

	Invitation to Tender/ Request for Proposal	Document Identifier	240-114238630	Rev	26	
		Effective Date	17 June 2025			
		Review Date	June 2030			

ESKOM HOLDINGS SOC LTD
REQUEST FOR PROPOSAL (RFP)

FOR

Design, Engineering, Procurement, Construction, Commissioning, Performance Testing, Operator and Maintenance Training of a 36MWac Solar Photovoltaic (PV) Plant, and two (2) years of Operation and Maintenance at Tutuka Power Station.

Tender number	E2524GCDMWP
Issue date	17 February 2026
Closing date and time	31 March 2026 at 10h00 SAST
Tender validity period	90 days or 12 weeks from the closing date and time
Clarification meeting	<p><u>Non-compulsory</u> clarification meeting with the Representative of the Employer will take place as follows:</p> <p>Date: 26 February 2026 Time: 13h00 pm – 15h00 pm SAST Venue: Online Microsoft Teams</p> <p>https://teams.microsoft.com/meet/3606587451348?p=6sclJMUzRJuFifHbiH</p> <p>An optional site visit (Tutuka Power Station) will be conducted with the Representatives of the Employer on 05 March 2026. Time: 13h00 pm – 15h00 pm SAST Venue: Tutuka Power Station</p> <p>Tenderers must confirm their intention to attend with the Eskom Representative stating the name, position and contact details of each</p>

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	<p>proposed attendee to NndwamTM@eskom.co.za before or on the 24 February 2026 at 16h00 SAST. Further clarifications and responses including any tender Addendums will be posted on Eskom Tender Bulletin and tenderers are encouraged to visit the site on regular basis.</p> <p>Please note that if the tender stipulates that a site meeting/clarification meeting is mandatory/compulsory; then suppliers must attend such meeting. Those suppliers who do not attend such mandatory/compulsory meeting will be disqualified.</p>
<p>Tenders are to be submitted electronically via Eskom E-tendering site by the stipulated closing date and time.</p> <p>Please note it is the responsibility of the supplier to ensure that the tender submission is submitted before closing time.</p>	<p>https://eTendering.eskom.co.za</p> <p>Use the above link and follow instructions of the E-tendering Help Manual for Suppliers issued with this tender.</p> <p>Note: The proposal shall be submitted in English Language, and all correspondence would be in the same language.</p>

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File name:

Template ID: 240-43921804 (Rev 7) Header and Footer portrait template_ Tutuka Solar PV Project (RFP

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Invitation to Tender

Eskom Holdings SOC Ltd (hereinafter “Eskom”) invites all to submit a tender for the Design, Supply, Installation, Testing, Commissioning and a two (2) year Operating and Maintenance of Solar PV Plant at Majuba Power Station.

Tender Closing date: 31 March 2026

Tenders are to be submitted electronically via Eskom E-tendering site by the stipulated closing date and time. Make use of the E-tendering Help Manual that is issued with this invitation to tender. It is recommended to visit the e-tender site before closing date to familiarize yourself.

The enquiry documents are supplied to you on the following basis: Free of charge.

The tender is advertised on the Eskom Tender Bulletin - eTendering site (www.eskom.co.za), National Treasury e-portal (www.etenders.gov.za) and CIDB iTendering portal (www.cidb.org.za).

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. The interested bidders may download the RFP document from the official website (www.eskom.co.za) Eskom Tender Bulletin.

All queries and clarifications relating to the Request for Proposal 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



Brendah Shange (Middle Manager Procurement)

Procurement and Supply Chain Management

Date: 17.02.2026

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1.1 Annexures to the Tender

The following document listed hereunder are attached to this Invitation to Tender.

Number	Description	Annexure	Attached (Y / N / N/A)
1.1.1	E-tendering Help Manual for Suppliers (28 August 2023)	Rev 3	Y
1.1.2	E-Tenderers E-Tendering Training Acknowledgement Form – 27 January 2025		Y
1.1.3	Authorisation Form	Annexure A	Y
1.1.4	Acknowledgement form	Annexure B	Y
1.1.5	Tenderer's particulars	Annexure C	Y
1.1.6	Integrity Declaration Form	Annexure D	Y
1.1.7	CPA Requirements for Local Goods/Services	Annexure E	Y
1.1.8	CPA(IG) for Foreign Goods/Services (if applicable)	Annexure F	Y
1.1.9	SBD 6.2 Declaration Certificate for Local Production and Local Content	Annexure G1	Y
	Annexure C Local Content Declaration- Summary Schedule	Annexure G2	Y
	Annexure D Imported Content Declaration – Supporting Schedule to Annexure C	Annexure G3	Y
	Annexure E Local Content Declaration- Supporting Schedule to Annexure C	Annexure G4	Y
1.1.10	SBD 1 Invitation to Bid must be filled out by all tenderers and submitted with the tender at tender submission deadline	Annexure H	Y
1.1.11	SBD 6.1 Preference Points Claim Form in terms of PPPFA 2022 regulations	Annexure I	Y
1.1.12	SBD 4 – Bidders Disclosure	Annexure J	Y
1.1.13	Employment Equity confirmation		Y

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Number	Description	Annexure	Attached (Y / N / N/A)
1.1.14	Functional Specification/ Scope of Work		Y
1.1.15	Technical Evaluation – Mandatory Technical Evaluation Criteria / Gatekeepers		Y
1.1.16	Technical Evaluation Criteria – Qualitative Technical Evaluation Criteria		Y
1.1.17	NEC3 Engineering and Construction Contract, NEC3 Term Services Contract including clauses & conditions		Y
1.1.18	Pricing Schedule/ Bill of Quantity (BOQ)		Y
1.1.19	240-62044728 Eskom Holdings SOC Ltd Standard Conditions of Tender Rev. 10	240-62044728	Y
1.1.20	Code of Ethics 32-527		Y
1.1.21	Supplier Integrity Pact 240113650212 Rev 2 June 2028		Y
-1.1.22	Non-Disclosure Agreement		Y
1.1.23	Tax Evaluation questionnaire to determine whether a company, close corporation (CC) or Trust is a personal service provider for purposes of PAYE	Excell and Word	Y
1.1.24	SDL&I Bidders Template		Y
1.1.25	Quality: Quality Requirements Specification for Solar PV Projects		Y
1.1.26	Quality: Form A		Y
1.1.27	Quality: Supplier Quality Management: Small PV Solar Project Cat 1		Y
1.1.28	Safety: SHE Specification		Y
1.1.29	Safety: Annexure B - Acknowledgement of Eskom OHS requirements		Y
1.1.30	Environmental: Environmental Evaluation Criteria	Excel	Y
1.1.31	Environmental Management Specification		Y
1.1.32	Tutuka Solar PV Environmental Authorisation		Y

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Number	Description	Annexure	Attached (Y / N / N/A)
1.1.33	Supplier Development, Localisation & Industrialization (SDL&I) Strategy		Y
1.1.34	CIDB Guidelines and Directive		Y
1.1.35	<u>Pricing data (Levelized Cost of Electricity -LCOE (Levelized cost of electricity template attached)</u>		Y

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1.2. Tender Data

The Tender Data makes several references to the **Eskom Standard Conditions of Tender** and in those instances, the clause numbers are referenced hereunder. The “**Tender Data**” as detailed herein shall take precedence over the **Standard Conditions of Tender** in the event of any ambiguity or inconsistency between the two documents.

Clause Number from Standard Conditions of Tender	Tender Data
1.1 Parties	<p>The Employer is Eskom Holdings SOC Ltd</p> <p>The Eskom Representative is: Name: Martin Ndwammbi Address: Eskom Megawatt Park, 1 Maxwell Dr, Sunninghill, Sandton Tel: 011 800 5234 E-mail: NndwamTM@eskom.co.za</p>
1.3 Tender documents	<p>The Invitation to tender number is: E2524GCDMWP</p> <p>See the content list above for the enquiry documents.</p>
1.4 Type of Invitation to Tender	<p>This invitation to tender is: An open Invitation to tender</p>
1.6 Eskom's right to accept or reject any tender	<p>The tender shall be for the whole of the contract.</p>
2.1 Eligibility	<p>Tenderers (whether a single company or an incorporated or unincorporated joint venture or consortium) must meet the eligibility criteria stated in the Tender Data. The tenderer, or any of its principals, must not be under any restriction to do business with Eskom or State-Owned Companies.</p> <p><u>Tenderers are ineligible to submit a tender if:</u></p> <ol style="list-style-type: none"> 1. Tenderers have the nationality of a country on any international sanctions list. A tenderer shall be found to have the nationality of a country if the tenderer is a national or is constituted, incorporated, or registered and operates in conformity with the provisions of the laws of that country. This criterion shall also apply to the determination of the nationality of proposed

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Clause Number from Standard Conditions of Tender	Tender Data
	<p>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-authorized 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 9. A tenderer or its affiliates who have been involved in any capacity in the upfront planning phase will be disqualified from participating in the subsequent tender process for this project. <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: Date: 31 March 2026 Time: 10h00 am SAST</p>

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	<p>Late Tenders will not be accepted</p> <p>Tenders to be uploaded via Eskom Tender bulletin site on the Eskom E- tendering page.</p>
2.7-.2.11 Submitting a tender	<p>For Electronic Tender Submissions. https://eTendering.eskom.co.za</p> <p>The tenderer must upload the tender via Eskom Tender bulletin site on the Eskom E- tendering page.</p> <ul style="list-style-type: none"> • For E-Tendering, a tenderer’s failure to have uploaded tender documents via Eskom Tender bulletin site on the Eskom E- tendering page will render the tender non-responsive. <ul style="list-style-type: none"> ○ The documents need to be uploaded under the folder Technical, Commercial, Financial, and Other. ○ Electronic copy of the tender in a PDF format. (The limit is 50MB per file and total submission of 900MB per submission) ○ In support: Supplier Help Manual guide and video can be found on Eskom E-Tendering page <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. Use the Supplier Help Manual guide that was issued with this invitation which can also be found on Eskom E-Tendering page.</p> <ul style="list-style-type: none"> • The tender shall be submitted in three (3) separate sections: <ul style="list-style-type: none"> ○ Section 1: Commercial – Commercial, Pricing Schedule/ Bill of Quantity and B-BBEE certificate

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Clause Number from Standard Conditions of Tender	Tender Data
	<ul style="list-style-type: none"> ○ Section 2: Technical – Mandatory, Technical proposal and All Technical Returnables ○ Section 3: Objective Criteria & Contractual Requirements– SDL&I Requirements, SHEQ returnable, Contract data, Annual Financial Statements and Pricing data - Levelized Cost of Electricity (LCOE) <p>This needs to be cleared labelled and identified in the submission. The technical proposal must not include any financial information.</p>
2.12 Tender Validity Period	<p>The tender validity period is 90 days or 12 weeks from closing date and time.</p> <p>NB: While 90 days tender validity period has been provided from tender closing date and time, the evaluation and adjudication process may take longer than planned.</p> <p>Should the period extend beyond the stipulated 90 days or 12 weeks, tenderers will be requested to extend their tender validity period.</p>
2.16 Seeking clarification	<p>The tenderer will notify Eskom of any clarifications required before the closing time for clarification queries, which is 5 working days before the deadline for tender submission.</p>
2.22 Alternative tenders	<p>Alternative tenders are not allowed.</p>
2.33 Cataloguing	<p>Codification with external involvement does not apply. The Request for Proposal as a standard includes An Acknowledgement Form which refers to cataloguing should it be needed for the successful tenderer to assist.</p>
2.34 Provision of Security for Performance	<p>Refer to the NEC3 Engineering and Construction Contract.</p>
3.4 Tender Opening	<p>For E-tendering there will be no public opening of tenders. Tenders will be downloaded electronically for evaluation.</p>
3.5 Tender Prices	<p>Prices will not be read-out.</p>

