	Invitation to Tender/ Request for Proposal (RFP)	Document Identifier	240-114238630	Rev	11
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		Review Date	February 2025		

MPKRI10307GX

ESKOM HOLDINGS SOC LTD KRIEL POWER STATION

INVITATION TO TENDER

FOR THE


PROVISION OF CIVIL MAINTENANCE SERVICE AT KRIEL POWER STATION FOR A PERIOD OF THREE YEARS

Tender number	MPKRI10307GX
Issue date	20 June 2022
Closing date and time	21 July 2022 at 10h00
Tender validity period	90 days from the closing date and time
Tender Clarification Meeting (non-compulsory) (MS Teams)	Date: Thursday, 30 June 2022 Time: 14h00 Venue: MS Teams Tenderers to download Microsoft Teams or use a supported internet browser in order to be part of the clarification meeting. Tenderers must confirm their intention to attend with the Eskom Representative by providing your email addresses no later than 28 June 2022 to the Eskom Representative: bothaAB@eskom.co.za for an appointment to be sent to you. The day of the meeting you click on the link in the appointment to join the meeting.
Tenders are to be delivered to the following address on the stipulated closing date and time:	ESKOM TENDER BOX, GROUND FLOOR, NO. 10 SMUTS AVENUE, WITBANK / EMALAHLENI, MPUMALANGA GPS Co-ordinates: Latitude: 25.87723S Longitude: 29.21629E

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INVITATION TO TENDER

Eskom Holdings SOC Ltd (hereinafter “Eskom”) invites you to submit a tender for the Provision of a Civil Maintenance Service at Kriel Power Station for a period of three years as per the NEC Term Service Works Information issued with this invitation, tender number MPKRI10307GX. A non-compulsory tender clarification meeting is arranged for Thursday, 30 June 2022 at 14h00 on MS Teams.

The Tenderer to note the following information in this document in preparation of the tender submission:

- Basic Compliance
- Mandatory documents for tender evaluation
- Functionality Criteria

The tender is advertised on the Eskom Tender Bulletin (www.eskom.co.za) and National Treasury e-portal www.etenders.gov.za. Documents will not be issued directly to interested tenderers but to be obtained from this website. The tender closing date is Thursday, 21 July 2022 at 10h00 and tenders to be submitted at the Witbank Tender Office.

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

- Free of charge

Eskom has delegated the responsibility for this tender to the Eskom *Representative* whose name and contact details are set out in the Tender Data. A submission of a tender by you in response to this *Invitation* will be deemed as your acceptance of the Eskom Standard Conditions of Tender issued with this tender.

Queries relating to these Invitation documents may be addressed to the Eskom *Representative*.

Yours faithfully




Date: 17/06/2022

B Sikhosana
Procurement Manager, Kriel Power Station

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The following documents listed hereunder are attached to this enquiry.

Number	Description	Reference	Attached
Commercial			
6.1	Authority to Submit a Tender		Yes
6.2	SBD 1 -Invitation to Bid must be filled out by all tenderers and submitted with the tender at tender submission deadline	SBD1 Form Part A Part B	Yes
6.3	Acknowledgement form	Annexure A	Yes
6.4	Tenderer's particulars	Annexure B	Yes
6.5	Integrity Declaration Form (refer to the Supplier Integrity Pact and read)	Annexure C	Yes
6.6	CPA Requirements for Local Goods/Services	Annexure D	Yes
6.7	Employment Equity confirmation		Yes
6.8	Tax Evaluation Questionnaire		No
6.9	Non-Disclosure Agreement		Separate documents published
6.10	NEC TSC, including clauses, conditions, price list and work information		
6.11	Eskom Holdings SOC Ltd Standard Conditions of Tender Rev. 8		
6.12	Code of Ethics 32-527		
6.13	Supplier Integrity Pact 240113650212 June 2016		
Supplier Development Localisation and Industrialisation			
6.14	SBD 6.1- Preference Points Claim Form in terms of PPPFA 2017 regulations	Annexure H	Yes
6.15	Undertaking Form (Skills Development, CSI)		Yes
6.16	Affidavit Example		No - Separate
Safety			
6.17	Safety Annexure B 240-77471499 SHE Rules		No – Separate
Quality			
6.18	240-68099512 Form A 2018 Rev 5		No – Separate
6.19	Quality Category 2		
6.20	QM 58 Supplier Quality Management Specifications		

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- 1.2 The Tender Data makes several references to the **Eskom Standard Conditions of Tender Rev 8** (included in set of tender documents issued). The clauses that apply specifically to this Invitation are referenced hereunder. The **“Tender Data”** shall take precedence over the **Standard Conditions of Tender** in the event of any ambiguity or inconsistency between the two documents.

Clause Number from Standard Conditions of Tender	Tender Data
1.1 Parties	<p>The <i>Employer</i> is Eskom Holdings SOC Ltd</p> <p>The Eskom <i>Representative</i> is: Name: Annali Botha Address: Procurement Department, Kriel Power Station Tel: +27 17 615 2653 Fax: 086 663 0643 E-mail: annali.botha@eskom.co.za</p>
1.3 Enquiry documents	<p>The Invitation to tender is MPKRI10307GX See the content list above for the enquiry documents.</p>
Communication	<p>The Eskom Tender Bulletin and the National Treasury Website will be the primary medium of communication.</p> <p>It will be required from the tenderer to visit these sites regularly for this tender to ensure that the latest communication was noticed.</p>
1.4 Type of Invitation to Tender	Open Tender to all entities
1.6 Eskom's rights to accept or reject any tender	The tender shall be for the whole of the contract works information. The costing calculations submitted by the tenderer to cover for the whole of the works and to be completed and submitted on the issued NEC price list.
1.7 Eskom's right to negotiate	Eskom reserves the right to enter into mandated negotiations with any one or more selected tenderer(s) in accordance with Eskom's approved procurement policies and procedures.

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2.1 Eligible tenders	<p>Submit a tender only if the tenderer (whether a single company or a structure similar to a Joint Venture) complies with the <i>eligibility criteria</i> stated in the Tender Data and the tenderer, or any of his principals, is not under any restriction to do business with Eskom/State Owned Companies.</p> <p>Tenderers are deemed ineligible to submit a tender.</p> <ul style="list-style-type: none"> Tenderers have the nationality of a country on any international sanctions list. A tenderer shall be deemed 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. <ul style="list-style-type: none"> Tenderers submit more than one tender either individually or as a partner in a joint venture (JV) or consortium Tenders submitted by a JV 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. A Tenderer must not have a conflict of interest. All Tenderers found to have a conflict of interest shall be disqualified. A Tenderer may be considered to have a conflict of interest with one or more parties in this [tendering/RFP] process, if : <ol style="list-style-type: none"> they have a controlling partner/majority shareholder in common; or 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/proposal of another Tenderer, or influence the decisions of the Employer regarding this bidding process; Tenders signed by non- authorized persons
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	<ul style="list-style-type: none"> Where the tenderers are not registered on National Treasury's Central Supplier Database (except Foreign Suppliers) A tender that fails to meet any pre-qualifying criteria stipulated in the tender documents is an unacceptable tender (section 4 (2) of PPPFA Regulations) Any tenderer that is restricted by National Treasury A tenderer that sub-contracts 100% Scope of Work. <p>Ineligible tenderers will be disqualified.</p>
2.2 -2.5 Tender Closing	<p>The deadline for tender submission is :</p> <p>Date: Thursday, 21 July 2022 Time: 10h00 Late Tenders will not be accepted</p> <p>Tenders are to be submitted to the Eskom <i>tender box</i> at the following physical address:</p> <p>ESKOM TENDER BOX, GROUND FLOOR, NO. 10 SMUTS AVENUE, WITBANK / EMALAHLENI MPUMALANGA GPS Co-ordinates: Latitude: 25.87723S Longitude: 29.21629E</p>
2.7 - 2.12 Submitting a Tender	<ul style="list-style-type: none"> Submit a complete original tender and mark clearly on the outside "ORIGINAL". Submit one (1) complete hard copy of the original tender and mark clearly on the outside "COPY". Ensure that the documents are bind properly. Do not submit loose pages. It is recommended that the set of tender documents contain an Index List/List of Contents for ease of reference.
2.9 Copy of original tender	<p>The tenderer shall submit an original tender, plus one complete hard copy of the original tender at tender submission deadline.</p> <p><u>Where a Tenderer only submits 1 set of documents, the tenderer will be disqualified.</u></p>

