	Invitation to Tender	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

ESKOM HOLDINGS SOC LTD

INVITATION TO TENDER (ITT)

FOR

The once-off order for the Supply and Delivery of Testers and Cameras in the KwaZulu Natal Operating Unit, Central-East Cluster

Tender number	E1161DXKZN
Issue date	11 April 2025
Closing date and time	14 May 2025-10:00 am
Tender validity period	Three months from the closing date and time
Clarification meeting	<p>Non-Compulsory Clarification Meeting</p> <p>Date: 22 April 2025 Time: 09:00 am Venue: MS Teams</p> <p>Microsoft Teams Need help? Join the meeting now Meeting ID: 312 384 013 520 Passcode: uA3Gc2Cm</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>	<p>Tenders must be uploaded via Eskom Tender bulletin site on the Eskom E- tendering page</p> <p>Closing Date: 14 May 2025 Time: 10:00 am</p>

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Invitation to Tender

Eskom Holdings SOC Ltd (hereinafter “Eskom”) invites you to submit a tender for **the once-off order for the Supply and Delivery of Testers and Cameras in the KwaZulu Natal Operating Unit, Central-East Cluster.**

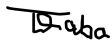
The tender documents are supplied to you on the following basis:

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.

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 OU


Date: 11 April 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	Annexure D	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
	NEC3 Supply Short Contract (including the pricing schedule and scope of work)		Y
1.1.14	E-tendering Help Manual acknowledgement form	Uploaded on the Eskom tender bulletin and NT e-Tender portal.	Y
1.1.15	E-tendering Help Manual for supplier	Uploaded on the Eskom tender bulletin and NT e-Tender portal.	Y
1.1.17	Commercial Requirements	Section 1 - Commercial Folder	
1.1.18	Technical Requirements	Section 2 - Technical Folder	
1.1.19	Safety Requirements	Section 3 - Safety Folder	
1.1.20	Quality Requirements	Section 4 - Quality Folder	
1.1.21	Supplier Development and Implementation (SDL&I)	Section 5 - SDL&I Folder	

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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	The Employer is Eskom Holdings SOC Ltd The Eskom Representative is: Name: Nombuso Xulu Tel: +27 31 710 5643 E-mail: XuluNSo@eskom.co.za			
1.3 Tender documents	The Invitation to tender number is E1161DXKZN All relevant documentation for this Tender will be published on: 1. Eskom's Tender Bulletin 2. National Treasury e-Tender Portal			
1.4 Type of Invitation to Tender	This invitation to the tender is: 1. An open Invitation to tender.			
1.6 Eskom's right to accept or reject any tender	The tender shall be for the whole or parts of the contract, which means that the supplier may price all of the items or a batch of these items. The once-off order for the Supply and Delivery of Testers and Cameras in the KwaZulu Natal Operating Unit, Central-East Cluster.			
	SAP No	Short Description	QTY	Delivery Address
	0714893	TESTER:P0000653; UNIVERSAL TEST SET;50/60	4	Eskom- Hibberdene Complex No 9 Lind Road Marburg Port Shepstone
	0708327	TESTER: PORTABLE ONSITE TESTING UNIT;230	1	Eskom- Juanita Smit - PPM Margate Old Izotcha Road Margate

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Clause Number from Standard Conditions of Tender	Tender Data			
	0708442	TESTER: PORTABLE;85 - 265, 100 - 375 V DC	2	Eskom-PPM Pietermaritzburg 1 Portland Road, Mkondeni
	0706277	TESTER: VERY LOW FREQUENCY PRESSURE;45 KV	2	Eskom- Juanita Smit - Margate Old Izotcha Road, Behind Margate Airport
	0663569	UNIT: UNIVERSE GOOSE TEST MODULE	1	Eskom- 1 Portland Road, Mkondeni- Pietermaritzburg Dennis Ngidi - CPM Senior Supervisor
	0728544	CAMERA: OPTICAL GAS IMAGING SF6;3.2 MPXL	1	Eskom- 1 Portland Road, Mkondeni- Pietermaritzburg Test and Cables Department
	0749813	TESTER:M4100; DOBLE OFFLINE;220 V;50 HZ;1	2	Eskom- 1 Portland Road, Mkondeni- Pietermaritzburg Rakeen Bhoola - Test and Cables Department.
	0683565	LOCATOR: UPS; PC KEYBOARD	2	Eskom- 1 Portland Road, Mkondeni- Pietermaritzburg Rakeen Bhoola - Test and Cables Department.
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 			