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3.9 Basic Compliance	<p>Basic Compliance with this Request for Proposal requires a tenderer to meet all the following requirements:</p> <ul style="list-style-type: none"> ➤ For E-Tendering, a tenderer's failure to have uploaded tender documents via Eskom Tender bulletin site on the Eskom E-tendering page will render the tender non-responsive. <ul style="list-style-type: none"> ○ The documents need to be uploaded under the folder Commercial, Technical, Financial, and Other (Objective Criteria & Contractual Requirements). ○ Electronic copy of the tender in a PDF format. (The limit is 50MB per file and total submission of 900MB per submission) ○ In support: Supplier Help Manual guide and video can be found on Eskom E-Tendering page. ➤ Other <ul style="list-style-type: none"> ○ Meet the eligibility criteria for a tenderer ○ Submit a complete tender with commercial, technical, financial and objective criteria & contractual requirements). ○ Submission of the mandatory tender returnables as at stipulated deadlines. ○ Central Supplier Database (CSD) number (MAA.....)
3.10 Mandatory tender returnables	<p>A tenderer that does not submit mandatory documents or the complete information required in mandatory documents by the deadlines as stipulated in the Tender Returnable section of the respective Request for Proposal will be deemed non-responsive.</p> <p>Tenderer to submit mandatory documents and supporting documentation for mandatory requirements separately, clearly marked as such.</p> <p>A two stage Technical Evaluation Strategy is set out as follows: Stage 1: Mandatory Technical Evaluation Criteria (gatekeepers) are 'must meet' criteria. These criteria shall not be weighted, or point scored but shall be assessed on a Yes/No basis as to whether or not the criteria are met. An assessment of 'No' against any criterion shall technically disqualify the tenderer and the tender shall not be further evaluated against Qualitative Criteria.</p>

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	<p>Stage 2: Qualitative Technical Evaluation Criteria are weighted evaluation criteria used to identify the highest ranked tenderer after determining that all the Mandatory Evaluation Criteria have been met. The Qualitative Evaluation Criteria are weighted to reflect the relevant importance of each criterion. The minimum weighted final score (threshold) required for a tender to be considered from a technical perspective is 70%. A weighted score-card approach is used to evaluate the compliance of the tenders against the specifications. The evaluation of the tender submission will be based on the tenderer's ability to meet the scope requirements.</p> <p>Refer to the attached technical evaluation criteria.</p>						
3.13 Functionality requirements	<p>Functionality requirements are applicable.</p> <p>The following Qualitative Evaluation Criteria will be applicable for this transaction under Functionality criteria:</p> <p>The qualitative evaluation criteria evaluations will form part of the functional criteria. During this process, the tender documents are evaluated against the technical evaluation criteria for functionality which will be evaluated on a minimum weighted final score (threshold) required for a tender to be considered from a technical perspective which is 70%.</p> <p>Overview of the Functionality Criteria</p> <table border="1" data-bbox="555 1290 1449 1496"> <thead> <tr> <th>Functionality Criteria</th> <th>Maximum number of points/percentages</th> </tr> </thead> <tbody> <tr> <td>Technical</td> <td>100%</td> </tr> <tr> <td>Overall minimum threshold for functionality to proceed to the next phase</td> <td>70%</td> </tr> </tbody> </table>	Functionality Criteria	Maximum number of points/percentages	Technical	100%	Overall minimum threshold for functionality to proceed to the next phase	70%
Functionality Criteria	Maximum number of points/percentages						
Technical	100%						
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	<p>Detailed Tender Technical Evaluation Criteria – TES document for the Design, Engineering, Procurement, Construction, Commissioning, Performance Testing, Operator and Maintenance Training of a 36MWac Solar Photovoltaic (PV) Plant, and two (2) years of Operation and Maintenance at Tutuka Power Station.</p> <p>Tenderers who do not meet the minimum 70% threshold for Functionality scoring will be disqualified and not be evaluated further.</p>
3.15 Evaluation of Price	<p>Prices will be evaluated as follows:</p> <ol style="list-style-type: none"> 1. Inclusive of VAT; 2. Corrected for arithmetical errors; 3. Excluding contingencies in any bill of quantities or activity schedule’ 4. Adjusted for any other acceptable variations, deviations, or alternative tenders submitted; and 5. Making a comparison of the Net Present Value of each adjusted tender based on the tendered programme (if provided) and prices, on the estimated effect of Price Adjustment Factors and rate of exchange fluctuations (if applicable) and on other evaluation parameters relating to uncertainty and risk, where applicable. 6. Unconditional discounts will be taken into account for evaluation purposes. 7. Conditional discounts will not be taken into account for evaluation purposes but will be implemented when payment is affected. <p>Prices will be scored out of 90 points.</p>
3.18 Evaluation of Specific Goals	<p>Specific goals will be scored out of 10 points in accordance with the PPPFA.</p> <p>To claim preference points as specific goals, a tenderer must submit the following documentation:</p>

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	<ul style="list-style-type: none"> Valid B-BBEE certificate issued by a SANAS accredited verification agency/affidavit/ CIPC affidavit. Proof of ownership (CIPC documentation) and breakdown of Shareholding information Certified ID copies of shareholder(s) Proof of Disability (where applicable). In a case of a trust, consortium or joint venture (including incorporated consortia and joint ventures), a consolidated B-BBEE status level verification certificate. <p>A tenderer failing to documentation for the allocation of preference points will not be disqualified but will only score point out of 90/80 for price and scores ZERO (0) points out of 10/20 for specific goals.</p> <p>A tenderer may not be awarded points for specific goals if the tender documents indicate that the tenderer intends subcontracting more than 25% of the value of the contract to any other person not qualifying for at least the points that the tenderer qualifies for. If the Tenderer did not submit a valid B-BBEE Certificate during the Tender close, it will be required to submit it before the contract may be awarded to it if it is the highest scoring Tenderer.</p> <p>A maximum of 10 points will be awarded to a tenderer for the specific goal specified for the tender.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr style="background-color: #cc0000; color: white;"> <th></th> <th style="text-align: right;">POINTS</th> </tr> </thead> <tbody> <tr> <td>PRICE</td> <td style="text-align: right;">90</td> </tr> <tr> <td>SPECIFIC GOALS</td> <td style="text-align: right;">10</td> </tr> <tr style="background-color: #cc0000; color: white;"> <td>Total points for Price and SPECIFIC GOALS</td> <td style="text-align: right;">100</td> </tr> </tbody> </table>		POINTS	PRICE	90	SPECIFIC GOALS	10	Total points for Price and SPECIFIC GOALS	100
	POINTS								
PRICE	90								
SPECIFIC GOALS	10								
Total points for Price and SPECIFIC GOALS	100								

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	<p>Specific Goals</p> <table border="1"> <thead> <tr style="background-color: #ff0000; color: white;"> <th>B-BBEE Status Level of</th> <th>Number of Points (90/10 system)</th> </tr> </thead> <tbody> <tr><td>1</td><td>10</td></tr> <tr><td>2</td><td>9</td></tr> <tr><td>3</td><td>6</td></tr> <tr><td>4</td><td>5</td></tr> <tr><td>5</td><td>4</td></tr> <tr><td>6</td><td>3</td></tr> <tr><td>7</td><td>2</td></tr> <tr><td>8</td><td>1</td></tr> <tr><td>Non-compliant contributor</td><td>0</td></tr> </tbody> </table> <p>Tender Returnable if the above elements are requirements.</p> <ul style="list-style-type: none"> Valid original or certified copy of affidavit in the case of EME's must be submitted (affidavit must be completed fully), or Valid Copy B-BBEE Certificate issued by CIPC for EME's. OR Valid original or certified copy of the B-BBEE certificate/affidavit in the case of QSE's must be submitted, or Valid original or certified copy of the B-BBEE certificate issued by SANAS Accredited Verification Agency for Generic Entities must be submitted, or For JV's only valid original or certified copy B-BBEE Certificate issued by a SANAS Accredited Verification Agency will be accepted and the certificate should be in the name of the JV. <p>A tenderer failing to provide documentation for the allocation of preference points will not be disqualified, but (a) may only score points out of 90 for price and (b) scores 0 points out of 10 for specific goals.</p>	B-BBEE Status Level of	Number of Points (90/10 system)	1	10	2	9	3	6	4	5	5	4	6	3	7	2	8	1	Non-compliant contributor	0
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3	6																				
4	5																				
5	4																				
6	3																				
7	2																				
8	1																				
Non-compliant contributor	0																				
3.19 Ranking of tenders	<p><u>Ranking of Tenders</u></p> <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"> the 90/10 system for requirements with a Rand value above R50 million (all applicable taxes included); 																				

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	<p>Tenderers will be ranked by applying the preferential point scoring for the 90/10 system. Eskom will add the score from Pricing and Specific Goals together and rank the suppliers from the highest to the lowest.</p> <p>A maximum of 10 points may be awarded to a tenderer for the specific goal specified for the tender. The points scored for the specific goal must be added to the points scored for price and the total must be rounded off to the nearest two decimal places. Subject to section 2(1)(f) of the Preferential Procurement Policy Framework Act, the contract must be awarded to the tenderer scoring the highest points.</p> <p>A maximum of 90 points is allocated for price on the following basis:</p> <p>TABLE: PREFERENCE POINT SYSTEM</p> <table border="1"> <thead> <tr> <th style="background-color: #cccccc;">Adjudication Criteria</th> <th style="background-color: #cccccc;">Points</th> </tr> </thead> <tbody> <tr> <td> P $= 90 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)$ </td> <td style="text-align: center;">90</td> </tr> </tbody> </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>TABLE 5: BBBEE LEVEL SCORE</p> <table border="1"> <thead> <tr> <th style="background-color: #cccccc;">B-BBEE Status Level of Contributor</th> <th style="background-color: #cccccc;">Number of points (90/10 system)</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">1</td> <td style="text-align: center;">10</td> </tr> <tr> <td style="text-align: center;">2</td> <td style="text-align: center;">9</td> </tr> <tr> <td style="text-align: center;">3</td> <td style="text-align: center;">6</td> </tr> <tr> <td style="text-align: center;">4</td> <td style="text-align: center;">5</td> </tr> <tr> <td style="text-align: center;">5</td> <td style="text-align: center;">4</td> </tr> </tbody> </table>	Adjudication Criteria	Points	P $= 90 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)$	90	B-BBEE Status Level of Contributor	Number of points (90/10 system)	1	10	2	9	3	6	4	5	5	4
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6	3								
7	2								
8	1								
Non-compliant contributor	0								
3.20 Objective Criteria	<p>Objective criteria are applicable</p> <p>This may change award from the highest ranked tenderer to another tenderer in accordance with the requirements of the PPPFA [clause 2(1)(f)] if the objective criteria is not complied with after the Tenderers were given maximum of five (5) working days to submit the necessary outstanding Tender Returnable documents. The critical requirements are as follows:</p> <ul style="list-style-type: none"> o Lowest LCOE <p>Eskom may award the contract to a tenderer other than the highest scoring if objective criteria justify the award.</p> <p>The financial evaluation of the tenders will be on a common basis, incorporating all costs including both the upfront tender bid cost and the lifecycle costs of running the PV plant where practically possible, to ensure a fair comparison and selection of the most economically viable solution for Eskom.</p> <p>The specifications of the various technology solutions will likely differ from supplier to supplier, together with the associated lifecycle cost implications. The variables typically impacted will include impacts on performance ratio/ efficiency/ auxiliary consumption, life-cycle</p>								