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	<p>The tender must be submitted in English. Tenders may not be written in pencil and must be completed in ink.</p>
2.13 Tender Validity Period	<p>The tender validity period is 90 days Eskom may request to extend the <i>validity period</i> for a specified additional period. A tenderer agreeing to the request will not be required or permitted to modify a tender.</p>
2.16 Site/clarification meetings	<p>A non-compulsory tender clarification meeting with representatives of the <i>Employer</i> will take place as follows:</p> <p>Date: Thursday, 30 June 2022 Time: 14h00 Venue: Microsoft Teams</p> <p>Tenderers to download Microsoft Teams or use a supported internet browser in order to be part of the clarification meeting. Tenderers must confirm their intention to attend with the Eskom Representative by providing your email addresses no later than 28 June 2022 to the Eskom Representative: bothaAB@eskom.co.za for an appointment to be sent to you. On the day and time of the meeting, click on the link in the appointment to join the meeting.</p>
2.17 Clarification on enquiry documents	<p>The tenderer will notify the <i>Employer</i> of any clarifications required before the closing time for clarification queries, which is 5 (five) working days before the deadline for tender submission.</p>
3.1 Response to clarifications	<p>The responses will be published to all tenderers in the same manner the <i>enquiry documents</i> were issued and it is the tenderers responsibility to check the Eskom Tender Bulletin, and NT e-Tender Portal regularly for updated responses to clarifications by the Eskom</p>

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	<i>Representative.</i>
2.22 Alterations to documents	<p>The issued documents to be used for completion and not a retyped version from the tenderer.</p> <p>Do not make any alterations or additions to the tender documents, other than for purposes of complying with instructions issued by the Eskom Representative or if necessary to correct errors made by the tenderer. All such alterations shall be initialed by all signatories to the tender. Corrections may not be made using correction fluid, correction tape or the like.</p>
2.23 Alternative tenders	<p>An alternative tender is allowed and may be based only on the following criteria and subject to acceptance by the Employer:</p> <ul style="list-style-type: none"> • A different completion date. • A different payment method. • Different technical methods and specifications • A different main option and other combinations of secondary option clauses, acceptable to Eskom as the Employer, selected from the NEC Engineering and Construction Contract <p>Note: An alternative tender will only be accepted for evaluation if a main tender is submitted. The main tender is the documents issued to the tenderer. The alternative tender to be marked clearly "alternative tender".</p>
2.25 Conditions of contract	The conditions of contract will be the NEC3 Term Service Contract
2.31 Provision of security for performance	If security for performance (e.g. Performance Bond) is required, the names of two financial institutions that will be approached must be submitted with the tender.
3.4 Opening of tenders	Tenders will be opened at the same date and time as the tender deadline
3.5 Prices to be read out	Prices will not be read out.

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3.9 Basic Compliance	❖ Basic compliance for this invitation to tender is: <ul style="list-style-type: none"> ○ Meet the eligibility criteria for a tenderer ○ Submit one (1) hard copy of the original tender to Eskom with commercial, financial and technical information (duplication of the original) ○ Authorisation to Submit a Tender / Board Resolution Letter ○ Submit a complete original tender with commercial, financial and technical information ○ Submission of the mandatory commercial tender returnables as at stipulated deadlines. ○ Central Supplier Database (CSD) number/registration (MAA.....)
3.10 Mandatory tender returnables	A tenderer that does not submit mandatory documents/information as reflected in the mandatory documents by the required deadlines as stipulated in the Tender Returnable section of the respective Invitation to Tender; will be deemed non-responsive.
3.11 Pre-qualification criteria	Prequalification criteria in terms of the 2017 PPPFA Regulations: None
3.12 Designated materials and thresholds	Not applicable
3.13 Functional requirements	<p>Functional requirements are applicable.</p> <p>Technical evaluation will be split into phases as per the below:</p> <p>A. Gatekeeper Requirement Technical Criteria 1: National Home Builders Registration Council Certificates</p> <p>B. Evaluation Scoring Technical Criteria 2: The tender documents are evaluated against the technical evaluation criteria for functionality which will be evaluated on a total weight of 100% and a minimum threshold of 80%.</p> <p>Tenderers who meet the minimum threshold</p>

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	score qualifies and will move onto the next stage of evaluation.
3.15 Evaluation of price	<p>Prices will be evaluated as follows:</p> <ul style="list-style-type: none"> • Exclusive of VAT • Making the specified correction for arithmetical errors • Excluding contingencies in any bill of quantities or activity schedule. • Making an appropriate adjustment for any other acceptable variations, deviations, or alternative tenders submitted. • 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. • Unconditional discounts must be taken into account for evaluation purposes; • Conditional discounts must not be taken into account for evaluation purposes but should be implemented when payment is effected; • Prices will be scored out of 90 points
3.17 Evaluation of B-BBEE	<p>B-BBEE status will be scored out of 20 points in accordance with PPPFA.</p> <p>If a tenderer fails to submit proof of B-BBEE status level, the tenderer will not be disqualified. The tenderer will, however, be awarded 80 points for price and will score 0 points for B-BBEE level /status (out of 20)</p>
3.18 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 estimated values above R30 000 and up to R50M inclusive of VAT)

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	<p>TABLE: PREFERENCE POINT SYSTEM</p> <table><tr><th>Adjudication Criteria</th><th>Points</th></tr><tr><td>$P_s = 80 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$</td><td>80</td></tr></table> <p>Where: Ps = Points scored for price of Bid under consideration Pt = Rand value of Bid under consideration Pmin = Rand value of lowest acceptable Bid</p> <p>Eskom will then add the score from Pricing and the B-BBEE level together and rank the suppliers from the highest to the lowest.</p>	Adjudication Criteria	Points	$P_s = 80 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$	80
Adjudication Criteria	Points				
$P_s = 80 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$	80				
Objective criteria	Not applicable				
Contractual Requirements	<ul style="list-style-type: none">• Safety and Health• Quality• Environmental• Due Diligence (Financial Statement)				
Evaluation of Tenders	<p>The evaluation will be conducted in terms of the Preferential Procurement Policy Framework Act (“PPPFA”). The evaluation process and criteria will be as follows:</p> <ul style="list-style-type: none">• Stage 1: Acceptance/Responsive Tender (Basic Compliance and Mandatory documents)• Stage 2: Technical Functional Criteria• Stage 3: SDL&I• Stage 4: Price and BBBEE (80/20)• Stage 5: Contractual requirements				


3. TENDER RETURNABLES FOR EVALUATION

NOTE: Signing of Tender Documents	Please note that all tender returnable documents under the mandatory section that requires the tenderers signature, needs to be signed in full for it to be valid.
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REFERENCE	Returnables from supplier	Returnables mandatory for evaluation purposes and due at <u>tender closing</u>	Returnables mandatory for contract award and due prior to <u>contract award</u>
COMMERCIAL			
Basic Compliance	One (1) hard copy of the tender	✓	
	CSD (MAAA) number/registration	✓	
	Authority Form <u>or</u> Authorization Letter from Tenderer Authorised to sign all documents in connection with this tender offer and any contract resulting from it on behalf of the company (same signature to appear throughout the tender documents)	✓	
Annexure A	Acknowledgement Form		✓
Annexure B	Tenderers Particulars		✓
Annexure C	Integrity Pact Declaration form (all sections)	✓	
Annexure D	CPA for local goods/services	✓	
Annexure G (applicable for all suppliers including Foreign suppliers)	SBD 1- to be submitted with the tender at tender submission deadline	✓	
NEC TSC document	C1.2 Contract Data (Part Two – Data provided by the Contractor) Note: If the direct fee and subcontractor fee is not completed, payment will be at actual cost without any fee percentage considered If the shorter schedule of cost components are not completed, payment will be at actual cost If the fee percentages in the Short Schedule of Cost Components is not completed, payment will be at actual cost without any fee %.	✓	
	C2.2 Price List Do not make any changes to the price list If all line items are not quoted, Eskom reserves the right to use the highest price tendered for evaluation purposes. Price list to be signed	✓	
NDA Form	Non-Disclosure Agreement Form	✓	
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		✓