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Clause Number from Standard Conditions of Tender	Tender Data
	<p>apply to the determination of the nationality of proposed subcontractors or suppliers for any part of the Contract including related services.</p> <ol style="list-style-type: none"> 2. 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. 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. 4. A Tenderer must not have a conflict of interest. All Tenderers found to have a conflict of interest shall be disqualified. Prima facie evidence that a tenderer has a conflict of interest with one or more parties in this tendering process is: <ol style="list-style-type: none"> (a) they have a controlling partner or majority shareholder in common; or (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; 5. Tenders signed by non-authorised persons. 6. Any tenderer that is restricted by National Treasury. 7. Any tenderer on the Tender Defaulters list. 8. A tenderer that sub-contracts 100% of the Scope of Work <p>Eskom will disqualify tenderers that are found not to have met the eligibility criteria.</p>
2.2 - 2.5 Tender Closing	<p>The deadline for tender submission is:</p> <p>Date: 14 May 2025 Time: 10:00 am</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>The tenderer must upload the tender via Eskom Tender bulletin site on the Eskom E- tendering page. The documents need to be uploaded</p>

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Clause Number from Standard Conditions of Tender	Tender Data
	<p>under the folder Commercial, Technical, Safety and Quality and SDL&I.</p> <p>All documents need to be submitted in a PDF and Excel format (The limit is 50MB per file and total submission of 900MB per submissions). The price list needs to be submitted in PDF and a copy in excel format</p> <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 three (3) months from the closing date and time.
2.15 Site visit and/or clarification meeting	<p>A non-compulsory clarification meeting with representatives of Eskom will take place as follows:</p> <p>Date: 22 April 2025 Time: 09:00 am Venue: MS Teams</p> <p>Microsoft Teams Need help? Join the meeting now Meeting ID: 312 384 013 520 Passcode: uA3Gc2Cm</p> <p>It is to be noted that this is a non-compulsory clarification meeting and suppliers who do not attend the meeting will not be disqualified and may submit a tender.</p> <p>A non- compulsory clarification meeting will be held in order to assist all potential suppliers in complying with Eskom's tender requirements.</p>
2.16 Seeking clarification	The tenderer will notify Eskom of any clarifications required before the closing time for clarification queries, which is (5) five working days before the deadline for tender submission.

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2.17 Clarification on enquiry documents	<p>The tenderer will notify the Employer of any clarifications required before the closing time for clarification queries, which is five (5) working days before the deadline for tender submission.</p> <p>All clarification and additional information sought during the tendering process must be submitted in writing to the Eskom Representative XuluNSo@eskom.co.za</p> <p>All Clarification queries and responses will be published on Eskom's Tender Bulletin and the National Treasury e-Tender Portal.</p> <p>Tenderers are encouraged to continuously check the bulletins for the latest updates or addendums during the tender process.</p>
2.22 Alternative tenders	Alternative tenders are not allowed .
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 not be read out.
3.9 Basic Compliance	<p><u>Mandatory Requirements:</u></p> <p><u>Commercial Mandatory Returnable (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. • Acceptance of the terms and conditions of the NEC3 Supply Short Contract and a fully priced BOQ. <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 5 working days. If the requested returnable (s) are not fully completed, signed and/or received by the Procurement Practitioner within 5 working days of the request; the tender will be disqualified.</p>

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	<ul style="list-style-type: none"> Annexure H- Fully complete and sign the SBD1 Invitation to bid form in the invitation to tender. Annexure I- Fully complete and sign the SBD 6.1 preference claim form in the invitation to tender. Annexure J- Fully complete and sign the SBD 4 Bidders Disclosure form in the invitation to tender. Annexure K- E-Tendering Training Acknowledgement Form Annexure A – Authorisation form. Annexure B – Acknowledgement form. Annexure C - Tenderer's particulars form. Annexure D - Integrity Declaration form. <p><u>Commercial Mandatory Tender Returnable for Contract Award</u></p> <ul style="list-style-type: none"> CSD Registration (MAAA Number) Valid Tax Clearance Certificate /Tax Pin COID Registration <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><u>Mandatory Requirements:</u></p> <p><u>Commercial Mandatory Returnable (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. Acceptance of the terms and conditions of the NEC3 Supply Short Contract and a fully priced BOQ. <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 5 working days. If the requested returnable (s) are not fully completed, signed and/or received by the</p>

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	<p>Procurement Practitioner within 5 working days of the request; the tender will be disqualified.</p> <ul style="list-style-type: none"> Annexure H- Fully complete and sign the SBD1 Invitation to bid form in the invitation to tender. Annexure I- Fully complete and sign the SBD 6.1 preference claim form in the invitation to tender. Annexure J- Fully complete and sign the SBD 4 Bidders Disclosure form in the invitation to tender. Annexure K- E-Tendering Training Acknowledgement Form Annexure A – Authorisation form. Annexure B – Acknowledgement form. Annexure C - Tenderer's particulars form. Annexure D - Integrity Declaration form. <p><u>Commercial Mandatory Tender Returnable for Contract Award</u></p> <ul style="list-style-type: none"> CSD Registration (MAAA Number) Valid Tax Clearance Certificate /Tax Pin COID Registration <p>For E-Tendering, a tenderer's failure to have submitted/uploaded tender documents will render the tender non-responsive.</p>
3.13 Functionality requirements	<p>Functionality requirements are applicable</p> <p>Refer attached Annexure A - Detailed Technical Evaluation</p>
3.15 Evaluation of Price	<p>Prices will be evaluated as follows:</p> <ul style="list-style-type: none"> Inclusive of VAT. Corrected for arithmetical errors. Prices will be scored out of 80 points.
3.18 Evaluation of Specific Goals	<p>Specific goals will be scored out of 20 points in accordance with PPPFA.</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</p>