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	<p>maintenance requirements and capex replacement intervals for major components etc.</p> <p>The Levelized Cost of Electricity (LCOE) basis is the most appropriate basis to facilitate this comparison and incorporates all these variables.</p> <p>LCOE is a measure of the average net present cost per unit of electricity generation for a generating power plant over its economic lifetime. LCOE is expressed on a R/MWh basis. It is a standardized, internationally accepted methodology used to compare different power generating technologies on a consistent/common basis.</p> <p>The LCOE calculation incorporates the full economic cost associated with the PV Plant comprising: -</p> <ul style="list-style-type: none"> • The initial upfront capital cost tendered by the suppliers to supply and install. • The lifecycle costs to operate and maintain over the remaining life of the plant. These costs include fixed O&M, variable O&M, sorbent, water, life-cycle replacements of major components of the plant etc. • The cost of capital is related to the capital invested in the plant (time value of money). <p>Levelised cost formula:</p> $CoE = \frac{\sum \frac{(Inv_t + O\&M_t + Rept)}{(1+r)^t}}{\sum \frac{Energy_t}{(1+r)^t}}$ <p>Inv_t – Investment cost in year t O&M_t – O&M cost in year t Rept – Replacement cost in year t Energy_t – Energy generation in year t R – discount rate</p>

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File name:

Template ID: 240-43921804 (Rev 7) Header and Footer portrait template_ Tutuka Solar PV Project (RFP

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	<p>Corporate Finance will conduct Life Cycle Costing Evaluations Approach to financially evaluating the bids: -</p> <p>The financial evaluation of the tenders will need to be on a common basis, incorporating all costs including both the upfront tender bid cost and the lifecycle costs of running the PV plant where practically possible, to ensure a fair comparison and selection of the most economically viable solution for Eskom.</p> <p>The specifications of the various technology solutions will likely differ from supplier to supplier, together with the associated lifecycle cost implications. The variables typically impacted will include impacts on performance ratio/ efficiency/ auxiliary consumption, life-cycle maintenance requirements and capex replacement intervals for major components etc.</p> <p>The Levelized Cost of Electricity (LCOE) basis is the most appropriate basis to facilitate this comparison and incorporates all these variables.</p> <p>LCOE is a measure of the average net present cost per unit of electricity generation for a generating power plant over its economic lifetime. LCOE is expressed on a R/MWh basis. It is a standardised, internationally accepted methodology used to compare different power generating technologies on a consistent/common basis.</p> <p>The LCOE calculation incorporates the full economic cost associated with the PV Plant comprising: -</p> <ul style="list-style-type: none"> • The initial upfront capital cost tendered by the suppliers to supply and install. • The lifecycle cost to operate and maintain over the remaining life of the plant. These costs include fixed O&M, variable O&M, sorbent, water, life-cycle replacements of major components of the plant etc.

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	<ul style="list-style-type: none"> • The cost of capital related to the capital invested in the plant (time value of money). <p>Levelised cost formula:</p> <ul style="list-style-type: none"> – Investment cost in year t – O&M cost in year t – Replacement cost in year t – Energy generation in year t – Discount rate <p>The following information should be provided to calculate the LCOE:</p> <ul style="list-style-type: none"> • EPC construction cost to commissioning including phasing of values (Real current value): <ul style="list-style-type: none"> • Local and foreign split • Escalation applicable to local and foreign components • Major component replacement values (Real current value based on tendered component cost in the EPC will be used and escalated in the year replacement takes place) and estimated timing of replacement (e.g. inverter guaranteed life is 10 years, therefore will be replaced in year 11) • Operational costs (Real current value): • Provide for the operating period (24 months) per year. Fixed (R/kW/yr) and variable (R/MWh): projection for the remaining life of the plant will be extrapolated based on the Ops & Maintenance tender price <ul style="list-style-type: none"> • Commissioning date • Operating life of plant in years • Total installed capacity of plant in MWDC • Total export capacity of plant in MWAC • Production over the life of the plant in MWh • Annual average solar irradiation on module plane (kWh/m²/yr) • Annual Degradation factor % • Plant performance ratio %

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	<ul style="list-style-type: none"> • Plant availability factor % <p>The financial evaluation will be expressed on both a R/MWh LCOE basis and the upfront RFP tendered costs will be expressed as a total nominal and discounted value cost comparison.</p> <ul style="list-style-type: none"> • Total Nominal Cost basis is based on tendered prices, excluding VAT, adjusted for forecasted exchange rates and inflation (CPA) based on the forecasted payment schedule and • NPV Basis is the total Nominal Cost of the bid (above) discounted at Eskom’s WACC to arrive at the present value. <ol style="list-style-type: none"> 2. Compliance with Local Production and Content, 3. Contractors’ Skills Development Goals (CSDG), 4. Commitment to Subcontracting Designated Groups, and <ul style="list-style-type: none"> • National Industrial Participation Programme (NIPP), <p>2. SDL&I requirements</p> <ul style="list-style-type: none"> • Compliance with Local Production and Content, • Contractors’ Skills Development Goals (CSDG), • Commitment to Subcontracting Designated Groups, and • National Industrial Participation Programme (NIPP), <p>(a) CIDB Skills Development Goals (CSDG)</p> <p>The Contractor will be expected to spend 0.25% of the Contract Value on Skills Development in accordance with the Contractor’s Skills Development Goals. The Skills/Trades will be related to the scope of work and be negotiated as a condition for contract award. The Contractor is expected to develop the following skills as a minimum:</p>

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Total			15																													
	<p>National Industrial Participation Programme:</p> <p>Eskom is required to inform the tenderers of this requirement. NIPP will only be applicable for contracts with a foreign component or content of USD 5 million or more.</p> <p>“NIPP is a programme that seeks to leverage economic benefits and support the development of South African industry by effectively using the instrument of government procurement. The NIPP programme is mandatory for all government and parastatal purchases or lease contracts (goods and services) with an imported</p>																															

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	<p>content equal to or exceeding USD 5 million.</p> <p>“The programme targets South African and foreign industries, enterprises, and suppliers of goods and services to government/parastatals, where the imported content of such goods and services equals to or exceeds USD 5 million. The first customer of NIPP is the South African industry that benefits through the NIPP business plans, which, when implemented, generate new or additional business activities through one or more of the following: investment, export opportunities, job creation, increased local sales, SMME and BEE promotion, R&D, and technology transfer.</p> <p>“Companies with an NIPP obligation must sign this obligation agreement with the Department of Trade, Industry and Competition (DTIC) before the contract with Eskom Holdings SOC Ltd, as a purchasing entity, is signed. The obligation agreement governs the relationship between the DTIC and the supplier. It defines the NIPP obligation value(s), requirements to fulfil the NIPP obligation, performance milestones, performance monitoring processes, and the NIPP credit allocation criteria.</p> <p>“All tenders with an import content that is equal to or exceeds the threshold of USD 5 million compels the winning bidder to negotiate and enter into a NIPP obligation agreement with the DTIC before signing the contract with Eskom.”</p> <p>Refer to SD&L Strategy for Full requirements.</p>
3.21 Reverse e-auction	<p>Reverse e-auction is not applicable</p> <p>Please note:</p> <p>Reverse e-auction is an electronic price and preference point system (aligned to PPPFA) that aims to achieve the most competitive prices. Eskom reserves the right to utilize reverse e-auction in certain enquiries. Where reverse e-auction is utilized in a specific enquiry this will be indicated in the respective enquiry and the relevant reverse e-</p>

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	<p>auction supporting documents will form part of the enquiry. The Tenderers will be required to submit a complete tender but without prices. Where a tenderer includes prices in their tender; these prices will not be considered and will be disregarded.</p>
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><u>Contractual Requirements includes:</u> -</p> <ul style="list-style-type: none"> • SHEQ requirements. • Financial viability (submission of financial statements) • SDL & I requirements. • Central Supplier Database (CSD) MAA number / Proof of CSD registration. • Insurance, Tax Implications, Legal and contract management requirements. <p><u>Financial Viability</u></p> <p>Audited Financial Statements of the tenderer 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 are required. Start-up enterprises formed within the last 12 months are not required to send in statements, but if successful with their tender, they will be required to send statements for the first year when once available.</p>

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	<p>The conditions of the contract will be the NEC3 Engineering Construction Contract for the construction works, and NEC3 Term Service Contract for the Operation and Maintenance.</p> <p>Documents/actions that are required during execution of the contract are contractual conditions and compliance thereto must be managed in terms of the contract.</p> <p>SDL&I Contractual Requirements:</p> <p>(a) Maintain and/or improve B-BBEE Status:</p> <p>Awarded Consultant is expected to maintain or improve their B-BBEE Recognition Level for the duration of the contract and the foreign company will be expected to comply with South African Law once it has been awarded the Contract.</p> <p>(b) Corporate Social Investment (CSI)</p> <p>The Contractor will be expected to spend at least One Percent (1%) of the Contract Value on CSI initiatives that would be agreed upon with Eskom. The Contractor will be expected to either match or exceed this amount for its own CSI philanthropic contribution.</p> <p>(c) Job Opportunities and Upskilling of Employees</p> <p>Tenderer to indicate number of Jobs to be created and/or retained due to this contract.</p> <p>The Contractor should ensure that 100% of its General Workers, 70% Semi-Skilled Workers and at least 30% of the Skilled Workers and Supervisors are recruited from within Gert Sibande District Municipalities.</p> <p>(d) Subcontracting</p>

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	<p>The Contractor is required to subcontract a minimum of 30% percentage of the Contract Amount to South African Companies, particularly those within the Fezile Dabi District Municipality and Emfuleni Local Municipality Area.</p> <p>(e) Reporting and Monitoring</p> <ul style="list-style-type: none"> • The winning Bidder shall complete and submit the SDL&I Implementation Schedule within 60 days of contract award. • This SDL&I Implementation Schedule will be used as a reference document for monitoring, measuring, and reporting on the Contractor's progress in delivering on their stated SDL&I commitments. • The Contractor shall, on a quarterly basis, submit a report to Eskom in accordance with Quarterly Reporting Template on their compliance with the SDL&I obligations described above. • Eskom shall review the SDL&I reports submitted by the Contractor within 30 (thirty) days of receipt of the reports and notify the supplier on its performance progress. • Upon notification by Eskom that the supplier is not meeting its SDL&I obligations, the Contractor shall be required to implement corrective measures to meet those SDL&I obligations before the commencement of the following report. <p>(f) SDL&I Penalty to correct non-performance</p> <ul style="list-style-type: none"> • Eskom shall retain a cash equivalent of 1.5% per invoice, should the Contractor fail to rectify the variance in its SDL&I performance in accordance with its implementation schedule. This amount shall be released back to the Contractor once the variance has been closed or SDL&I's obligations are fulfilled. <p>Refer to SDL&I Strategy document.</p>

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3.24 Sign form of Agreement / Contractual Conditions	<p>The contract terms and conditions will be based on a NEC3 Engineering and Construction Contract and NEC Term Services Contract</p> <p>with Eskom-specific conditions as follows:</p> <p>NEC3 Engineering and Construction Contract.</p> <p>A: Priced contract with activity schedule W1: Dispute resolution procedure X2: Changes in the law X3: Multiple Currencies</p> <p>X5: Sectional Completion X7: Delay damages X13: Performance Bond</p> <p>X16: Retention X17: Low performance damages X18: Limitation of liability</p> <p>Z: Additional conditions of contract</p> <p>NEC Term Services Contract</p> <p>A: Priced contract with activity schedule W1: Dispute resolution procedure X2: Changes in the law X3: Multiple Currencies X18: Limitation of liability</p> <p>Z: Additional conditions of contract</p>

