _____

7.4 Is the said sub-contractor registered on CSD?

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

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

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

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

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

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

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

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

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

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


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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

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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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

- (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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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28	
		Effective Date	07 April 2026			
		Review Date	April 2031			

- (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

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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

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.

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		
1.6	Is the tenderer/s or any of its directors restricted by Eskom?		

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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28	
		Effective Date	07 April 2026			
		Review Date	April 2031			

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 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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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

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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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28	
		Effective Date	07 April 2026			
		Review Date	April 2031			

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:		CLOSING DATE:		CLOSING TIME:	
DESCRIPTION					
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)					
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO			TECHNICAL ENQUIRIES MAY BE DIRECTED TO:		
CONTACT PERSON		CONTACT PERSON			
TELEPHONE NUMBER		TELEPHONE NUMBER			
FACSIMILE NUMBER		FACSIMILE NUMBER			
E-MAIL ADDRESS		E-MAIL ADDRESS			
SUPPLIER INFORMATION					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER		CODE	NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER		CODE	NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
SUPPLIER COMPLIANCE STATUS		TAX COMPLIANCE SYSTEM PIN:	OR	CENTRAL SUPPLIER DATABASE No:	MAAA
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES OFFERED?		<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]		ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED? <input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]	
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS					
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?					<input type="checkbox"/> YES <input type="checkbox"/> NO

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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

DOES THE ENTITY HAVE A BRANCH IN THE RSA? YES NO
 DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA? YES NO
 DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA? YES NO
 IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION? YES 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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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

PART B TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:
<p>1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.</p> <p>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.</p> <p>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.</p> <p>1.4. THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).</p>
2. TAX COMPLIANCE REQUIREMENTS
<p>2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.</p> <p>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.</p> <p>2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.</p> <p>2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.</p> <p>2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED; EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.</p> <p>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.</p> <p>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."</p>

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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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

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
- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

1.2 To be completed by the organ of state

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

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.

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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28	
		Effective Date	07 April 2026			
		Review Date	April 2031			

The maximum points for this tender are allocated as follows:

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

- 1.4 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.
- 1.5 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).

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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

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

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:

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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28	
		Effective Date	07 April 2026			
		Review Date	April 2031			

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.)

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 system) (To be completed by the organ of state)	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (90/10 system) (To be completed by the tenderer)	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		0		

DECLARATION WITH REGARD TO COMPANY/FIRM

4.2. Name of company/firm.....

4.3. Company registration number:

4.4. 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

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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28	
		Effective Date	07 April 2026			
		Review Date	April 2031			

State Owned Company
[TICK APPLICABLE BOX]

4.5. 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 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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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

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, including Restriction by Eskom, 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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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

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

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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

to submit the tender, tendering with the intention not to win the tender and conditions or delivery particulars of the products or services to which this tender invitation relates.

- 3.5 The terms of the accompanying tender have not been, and will not be, disclosed by the tenderer, directly or indirectly, to any competitor, prior to the date and time of the official tender opening or of the awarding of the contract.
- 3.6 There have been no consultations, communications, agreements or arrangements made by the tenderer with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the tender submitted where so required by the institution, and the tenderer was not involved in the drafting of the specifications or terms of reference for this tender.
- 3.7 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, tenders that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and/or the tenderer maybe restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE TENDER OR ACT AGAINST THE TENDERER IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature	Date
.....
Position	Name of bidder

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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

ANNEXURE K

ACKNOWLEDGEMENT FORM – E-TENDERING TRAINING

Enquiry no: [...**E3011DXKZNOU**...]

Business name/JV: _____

Contact Person: _____

Tel (landline): _____

Cellphone: _____

E-mail address: _____

Acknowledgment: [Select and complete in full applicable paragraph below]

I _____ (Tenderer’s Name) acknowledge that I have undergone self-training through the e- Tendering Noddy Guide for me to understand. I am satisfied with my self-training and confirm that I will be able to operate the E- Tendering Solution.

This document is a Mandatory returnable prior to for E-Tendering. Failure to FULLY complete the form and submit it to Eskom at tender closing will render the Tenderer non-responsive and will be disqualified from the Procurement Process.

Authorized Signature: _____

Designation: _____

Date: _____

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	Invitation to Tender E3011DXKZNOU	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

ANNEXURE L – SCOPE OF WORK

The establishment of the panel of contractors for the installation and repair of various fibre optic cables on Eskom distribution lines and underground trenches within Central East Cluster (KZN & Free State Areas) for voltages up to and including 132kV. This scope of work must be used in conjunction with the Bill of Quantities which will cover the provision of the appropriate resources and tools to fully Install, commission, Repair and test the optical fibre communication links under new projects and fault repairs on existing fibre links. The contract shall be on “As and When” basis.

The scope of work entails but not limited to the installation, commissioning and repair of various fibre optic cables. (the detail Bill of Quantities provides the full details of activities)

- Installations of OPGW ADSS and Duct Fibre Optic cable
- Installations of Fibre Optic Arial Hardware
- Supply and install Joint Boxes
- Supply and installations Patch panel and accessories
- Supply and installations Sarel boxes and accessories
- Provide labour for trenching
- Provide labour for Splicing
- Provide labour for testing (end to end form patch panel to patch panel)
- Provide as build drawings/test results/pictures/position of joint boxes and GPS location

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