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	<p>rounded off to the nearest two decimal places. Subject to section 2(1)(f) of the Preferential Procurement Policy Framework Act, the contract must be awarded to the tenderer scoring the highest points.</p> <table border="1"> <thead> <tr> <th>B-BBEE Status Level of Contributor</th><th>Number of points (80/20 system)</th></tr> </thead> <tbody> <tr><td>1</td><td>20</td></tr> <tr><td>2</td><td>18</td></tr> <tr><td>3</td><td>14</td></tr> <tr><td>4</td><td>12</td></tr> <tr><td>5</td><td>8</td></tr> <tr><td>6</td><td>6</td></tr> <tr><td>7</td><td>4</td></tr> <tr><td>8</td><td>2</td></tr> <tr><td>Non-compliant contributor</td><td>0</td></tr> </tbody> </table> <p>NB: The following documents are required to claim preference points,</p> <ul style="list-style-type: none"> Valid BBBEE certificate issued by a SANAS accredited verification agency or a valid sworn affidavit or a valid BBBEE Certificate issued by CIPC for EME companies or for joint ventures a valid BBBEE certificate issued by a SANAS accredited verification agency in the name of the joint venture <p><u>NB: Supporting documents may be requested during evaluation (This list is not exhaustive):</u></p> <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>	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
B-BBEE Status Level of Contributor	Number of points (80/20 system)																				
1	20																				
2	18																				
3	14																				
4	12																				
5	8																				
6	6																				
7	4																				
8	2																				
Non-compliant contributor	0																				

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	<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>Suppliers will be ranked by applying the preferential point scoring based on the relevant system as stipulated hereunder: -</p> <ul style="list-style-type: none"> 80/20 for tender with rand value equal to or below R50 million. Eskom will then add the scores from Pricing and Specific goals together and rank the suppliers from the highest to the lowest. <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 score equal total points in all respects, the award must be decided by the drawing of lots.</p>
3.20 Objective Criteria (if applicable)	Objective criteria are not applicable .
Contractual Requirements	<p>Contractual Requirements are not evaluation criteria. They will be assessed after the evaluation and ranking of the tenders. Proof that the tenderer recommended for award has met the stipulated contractual requirements must be submitted prior to contract award.</p> <p>Failure to meet stipulated Contractual Requirements by the stipulated deadlines may result in the tenderer being regarded as non-responsive and ineligible for contract award.</p> <p>Contractual Requirements may include the following:</p> <ol style="list-style-type: none"> Safety requirements Quality requirements SDL&I <p>Tenderers must meet the contractual requirements prior to contract award recommendation.</p> <p>Please Note:</p>

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	<p>The recommended service provider 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 7 days in which to correct their shortcomings. Failure to correct the shortcomings within the stipulated time will result in the contractor being deemed unacceptable in terms of their contractual requirements and will not be considered for the contract.</p> <p>The following requirements form part of the contractual requirements:</p> <p><u>Safety Evaluation Criteria</u></p> <table> <tr> <th>Ref</th><th>OHS Tender Returnable</th></tr> <tr> <td>1.</td><td> Annexure B Is the acknowledgement of Eskom's OHS legal and other requirements form signed and submitted by the tenderer? </td></tr> <tr> <td>2.</td><td> OHS plan 1. Incident Management 2. SHE Communication 3. Emergency Management 4. Substance Abuse Management (Must address the scope of work OHS risk(s)) </td></tr> <tr> <td>3.</td><td> Baseline OHS Risk Assessment (BRA) Identification, assessment and management of OHS risks related to the scope of work. The methodology used for the risk assessment must be provided together with the BRA. All related risk to be covered including driving. </td></tr> <tr> <td>4.</td><td> Valid Letter of Good Standing (COIDA or equivalent) Nature of Business in-line with scope. </td></tr> </table>	Ref	OHS Tender Returnable	1.	Annexure B Is the acknowledgement of Eskom's OHS legal and other requirements form signed and submitted by the tenderer?	2.	OHS plan 1. Incident Management 2. SHE Communication 3. Emergency Management 4. Substance Abuse Management (Must address the scope of work OHS risk(s))	3.	Baseline OHS Risk Assessment (BRA) Identification, assessment and management of OHS risks related to the scope of work. The methodology used for the risk assessment must be provided together with the BRA. All related risk to be covered including driving.	4.	Valid Letter of Good Standing (COIDA or equivalent) Nature of Business in-line with scope.
Ref	OHS Tender Returnable										
1.	Annexure B Is the acknowledgement of Eskom's OHS legal and other requirements form signed and submitted by the tenderer?										
2.	OHS plan 1. Incident Management 2. SHE Communication 3. Emergency Management 4. Substance Abuse Management (Must address the scope of work OHS risk(s))										
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4.	Valid Letter of Good Standing (COIDA or equivalent) Nature of Business in-line with scope.										