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	Invitation to Tender/ Request for Proposal	Document Identifier	240-114238630	Rev	26
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Clause Number from Standard Conditions of Tender	Tender Data
2.28 CIDB Requirements	<p>CIDB Requirements are applicable. A valid Construction Industry Development Board (CIDB) contractor grading designation of 8EP or higher (Electrical Engineering works) or higher.</p> <p>However, where valid proof of CIDB Registration is not available at tender closing deadline, tenderers are at minimum expected to provide valid proof of application for Registration with the CIDB by tender closing deadline.</p> <p>Failure to submit either the relevant CIDB requirement or proof of application thereof will render the tenderer disqualified and will not be evaluated further.</p> <p>Whereby proof of application was submitted at the tender stage, a maximum of 21 working days after the tender closing deadline will be given. Thereafter should the valid certificate not be available on CIDB website tenderer will be disqualified.</p> <p>Joint ventures are eligible to submit tenders provided that: -</p> <ul style="list-style-type: none"> • Every member of the Joint venture (JV) is registered with the CIDB. • The combined contractor grading designation calculated in accordance with the CIDB regulations is equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a or 8EP class of construction work. <p>Please note:</p> <p>Only those tenderers who are registered with the Construction Industry Development Board, or are capable of being so registered within twenty-one (21) working days from the closing date for submission of tenders in a contractor grading designation as stipulated in the tender data and determined in accordance with the</p>

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Clause Number from Standard Conditions of Tender	Tender Data																												
	best estimated value of the scope of works herein, are eligible to submit tenders.																												
2.29 Contract Skills Development Goals (CSDG)	<p>Skills Development (Professional’s Development Programme (CIDB Skills Development Goals - CSDG)</p> <p>The Contractor is expected to develop the following skills as a minimum:</p> <p>The Contractor will be expected to spend 0.25% of the Contract Value on Skills Development in accordance with the Contractor’s Skills Development Goals. The Skills/Trades will be related to the scope of work and be negotiated as a condition for contract award. The Contractor is expected to develop the following skills as a minimum:</p> <table border="1"> <thead> <tr> <th>Skills Type</th> <th>Intake</th> <th>Outcome</th> <th>Number</th> </tr> </thead> <tbody> <tr> <td>Method 1 Graduates in Electrical Engineering</td> <td>BSc Electrical Graduates</td> <td>ECSA Candidates Registered</td> <td>2</td> </tr> <tr> <td>Method 1 Graduates in Electrical Engineering</td> <td>S4</td> <td>National Diploma Electrical</td> <td>3</td> </tr> <tr> <td>Method 1 Graduates in Civil Engineering</td> <td>S4</td> <td>National Diploma Civil</td> <td>2</td> </tr> <tr> <td>Method 2 Artisans (Electrical)</td> <td>N6/NCV Level 4 Electrical/TVE T Graduates</td> <td>SETA Trade Test certificate</td> <td>3</td> </tr> <tr> <td>Solar PV Plant Operators (Ops & Maintenance)</td> <td>Qualified Electrician</td> <td>Certificate of Competence/ Qualification</td> <td>5</td> </tr> <tr> <td>Total</td> <td></td> <td></td> <td>15</td> </tr> </tbody> </table>	Skills Type	Intake	Outcome	Number	Method 1 Graduates in Electrical Engineering	BSc Electrical Graduates	ECSA Candidates Registered	2	Method 1 Graduates in Electrical Engineering	S4	National Diploma Electrical	3	Method 1 Graduates in Civil Engineering	S4	National Diploma Civil	2	Method 2 Artisans (Electrical)	N6/NCV Level 4 Electrical/TVE T Graduates	SETA Trade Test certificate	3	Solar PV Plant Operators (Ops & Maintenance)	Qualified Electrician	Certificate of Competence/ Qualification	5	Total			15
Skills Type	Intake	Outcome	Number																										
Method 1 Graduates in Electrical Engineering	BSc Electrical Graduates	ECSA Candidates Registered	2																										
Method 1 Graduates in Electrical Engineering	S4	National Diploma Electrical	3																										
Method 1 Graduates in Civil Engineering	S4	National Diploma Civil	2																										
Method 2 Artisans (Electrical)	N6/NCV Level 4 Electrical/TVE T Graduates	SETA Trade Test certificate	3																										
Solar PV Plant Operators (Ops & Maintenance)	Qualified Electrician	Certificate of Competence/ Qualification	5																										
Total			15																										

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

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

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

The 5 working days period does not apply to CIDB proof of grading. Refer to the returnable table the prescribed period for CIDB proof of grading.

Returnables required at Tender Closing date and time for evaluation: -

These returnables are required to be submitted at tender closing date and time. These returnables will not be requested by the Procurement Practitioner. A tenderer that does not submit the required returnable at stipulated deadline or submits an incomplete returnable; will not be disqualified but will score zero.

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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.
COMMERCIAL EVALUATION CRITERIA				
Basic Compliance	Electronic copy of the tender in a PDF format before stipulated deadline. (The limit is 50MB per file and total submission of 900MB per submission)	✓		
Annexure A	Authorisation Form		✓	
Annexure B	Acknowledgement Form		✓	
Annexure C	Tenderers Particulars		✓	
Annexure D	Integrity Pact Declaration form		✓	
Annexure E	CPA for local goods/services (if applicable)	✓		
Annexure F	CPA(IG) for imported goods/services (if applicable)	✓		
Annexure H	SBD 1- to be completed and submitted by all tenderers (applicable for all suppliers including Foreign suppliers)			✓
Annexure J	SBD 4 – Bidders Disclosure		✓	
E-tendering Help Manual acknowledgement form	Acknowledgement Form		✓	
Tax Clearance Certificates	A certified copy of a tax clearance certificate is required from <ul style="list-style-type: none"> - foreign tenderers (with a footprint in South Africa but that are not registered on CSD and have not provided a SARS pin number) 			✓

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	<ul style="list-style-type: none"> local tenderers (that have not provided their SARS e-filing PIN number for verification by Eskom and/or their CSD profile / CSD number). <p>Foreign suppliers with no footprint in South Africa must complete the SBD1 document; however, no proof of tax compliance is required.</p>			
Tax Evaluation Questionnaire	Evaluation questionnaire to determine whether a company, close corporation (CC) or Trust is a personal service provider for purposes of PAYE			✓
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)			✓
New Engineering Contract (NEC)	Competed NEC3 Engineering and Construction Contract.	✓		
NEC Term Services Contract	Competed NEC3 Term Services Contract	✓		

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Pricing schedule	Completed Price Activity Schedule pdf) & excel	✓		
CIDB Requirements-Applicable	A valid Construction Industry Development Board (CIDB) contractor grading designation of 8EP or higher.		✓	
	MANDATORY CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE			
Mandatory Contractual Requirement	Proof of valid and current CSD Registration (CSD number / CSD Report)			✓
	ADDITIONAL CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE			
Safety	All requirements as per safety requirements			✓
Quality	All requirements as per quality requirements			✓
Environmental	All requirements as per Environmental requirements			✓
Vetting Clause Condition	Acceptance of this tender is subject to the condition that both the contracting firm and its personnel providing the service may be subjected to vetting and or screening in line with Eskom's Vetting Policy and Vetting Procedure. If the principal contractor appoints a subcontractor, the same provisions and measures will apply to the subcontractor.			✓

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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.
Due Diligence/financial analysis	<p>Audited Financial Statements of the tenderer for the previous 18 months, to the extent that such statements are not available, for the last year.</p> <p>In the case of a joint venture or special purpose vehicle (SPV) specially formed for this tender, audited financial statements for each participant in the JV / SPV must be submitted.</p> <p>Start-up enterprises formed within the last 12 months are not required to submit audited financial statements, but if successful in this Invitation to Tender; will be required to furnish statements for the first year once available.</p>			✓
	LOCAL AREA SUPPORT			
Corporate Social Investment	<p>The Contractor will be expected to spend at least One Percent (1%) of the Contract Value on CSI initiatives that would be agreed upon with Eskom. The Contractor will be expected to either match or exceed this amount for its own CSI philanthropic contribution.</p>			✓

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SUPPLIER DEVELOPMENT LOCALISATION AND INDUSTRIALISATION				
Local production and content	Annexure G2- _Local content Declaration-Summary Schedule (annex C)		✓	
	Annexure G3 - Imports Declaration-Supporting schedule to Annex C (annex D)		✓	
	Annexure G4 - Local Content Declaration-Supporting Schedule to Annex C (annex E)		✓	
	SBD 6.2 -Declaration certificate for local production and content		✓	
SDL&I bidder document	SDL&I Bidder Template (signed)		✓	
Company Documents	<ul style="list-style-type: none"> CIPC Registration Documents 		✓	
	<ul style="list-style-type: none"> Financial Statements Audited Financial Statements of the tenderer 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		✓	

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	required to send statements for the first year when once available.			
	ID copy of Member/s, Shareholder/s and/or Director/s			✓
	Share Certificate/s			✓
Annexure I	SBD 6.1- Preference Points Claim Form in terms of PPPFA 2022 regulations		✓	
Additional Documents required in 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.			✓

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# Specific Goals	<p>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.</p> <p>NB: The following documents are required to claim preference points,</p> <ul style="list-style-type: none"> • Valid B-BBEE certificate issued by a SANAS accredited verification agency / sworn affidavit / CIPS affidavit • Proof of ownership / shareholding (preferably CIPC documentation) inclusive of shareholding breakdown • Certified ID copies of shareholder(s) • Proof of Disability (where applicable) <p>KEY NOTES OF DETERMING VALIDITY OF B-BBEE SWORN AFFIDAVITS:</p> <p>Tenderers submitting B-BBEE Sworn Affidavits must ensure that the affidavits meet the following key pointers to ensure their validity:</p> <ol style="list-style-type: none"> a) Name/s of deponent as they appear in the identity document and the identity number. b) 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>. c) Name of enterprise as per enterprise registration documents issued by the CIPC, where applicable, and enterprise business address. d) 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>. e) 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>. f) Financial year end as per the enterprise's registration documents, which was used to determine the total 		<input checked="" type="checkbox"/>	
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	<p>revenue. (Financial year end to be stipulated by <u>day/month/year</u>).</p> <p>g) B-BBEE Status level. An enterprise can only have one status level. (Tick applicable level)</p> <p>h) Empowering supplier status must be indicated. For QSEs, the deponent must select the basis for the empowering supplier status.</p> <p>i) 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></p> <p>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> <p>B-BBEE certificate to be used for scoring purposes, if the certificate is not submitted with the tender, the tenderer will score zero (0) and will not be disqualified</p>				
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TECHNICAL EVALUATION CRITERIA				
Technical (Mandatory requirements)	See Appendix A	✓		
Functionality/Technical	See Appendix B (Please note, failure to supply certain documentation within the functional pack will not lead to a disqualification, However a failure to meet a minimum threshold of 70% will lead to a disqualification)	✓		

TECHNICAL EVALUATION CRITERION

Engineering Evaluation Score Breakdown

:Technical (Mandatory requirements):

Criteria	Mandatory Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Motivation for use of Criteria
1.	Bidder's Experience		

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1.1	<p><u>EPC capability</u></p> <p>Successful execution of at least one (1) completed commercial (not pilot or demonstration) ground mounted, grid connected, front-of-meter Solar PV project within the last seven (7) years, as the principal EPC Contractor. This single project (either axis tracking or fixed tilt) shall be ≥ 20 MWac.</p> <p>The Bidder must provide proof of the completed and operational solar PV project(s) in the form of a signed contract, completion certificate or a take-over certificate with references from solar PV plant Owner(s) / Developer(s).</p>	Appendix C: Tender Returnable Technical Schedules	The Bidder must exhibit the requisite capability and previous experience to provide assurance that the required works can be successfully executed.
1.2	<p><u>O&M capability</u></p> <p>Successfully performed Operations and Maintenance (O&M) duties for at least two (2) years on at least one (1) ground mounted (either axis tracking or fixed tilt) PV plant with a minimum capacity of 20 MWac.</p> <p>The bidder must provide proof of EPC Contract(s) or O&M Contract(s) accordingly.</p> <p>Where the O&M duties are subcontracted, a signed letter of agreement between the two parties shall be submitted of the completed duties.</p>	Appendix C: Tender Returnable Technical Schedules	The Bidder must exhibit the requisite capability and previous experience to provide assurance that the required O&M can be successfully performed.