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Tax Clearance Certificates	<p>A certified copy of a tax clearance certificate is still required by Foreign suppliers (with a footprint in South Africa, but who are not on CSD and have not provided a SARS pin number) and Local suppliers (who have not provided their SARS e-filing PIN number for verification by Eskom and/or their CSD profile / CSD number).</p> <p>Foreign suppliers (even those with no deemed footprint in South Africa) must still complete the relevant section in Part A of the SBD1 document, however, no proof of tax compliance is required if the supplier answers "no" to all questions. If they answer "yes" to any of the questions, however, they are required to register and be tax compliant as per Part B- section 2 of the SBD 1 document and relevant legislation governing tax compliance.</p>		✓
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)		✓
Shareholding	Shareholding organogram and detailed breakdown (for each individual company/JV member) clearly identifying percentages owned by individual shareholders (full names & ID Numbers) and other entities (provide full legal/trading name and respective identifying registration/trust numbers)		✓
Due Diligence	Audited Financial Statements of the <i>tenderer</i> for the previous 18 months, or to the extent that such statements are not available, for the last year. Tenderers must note that in the case of a joint venture or special purpose vehicle (SPV) especially formed for this tender, audited financial statements for each participant in the JV / SPV is required. Start-up enterprises formed within the last 12 months are not required to send in statements, but if successful with their tender will be required to send statements for the first year when once available.		✓
Corporate Social Investment	It is expected for the tenderer to participate in a contribution of 1% per invoice value		✓


SUPPLIER DEVELOPMENT LOCALISATION & INDUSTRIALISATION

REFERENCE	Returnables from supplier	Returnables mandatory	Returnables mandatory
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		for evaluation purposes and due at <u>tender closing</u>	for contract award and due prior to <u>contract award</u>
*B-BBEE Affidavit or Certificate	<ul style="list-style-type: none"> • Copy of B-BBEE Certificate issued by a SANAS Accredited Verification Agent; or • Certified copy of B-BBEE Sworn Affidavit for either EME or QSE.; or • Copy of B-BBEE Certificate issued by CIPC for EMEs' only. <p>Tenderers submitting B-BBEE Sworn Affidavits must ensure that the affidavits meet the following key pointers to ensure their validity to benefit from the BBEE points allocation. If not valid or not submitted a zero score will apply:</p> <ul style="list-style-type: none"> • Name/s of deponent as they appear in the identity document and the identity number. • Designation of the deponent as the director, owner or member must be indicated in order to know that person is duly authorised to depose of an affidavit. <u>(Mark the applicable option)</u>. • Name of enterprise as per enterprise registration documents issued by the CIPC, where applicable, and enterprise business address. • Percentage of black ownership, black female ownership and designated group. In the case of specialised enterprises as per Statement 004, the percentage of black beneficiaries must be reflected. <u>(No blank spaces to be left)</u>. • Indicate total revenue for the year under review and whether it is based on audited financial statements or management account. <u>(Mark the applicable option)</u>. • Financial year end as per the enterprise's registration documents, which was used to determine the total revenue. <u>(Financial year end to be stipulated by day/month/year)</u>. • B-BBEE Status level. An enterprise can only have one status level. <u>(Tick applicable level)</u> • Empowering supplier status must be indicated. For QSEs, the deponent must select the basis for the empowering supplier status. 	✓	

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	<ul style="list-style-type: none"> Date deponent signed and date of Commissioner of Oath must be the same. <u>(The sworn affidavit must be signed in the presence of the Commissioner of Oath. Furthermore the Commissioner must also sign and stamp)</u> Commissioner of Oath cannot be an employee or ex officio of the enterprise because, a person cannot by law, commission a sworn affidavit in which they have an interest. <p>If a tenderer fails to submit proof of B-BBEE status level, the tenderer will not be disqualified (except if B-BBEE level is a pre-qualification criterion). The tenderer will, however, be awarded 80/90 points for price and will score 0 points for B-BBEE level /status (out of 10/20)</p>		
Additional Documents required in event of JV:-	Letter of intent to form a JV/consortium	✓	
	Valid joint venture agreement confirming the rights and obligations of each of the joint venture partners and their profit-sharing ratios.		✓
	Written confirmation that the joint venture will operate as a single business entity (incorporated) for the duration of the contract (this may be included as an obligation within the JV agreement)		✓
	* A trust, consortium or joint venture (including unincorporated consortia and joint ventures) must submit a consolidated B-BBEE Certificate from the accredited agency for every separate tender.	✓	
	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.		✓
Annexure H	SBD 6.1- Preference Points Claim Form in terms of PPPFA 2017 regulations (should this form not be submitted/completed/signed by tender submission, the tenderer does not qualify for BBEE points)	✓	
SDL&I Undertaking	SDL&I Undertaking Proposal sheet (will form part of contractual requirements)		✓
Skills Development	1x Civil Technician 5x Civil Artisans Welder		✓

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Company Documents	CIPC Registration Documents		✓
	Financial Statements or Management Accounts		✓
	ID copy of Member/s, Shareholder/s and/or Director/s		✓
	Share Certificate/s		✓

FUNCTIONALITY CRITERIA

Technical evaluation will be split into phases as per the below:

- A. Gatekeeper Requirement: Technical Criteria 1: To be submitted at time of tender closing to qualify for further evaluation
- B. Evaluation Scoring Technical Criteria 2: a minimum threshold of 80% to be achieved to qualify for further evaluation of the tender