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		Effective Date	21 February 2025		
		Review Date	February 2030		

Clause Number from Standard Conditions of Tender	Tender Data																																																																																																																																																																		
	<div>Quality Evaluation Criteria</div> <table><tr><td rowspan="4"></td><td rowspan="4">Supplier Quality Management: List of Tender Returnables Documents</td><td>Unique Identifier</td><td>240-12248652</td></tr><tr><td>Revision</td><td>7</td></tr><tr><td>Effective Date</td><td>2022/01/26</td></tr><tr><td>Specification</td><td>240-105658000</td></tr><tr><td colspan="2">Category 3 : Quality Requirements</td><td colspan="2">Deliverables to be evaluated indicator = 1</td></tr><tr><td colspan="4">SECTION A : Quality Management System Requirements ISO 9001 (Option 1) Valid certification of Quality Management System by an ISO accredited body</td></tr><tr><td colspan="2"></td><td colspan="2">Apply =1</td></tr><tr><td colspan="2">A.1 Product / Service Scoping on ISO 9001 certificate is defined and relevant</td><td colspan="2">1</td></tr><tr><td colspan="2">A.2 Certificate by Approved and Authorized certification authority</td><td colspan="2">1</td></tr><tr><td colspan="2">A.3 Certification Authority has Recognized International Accreditation</td><td colspan="2">1</td></tr><tr><td colspan="2">A.4 Validity (expiry date) of certificate</td><td colspan="2">1</td></tr><tr><td colspan="2">Section A Score Option 1</td><td colspan="2">4</td></tr><tr><td colspan="4">SECTION A : Quality Management System Requirements ISO 9001 Objective evidence of documented QMS that is not certified but complies with ISO 9001</td></tr><tr><td colspan="2"></td><td colspan="2">Apply =1</td></tr><tr><td colspan="2">A.1 QMS Manual or a document that defines and describes the QMS and its scope</td><td colspan="2">1</td></tr><tr><td colspan="2">A.2 Quality Policy Approved by top management.</td><td colspan="2">1</td></tr><tr><td colspan="2">A.3 Quality Objectives Approved by top management.</td><td colspan="2">0</td></tr><tr><td colspan="2">A.4 Control of documented information (i.e. document and record control) Clause 7.5 of ISO 9001:2015</td><td colspan="2">1</td></tr><tr><td colspan="2">A.5 Documented information for Control of nonconforming outputs Clause 8.7 of ISO 9001:2015</td><td colspan="2">0</td></tr><tr><td colspan="2">A.6 Documented information for Nonconformity and Corrective action Clause 10.2 of ISO 9001:2015</td><td colspan="2">1</td></tr><tr><td colspan="2">A.7 Documented information for Internal audit Clause 9.2 of ISO 9001:2015</td><td colspan="2">1</td></tr><tr><td colspan="2">Section A Score Option 2</td><td colspan="2">5</td></tr><tr><td colspan="4">SECTION B : Evidence of QMS in operation (Tender Quality Requirements -Ref 240-105658000)</td></tr><tr><td colspan="2"></td><td colspan="2">Apply =1</td></tr><tr><td colspan="2">B.1 Documented information for defined roles, responsibilities and authorities - Organization chart and Responsibility matrix (must include but not limited to quality management function/role) (Clause 5.3 of ISO 9001:2015)</td><td colspan="2">1</td></tr><tr><td colspan="2">B.2 Documented information for Control of Externally Provided Processes, Products and Services - Must include criteria for evaluation, selection, monitoring of performance, and re-evaluation of external providers (Clause 8.4 of ISO 9001:2015)</td><td colspan="2">1</td></tr><tr><td colspan="2">Section B Score</td><td colspan="2">2</td></tr><tr><td colspan="4">SECTION C: Contract Quality Plan Requirements (Ref 240-105658000 and 240-109253698). 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Govindan</td></tr><tr><td colspan="2">DATE ISSUED</td><td colspan="2">04/03/2025</td></tr><tr><td colspan="2">PROJECT: TENDER TITLE</td><td colspan="2">Supply of Testers</td></tr></table>		Supplier Quality Management: List of Tender Returnables Documents	Unique Identifier	240-12248652	Revision	7	Effective Date	2022/01/26	Specification	240-105658000	Category 3 : Quality Requirements		Deliverables to be evaluated indicator = 1		SECTION A : Quality Management System Requirements ISO 9001 (Option 1) Valid certification of Quality Management System by an ISO accredited body						Apply =1		A.1 Product / Service Scoping on ISO 9001 certificate is defined and relevant		1		A.2 Certificate by Approved and Authorized certification authority		1		A.3 Certification Authority has Recognized International Accreditation		1		A.4 Validity (expiry date) of certificate		1		Section A Score Option 1		4		SECTION A : Quality Management System Requirements ISO 9001 Objective evidence of documented QMS that is not certified but complies with ISO 9001						Apply =1		A.1 QMS Manual or a document that defines and describes the QMS and its scope		1		A.2 Quality Policy Approved by top management.		1		A.3 Quality Objectives Approved by top management.		0		A.4 Control of documented information (i.e. document and record control) Clause 7.5 of ISO 9001:2015		1		A.5 Documented information for Control of nonconforming outputs Clause 8.7 of ISO 9001:2015		0		A.6 Documented information for Nonconformity and Corrective action Clause 10.2 of ISO 9001:2015		1		A.7 Documented information for Internal audit Clause 9.2 of ISO 9001:2015		1		Section A Score Option 2		5		SECTION B : Evidence of QMS in operation (Tender Quality Requirements -Ref 240-105658000)						Apply =1		B.1 Documented information for defined roles, responsibilities and authorities - Organization chart and Responsibility matrix (must include but not limited to quality management function/role) (Clause 5.3 of ISO 9001:2015)		1		B.2 Documented information for Control of Externally Provided Processes, Products and Services - Must include criteria for evaluation, selection, monitoring of performance, and re-evaluation of external providers (Clause 8.4 of ISO 9001:2015)		1		Section B Score		2		SECTION C: Contract Quality Plan Requirements (Ref 240-105658000 and 240-109253698). 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Please note:

Tenderers are requested to bear in mind Eskom's standard payment terms as stipulated hereunder when submitting tenders and concluding contracts with Eskom:

For contracts valued below R50 000 000 (Fifty Million Rand) including VAT, Eskom is committed to paying Suppliers within 30 days of receipt of undisputed invoices.

For contracts valued above R50 000 000 (Fifty Million Rand) including VAT, Eskom is committed to paying suppliers within 60 days of receipt of undisputed invoices.

Eskom reserves the right to negotiate with preferred bidders after a competitive bidding process or price quotations should the tendered prices not be market-related.

Main contractors/ suppliers are discouraged from subcontracting with their subsidiary companies as this may be interpreted as subcontracting with themselves and / or using their subsidiaries for fronting. Where a main contractor subcontracts with a subsidiary, this must be declared in its tender documents.

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

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


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

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1.2 TENDER RETURNABLES

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

NOTE THE FOLLOWING: -

* Returnables required at Tender closing (disqualifiable): -

These returnables are required to be fully completed, signed and submitted with the tender at Tender closing date and time. If not fully completed, signed 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 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.
Basic Compliance	Meet the eligibility criteria for a tenderer.	✓		
NEC3 Supply Short Contract	Completed and signed NEC3 Supply Short Contract and a fully priced BOQ.	✓		

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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.
	For e-tendering price schedule needs to be submitted in PDF and a copy in excel format			
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.			

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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.
Tax Clearance Certificates	A certified copy of a tax clearance certificate is required from foreign tenderers (with a footprint in South Africa but that are not registered on CSD and have not provided a SARS pin number) and local tenderers (that have not provided their SARS e-filing PIN number for verification by Eskom and/or their CSD profile / CSD number). Foreign suppliers with no footprint in South Africa must complete the SBD1 document; however, no proof of tax compliance is required.			√
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)			√
	MANDATORY CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE			
Mandatory Contractual Requirement	Proof of valid and current CSD Registration (CSD number/CSD Report)			√
	DOCUMENTS REQUIRED UNDER CONTRACTUAL REQUIREMENTS (WHERE CONTRACTUAL REQUIREMENTS ARE STIPULATED) <i>NB: The documents required for Safety and Quality are required at Tender Closing for Tender Evaluation Purposes.</i>			
Safety	Documents required as per the Safety Evaluation Criteria			√

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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.
Quality	Documents required as per the Safety Evaluation Criteria			√
Environmental	Not Applicable			√
	DOCUMENTS REQUIRED UNDER FUNCTIONALITY/TECHINICAL CRITERIA			
Technical (required for functionality scoring)	Tender Returnables to be submitted as per the Technical Evaluation Criteria.	√		