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Criteria	Mandatory Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Motivation for use of Criteria
2.	Solar PV Plant Capacity		
2.1	<p><u>Required capacity</u></p> <p>The AC capacity of the Solar PV plant shall be minimum capacity of 24 MWac and maximum export power evacuation of 36 MWac. The minimum DC capacity shall be ≥ 28 MWp with DC/AC ratio be ≥ 1.15.</p> <ul style="list-style-type: none"> The installed DC capacity shall be defined as the aggregate rated power of all PV modules under Standard Test Conditions (STC) The installed AC capacity shall be defined as the aggregate rated power output of all inverters operating at unity power factor (pf = 1.0) at a temperature of 50 °C. Using an estimate of usable land of 35.5ha <p>The Bidder shall submit an Energy Yield Assessment report as evidence.</p>	<ul style="list-style-type: none"> 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification Section 1.2 and 3 Appendix C: Tender Returnable Technical Schedules 	<p>The Project Maximum Export Capacity (MEC) to the grid is 36 MWac (measured at the PoC). Hence, the Solar PV plant AC capacity shall at least be ≥ 24 MWac.</p> <p>The DC capacity should be oversized in relation to the AC capacity (DC/AC ratio greater than 1), thereby allowing for greater energy harvest when the solar production is below the inverter's rating. A DC/AC ratio of at least 1.15 will require a DC capacity of at least 28 MWp.</p>

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: Qualitative Technical Evaluation Criteria

Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
1	General			10%	100 %
1.1	<u>Project Schedule</u> The Bidder provides a schedule/program showing the activities of all the project work to be done by the EPC Contractor and timelines, including the work which shall be done by subcontractors (i.e., the entire scope of the Project work represented).	<ul style="list-style-type: none"> 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification Appendix C: Tender Returnable Technical Schedules 	As per Table B 1 Table B-1:		40%
1.2	<u>Project Organogram</u> The Bidder provides a detailed organogram for the entire Project, including the design, construction, commissioning, operation, and maintenance phases. The organogram shall indicate the key personnel i.e., names, surnames and designations for the Project and their key skills/roles corresponding with CVs as returnable.	<ul style="list-style-type: none"> 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification Appendix C: Tender Returnable Technical Schedules 	As per Table B 1		30%

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1.3	<u>Equipment warranty</u> The Bidder provides warranty for the equipment offered.	<ul style="list-style-type: none"> • 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification • Appendix C: Tender Returnable Technical Schedules 	As per Table B 1 Table B 1:		30%
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Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
2.	Solar PV Plant Configuration and Performance Criteria			30%	100%
2.1	<p><u>Bidders key personnel experience – Solar PV system</u></p> <p>The Bidder provides detailed Curriculum Vitae (CV) of the key personnel, where the Solar PV System Designer is a registered professional member of the Engineering Council of South Africa (ECSA) or equivalent international acknowledgement and exhibits the required qualifications and experience.</p>	<ul style="list-style-type: none"> • 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification • Appendix C: Tender Returnable Technical Schedules • Project Team organogram (key personnel) 	<p>5 - Registered, with more than 5 year's relevant experience</p> <p>4 - Registered, with 4 to 5 years' relevant experience</p> <p>2 - Registered, between 3 to 4 years relevant experience</p> <p>0 - Registered with less than 3 years' relevant experience for resource or resource is not registered or no submission made.</p>		10%

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Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
2.2	<p><u>PV system design</u></p> <p>The Bidder provides a preliminary PV system design in accordance with the indicated requirements, including:</p> <ul style="list-style-type: none"> Solar PV System Design parameters High level plant layout drawing including PV array layout and layout for civil infrastructure showing roads, fencing, buildings, laydown area, MV/LV inverters, substation buildings and yards. Technical datasheet for PV modules, mounting structures axis trackers or fixed tilt, inverters, and MV/LV transformers. 	<ul style="list-style-type: none"> 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification Appendix C: Tender Returnable Technical Schedules 	As per Table B 1 Table B 1:		30%

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2.3	<u>Plant Annual Performance Ratio (PR) guarantee</u> The Bidder provides a guarantee for the PR for each year of the 2-year Defects Liability Period until Final Acceptance is reached, including monthly breakdown of Guaranteed Performance Ratio for the first year and the corresponding estimated long-term solar irradiation on module plane.	<ul style="list-style-type: none"> 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification Appendix C: Tender Returnable Technical Schedules 	5 - Performance Ratio $\geq 82\%$ 4 - Performance Ratio $\geq 80\% \ \& \ < 82\%$ 2 - Performance Ratio $\geq 78\% \ \& \ < 80\%$ 0 - Performance Ratio $< 78\%$		40%
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Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
2.4	<u>Plant Annual Guaranteed Technical Availability</u> The Bidder provides a guarantee for the Plant's Availability for each year of the 2-year Defects Liability Period until Final Acceptance is reached.	<ul style="list-style-type: none"> 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification Appendix C: Tender Returnable Technical Schedules 	5 - Technical Availability $\geq 99\%$ 4 - Technical Availability $\geq 97\% & < 99\%$ 2 - Technical Availability $\geq 95\% & < 97\%$ 0 - Technical Availability $< 95\%$		20%

Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
3.	Electrical System Criteria			10%	100%

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3.1	<p>The Bidder submits a valid ECSA Certificate or equivalent international acknowledgement for the Electrical Engineer/Technologist including CV with minimum of 5 years work experience on the design, testing and commissioning of related electrical as specified on the Works Information.</p>	<ul style="list-style-type: none"> • Appendix C: Tender Returnable Technical Schedules • Project Team organogram (key personnel) 	<p>5 – Valid ECSA Certificate or equivalent and CV submitted with more than 5 years’ work experience for similar electrical scope of work.</p> <p>4 – Valid ECSA Certificate or equivalent international acknowledgement and CV submitted with less than 5 years’ work experience for similar or not similar electrical scope of work.</p>	15%
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			2 – Invalid/No ECSA Certificate or equivalent international acknowledgement and CV submitted with less than 5 years' work experience for similar or not similar electrical scope of work. 0 – No submission		
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3.2	<p>The Bidder submits a technical report confirming full compliance or any deviations if applicable for the electrical design, installation, commissioning, and handover requirements specified in the electrical scope.</p> <p>The technical report shall be in the form of a narrative and supportive documentation shall include the following as a minimum:</p> <ul style="list-style-type: none"> • Compliance to electrical standards and requirements for PV Modules. • Compliance to electrical standards and requirements for Inverters. • Compliance to electrical standards and requirements for AC and DC cables. • Compliance to electrical standards and requirements for 	<ul style="list-style-type: none"> • 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification • Appendix C: Tender Returnable Technical Schedules 	<p>5 – Comprehensive narrative provided which explicitly details the Bidder's technical report confirming full compliance to the electrical Works for all listed items without deviations.</p> <p>4 – Narrative technical report contains ambiguity and deviations for not more than 3 items with acceptable risk, exceptions, and conditions.</p> <p>2 – Narrative technical report where 3 or more than 3 items are incomplete, unclear and non-compliant with unacceptable risk, exceptions and conditions.</p> <p>0 – No documentation provided</p>	50%
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	<p>Ring Main Units (RMUs).</p> <ul style="list-style-type: none"> Compliance to electrical standards and requirements for Medium and Low Voltage Switchgear 				
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	<ul style="list-style-type: none"> • Compliance to electrical standards and requirements for HV/MV Power Transformers, MV/LV Transformers, and MV/MV or LV/LV Transformers. • Compliance to electrical standards and requirements for 400-800/230VAC and DC Distribution Boards • Compliance to electrical standards and requirements for Essential Power Systems (Batteries and Battery Chargers, Uninterruptable Power Supplies and Diesel Generators) • Compliance to electrical standards and requirements for Earthing System and Lightning Protection. 				
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	<ul style="list-style-type: none">• Compliance to electrical standards and requirements for Protection and Control.• Compliance to electrical standards and				
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Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
	requirements for Grid Code.				
3.3	<p>The Bidder provides the following information:</p> <ul style="list-style-type: none"> • Medium Voltage Switchgear, and SF6 free Schedule as per Appendix C. • HV/MV Power Transformer Schedule as per Appendix C. 	<ul style="list-style-type: none"> • 559-189375010 Installation of Solar PV Plant at Tutuka Power Station Functional Specification • Appendix C: Tender Returnable Technical Schedules 	<p>5 – Schedule provided without any deviations.</p> <p>4 – Schedule provided with acceptable risk, exceptions, and conditions.</p> <p>2 – Schedule submitted with unacceptable risk, exceptions and conditions specified in any of the schedules submitted.</p> <p>0 – No documentation provided</p>		15%

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3.4	<p>The Bidder submits the following:</p> <ul style="list-style-type: none"> • High level Conceptual Electrical Reticulation or Single Line Drawing (SLD) for the required scope of work. • Power system study report previously done by the Contractor for similar scope of work. 	<ul style="list-style-type: none"> • 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification • Appendix C: Tender Returnable Technical Schedules 	<p>5 – Conceptual Electrical Reticulation or SLD submitted including power system study.</p> <p>4 – Conceptual Electrical Reticulation or SLD submitted excluding power system study.</p> <p>0 – No documentation provided</p>	20%
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Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
4.	Control and Monitoring System (CMS) Criteria			10%	100%
4.1	<p>Bidders key personnel experience – C&I works</p> <ul style="list-style-type: none"> The Bidder provides detailed CVs of the key personnel, where the C&I works Designer exhibits the required qualifications and experience. The detailed design in terms of this Contract is to be executed by a qualified professional who is a member of ECSA or equivalent international acknowledgement. 	<ul style="list-style-type: none"> Appendix C: Tender Returnable Technical Schedules Project Team organogram (key personnel) 	<p>5 - Registered, with more than 5 year's relevant experience for resource</p> <p>4 - Registered, with 5 years' relevant experience for resource</p> <p>2 - Registered, between 3 to 4 years relevant experience for resource</p> <p>0 - Registered with less than 3 years' relevant experience for resource or resource is not registered or no submission made</p>		10%

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Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
4.2	<p>Plant Monitoring and Control System track record</p> <ul style="list-style-type: none"> The Bidder shall provide proof of successful installation of the proposed CMS/SCADA network on PV plants. Proof shall be provided in a table of references with plant name, plant capacity, year commissioned, CMS system details. 	<ul style="list-style-type: none"> 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification Section 7.4 Appendix C: Tender Returnable Technical Schedules 	<p>5 – Five (5) PV plants around the world, of ≥ 24 MWac each, during the past 7 years</p> <p>4 – Less than five (5) PV plants around the world, of ≥ 24 MWac each, during the past 7 years</p> <p>2 – Less than five (5) PV plants of any size</p> <p>0 – No information provided</p>		20%

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Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
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4.3	<p>Plant Monitoring and Control System experience</p> <ul style="list-style-type: none"> The Bidder provides proof of experience with the proposed software. Proof shall be provided in a table of references with plant name, plant capacity, year commissioned, CMS system details, The CMS details shall include network layout, CMS overview report including Original Equipment Manufacturer (OEM) equipment information of all hardware and software, operator Human Machine Interface (HMI) screen dumps of the various display tabs. 	<ul style="list-style-type: none"> 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification Appendix C: Tender Returnable Technical Schedules 	<p>5 – Two (2) PV plants ≥ 24 MWac each, during the past 5 years</p> <p>4 – One (1) PV plant ≥ 24 MWac each, during the past 5 years</p> <p>2 – One (1) PV plant</p> <p>0 – No information provided</p>	10%
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4.4	Plant Monitoring and Control System The Bidder confirms compliance or provides proof of compliance to the requirements in "Software Management" of the technical specification.	<ul style="list-style-type: none"> • 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification • Appendix C: Tender Returnable Technical Schedules 	As per Table B 1		20%
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Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
4.5	C&I Design Criteria The Bidder confirms compliance or provides proof of compliance to the requirements in the technical specification.	<ul style="list-style-type: none"> • 559-189375010 Installation of Solar PV Plant at Tutuka Power Station Functional Specification • Appendix C: Tender Returnable Technical Schedules 	As per Table B 1		20%
4.6	High-level Plant Interface Architecture The Bidder will provide a High-level Plant Interface Architecture	<ul style="list-style-type: none"> • 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification • Appendix C: Tender Returnable Technical Schedules 	As per Table B 1		20%