A. Mandatory: Technical Criteria 1

Tenderer to submit NATIONAL HOME BUILDERS REGISTRATION COUNCIL Certificates


B. EVALUATION SCORING: Technical Criteria 2 (Threshold 80%)

1.	<p><u>COMPANY EXPERIENCE:</u></p> <p>Submit proof of previously awarded Orders and/or Contracts to perform CIVIL MAINTENANCE work and/or CIVIL MAINTENANCE RESOURCES Services, not older than 2 Years.</p> <p>Scoring:</p> <table><tr><td>1 Purchase Order/Contract</td><td>10%</td></tr><tr><td>2 Purchase Orders/Contracts</td><td>20%</td></tr><tr><td>3 Purchase Orders/Contracts</td><td>24%</td></tr><tr><td>4 Purchase Orders/Contracts</td><td>30%</td></tr></table>	1 Purchase Order/Contract	10%	2 Purchase Orders/Contracts	20%	3 Purchase Orders/Contracts	24%	4 Purchase Orders/Contracts	30%	30%
1 Purchase Order/Contract	10%									
2 Purchase Orders/Contracts	20%									
3 Purchase Orders/Contracts	24%									
4 Purchase Orders/Contracts	30%									
2.	<p><u>QUALIFICATIONS OF CRITICAL RESOURCES:</u></p> <p>Provide proof of qualifications as per the requirements below (certified copies).</p> <table><tr><td>Resource</td><td>Qty</td><td>Qualification</td><td>Score</td></tr><tr><td colspan="4">Note: Each item has a point allocation of 2%, therefore quantity 1 is 2% and quantity 2 is 4%. Where 1 out of 2 is submitted only 2% will be scored and not the full 4%.</td></tr></table>	Resource	Qty	Qualification	Score	Note: Each item has a point allocation of 2%, therefore quantity 1 is 2% and quantity 2 is 4%. Where 1 out of 2 is submitted only 2% will be scored and not the full 4%.				24%
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	<table><tr><td>Site Supervisor</td><td>1</td><td>1 X BTech Civil Engineering + Minimum Candidate ECSA Reg</td><td>2%</td></tr><tr><td>Safety Officer</td><td>1</td><td>1 X NDip Safety Management + SAMTraC</td><td>2%</td></tr><tr><td>Civil Technician</td><td>2</td><td>2 X NDip Civil Engineering</td><td>4%</td></tr><tr><td>Artisan (Bricklayer / Builder)</td><td>2</td><td>2 X N3 Civil + Trade Test: Building</td><td>4%</td></tr><tr><td>Artisan (Plumber)</td><td>2</td><td>2 X N3 Civil + Trade Test: Plumbing</td><td>4%</td></tr><tr><td>Artisan (Carpenter)</td><td>2</td><td>2 X N3 Civil + Trade Test: Carpentry</td><td>4%</td></tr><tr><td>Artisan (Painter)</td><td>2</td><td>2 X N3 Civil + Trade Test: Painter</td><td>4%</td></tr></table> <p>ONLY CERTIFIED QUALIFICATIONS WILL BE ACCEPTED.</p>	Site Supervisor	1	1 X BTech Civil Engineering + Minimum Candidate ECSA Reg	2%	Safety Officer	1	1 X NDip Safety Management + SAMTraC	2%	Civil Technician	2	2 X NDip Civil Engineering	4%	Artisan (Bricklayer / Builder)	2	2 X N3 Civil + Trade Test: Building	4%	Artisan (Plumber)	2	2 X N3 Civil + Trade Test: Plumbing	4%	Artisan (Carpenter)	2	2 X N3 Civil + Trade Test: Carpentry	4%	Artisan (Painter)	2	2 X N3 Civil + Trade Test: Painter	4%													
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3.	<p><u>EXPERIENCE OF CRITICAL RESOURCES:</u> Submit proof of a minimum of 18 months experience in the civil environment by providing the below 2 items per resource in order to score the allocated point.</p> <p>The experience to be for the same person as in the previous qualification section question. No CV's will be accepted.</p> <p>1. A certified copy of a referral letter signed by the Manager/Supervisor on a company letterhead <u>OR</u> Certified copy of the Employer Appointment Letter <u>OR</u> Service Completion Letter</p> <p>AND</p> <p>2. An original Affidavit signed by the employee declaring that the referral letter was issued to the relevant Employee after the stipulated service period</p> <p>Scoring:</p> <table><tr><td>Resource</td><td>Qty</td><td>Score</td><td>>24 Months</td><td>100%</td></tr><tr><td>Site Supervisor (1)</td><td>1</td><td>2%</td><td>18 - <24 Months</td><td>80%</td></tr><tr><td>Safety Officer (1)</td><td>1</td><td>2%</td><td>12 - <18 Months</td><td>50%</td></tr><tr><td>Civil Technician (2)</td><td>2</td><td>4%</td><td>06 - <12 Months</td><td>30%</td></tr><tr><td>Artisan (Bricklayer / Builder) (2)</td><td>2</td><td>4%</td><td>Less than 6 Months</td><td>0%</td></tr><tr><td>Artisan (Plumber) (2)</td><td>2</td><td>4%</td><td></td><td></td></tr><tr><td>Artisan (Carpenter) (2)</td><td>2</td><td>4%</td><td></td><td></td></tr><tr><td>Artisan (Painter-) (2)</td><td>2</td><td>4%</td><td></td><td></td></tr></table> <p>Note: Each item has a point allocation of 2%, therefore quantity 1 is 2% and quantity 2 is 4%. Where 1 out of 2 is submitted only 2% will be scored and not the full 4%.</p>	Resource	Qty	Score	>24 Months	100%	Site Supervisor (1)	1	2%	18 - <24 Months	80%	Safety Officer (1)	1	2%	12 - <18 Months	50%	Civil Technician (2)	2	4%	06 - <12 Months	30%	Artisan (Bricklayer / Builder) (2)	2	4%	Less than 6 Months	0%	Artisan (Plumber) (2)	2	4%			Artisan (Carpenter) (2)	2	4%			Artisan (Painter-) (2)	2	4%			24%
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Artisan (Carpenter) (2)	2	4%																																								
Artisan (Painter-) (2)	2	4%																																								
4.	<p><u>COMPANY KNOWLEDGE OF PLANT:</u> Provide methodology as per the work scope requirements in the NEC Term Service Contract of this tender for the following:</p>	22%																																								

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	<table><tr><td>Methodology for Power Generation Plumbing Maintenance</td><td>3%</td></tr><tr><td>Methodology for Power Generation Carpentry Maintenance</td><td>3%</td></tr><tr><td>Methodology for Power Generation Glazing Maintenance</td><td>3%</td></tr><tr><td>Methodology for Power Generation Road Repairs & Maintenance</td><td>3%</td></tr><tr><td>Methodology for Power Generation Roof Maintenance</td><td>3%</td></tr><tr><td>Methodology for Power Generation General Maintenance as per Scope of Work</td><td>7%</td></tr></table>	Methodology for Power Generation Plumbing Maintenance	3%	Methodology for Power Generation Carpentry Maintenance	3%	Methodology for Power Generation Glazing Maintenance	3%	Methodology for Power Generation Road Repairs & Maintenance	3%	Methodology for Power Generation Roof Maintenance	3%	Methodology for Power Generation General Maintenance as per Scope of Work	7%	
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Methodology for Power Generation Roof Maintenance	3%													
Methodology for Power Generation General Maintenance as per Scope of Work	7%													

SHEQ DOCUMENTS REQUIRED UNDER CONTRACTUAL OBLIGATION

Contractual requirements are not evaluation criteria – does not result in a disqualification if not submitted at tender stage. They are required to be met and assessed after the evaluation and ranking of the tenders. Failure to meet “Contractual Requirements” by the stipulated deadlines; may result in the tenderer being regarded as non-responsive and ineligible for contract award. However it is advisable to submit the documents at tender stage to avoid delays and possible disqualification.


SAFETY EVALUATION CRITERIA

1. Safety Annexure B	Is the acknowledgement of Eskom's SHE rules and requirements form (Annexure B) signed and submitted by the tenderer?
2. Occupational Health and Safety plan	OHS plan (Applicable to high risk work only) <ul style="list-style-type: none"> • OHS organization within the Company-Responsibility & Accountability • SHE Incident management • Planning of conduct of work activities including planning for changes and emergency work • PPE- Personal Protective Equipment include (COVID 19) • Emergency planning and fire risk management • Vehicle and driver behavior safety • Contractor or supplier selection and management • Design and specifications • Permits • Competency, training, appointments • Communication and awareness • Management commitment and visible felt leadership
3. Costing for Safety Health and Environmental management	Costing for Safety Health and Environmental management Has the tenderer submitted detailed (The cost should be broken down not provided as a lump sum) costing for SHE, i.e. – <ul style="list-style-type: none"> • based on the overall scope of work/service to be performed; • the generic scope of work/service risk assessment – may serve as a guideline.

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4. Baseline Risk Assessment (BRA)	Baseline Risk Assessment (BRA) Identification, assessment and management of SHE risks related to the scope of work. The methodology used for the risk assessment must be provided together with the BRA (COVID 19)
5. Valid Letter of Good Standing	Valid Letter of Good Standing (COIDA or equivalent)
6. SHE policy	SHE policy signed by CEO/ MD- Comply to OHS Act Section 7 or OSHAS 18001
7. SHE Competency	SHE Competency (Consider scope of work, risks, SHE plan and applicability) CV,s and qualifications / certificates e.g. <ul style="list-style-type: none"> - First aiders - Safety officer (SACPCMP) - SHE Representative - HCS Controller - Incident investigator

ENVIRONMENTAL EVALUATION CRITERIA

Environmental Policy

The contractor must submit an Environmental Policy and proof of communicating it with the employees (project team). The policy should demonstrate your organization (top management)'s commitment to protection of the environment which is not only intended to prevent adverse environmental impacts through prevention of pollution, but to protect the natural environment from harm and degradation arising from the organisation's activities, products and services. The policy must also demonstrate commitment to compliance with legal and other requirements, prevent pollution and continually improve environmental performance.

Environmental Aspects and Impacts Register

The contractor shall determine the aspects related to the scope of work. Aspect is an element of organization's activity, products or services which may interact with the environment and may cause negative or positive impact. While impact – refers to any change on the environment whether adverse or beneficiary. Changes to the environment, either adverse or beneficial, that result wholly or partially from environmental aspects are called environmental impacts. The environmental impact can occur at local, regional and global scales, and also can be direct, indirect or cumulative by nature. The relationship between environmental aspects and environmental impacts is one of cause and effect.

Environmental Management Plan

The contractor must develop an environmental management plan (EMP) specific to the Provision of Civil Maintenance Service at Kriel Power Station for a Period of Three Years. The EMP shall address how activities, which have potential to cause environmental impacts, will be managed during the lifespan of a project. Issues to be addressed may include but are not limited to noise, odour, dust, air quality, water quality, erosion, use of hazardous chemicals as well as waste generated.