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SCOPE OF WORK -E1161DXKZN

ESKOM SAP NO	LONG DESCRIPTION	UOM	ESTIMATED QTY
0714893	<p>OMICRON ARCO 400 Standard Package including:</p> <ul style="list-style-type: none"> > ARCO 400 test hardware (3x12.5A, 6x8V) > ARCO Control software > ReCoPlan automation tools > 7m extension lead, accessories, softbag and transport case (P0000653:8V-7m, B1445902) ARCO 400 REN2 Smart Controller Adapter for testing of ENTEC ETR300-R / ENTEC EVR2CA recloser controls (37-pin) (P0006419) ARCO 400 RNO2 Smart Controller Adapter for testing of NOJA RC10 & RC 15 recloser controls (32pin plug) (P0006407) ARCO 400 RTA2 Smart Controller Adapter For testing Tavrida RC 05 recloser controls (P0006408) ARCO 400 RNU2 Smart Controller Adapter For testing NuLec PTCC / Schneider ADVC recloser controls (P0006405) TESTER: TYPE: UNIVERSAL TEST SET; POTENTIAL: 85-264 VAC; FREQUENCY: 50/60 HZ; ACCURACY: < 0.08 PCT; DIMENSIONS: WD 200 X LG 350 X HT 455 MM; RANGE: 0-12.5 A; 0-150 V; POWER: (3) 42 W; OEM P/N: P0000653; MODEL NO: ARCO 400; COMPLETE WITH PART NUMBERS: P0006407, P0006408, P0006419, P0006610, P0006611, B1445902, VEHZ1175, VEHZ1177, VEHZ1178, VEHZ1189 	EA	4
0708327	<p>TESTER: TYPE: PORTABLE ONSITE TESTING UNIT; POTENTIAL: 230 VAC; FREQUENCY: 50 HZ; ACCURACY: DGA (5%); MOISTURE (3PPM); DIMENSIONS: 429 X 328 X 236 MM; RANGE: 0.5-50000 PPM; SPECIFICATION: CORROSION/ESKOM/MAT/STD; TEST/CERTIFICATION SCSSCABB9; DISPLAY TYPE: LCD (6.5 INCH RESISTIVE COLOUR TOUCHSCREEN); POWER: 50 W; PORTABLE ONSITE TRANSFORMER OIL DISSOLVED GAS ANALYZER AND MOISTURE CONTENT TESTER.INCLUDING ACCESSORIES KIT5 YEAR BACK TO BACK WARRANTY</p>	EA	1
0708442	<p>TESTER: TYPE: PORTABLE; POTENTIAL: 85 - 265, 100 - 375 V DC VAC; FREQUENCY: 50 HZ; ACCURACY: 2 OHM; DIMENSIONS: 458 X 331 X 153 MM; RANGE: 0-1000 OHM; PORTABLE ONSITE HV CIRCUIT BREAKER ANALYSER WITH CABLES AND 200A DUCTOR.TRANSDUCER MOUNTING KIT. UNIVERSAL FASTENING KIT.ROTARY DIGITAL TRANSDUCER WITH 10M CABLE.CABLE FOR DIGITAL ENCODER. DIGITAL ENCODER RSI503 2500PPR DATA LOGGER COMPATIBLE WITH THE SA10</p>	EA	2

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0706277	TESTER: TYPE: VERY LOW FREQUENCY PRESSURE; POTENTIAL: 45 KV; FREQUENCY: 0.01-0.1 HZ; ACCURACY: 1 PCT; DIMENSIONS: 500 X 305 X 457 MM; RANGE: 0-45 KV; DISPLAY TYPE: DIGITAL; POWER: 1.2 KVA; THE 45KV VLF TEGRATED TAN DELTA MUST ALLOW TESTING AND DIAGNOSTICS OF MEDIUM VOLTAGE CABLES. IT DC TESTING, SHEATH TESTING, SHEATH FAULT LOCATION MODE AND LEAKAGE CURRENT CORRECTION. ASSESSMENTS OF CABLE CONDITION MUST ALSO BE CARRIED OUT BY USE OF TAN DELTA DIAGNOSTICS	EA	3
0663569	UNIT: TYPE: UNIVERSE GOOSE TEST MODULE; APPLICATION: CMC 365 TEST HARDWARE 4X300V; 6X32A; SPECIFICATION: IEC 61850; CMC 356 PROFESSIONAL PROTECTION PACKAGE, NET-2 COMMUNICATION CARD 2 X ETHERNET, 2 X USB, ELT-1 OPTION DC ANALOGUE INPUT, 10 ANALOGUE MEASURING INPUT, TEST UNIVERSE TEST MODULES: QUICK CMC, STATE SEQUENCER, RAMPING, PULSE, OVERCURRENT RELAY, SYNCHRONISING DEVICES AND TRANSDUCERS, TEST UNIVERSE CONTROL CENTRE SOFTWARE, TEST UNIVERSE ADVANCED DIFFERENTIAL RELAY TEST MODULES TEST UNIVERSAL ADVANCE DISTANCE RELAY TEST MODULES, TEST UNIVERSAL ADVANCED TRANSPRAY TEST MODULES, OMICADDY MOBILE WORKSTATION WITH WHEELS, HARDCOVER TRANSPORT CASE WITH WHEELS MANUAL, CARRY BAG, POWER LEAD, CONNECTION LEAD TO CONTROLLER MINI WIRELESS USB ADAPTER, GENERATOR LEAD, TEST LEADS AND CONNECTIONS ACCESSORIES	EA	1
0728544	CAMERA: TYPE: OPTICAL GAS IMAGING SF6; RESOLUTION: 3.2 MPXL; MODEL NO: GF306; SEE ATTACHED SPECIFICATION	EA	1
0749813	TESTER: TYPE: DOBLE OFFLINE; POTENTIAL: 220 V; FREQUENCY: 50 HZ; ACCURACY: 1 PCT; DIMENSIONS: WD 508 X HT 260 X DP 641 MM; POWER: 2 KW; OEM P/N: M4100; AND ASSESSMENT; OUTPUT: 10KV; 4TH GEN	EA	2
0683565	LOCATOR: TYPE: SYSCOMPACT 4000 CABLE FAULT LOCATION SYSTEM; POWER SOURCE: UPS; OUTPUT INDICATION: PC KEYBOARD; SCOPE IRG 4000 UNINTERRUPTED BATTERY SUPPLY UNIT (UPS), PC KEY BOARD, MEASURING CABLE 3M, SA 32 SIM MM COUPLING SSG 2100, SK 1D INDUCTIVE COUPLUING FOR ICM, 19 TRACK HEIGHT 27 RU (1234MM) DEPTH 700MM FOR ACCOMODATION OF SYCOMPACT 4000, PROTECTION EART TERMINAL, MONITORED FOR KTG M, JUMPER PLUG FOR EXTERNAL EMERGENCY OFF UNIT, CS 2 HV COAXIAL CONNECTION SOCKET 40KV, GR 40 EARTH ROD, IT MUST HAVE USER MANUAL; VENDORS ARE RESPONSIBLE FOR ENSURING	EA	2