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Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
5.	Civil, Structural and Infrastructure Criteria			10%	100%

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5.1	<p>Key Resource Requirements: ECSA Professionally Registered Civil/Structural Engineer or equivalent international acknowledgement.</p> <p>CV of the Professionally Registered Civil/Structural Engineer having a minimum of five (5) years' relevant experience.</p> <p>Letter of intent must be signed by both parties where a subcontractor is to be used for the resource.</p>	<ul style="list-style-type: none"> • Appendix C: Tender Returnable Technical Schedules • Project Team organogram (key personnel) 	<p>5 - Registered, with more than 5 year's relevant experience for resource</p> <p>4 - Registered, with 5 years' relevant experience for resource</p> <p>2 - Registered, between 3 to 4 years relevant experience for resource</p> <p>0 - Registered with less than 3 years' relevant experience for resource or resource is not registered or no submission made or signed letter of intent not submitted where a subcontractor is used for the resource</p>	40%
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Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
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5.2	<p>Previous similar work</p> <p>Tenderer's or tenderer's subcontracting relevant experience in the construction of similar civil engineering works (Steel Structures, Masonry/brick wall construction, concrete works). A list of at least three (3) verifiable references demonstrating previous similar works. Copies of completion certificates for each reference shall have the following:</p> <ul style="list-style-type: none"> • Project name • Principal contractor • Client • Description of work performed (size of structures to be indicated) • Project cost (only for scope performed) • Project start and end date • Name, designation and contact number of reference person 	<p>Completion certificates/ completion letters/ reference letters – signed by the client</p>	<p>5 = Three (3) or more signed testimonial letters or copies of completion certificates for previous similar works has been submitted.</p> <p>4 = Two (2) signed testimonial letters or copies of completion certificates for previous similar works has been submitted.</p> <p>2 = One (1) signed testimonial letter or a copy of completion certificate for previous similar works has been submitted</p> <p>0 = No proof previous similar work submitted as requested, submitted proof of similar works are not verifiable (no client contact details).</p>	30%
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5.3	<p>Technical proposal detailing the work methodology, which complies to the full scope and describes how the scope will be executed (both design and construction phases of the project). Technical proposal must demonstrate understanding of the scope and include the following as a minimum:</p> <ul style="list-style-type: none"> • Proposed plant, equipment and tools • Methodology for the proposed works • Foreseen risks and concerns • Health and safety requirements • Quality management requirements • Required temporary works (if any) 	<ul style="list-style-type: none"> • 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification • Appendix C: Tender Returnable Technical Schedules 	<p>5 - Technical proposal includes all minimum requirements</p> <p>4 - Technical proposal includes four to five of the minimum requirements</p> <p>2 - Technical proposal includes three or fewer of the minimum requirements</p> <p>0 - No submission made</p>	30%
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Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
6	Balance of Plant Criteria			10%	100%
6.3	Fire protection The Bidder shall submit a Fire Protection Services design philosophy, covering aspects such as the fire protection/detection assessment, system and component description, system sizing approach, system design and construction codes, and system process (diagram).	<ul style="list-style-type: none"> • 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification • Appendix C: Tender Returnable Technical Schedules 	As per Table B 1		30%
6.4	Water supply and reticulation The Bidder shall submit a water supply and reticulation design philosophy, covering aspects such as the water system, treatment of water for cleaning modules and monitoring mechanisms.	<ul style="list-style-type: none"> • 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification • Appendix C: Tender Returnable Technical Schedules 	As per Table B 1		20%

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6.5	<p>Heating, Ventilation and Air Conditioning (HVAC) The Bidder shall submit a design philosophy for the HVAC system.</p>	<ul style="list-style-type: none"> • 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification • Appendix C: Tender Returnable Technical Schedules 	As per Table B 1		30%
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Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
6.6	Meteorological equipment and instrumentation schedule The Bidder shall submit datasheets for the Meteorological station and the pyranometer.	<ul style="list-style-type: none"> 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification Appendix C: Tender Returnable Technical Schedules 	As per Table B 1		20%
7.	Operations and Maintenance Criteria			10%	100%
7.1	<u>Operations and Maintenance (O&M)</u> Bidders key personnel experience – O&M Manager during O&M period The Bidder provides detailed CVs of the key personnel, where the Site O&M Manager exhibits the required qualifications and experience.	<ul style="list-style-type: none"> Appendix C: Tender Returnable Technical Schedules Project Team organogram (key personnel) 	5 – More than 3 years relevant experience 4 – Three years relevant experience 2 – Less than 3 years relevant experience 0 – No submission		20%

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7.2	<u>Preliminary O&M Plan</u> The Bidder shall provide a high-level O&M plan including preventative maintenance and corrective maintenance aspects.	<ul style="list-style-type: none"> Appendix C: Tender Returnable Technical Schedules 	As per Table B 1		50%
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Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
7.3	<u>O&M training Experience</u> Bidders key personnel experience – Trainers for O&M. The Bidder provides detailed CVs of the key personnel.	<ul style="list-style-type: none"> Appendix C: Tender Returnable Technical Schedules Project Team organogram (key personnel) 	5 – More than 3 years relevant experience 4 – Three years relevant experience 2 – Less than 3 years relevant experience 0 – No submission		10%
7.4	<u>O&M training Plan</u> The Bidder submits a preliminary Training Plan. The plan shall describe the timing, type, and level of detail for the various training interventions, including O&M, Inverter, SCADA, CMS, etc.	<ul style="list-style-type: none"> Appendix C: Tender Returnable Technical Schedules 	As per Table B 1		10%
7.5	<u>Spare parts</u> Letter confirming Bidder acceptance of spare parts minimum requirements as well as highlighting any proposed deviations.	<ul style="list-style-type: none"> 559-189375010, Installation of Solar PV Plant at Tutuka Power Station Functional Specification Appendix C: Tender Returnable Technical Schedules 	As per Table B 1		10%

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Criteria	Qualitative Technical Criteria Description	Reference to Technical Specification / Tender Returnable	Scoring Criteria	Criteria Weighting (%)	Criteria Sub Weighting (%)
8	Grid Connection Works Criteria			10%	100%

Occupational Health and Safety Evaluation Criteria

Annexure B: Acknowledgement Form for Eskom OHS legal and other requirements

NOTE: The supplier/contractor/tenderer has to ensure that he/she understands the OHS requirements listed hereunder.

1. The supplier/contractor/tenderer is expected to comply to the following documents when working at/rendering.

Service to Eskom but not limited to the following:

- a. 32-726 Contract and Contractor OHS Management
- b. 559-407640122 OHS specification/requirements
- c. 39-3 Minimum SHEQ Training
- d. 32-95 Occupational Health and Safety Incident Management Procedure
- e. 240-62196227 Life-Saving Rules
- f. 32-345 Eskom Vehicle Safety Specification
- g. 240-62946386 Driver and Vehicle Safety Management Procedure
- h. 5578736 Monthly Construction OHS Audit Guideline
- i. 32-123 Emergency Planning Standard
- j. 240-43848327 Employees' Right of Refusal to Work in an Unsafe Situation Procedure
- k. 32-124 Eskom Fire Risk Management Standard
- l. 240-44175132 Eskom Personal Protective Equipment (PPE)
- m. 32-37 Management of Substance Abuse in the Workplace Procedure
- n. 32-520 Occupational Health and Safety Risk Assessment Procedure
- o. 32-18 Working at Height Standard

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- p. 32-98 Safe Use of Lifting Machines and Lifting Tackle
- q. 240-75885882 Safe Use of Vehicles on Construction Sites
- r. 240-131838225 OHS Incident Management Definitions and Classification Parameters Standard
- s. 32-0126M Contractor Access Control Standard
- t. Site Regulation 39 Majuba Access Control Measures
- u. Site Regulation 16 for Use, Conveyance and Storage of Radioactive Sources
- v. Occupational Health and Safety Act 85 of 1993
- w. Compensation for Occupational Diseases and Illnesses Act 130 of 1993

Note: Please note that after contract award, it is your responsibility to fully align the company's processes to Eskom's OHS requirements (policies, procedures, standards etc).

2. Penalties shall be enforced on the main supplier for non-conformance/s (identified for the main supplier and/or its contractor and/or supplier) pertaining to Eskom and/or Statutory OHS requirement/s.

3. Ensure that all employees (contractors/suppliers) undergo the relevant Eskom induction and the company's.

4. Management of Contractors/ Suppliers.

The main contractor/supplier:

a) Has to demonstrate to Eskom the process and selection criteria applied when appointing contractors and suppliers.

b) Has to provide notification to Eskom, prior to the appointment of contractors or suppliers for the commencement of work.

c) Has to ensure that contractors/ suppliers have adequate resources and competencies.

d) Is accountable for the management of its contractors/ suppliers in order to ensure that the applicable legal and Eskom requirements (that are applicable to the main supplier during contract execution) are complied with by the contractors or suppliers.

e) The main supplier shall monitor contractors or suppliers through audits and assessments with regard to OHS compliance during the execution of the work.

f) The grounds for the termination of work done by contractors/suppliers shall be provided by the main supplier.

g) All non-conformances/non-compliance by the contractors/suppliers (all tiers) to the main supplier shall be dealt with directly with the main contractor/supplier in terms of performance and penalty processes.

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h) Eskom reserves the right to verify this when deemed necessary. The contractor may be instructed to provide copies of testimonials/references and the contact detail of clients (including Eskom) for whom the Company has done previous work of a similar nature.

Environmental Evaluation Criteria



202209_Tutuka
Solar PV_EMPr.pdf



559-156478565
Environmental
Specifi

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Quality Evaluation Criteria

	Supplier Quality Management: Small PV Solar Project	Unique Identifier	240-12248652
		Revision	7
		Effective Date	2022/01/26
		Specification	240-105658000
Category 1 : 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
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
B.3 Latest copy of an internal management system audit report (with Nonconformity, Correction and/ or Corrective Action Reports) - Report must include but not limited to Objective, Scope, Criteria and outcomes of the audit. (Clause 9.2 of ISO 9001:2015)			1
B.4 Latest copy of a certification management system audit report not older than 12 months (with Nonconformity, Correction and/ or Corrective Action Reports)			1
B.5 Records of Management Review meetings (minutes, attendance registers e.t.c)			1
Section B Score			5
SECTION C: Contract Quality Plan Requirements (Ref 240-105658000 and 240-109253698). Draft Contract Quality Plan specific to the scope of work as described in the tender documents (Ref ISO 10005)			
			Apply (Yes=1)
NB! Draft Contract/Project Quality Plan has important QA deliverables			1
Section C Score			1
SECTION D: Quality Control Plan Requirements (Ref 240-105658000 or 240-109253302) QCP /Checklist/ ITP (Quality Control Plans) as per Scope of Works (Ref ISO 10005)			
			Apply = 1
NB! Draft/ Example of an Inspection and Test Plan (ITP) or Quality Control Plan (QCP) on similar and/ or previous work done			1
Section D Score			1
SECTION E: User defined additional Requirements & miscellaneous (Ref 240-105658000) Customer specific requirements & other standards and required can be listed and evaluated here			
			Apply (Yes=1)
UL Certification WPS, PQR and WPQR			1
IEEE, IEC, UL or Equivalent Certificate or Procedures			1
Section E Score			2
NAME OF ESKOM REPRESENTATIVE		Charles Dlamini	
DATE ISSUED		04/12/2023	
PROJECT: TENDER TITLE		Small PV Project	
SIGNATURE			

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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.