Environmental Representative


The contractor must provide an appointment letter signed for the organisation's Environmental representative. The appointment letter shall be signed by the Top Management and the appointed representative. Responsibilities for the representative shall include the following:

- Implementation and maintenance of the Environmental Management System.
- Ensuring the aspects and impacts of the organisation's products, activities and services are determined, documented, communicated, updated and managed in line with applicable compliance obligations
- Ensuring that environmental non-conformances arising from internal assessments and audits are effectively closed through implementing and tracking of corrective and preventive action plans.
- Represent the organisation and participate in environmental management and related forums.
- Undertaking internal assessments and reporting on the results as and when required to ensure that site conditions comply with the ISO 14001:2015 standard requirements, environmental authorisations, permits,

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licenses, notices and Environmental Management Plan requirements. This includes reporting on the Kriel Power Station EMS Scorecard for contractors	
Method Statement A method statement must be submitted that explains the method that is going to be used to manage certain environmental aspect of the activity. It should clearly explain the step-by-step procedure which will be used execute the task.	
QUALITY EVALUATION CRITERIA	
SECTION A : Quality Management System Requirements ISO 9001 (Option 1) Valid certification of Quality Management System by an ISO accredited body	A.1 Product / Service Scoping on ISO 9001 certificate is defined and relevant
	A.2 Certificate by Approved and Authorized certification authority
	A.3 Certification Authority has Recognized International Accreditation
	A.4 Validity (expiry date) of certificate
OR	
SECTION A : Quality Management System Requirements ISO 9001 (Option 2) Objective evidence of documented QMS that is not certified but complies with ISO9001	A.1 QMS Manual or a document that defines and describes the QMS and its scope or Quality Method statement based on scope
	A.2 Quality Policy Approved by top management
	A.3 Quality Objectives Approved by top management
	A.4 Records required by ISO 9001 standard (List of Records)
	A.5 Control of documented information
	A.6 Documented information for Control of nonconforming outputs
	A.7 Documented information for Nonconformity and Corrective action
	A.8 Documented information for Internal audit
SECTION B : Evidence of QMS in operation (Tender Quality Requirements -Ref QM-58 /240-105658000)	B.1 Documented information for defined roles, responsibilities and authorities
	B.2 Documented information for Control of Externally Provided Processes, Products and Services
	B.3 Latest copy of an internal management system audit report (with Nonconformity, Correction and/ or Corrective Action Reports)
SECTION C : Contract Quality Plan Requirements (Ref QM-58 and 240-109253698)	C.1 Draft Contract Quality Plan specific to the scope of work as described in the tender documents (Ref ISO 10005) <i>NB : Draft Contract/Project Quality Plan has important QA deliverables</i>
SECTION D : Quality Control Plan Requirements (Ref QM-58 or 240-109253302)	D.1 QCP /Checklist/ ITP (Quality Control Plans) as per Scope of Works (Ref ISO 10005 & QM 58) <i>NB: Example of an Inspection and Test Plan (ITP) or Quality Control Plan (QCP) on similar and/ or previous work done</i>
SECTION E : User defined additional Requirements & miscellaneous (Ref QM-58)	E.1 Form A is completed and signed.
	E.2 Add other requirements (if applicable) as per the scope of work and/or specification


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	Authority to submit a tender (returnable schedule)	Template Identifier	240-147753143	Rev	1
		Document Identifier	N/A	Rev	N/A
		Effective Date	01 November 2012		
		Review Date	July 2022		

Indicate the status of the *tenderer* by ticking the appropriate box hereunder. The *tenderer* must complete the certificate set out below for his category of organisation

OR

alternatively attach a certified copy of a company / organisation document which provides the same information for the relevant category as requested here.

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

A. Certificate for company


I, _____, chairperson of the board of directors of _____
_____, hereby confirm that by resolution of the board taken on ____
_____ (date), Mr/Ms _____, acting in the capacity of _____
_____, was authorised to sign all documents in connection with this tender offer and any
contract resulting from it on behalf of the company.

Signed:	Date:
Name:	Position: (Chairman of the Board of Directors)


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	Authority to submit a tender (returnable schedule)	Template Identifier	240-147753143	Rev	1
		Document Identifier	N/A	Rev	N/A
		Effective Date	01 November 2012		
		Review Date	July 2022		

B. Certificate for close corporation

I, _____, member of _____, hereby confirm that by majority vote of the members taken on _____ (date), Mr/Ms _____, acting in the capacity of _____, was authorised to sign all documents in connection with this tender offer and any contract resulting from it on behalf of the company.

Signed:	Date:
Name:	Position: (Member)

C. Certificate for partnership

We, the undersigned, being the key partners in the business trading as _____ hereby authorise Mr/Ms _____, acting in the capacity of _____, to sign all documents in connection with the tender offer for Contract _____ and any contract resulting from it on our behalf.


Name	Address	Signature	Date

NOTE: This certificate is 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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		Document Identifier	N/A	Rev	N/A
		Effective Date	01 November 2012		
		Review Date	July 2022		

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 the company _____
_____, acting in the capacity of lead partner, to sign all documents in connection with
the tender offer for Contract _____ and any contract resulting from it on our behalf.

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


Furthermore we attach to this Schedule a copy of the joint venture agreement which incorporates a statement that all partners are liable jointly and severally for the execution of the contract and that the lead partner is authorised to incur liabilities, receive instructions and payments and be responsible for the entire execution of the contract for and on behalf of any and all the partners.

Name of firm	Address	Authorising signature, name and capacity
Lead partner		


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	Authority to submit a tender (returnable schedule)	Template Identifier	240-147753143	Rev	1
		Document Identifier	N/A	Rev	N/A
		Effective Date	01 November 2012		
		Review Date	July 2022		

E. Certificate for sole proprietor


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

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

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SBD1


PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)					
BID NUMBER:	MPKRI10307GX	CLOSING DATE:	21 July 2022	CLOSING TIME:	10h00
DESCRIPTION	Provision of Civil Maintenance Service at Kriel Power Station for a Period of Three Years				
THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).					
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT :					
ESKOM TENDER BOX, GROUND FLOOR, NO. 10 SMUTS AVENUE, WITBANK / EMALAHLENI, MPUMALANGA					
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					
		TCS PIN:		OR	CSD No:
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]		<input type="checkbox"/> Yes <input type="checkbox"/> No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT <input type="checkbox"/> Yes <input type="checkbox"/> No	
IF YES, WHO WAS THE CERTIFICATE ISSUED BY?					
AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA) AND NAME THE APPLICABLE IN THE TICK BOX		<input type="checkbox"/>	AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA)		
		<input type="checkbox"/>	A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDITATION SYSTEM (SANAS)		
		<input type="checkbox"/>	A REGISTERED AUDITOR		
		NAME:			

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[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/SWORN AFFIDAVIT(FOR EMEs& QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]			
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ANSWER PART B:3 BELOW]
SIGNATURE OF BIDDER	DATE	
CAPACITY UNDER WHICH THIS BID IS SIGNED (Attach proof of authority to sign this bid; e.g. resolution of directors, etc.)			
TOTAL NUMBER OF ITEMS OFFERED		TOTAL BID PRICE (ALL INCLUSIVE)	
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		TECHNICAL INFORMATION MAY BE DIRECTED TO:	
DEPARTMENT/ PUBLIC ENTITY		CONTACT PERSON	
CONTACT PERSON		TELEPHONE NUMBER	
TELEPHONE NUMBER		FACSIMILE NUMBER	
FACSIMILE NUMBER		E-MAIL ADDRESS	
E-MAIL ADDRESS			


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 ONLINE
1.3. BIDDERS MUST REGISTER ON THE CENTRAL SUPPLIER DATABASE (CSD) TO UPLOAD MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS; AND BANKING INFORMATION FOR VERIFICATION PURPOSES). B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.
1.4. WHERE A BIDDER IS NOT REGISTERED ON THE CSD, MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS MAY NOT BE SUBMITTED WITH THE BID DOCUMENTATION. B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.
1.5. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER LEGISLATION OR SPECIAL CONDITIONS OF CONTRACT.

