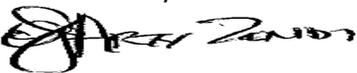


**37.2 Agreement in terms of Occupational
Health and Safety Act No. 85 of 1993**



Document Title	37.2 Agreement in terms of OHS Act of 1993
Client	eThekwini Municipality – City Fleet Unit
Project Name	Supply and Delivery of Opel, Chevrolet, and Isuzu Spares, Provision of Services and Repairs as and when required for 36 months
Contract Number	1J - 25591
Revision	01
Date	28/06/2023
Internal Reference no.	37.2 AGM/047/06/2023
Compiled by (Safety officer)	Name and surname: Siya Nkosi Signature:  Date: 28 June 2023
Reviewed by (Manager: Safety & Risk)	Name and surname: Arty Zondi Signature:  Date: 28 June 2023



ETHEKWINI MUNICIPALITY

OCCUPATIONAL HEALTH AND SAFETY

OCCUPATIONAL HEALTH AND SAFETY ACT 1993, (ACT NO. 85 OF 1993) MANDATORY AGREEMENT – 37.2

Service Provider Acknowledgement of Responsibility in terms of the Occupational Health and Safety Act

A written agreement between ETHEKWINI Municipality (the “employer”)

And

(the “Service Provider”)

as provided for in terms of Section 37 (2) of the Occupational Health and Safety Act No.85 of 1993 as amended by Act 181 of 1993.

I hereby declare that I,, am authorised to represent the “Service Provider” and acknowledge that the “Service Provider” is an employer with all duties and responsibilities as prescribed in the Occupational Health and Safety Act no. 85 of 1993.

I agree to ensure that all work performed, or machinery and plant used by the “Service Provider” on any ETHEKWINI Municipality premises shall be in accordance with the provisions of the said Act.

Furthermore, I agree the “Service Provider” shall comply with all ETHEKWINI Municipality site rules and safety, health, and environmental requirements as may be communicated or stipulated by ETHEKWINI Municipality prior to and during any Contract awarded to the “Service Provider” by ETHEKWINI Municipality.

Furthermore, I undertake to ensure that ETHEKWINI Municipality is timeously informed should the “Service Provider”, for whatever reason, be unable to perform in terms of this agreement.

The Service Provider’s driver must obey the traffic signs and speed limit within eThekwini Municipality premises.

The Service Provider shall ensure his/her vehicle is in good working condition and safe for use, and that they are used in accordance with its design and intended use.

The Service Provider must ensure that all his or her employees have a valid medical certificate of fitness.

The Service Provider shall ensure that all employees under his control are always wearing the appropriate Personal Protective Equipment.

The Service Provider must be registered and in good standing with the Compensation for Occupational Injuries and Diseases Commissioner.

The Service Provider is expected to comply with the Code of Practice to manage exposure to COVID-19 in the workplace dated 22 June 2022.

Signed thisday of20.....

On behalf of the “Service Provider” (print).....

(sign)

On behalf of the “employer” (print).....

(sign)