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D. Certificate for Joint Venture

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

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

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

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

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/Proposal from Eskom Holdings SOC Ltd and the following addenda issued by Eskom:

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

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

Or: Incorrect or incomplete for the following reasons:

Cataloguing Acknowledgement:

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

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

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

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Invitation to Tender/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)	

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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	
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, 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 _____

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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 enquiry, tenderers must complete 7.1 to 7.9 below.

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: (indicate selection)

- j) An EME or QSE;
- k) An EME or QSE which is at least 51% owned by black people;
- l) An EME or QSE which is at least 51% owned by black people who are youth;
- m) An EME or QSE which is at least 51% owned by black people who are women;
- n) An EME or QSE which is at least 51% owned by black people with disabilities;
- o) An EME or QSE which is 51% owned by black people living in rural or underdeveloped areas or townships;
- p) A cooperative which is at least 51% owned by black people;

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- q) An EME or QSE which is at least 51% owned by black people who are military veterans; or
- r) More than one of the categories referred to in paragraphs (a) to (h).

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

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

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

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

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

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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-

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(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;

(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

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(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;
- (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]

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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?

If Yes, attach proof to this declaration _____

[Yes/No]

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

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

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

Item	Question	Yes	No
1.1	<p>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.</p> <p>The Database of Restricted Suppliers can be accessed on the National Treasury's website (www.treasury.gov.za).</p>		
1.2	<p>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)</p> <p>The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za).</p>		
1.3	<p>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?</p>		
1.3.1	<p>If "Yes", provide details including a case number and a copy of the judgement.</p>		
1.4	<p>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?</p>		

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1.5	Is there any history/record of the tenderer/s or any of its shareholders / directors / members / partners / owners / trustees / beneficiaries failing to meet their contractual obligation with the State or any State Owned Entity(SOC)?			
1.5.1	If "Yes", provide details			

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	Shareholding Percentage /	Full name and surname of the / shareholders / directors / trustees /	Identification Numbers of the shareholders / directors / trustees /

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	Number/Trust Number	Beneficiary Share	beneficiaries of the shareholding entity	beneficiaries of the shareholding entity

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.

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

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ANNEXURE E

CONTRACT PRICE ADJUSTMENT (CPA) REQUIREMENTS FOR LOCAL GOODS AND SERVICES.

The application of contract price adjustment (CPA) to tender submissions

Note: This Section will not be applicable to Professional services contracts (See relevant section hereunder for guidelines on this).

1. Application of CPA

- 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.
- For contracts with a duration more than twelve (12) months, CPA will not be applicable for the first year. CPA will then only be applied from year two (2) onwards.
- Failure to propose contract price adjustment, or submit a CPA formula with the tender submission, will result in the pricing being considered fixed.
- Eskom will not accept Rate of Exchange adjustment to be included in any CPA formula.
- Local indices may not be used for CPA purposes for any imported component.
- There must be separate CPA formulae for local and foreign CPA. Local and foreign escalation may not be combined into one formula.

2. Tender Submissions

[Procurement Practitioner/QS to populate table hereunder as per scope of work for relevant Tender]

Eskom Proposed CPA breakdown for Local Goods and Service

Formula A						
Index Reference	Proposed portions/Weightings of each index	Description of Index	Full Title of Index published as	Source Publisher of Index	Base Month	Base Price/Base Index Figure
A1						
A2						
A3						
	15%	<i>Fixed portion not subject to CPA</i>				
Total	100%					

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Note: Tenderers to take note that, if the Eskom proposed CPA breakdown is not populated, they are required to refer to the Pricing Schedule in the NEC or other Contract or standalone Pricing Schedule for Eskom’s proposed CPA breakdown.

Eskom CPA Conditions/Requirements

- Tenderers are required to submit CPA that is aligned to Eskom’s proposed CPA breakdown in this Tender; or Tenderers may submit an alternative CPA proposal from Eskom’s CPA proposal, and this will be considered if deemed acceptable to Eskom;
- Note that for contracts exceeding a duration of 12 months if there is no CPA catered for by the tenderer; then prices will be deemed to be fixed and firm.
- A minimum of 15% of the total agreement value is to be fixed when a CPA formula is applied,
- Each CPA formula must add up to a final total of 100.
- Only official published CPA indices that are in the public domain must be used.
- No in-house indices may be used for CPA.
- There may be more than 1 CPA formula (Formula A, B, C etc) or a combination of all the cost components into 1 Formula (depending on how the pricing is to be submitted.
- If there are specific line items for Labour and Transport, individual Formulae might be used.

Note: Eskom reserves the right to negotiate CPA terms and conditions during negotiations held with tenderers.

3. BASE DATE AND BASE PRICE

- In instances of indices or other references published monthly, the Base Date is to be the month before the month in which the tender closes.
- In instances where the reference figures, e.g. market prices, are published daily or at intervals more than once a month; then the average for the month before the month in which the tender closes should be used as the Base Price.

4. 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 contract 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.

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Closing date of tender:	
Name of tenderer:	
Full names of authorised signatory:	
Signature:	
Date of signature:	

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ANNEXURE F

CPA (IG) REQUIREMENTS FOR FOREIGN GOODS AND SERVICES

The application of contract price adjustment (CPA) to tender submissions

Note: This Section will not be applicable to Professional services contracts (See relevant section hereunder for guidelines on this).

1. Application of CPA

- 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.
- For contracts with a duration more than twelve (12) months, CPA will not be applicable for the first year. CPA will then only be applied from year two (2) onwards.
- Failure to propose contract price adjustment, or submit a CPA formula with the tender submission, will result in the pricing being considered fixed.
- Eskom will not accept Rate of Exchange adjustment to be included in any CPA formula.
- Local indices may not be used for CPA purposes for any imported component.
- There must be separate CPA formulae for local and foreign CPA. Local and foreign escalation may not be combined into one formula.

2. Tender Submissions

[Procurement Practitioner/QS to populate table hereunder as per scope of work for relevant Tender]

Eskom Proposed CPA breakdown for Foreign Goods and Service

Formula A						
Index Reference	Proposed portions/Weightings of each index	Description of Index	Full Title of Index published as	Source Publisher of Index	Base Month	Base Price/Base Index Figure
A1						
A2						
A3						
	15%	Fixed portion not subject to CPA				
Total	100%					

Note: Tenderers to take note that, if the Eskom proposed CPA breakdown is not populated, they are required to refer to the Pricing Schedule in the NEC or other Contract or standalone Pricing Schedule for Eskom’s proposed CPA breakdown.

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Eskom CPA Conditions/Requirements

- Tenderers are required to submit CPA that is aligned to Eskom’s proposed CPA breakdown in this Tender; or Tenderers may submit an alternative CPA proposal from Eskom’s CPA proposal and this will be considered if deemed acceptable to Eskom;
- Note that for contracts exceeding a duration of 12 months if there is no CPA catered for by the tenderer; then prices will be deemed to be fixed and firm.
- A minimum of 15% of the total agreement value is to be fixed when a CPA formula is applied,
- Each CPA formula must add up to a final total of 100.
- Only official published CPA indices that are in the public domain must be used.
- No in-house indices may be used for CPA.
- There may be more than 1 CPA formula (Formula A, B, C etc) or a combination of all the cost components into 1 Formula (depending on how the pricing is to be submitted.
- If there are specific line items for Labour and Transport, individual Formulae might be used.

Note: Eskom reserves the right to negotiate CPA terms and conditions during negotiations held with tenderers.

3. BASE DATE AND BASE PRICE

- In instances of indices or other references published monthly, the Base Date is to be the month before the month in which the tender closes
- In instances where the reference figures, e.g. market prices, are published daily or at intervals more than once a month; then the average for the month before the month in which the tender closes should be used as the Base Price.

4. 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 contract 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.

PAYMENT OF FOREIGN COMMITMENTS

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PART 1: The application of importation payment requirements to tender submissions.

Where foreign exchange is involved, Eskom will take measures to mitigate any exposure to foreign currency exposure or exchange rate risk.

Tenderers: -

- Who wish to submit tenders with pricing in foreign currency for imported goods/services must establish **prior** to tender close (via the Procurement Practitioner), that the foreign currency that is being priced in the submission, is an acceptable foreign currency to Eskom.
- Who are pricing for imported goods/services in a foreign currency or linking their pricing of goods to a foreign currency exchange rate, **must be the direct importers** of the goods/services. For payment purposes, Eskom will require proof of importation.
- Who import goods into stock, for delivery to various customers, including Eskom, the price quoted must be in South African Rand. In such cases, Eskom will not undertake any foreign exchange commitment or arrange forward cover.
- Who have submissions where pricing for imported goods/services in a foreign currency or linked to a foreign currency exchange rate, must ensure that their pricing indicates the foreign currency and the foreign currency values.

Tenderers should note that all domestic value-added process, i.e., costs incurred in the Republic of South Africa, for example, transport costs will only be paid in Rands.

Tenderers who have submitted tenders, which have goods/services priced, are linked to a foreign currency or exchange rate, are required to select one of the payment methods indicated below for the payment relating to those imported goods/services:

Payment of Eskom's foreign commitment in foreign currency will be made either:

Payment Method 1A:

To a nominated bank account in a foreign country in a foreign currency
(Payment will be made to the party and account nominated by the supplier
In the contract, and not to any other party).

Please note that the contracting party OR Eskom SOC Limited must be the direct importer of the goods

Documentation to be submitted with payment:

- Commercial invoice (from the foreign supplier)

Import payments

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- SAD 500
- Bill of Entry as evidence that goods have been cleared by the Department of Customs and Excise
- Customs release notification
- Transport documents from the freight company
- Marine/ ocean bill of lading

Any one of the following documents as per the mode of transportation: -

- Airway bill / air transport document
- Road or rail consignment note.
- Postal receipt “goods despatched”.
- Certificate of posting
- Courier dispatch note or air waybill.

NB: Evidencing transport of the relative goods to the Republic of South Africa

Service- related payments

Documents to submit with payment:

- Commercial invoice (invoice from the overseas supplier)

Delete which is not applicable (Yes/No)]

OR

Payment Method 1B:

To a valid SARB approved CFC account in South Africa, in a foreign currency (payment will be made to the contracting party)

Please note:

- The contracting party must be the direct importer.
- For payment purposes, Eskom will require both the foreign (commercial) invoice and the local tax invoice.
- The foreign currency values on both the commercial and local invoice must match. Eskom will not pay any profit in foreign currency. (Please note that the commercial invoice used in the clearance of the imported goods must be from the country of origin)
- If Payment Method 1B is the option selected for the payment for any imported goods/services, then the following documentation is to be submitted with your submission:
 - Copy of tenderers bankers’ initial application to the Reserve Bank requesting approval to invoice a local entity or Eskom, and for Eskom to pay the invoiced currency into the contracting party’s CFC account.

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- Copy of the response from the Reserve Bank regarding the initial application, on the Reserve Bank's letterhead
- Copy of the latest application to the Reserve Bank to renew the approval.
- Copy of the response from the Reserve Bank to the application to renew the approval to invoice Eskom in foreign currency.

Documents to submit with payment:

- Commercial invoice (from the foreign supplier, country of origin and used to clear the goods)
- Local invoice or Tax invoice
- Both the commercial invoice and local invoices must match

Import payments

- SAD 500
- Bill of Entry as evidence that goods have been cleared by the Department of Customs and Excise
- Customs release notification
- Transport documents from the freight company

Any of the following documents as per the mode of transportation: -

- Marine/ ocean bill of lading
- Airway bill / air transport document
- Road or rail consignment note.
- Postal receipt
- Certificate of posting
- Courier dispatch note or air waybill.