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	THAT THEY ARE PERFORMING AGAINST THE CORRECT DRAWING REVISION NUMBER (IF APPLICABLE).		
--	--	--	--

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ANNEXURE A

AUTHORISATION FORM

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

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

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

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

A. Certificate for company

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

Signed:	Date:
Name:	Position:

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B. Certificate for close corporation

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

Signed:	Date:
Name:	Position:

C. Certificate for partnership

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

Name	Address	Signature	Date

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


D. Certificate for Joint Venture

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

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

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

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

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

E. Certificate for sole proprietor

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

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

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F. Certificate for trust

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

Signed:	Date:
Name:	Position:

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

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

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ANNEXURE B

ACKNOWLEDGEMENT FORM

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

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

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

Or: Incorrect or incomplete for the following reasons: ☐

Cataloguing Acknowledgement:

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

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

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

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Invitation to Tender/Request for Proposal No: _____

Name of Tenderer: _____

Country of registration: _____

Full names of contact person: _____

Contact details:

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

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

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ANNEXURE C

TENDERER'S PARTICULARS

The tenderer must furnish the following particulars where applicable:

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

Please complete the following:

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

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

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

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

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

YES		NO	

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

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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:	

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Designation and capacity:	
Date:	

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ANNEXURE D

INTEGRITY DECLARATION FORM

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

1 DECLARATION OF INTEREST

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

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

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

Related:

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

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

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

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

Control:

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

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

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

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

If any employee/director/member/shareholder/owner of the tenderer/s is also currently employed by Eskom, state whether this has been declared and whether there is authorisation to undertake remunerative work outside public sector employment and attach proof to this declaration. _____

[Yes/No]

Do the tenderer/s and any other tenderer/s in this tendering/RFP process share a controlling partner or have any relationship with each other, directly or through common third parties? _____(

[Yes/No]

If Yes, attach proof. to this declaration

2 DECLARATION OF FAIR TENDERING PRACTICES

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

A tender will be disqualified if the tenderer/s, or any of its directors have:

1. abused Eskom's procurement process (e.g. bid rigging/collusion); or
2. committed fraud or any other improper conduct in relation to such procurement process.

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Please complete the declaration with an 'X' under YES or NO

Item	Question	Yes	No
1.1	Is the tenderer/s or any of its shareholders/directors/members/partners/owners/trustees/beneficiaries listed on National Treasury's Database of Restricted Suppliers as companies/persons prohibited from doing business with the public sector. The Database of Restricted Suppliers can be accessed on the National Treasury's website (www.treasury.gov.za).		
1.2	Is the tenderer/s or any of its shareholders/directors/members/partners/owners/trustees/beneficiaries listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combatting of Corrupt Activities Act (No 12 of 2004) The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za).		
1.3	Was the tenderer/s or any of its shareholders/directors/members/partners/owners/trustees/beneficiaries convicted by a court of law (including a court outside South Africa) of fraud and/or corruption in respect of any procurement/tendering processes/procedures during the past five years?		
1.3.1	If "Yes", provide details including a case number and a copy of the judgement.		
1.4	Was the tenderer/s or any of its shareholders/directors/members/partners/owners/trustees/beneficiaries prohibited from doing business with any International Financial/Lending Institution or Development/Funding Agency?		
1.5	Is there any history/record of the tenderer/s or any of its shareholders/directors/members/partners/owners/turstees/beneficiaries failing to meet their contractual obligation with the State or any State Owned Entity(SOC)?		
1.5.1	If "Yes", provide details		

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3. DECLARATION OF SHAREHOLDING / BENEFICIARY INFORMATION

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

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

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

Individuals:

Full Name	Identity Number	Shareholding Percentage / Beneficiary Share

Other Entities*:

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

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I declare that I have read and understood the provisions of the Supplier Integrity Pact, that all information furnished herein is true and correct, that it is understood that the tenderer's tender/proposal may be rejected, and that Eskom will act against the tenderer should any aspect of this declaration prove to be false, and

I give my consent for this information to be used for the purpose as described in this Integrity Declaration Form and/or in relation to the Supplier Integrity Pact, and

I further consent that information provided in terms of this Integrity Declaration Form may be processed for verification of conflicts of interest and other ancillary purposes by Eskom. Such processing may include the sharing of the information with third parties.