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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 VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.
2.3	APPLICATION FOR TAX COMPLIANCE STATUS (TCS) OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.
2.4	BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID.
2.5	IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE PROOF OF TCS / PIN / CSD NUMBER.
2.6	WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.
3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS	
3.1.	IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.2.	DOES THE BIDDER HAVE A BRANCH IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.3.	DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.4.	DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
<p>IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN, IT IS NOT A REQUIREMENT TO OBTAIN A TAX COMPLIANCE STATUS / TAX COMPLIANCE SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.</p>	


NB: FAILURE TO PROVIDE 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 / letter of authority to submit this tender)	
DATE:	

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ANNEXURE A

ACKNOWLEDGEMENT FORM Acknowledgement:

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 *tender submission*. ☐
2. We have already supplied Eskom with the cataloguing information pertaining to this enquiry in a previous contract/order [***insert previous invitation to tender/RFQ number***]
☐ _____
3. We do not intend to provide the cataloguing information for the required scope / specifications. for the reasons stated hereunder: ☐

4. I confirm that I am a Distributor/Importer/Agent and my Principal, being the Original Equipment Manufacturer (OEM) is or is not in the position to supply cataloguing information for items. See attached letter from OEM confirming his position. ☐

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Invitation to Tender/Request for Proposal No. MPKRI10307GX

Name of company/JV: _____

Country of registration _____

Name of contact person: _____

Contact details of contact person:

Tel (landline) _____

Cell phone _____


e-mail address _____



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ANNEXURE B

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 (do not leave blank): (**ALL ENTITIES**)

Name of lead partner, <u>or</u>	
Member in case of JV	
CIPC Registration Number (for each individual company <u>or</u> JV member)	
VAT registration number (for each individual company or JV member)	
CIDB registration number (for each individual company <u>or</u> JV member if applicable)	
Shareholding information (for each individual company <u>or</u> JV member) clearly identifying percentages owned by individual shareholders (full names & ID Numbers) and other entity shareholders (provide full legal/trading name and respective identifying registration/trust numbers)	<i>Include as separate tender returnable if required.</i>
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 of the JV)	

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If SUBCONTRACTORS are to be used, indicate the following for the main sub-contractor(s).


Name of contractor	
CIPC Registration number	
VAT registration number	
CIDB Registration number (if applicable)	
Shareholding organogram/breakdown (for each individual company/JV member) clearly identifying percentages owned by individual shareholders (full names & ID Numbers) and other entities (provide full legal/trading name and respective identifying registration/trust numbers)	
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 Treasury Central Supplier Database (CSD) , provide your supplier registration number with Treasury	
3	If you are registered on SARS E-filing system, please provide your pin number in order to verify your tax compliant status	

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4	It is mandatory for you to register on National Treasury's CSD, if you intend doing work with any State department or State owned entity/company.
5	You may register online at National Treasury website on www.treasury.gov.za
6	Alternatively, you may contact for assistance (Eskom Vendor Management): Maluta Mukwevho, tel 013 693 2520, Maluta.mukwevho@eskom.co.za


7	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 / will send a copy of a current valid tax compliant certificate as a tender returnable (by contract award stage).	<table><tr><td>YES</td><td></td></tr><tr><td>NO</td><td></td></tr></table>	YES		NO	
YES						
NO						

8	If SUB-CONTRACTING is prescribed in the specific enquiry, you need to compete 8.1- 8.9						
8.1	Confirm if you intend sub-contracting	<table><tr><td>YES</td><td></td></tr><tr><td>NO</td><td></td></tr></table>		YES		NO	
YES							
NO							
8.2	What percentage will you be sub-contracting ?	%					
8.3	To whom do you intend sub-contracting						
8.4	Is the said sub-contractor registered on CSD?	<table><tr><td>YES</td><td></td></tr><tr><td>NO</td><td></td></tr></table>		YES		NO	
YES							
NO							
8.5	If yes to 8.4, please provide CSD number						
8.6	Please confirm B-BBEE level of said sub-contractor						
8.7	<ul style="list-style-type: none">• Which designated group does the sub-contractor belong to:-<ul style="list-style-type: none">a. Black peopleb. Black people who are youthc. Black people who are womend. Black people with disabilitiese. Black people living in rural or underdeveloped areas or townshipsf. Cooperatives which are 51% owned by Black peopleg. Black people who are military veterans						

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	If Eskom decides to apply the sub-contracting provision as specified in Regulation 4(c) all tenders above the prescribed maximum threshold for quotations must be advertised through an open competitive bidding process subject to potential tenderers meeting the percentage minimum subcontracting requirement to EMEs or QSEs that are 51% owned by the following enterprises					
8.8	Please confirm that you have attached your signed intent to sub-contract document.	<table><tr><td>YES</td><td></td></tr><tr><td>NO</td><td></td></tr></table>	YES		NO	
YES						
NO						
8.9	Have you attached proof of sub-contractor's belonging to designated group	<table><tr><td>YES</td><td></td></tr><tr><td>NO</td><td></td></tr></table>	YES		NO	
YES						
NO						

A. Single tenderers

I, the undersigned,

(Full names)

hereby confirm that I am duly authorised to sign all documents in connection with this tender and any contract resulting from it, on behalf of _____


(insert the full legal name of the tenderer)

Signed:	Date:
Name:	Designation:

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B. Joint Ventures

We, the undersigned, are submitting this tender in Joint Venture and hereby authorise

Mr/Ms _____ (full names),

an authorised signatory of _____,
(insert the full legal name of the business entity serving as the lead partner)

acting in the capacity of lead partner, to sign all documents in connection with the tender and any contract resulting from it on our behalf.


We attach to this Schedule a copy of the joint venture agreement which incorporates a statement that all partners are liable jointly and severally for the execution of the contract and that the lead partner is authorised to incur liabilities, receive instructions and payments and be responsible for the entire execution of the contract for and on behalf of any and all the partners.

Legal Name of Joint Venture Member	Full Name and Capacity of Authorised Signatory	Signature

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ANNEXURE C

INTEGRITY DECLARATION FORM

1. DECLARATION OF INTEREST


I/We understand that any natural/legal person, including employees of the State and/or those related to an Eskom employee/director (as per the definition of “related” set out hereunder), may tender to Eskom. However, in view of possible allegations of favouritism (the practice of showing favour to, or giving preference to some person/group, to the detriment of, or at the expense of another that is entitled to equal treatment or an equal opportunity), should the resulting tender, or part thereof, be awarded to such natural/legal person, as described herein, it is required that the *tenderer/s* declare such interest/relationship where:-

- the *tenderer/s* employees/directors are also employees/contractors/consultants/ directors in the state or a state owned entity.
- the *tenderer/s* employees/directors are also employees/contractors/consultants/ directors of Eskom
- the *tenderer/s* employees/directors are also employees/contractors/consultants or directors in another entity together with Eskom employees/consultants/contractors/ directors
- the *legal person/s (including its employees/contractors/directors/members/ shareholders)* on whose behalf the tender documents are signed, is in some other way “related” to an Eskom employee/contractor/consultant/director involved in the tender evaluation/tender adjudication/tender negotiation. “Related” meaning that:-
 - an individual is related to another individual if they are married, or live together in a relationship similar to marriage;
 - or are separated by no more than two degrees of natural or adopted consanguinity or affinity;
 - 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 per Companies Act section 2(1)) ; and
- a juristic person is “related” to another juristic person if :-
 - (1) either of them directly/indirectly controls the other, or the business of the other, as determined in accordance with the definition of “control”(as per Companies Act section 2(1));
 - (2) either is a subsidiary of the other; or
 - (3) a person directly/indirectly controls each of them, or the business of each of them, as determined in accordance with the definition of “control”
- the *tenderer/s* and one or more of the *tenderers* in this tendering/RFP process have a controlling partner in common, or a relationship with each other, directly or through common third parties,

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that puts them in a position to have access to information about or influence on the tender/proposal of another tenderer, or influence the decisions of Eskom regarding this bidding process;

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 a State/State owned entity employee/contractor/ director.	Full Names & Capacity/Position of Eskom employee/ director/ consultant and details of the relationship or interest(marital/ familial/personal/ financial etc.)	To your knowledge is this person involved in the evaluation/ adjudication/ negotiation of tenders

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

_____ **(Yes / No)**

- 2 Do the tenderer/s and other tenderer in this tendering/RFP process share a controlling partner or have any relationship with each other, directly or through common third parties? **(Y/N)**.