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

Joint Ventures

I declare that I have read and understood the provisions of the Supplier Integrity Pact, that all information furnished herein is true and correct that it is understood that the JV's tender/proposal may be rejected, and that Eskom will act against the JV should any aspect of this declaration prove to be false; and

I give my consent for this information to be used for the purposes described in this Integrity Declaration Form and/or in relation to the Supplier Integrity Pact, and

I further consent that information provided in terms of this Integrity Declaration Form may be processed for verification of conflicts of interest and other ancillary purposes by Eskom. Such processing may include the sharing of the information with third parties.

Name of Tenderer:	
-------------------	--

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

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ANNEXURE H

SBD 1

PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)					
BID NUMBER:		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

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ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]
--	--	---	--

QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS

IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?

☐ YES ☐ NO

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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PART B TERMS AND CONDITIONS FOR BIDDING

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

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

SIGNATURE OF BIDDER:

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

DATE:

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ANNEXURE I

SBD 6.1

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

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

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

1. GENERAL CONDITIONS

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

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

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

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

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

1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	

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SPECIFIC GOALS	
Total points for Price and SPECIFIC GOALS	100

- 1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.
- 1.6 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

2. DEFINITIONS

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

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

3.1.1 THE 80/20 PREFERENCE POINT SYSTEMS

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

80/20

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

Where

P_s = Points scored for price of tender under consideration


P_t = Price of tender under consideration

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P_{min} = Price of lowest acceptable tender

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

3.2.1. POINTS AWARDED FOR PRICE

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

80/20

$$P_s = 80 \left(1 + \frac{P_t - P_{max}}{P_{max}} \right) \quad \text{or}$$

Where

P_s = Points scored for price of tender under consideration

P_t = Price of tender under consideration

P_{max} = Price of highest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:

4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—

(a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or

(b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,

then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.


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

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(Note to organs of state: Where either the 90/10 or 80/20 preference point system is applicable, corresponding points must also be indicated as such.

Note to tenderers: The tenderer must indicate how they claim points for each preference point system.)

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

DECLARATION WITH REGARD TO COMPANY/FIRM

4.3. Name of company/firm.....

4.4. Company registration number:

4.5. TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One-person business/sole proprietor
- ☐ Close corporation
- ☐ Public Company
- ☐ Personal Liability Company
- ☐ (Pty) Limited
- ☐ Trust

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- ☐ 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 paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
- iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –
 - (a) disqualify the person from the tendering process;
 - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
 - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
 - (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
 - (e) forward the matter for criminal prosecution, if deemed necessary.

.....

SIGNATURE(S) OF TENDERER(S)

SURNAME AND NAME:

DATE:

ADDRESS:

.....

.....

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ANNEXURE J

SBD 4

TENDERER'S DISCLOSURE

1. PURPOSE OF THE FORM

Any person (natural or juristic) may make an offer or offers in terms of this invitation to tender / request for proposal. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa and further expressed in various pieces of legislation, Eskom requires the tenderer to make this declaration in respect of the details required hereunder.

Where a person/s are listed in the Register for Tender Defaulters and / or the List of Restricted Suppliers, that person will automatically be disqualified from the tender process.

2. TENDERER'S DECLARATION

- 2.1 Is the tenderer or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise, employed by the state?

[YES/NO]

- 2.1.1 If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in the table below.

Full Name	Identity Number	Name of State Institution

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2.2 Do you, or any person connected with the tenderer, have a relationship with any person who is employed by the procuring institution?

[YES/NO]

If so, furnish particulars:

.....
.....

2.3 Does the tenderer or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract?

[YES/NO]

If so, furnish particulars:

.....
.....

3. DECLARATION

I, the undersigned, (name)..... in submitting the accompanying tender, do hereby make the following statements that I certify to be true and complete in every respect: -

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying tender will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 The tenderer has arrived at the accompanying tender independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium will not be construed as collusive bidding.
- 3.4 There have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not

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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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ANNEXURE K

ACKNOWLEDGEMENT FORM – E-TENDERING TRAINING

Enquiry no: [.....]

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 or video or via a clarification meeting for me to understand. I am satisfied with my self-training and confirm that I will be able to operate the E- Tendering Solution.

Authorized Signature: _____

Designation: _____

Date: _____

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