_____ **(Yes / No)** If Yes, attach proof to this declaration

2. DECLARATION OF FAIR TENDERING PRACTICES

This serves as a declaration that when goods/services are being procured, all reasonable steps have been taken to address and/or 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:

- abused the institution's procurement process (e.g. bid rigging/collusion)
- committed fraud or any other improper conduct in relation to such system.

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

Item	Question	Yes	No
1.1	<p>Is the <i>tenderer/s (or any of its directors/members/shareholders)</i> listed on National Treasury's Database of Restricted Suppliers as companies/persons prohibited from doing business with the public sector, or 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 Database of Restricted Suppliers and the Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za).</p> <p><i>[Note: Companies/persons who are listed on the Database were informed in writing of this restriction by the Authority/Accounting Officer of the institution that imposed the restriction after the audi alteram partem rule was applied].</i></p>		
1.2	<p>Is the <i>tenderer/s (or any of its directors / members / shareholders)</i> 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).</p> <p>The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za).</p>		
1.3	Was the <i>tenderer/s (or any of its directors/members/shareholders)</i> convicted by a court of law (including a court outside South Africa) for fraud and/or corruption with respect to the procurement/tendering processes/procedures during the past five years?		
1.3.1	Provide details.		
1.4	Was the <i>tenderer/s (or any of its directors/members/shareholders)</i> prohibited from doing business with any International Financial Development/funding Agency or Lending Institution		
1.5	Is there any history/record of the <i>tenderer/s (or any of its directors/members/shareholders)</i> failing to meet their contractual obligation with any SOC?		

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I, the undersigned, _____ hereby confirm that I am duly authorised to sign all documents in connection with this tender and any contract resulting from it on behalf of _____

(insert the full legal name of the tenderer)

I declare that I have read and understood the provisions of the Supplier Integrity Pact, that all information furnished herein is 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 this declaration prove to be false.

Signature:	
Designation and capacity in which signing:	
Date:	

Joint Ventures

I, the undersigned, _____ hereby confirm that acting in the capacity of lead partner, I am duly authorised to sign all documents in connection with the tender and any contract resulting from it on behalf of _____

(insert the full legal name of the JV)

I declare that I have read and understood the provisions of the Supplier Integrity Pact, that all information furnished herein is 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 this declaration prove to be false.


Signature:	
Designation and capacity in which signing :	
Date:	

(A copy of the joint venture agreement which incorporates a statement that all partners are liable jointly and severally for the execution of the contract and that the lead partner is authorised to incur liabilities, receive instructions and payments and be responsible for the entire execution of the contract for and on behalf of any and all the partners is attached to the invitation to tender/Request for proposal).

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Annexure D : Important to read the contents. Tenderer to submit a CPA proposal with the tender submission or accept the proposal from Eskom

ANNEXURE D

CPA REQUIREMENTS FOR LOCAL GOODS AND SERVICES (SOUTH AFRICA)

THE APPLICATION OF CONTRACT PRICE ADJUSTMENT (CPA) TO TENDER SUBMISSIONS

This Section will not be applicable to professional services contract

1. APPLICATION OF CPA

Eskom will afford Tenderers an opportunity to propose additional/alternate offers to the abovementioned. Additional Offers, which are optional, will only be considered if a fully compliant Main Offer is submitted and acceptable.

CPA conditions may apply if the contractual duration is to be longer than 12 months. If the contractual duration will be less than or equal to 12 months, a fixed priced offer must be submitted.

2. TENDER SUBMISSIONS

Tenderers shall comply with the following requirements:

a. Main offer:

- A Main Offer that is fully compliant with the CPA requirements as specified in the Enquiry.
- This condition is mandatory unless a fully fixed priced offer is submitted. If more than one offer is submitted, then the fully CPA compliant offer must be indicated as the Main Offer.

Failure to do so may result in the supplier's offer(s) being disqualified.

b. Additional/Alternative offer:


Additional offers, which are optional, will only be considered if a fully compliant main offer is submitted and acceptable:

- A fixed priced offer in addition to the fully CPA compliant main offer; or
- Any other offer with CPA specifications which deviate from the CPA requirements specified in the enquiry. However it is compulsory that all such deviations are sufficiently substantiated.
- Additional/Alternative Offers must be clearly indicated as such

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3. **ESKOM'S PREFERRED INDEX LIST**

Eskom's preferred index list is set out hereunder in Tables 1 and 2. The index list comprises indices that could be used in the Tenderers main offer.

4. **FOREIGN PORTION OF THE TENDER/AGREEMENT PRICE**

In instances where the preferred index list does not specify a foreign index which is required for the specific agreement, the following must apply:

- The source of an index must be that of the national statistical institute of the relevant country or a generally acknowledged statistical (e.g. industry) body in or for that country, e.g. BEAMA and MEPS.
- The index must be the equivalent, or if unavailable, the nearest equivalent index to that of the specific prescribed local index.

5. **NUMBER OF FORMULAE & INDICES**

- The Tenderer is limited to a maximum of 10 (ten) indices in total, i.e.: a maximum of 5 local indices and maximum of 5 foreign indices, excluding the fixed portion per CPA formula, per offer/agreement.

6. **CPA FIXED PORTION**

A minimum of 10% of the total agreement value is to be fixed when a CPA formula applies; except in the case of professional services or consulting agreements.


7. **BASE DATE**

- In instances of indices or other references published monthly, the Base Date is to be:
The month before the month in which the Enquiry closes
- In instances where the reference figures, e.g. market prices, are published daily or at more intervals than once a month:
The average for the month before the month in which the Enquiry closes
- In this case, the following shall apply:
 - Where the average is published:
The average published price in the currency Eskom will be exposed to.
e.g. The currency in which Eskom will effect payment
 - Where a high, low and mean are published:
The mean
 - Where other prices than the Cash Settlement or Cash Sellers Price are published:
The Cash Settlement or Cash Sellers Price

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- Where applicable, these principles, must also apply for the CPA “cut-off” date.

8. CPA FOR PROFESSIONAL SERVICES

The preferred index to be used for adjusting these agreements is the country specific CPI Headline index.

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

No fixed portion is mandatory.

Signed	Date
Name	Position
Tenderer	

Eskom Proposal:


The rates will be fixed and firm for the first year of the contract. Where the tenderer did not propose his own CPA tables the proposed CPA tables below to be negotiated.

Proportion	Table Used	Index Used
0.65	Table C3-Labour	SEIFSA
0.05	Table L2-Transport	SEIFSA
0.15	Table P2-Machinery	SEIFSA
0.15	Non-Adjustable	

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Table 1: Preferred Local Index List -this list of indices needs to be relevant to the commodity.

Labour	Commodities	Processed material	Transport	Others
Labour general (hourly paid) SEIFSA, C3, actual labour cost Labour general SEIFSA, C3 (a), actual labour cost (field force) where subsistence allowance is paid	Steel StatsSA, P0142.1 Table 2, basic iron and steel Copper SEIFSA, F, copper metric ton Aluminium SEIFSA, R, aluminium Zinc SEIFSA, F, zinc Lead SEIFSA ,F, lead	Mechanical engineering material SEIFSA, G, mechanical engineering material Electrical engineering material SEIFSA, G-1, electrical engineering material Building and construction material SEIFSA, G, building and construction material	SEIFSA, L2, road freight costs	StasSA, PO141 CPI (Headline) all items OR SEIFSA, D-2 (CPI) StasSA, PO142.1), PPI • Final Manufactured Goods Or • Intermediate Manufactured Goods OR • SEIFSA Table U Producer Price Index (PPI - final manufactured GOODS OR Intermediate Manufactured Goods

Table 2: Preferred Foreign Index List


Labour	Commodities	Processed material	Transport	Others
National Statistical Institute, Country-specific general labour index	MEPS, Country-specific general steel index LME, Copper LME, aluminium LME, zinc LME, lead	National Statistical Institute, Country-specific mechanical engineering material National Statistical Institute, Country-specific electrical engineering material National Statistical Institute, Country-specific building and construction material	National Statistical Institute, Country-specific general transport cost index	National Statistical Institute, Country-specific CPI (Headline) National Statistical Institute, Country-specific PPI

<u>Tender closing date:</u>		<u>Signature of tenderer</u>	
------------------------------------	--	-------------------------------------	--

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CONFIRMATION OF EMPLOYMENT EQUITY

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)

Are you currently employing more than 50 employees?

<i>(indicate with a tick)</i>	
Yes	No

If you employ **more than 50 employees** proof of submission of the Employment Equity report to the Department of Labour (South African *tenderers* only) is required and must be attached here.

Signed

Date

Name


Position

tenderer

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Note: Tenderers submitting B-BBEE Sworn Affidavits must ensure that the affidavits are valid to benefit from the BBEE points allocation. If not valid or not submitted a zero score will apply.

Annexure H

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2017

This preference form must form part of all bids invited. It contains general information and serves as a claim form for preference points for Broad-Based Black Economic Empowerment (B-BBEE) Status Level of Contribution

NB: BEFORE COMPLETING THIS FORM, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF B-BBEE, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017.

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to all bids:

- 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

- a) The value of this bid is estimated to not exceed R50 000 000 (all applicable taxes included) and therefore the 90/10 preference point system shall be applicable; or
- b) depending on the offers received, either the 80/20 or 90/10 preference point system will be applicable to this tender

1.3 Points for this bid shall be awarded for:

- (a) Price; and
- (b) B-BBEE Status Level of Contributor.

1.4 The maximum points for this bid are allocated as follows:


	POINTS
PRICE	80
B-BBEE STATUS LEVEL OF CONTRIBUTOR	20
Total points for Price and B-BBEE must not exceed	100

1.5 Failure on the part of a bidder to submit proof of B-BBEE Status level of contributor together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.

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


2. DEFINITIONS

- (a) **“B-BBEE”** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- (b) **“B-BBEE status level of contributor”** means the B-BBEE status of an entity in terms of a code of good practice on black economic empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- (c) **“bid”** means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the provision of goods or services, through price quotations, advertised competitive bidding processes or proposals;
- (d) **“Broad-Based Black Economic Empowerment Act”** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (e) **“EME”** means an Exempted Micro Enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (f) **“functionality”** means the ability of a tenderer to provide goods or services in accordance with specifications as set out in the tender documents.
- (g) **“prices”** includes all applicable taxes less all unconditional discounts;
- (h) **“proof of B-BBEE status level of contributor”** means:
 - 1) B-BBEE Status level certificate issued by an authorized body or person;
 - 2) A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice;
 - 3) Any other requirement prescribed in terms of the B-BBEE Act;
- (i) **“QSE”** means a qualifying small business enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;

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- (j) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;

3. POINTS AWARDED FOR PRICE

3.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

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

80/20

or

90/10

$$P_s = 80 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right) \quad \text{or} \quad P_s = 90 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$$

Where

P_s = Points scored for price of bid under consideration

P_t = Price of bid under consideration

P_{\min} = Price of lowest acceptable bid

4. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR


- 4.1 In terms of Regulation 6 (2) and 7 (2) of the Preferential Procurement Regulations, preference points must be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table below:

B-BBEE Status Level of Contributor	Number of points (90/10 system)	Number of points (80/20 system)
1	10	20
2	9	18
3	6	14
4	5	12
5	4	8
6	3	6
7	2	4
8	1	2
Non-compliant contributor	0	0

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5. BID DECLARATION

5.1 Bidders who claim points in respect of B-BBEE Status Level of Contribution must complete the following:-

6. B-BBEE STATUS LEVEL OF CONTRIBUTOR CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 4.1

6.1 B-BBEE Status Level of Contributor: . =(maximum of 10 or 20 points)
(Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 4.1 and must be substantiated by relevant proof of B-BBEE status level of contributor.

7. SUB-CONTRACTING

7.1 Will any portion of the contract be sub-contracted?
(Tick applicable box)

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

7.1.1 If yes, indicate:

i)	What percentage of the contract will be subcontracted	%
ii)	The name of the sub-contractor	
iii)	The B-BBEE status level of the sub-contractor	

i) Whether the sub-contractor is an EME or QSE
(Tick applicable box)

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


ii) Specify, by ticking the appropriate box, if subcontracting with an enterprise in terms of Preferential Procurement Regulations, 2017:

Designated Group: An EME or QSE which is at least 51% owned by:	EME √	QSE √
Black people		
Black people who are youth		
Black people who are women		
Black people with disabilities		
Black people living in rural or underdeveloped areas or townships		
Cooperative owned by black people		
Black people who are military veterans		
OR		
Any EME		
Any QSE		

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8. DECLARATION WITH REGARD TO COMPANY/FIRM

8.1 Name of company/firm:.....

8.2 VAT registration number:.....

8.3 Company registration number:.....

8.4 TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
 - ☐ One person business/sole propriety
 - ☐ Close corporation
 - ☐ Company
 - ☐ (Pty) Limited
- [TICK APPLICABLE BOX]

8.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....

.....

.....

8.6 COMPANY CLASSIFICATION

(TICK APPLICABLE BOX)

- ☐ Manufacturer
- ☐ Supplier
- ☐ Professional service provider
- ☐ Other service providers, e.g. transporter, etc.

8.7 Total number of years the company/firm has been in business:.....


8.8 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contributor indicated in paragraphs 1.4 and 6.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we 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 6.1, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
- iv) If the B-BBEE status level of contributor has been claimed or obtained on a fraudulent

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basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –


- (a) disqualify the person from the bidding 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 bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted by the National Treasury 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.

WITNESSES	SIGNATURE(S) OF BIDDERS(S)
1.	
2.	Date: Address:

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SUPPLIER DEVELOPMENT LOCALISATION & INDUSTRIALISATION UNDERTAKING

It is proposed for tenderers to make undertakings to advance designated groups through local content, subcontracting and skills development commitments relevant to this tender MPKRI10307GX. It is preferred that this form be completed to indicate your acceptance/proposal.

Eskom reserves the right to negotiate with the tenderer on these requirements and will become a contractual obligation.

The contractor will be required to maintain or improve their B-BBEE Recognition Level for the duration of the contract.

SDL&I Penalty (contractual obligation)

- Eskom will apply a penalty of 2.5% of the Contract Value for failure to meet SDL&I obligations.
- For the duration of the contract, Eskom will retain 2.5% of every invoice (excluding VAT) as security for the fulfilment of all SDL&I Obligations. The retained amounts shall only be released to the Contractor upon fulfilment of all SDL&I obligations at the end of the contract.
- Alternatively the Contractor shall submit a bond equivalent to 2.5% of the Contract Value and shall only be released to the Contractor upon fulfilment of all SDL&I Obligations


SDL&I Reporting & Monitoring (contractual obligation)

- The suppliers shall on a monthly/quarterly basis submit a report to Eskom in accordance with Data Collection Template on their compliance with the SDL&I obligations described above.
- Eskom shall review the SDL&I reports submitted by the suppliers within 60 (sixty) days of receipt of the reports and notify the suppliers in writing if their SDL&I obligations have not been met.
- Upon notification by Eskom that the suppliers have not met their SDL&I obligations, the suppliers shall be required to implement corrective measures to meet those SDL&I obligations before the commencement of the following report, failing which Retention clauses shall be invoked.
- Every contract shall be accompanied by the SDL&I Implementation Schedule which must be completed by the suppliers and returned to SDL&I representative for acceptance 28 days after contract award. This will be used as a reference document for monitoring, measuring and reporting on the supplier's progress in delivering on their stated SDL&I commitments.

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SKILLS DEVELOPMENT

Participation is expected in the following skills areas:

	Category	Eskom Target	Tenderer Proposal
1	Civil Technician	1	
	Intake: S4 Civil Engineering and Exit: Technician		
2	Civil Artisan (different trades)	5	
	Intake: N3 Civil Engineering and Exit Artisan		

CORPORATE SOCIAL INVESTMENT (CSI)

It is expected for the tenderer to participate in a contribution to the Kriel area local community initiative per invoice value.

Criteria	Eskom Target	Tenderer acceptance
CSI	1% per invoice value	

No money will be exchanged. In co-operation with the relevant Kriel Committee, the contractor will be approached to contribute the CSI value at the time towards a project on the identified list. The contractor will be directly involved.

Name & Signature:	Date:
	Designation:
Name of tendering company:	

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