NB: Evidencing transport of the relative goods to the Republic of South Africa

All documents submitted to Eskom should not have any alterations.

The information on the documents should be as originally issued from the authorities, freight companies and overseas suppliers.

Service-related payments

- Should a supplier select this option, they are required to provide proof that the South African Reserve Bank has given them approval to invoice Eskom in foreign currency for services related payments and to receive foreign currency proceeds into that CFC account. The proof would consist of: -
 - A copy of a letter from the supplier's bankers to the Reserve Bank requesting authority to receive services related payments to be made into a CFC account.
 - A copy of the official response from the Reserve Bank authorising payments to be made into the supplier's CFC account. The supplier's documents to the Reserve Bank must make specific reference to Eskom.

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- This approval is only valid for a period of 1 year or as per SARB approval period.

Documents to submit with payment:

- Commercial invoice (invoice from the overseas supplier to proof that we have foreign currency exposure)
- Local Tax invoice (from the local supplier)
- Both the commercial invoice and local invoices must match

NB: If a supplier is unable to produce or provide Eskom with a commercial invoice, the contract will be concluded in rands. The contract cannot be linked to any Exchange Rate.

[Delete which is not applicable (Yes/No)]

OR

Payment Method 2:

In South African Rand at the selling spot rate of exchange obtained by Eskom's Treasury on the date that the forward cover is cancelled. Eskom will notify the supplier of the date that the forward cover is cancelled as well

As the intended payment date, which will be as per the agreed payment terms. Any exchange rate adjustment after Eskom has notified the supplier of the date and the rate which the forward cover is cancelled, will be for the account of the supplier.

Please note:

- The contracting party must be the direct importer of the goods.
- This payment option is not applicable for the payment of services
- Tenderers are required to indicate and request approval from Eskom to use Payment Method 2 **prior to tender close**. Where a tenderer has failed to obtain the required approval prior to tender close, the tenderer will have to select one of the other Payment Methods indicated in this document.
- Together with their submission, Tenderers will be required to provide Eskom with a written indemnity confirming that they will not buy and forward cover.,

Documents to submit with payment:

- Commercial invoice (from the foreign supplier)
- SAD 500

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- Bill of Entry as evidence that goods have been cleared by the Department of Customs and Excise
- Customs release notification
- Transport documents from the freight company

Any of the following documents as per the mode of transportation: -

- Marine/ ocean bill of lading
- Airway bill / air transport document
- Road or rail consignment note
- Postal receipt
- Certificate of posting
- Courier dispatch note or air waybill

NB: Evidencing transport of the relative goods to the Republic

- Local invoice or Tax invoice

NB: If a supplier is unable to produce or provide Eskom with a commercial invoice, the contract will be concluded in rands. The contract cannot be linked to any Exchange Rate.

[Delete which is not applicable (Yes/No)]

OR

Fixed ZAR Option (Payment Method 3)

This option is available to those tenderers who are the direct importers of the goods/services for which they have tendered, but do not find Payment Methods 1A, 1B or 2 and allows tenderers to be responsible for the foreign currency and exchange rate risk. If a tenderer selects this payment method, the process is as follows:

- Eskom and the successful tender will engage, on a simultaneous basis, with their respective bankers and compare the exchange rate/s obtained. This is done to ensure that any exchange rate/s used is/are market related.
- Tenderers will be required to match or better the exchange rate/s obtained by Eskom. If the tenderer's exchange rate/s is/are more expensive than the exchange rate/s indicated by Eskom, the exchange rate/s to convert the foreign values into ZAR will be the Eskom exchange rate/s.
- Once the exchange rate/s has/have been agreed by both parties, Eskom will not be liable for any further exchange rate adjustments.

From a Commercial perspective, please take note of the following:

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- The foreign currency and foreign currency amount/s that Eskom is/are at risk to, need/s to be indicated in the pricing schedule submitted as part of the tender. If the pricing schedule does not allow for it, the foreign currency and foreign currency amount/s must be indicated in a covering letter.
- The exchange rate to be used in the tender submission is the exchange rate sourced from the South African Reserve Bank on the date the tender is advertised/published.
- Due to the payments being made in ZAR, but based on an agreed exchange rate, the tenderer will be required to submit proof of importation at time of payment.

Delete which is not applicable (Yes/No)]

Documents to submit with payment:

- Commercial invoice (from the foreign supplier)
- Local invoice or Tax invoice

Import payments

- SAD 500
- Bill of Entry as evidence that goods have been cleared by the Department of Customs and Excise
- Customs release notification
- Transport documents from the freight company

Any of the following documents as per the mode of transportation: -

- Marine/ ocean bill of lading
- Airway bill / air transport document
- Road or rail consignment note.
- Postal receipt
- Certificate of posting
- Courier dispatch note or air waybill.

NB: Evidencing transport of the goods to the Republic of South Africa

Documents to submit with payment:

- Commercial invoice (invoice from the overseas supplier to proof that we have foreign currency exposure)
- Local Tax invoice (from the local supplier)

NB: If a supplier is unable to produce or provide Eskom with a commercial invoice, the contract will be concluded in RAND's Not in Currency

[Delete which is not applicable (Yes/No)]

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Please note: Eskom will require substantiating proof of importation at the time of invoicing.

Where the supplier, previously imported goods into stock for delivery to various customers, including Eskom, the price quoted must be in South African Rand. In such cases, Eskom will not undertake any foreign exchange commitment or arrange forward cover.

Take note of the following:

Service-related payment:

When specialist skills are required in South Africa, the local supplier will source the appropriate talent from their network of specialist companies overseas. The specialist is then brought into the country (South Africa) on one of two possible methodologies.

1) Secondment

In this approach, the foreign specialist retains their employment contract with their home unit (Employer overseas) but are seconded to the local company that has a contract with Eskom to work under the direction and control of the local management. Their salaries are paid to the foreign specialist by their home country and that foreign entity then invoices the local supplier (South Africa) in foreign currency for the cost relating to such employees. The invoices would typically be in Euro or GBP, this methodology is usually for short to medium term engagements.

Documents to be attached for payment:

- Commercial invoice from the specialist company
- Local invoice (South African company making use of the specialist services)
- Passport of the specialist and valid work permit
- Activity schedule signed by the contract manager.

2) Payroll Transfer

In this approach, the employee's contract with the overseas employer will be suspended and the specialist takes up a local contract with the local company. The remuneration is then **ZAR** based, the overseas employer is unable to provide the foreign invoice because the employment with the specialist is suspended this methodology is usually favoured for long term engagement. There is no foreign commitment, and the contract will be in ZAR.

PART 2: EXCHANGE RATES

The tenderer shall use the exchange rate as at 12H00 on the date of the advertisement of the tender. The source of the exchange rates shall be the South African Reserve Bank (www.resbank.co.za). Please note that the tenderer is required to submit proof of the SARB rate/s used.

Date of advertisement of tender:	
Closing date of tender:	

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Name of tenderer:	
Full names of authorised signatory:	
Signature:	
Date of signature:	

ANNEXURE G1

SBD 6.2

DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS

This Standard Bidding Document (SBD) must form part of all bids invited. It contains general information and serves as a declaration form for local content (local production and local content are used interchangeably).

Before completing this declaration, bidders must study the General Conditions, Definitions, Directives applicable in respect of Local Content as prescribed by the dtic, the South African Bureau of Standards (SABS) approved technical specification number SATS 1286:2011 (Edition 1) and the Guidance on the Calculation of Local Content together with the Local Content Declaration Templates [Annex C (Local Content Declaration: Summary Schedule), D (Imported Content Declaration: Supporting Schedule to Annex C) and E (Local Content Declaration: Supporting Schedule to Annex C)].

1. General Conditions

- 1.1. Dtic makes provision for the promotion of local production and content.
- 1.2. Dtic prescribes that in the case of designated sectors, organs of state must advertise such tenders with the specific bidding condition that only locally produced or manufactured goods, with a stipulated minimum threshold for local production and content will be considered.
- 1.3. A person awarded a contract in relation to a designated sector, may not sub-contract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold.
- 1.4. The local content (LC) expressed as a percentage of the bid price must be calculated in accordance with the SABS approved technical specification number SATS 1286: 2011 as follows:

$$LC = [1 - x / y] * 100$$

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Where:

x is the imported content in Rand

y is the bid price in Rand excluding value added tax (VAT)

Prices referred to in the determination of x must be converted to Rand (ZAR) by using the exchange rate published by South African Reserve Bank (SARB) at 12:00 on the date of advertisement of the bid as indicated in paragraph 4.1 below.

The SABS approved technical specification number SATS 1286:2011 is accessible on [http://www.thedti.gov.za/industrial development/ip.jsp](http://www.thedti.gov.za/industrial%20development/ip.jsp) at no cost.

1.5. A bid may be disqualified if this Declaration Certificate and the Annex C (Local Content Declaration: Summary Schedule) are not submitted at the stipulated deadlines.

2. The stipulated minimum threshold(s) for local production and content (refer to Annex A of SATS 1286:2011) for this bid is/are as follows:

<u>Description of services, works or goods</u>	<u>Stipulated minimum threshold</u>
_____	_____ %
_____	_____ %
_____	_____ %

3. Does any portion of the goods or services offered have any imported content?

(Tick applicable box)

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

3.1 If yes, the rate(s) of exchange to be used in this bid to calculate the local content as prescribed in paragraph 1.5 of the general conditions must be the rate(s) published by SARB for the specific currency at 12:00 on the date of advertisement of the bid.

The relevant rates of exchange information is accessible on www.reservebank.co.za

Indicate the rate(s) of exchange against the appropriate currency in the table below (refer to Annex A of SATS 1286:2011):

Currency	Rates of exchange
US Dollar	
Pound Sterling	
Euro	
Yen	

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Other	
-------	--

NB: Bidders must submit proof of the SARB rate (s) of exchange used.

- Where, after the award of a bid, challenges are experienced in meeting the stipulated minimum threshold for local content the dti must be informed accordingly in order for the dti to verify and in consultation with the AO/AA provide directives in this regard.

LOCAL CONTENT DECLARATION
(REFER TO ANNEX B OF SATS 1286:2011)

LOCAL CONTENT DECLARATION BY CHIEF FINANCIAL OFFICER OR OTHER LEGALLY RESPONSIBLE PERSON NOMINATED IN WRITING BY THE CHIEF EXECUTIVE OR SENIOR MEMBER/PERSON WITH MANAGEMENT RESPONSIBILITY (CLOSE CORPORATION, PARTNERSHIP OR INDIVIDUAL)

IN RESPECT OF BID NO.

ISSUED BY: (Procurement Authority / Name of Institution):

NB

- The obligation to complete, duly sign and submit this declaration cannot be transferred to an external authorized representative, auditor or any other third party acting on behalf of the bidder.
- Guidance on the Calculation of Local Content is accessible on http://www.thdti.gov.za/industrial_development/ip.jsp.
- Local Content Declaration Templates (Annex C, D and E) is attached to this Invitation to Tender and must be submitted at the stipulated deadline.
- Bidders should first complete Declaration D. After completing Declaration D, bidders should complete Declaration E and then consolidate the information on Declaration C. **Declaration C should be submitted at the stipulated deadline of the bid in order to substantiate the declaration made in paragraph (c) below.** Declarations D and E should be kept by the bidders for verification purposes for a period of at least 5 years. The successful bidder is required to continuously update Declarations C, D and E with the actual values for the duration of the contract.

I, the undersigned, (full names),
 do hereby declare, in my capacity as
 of(name of bidder
 entity), the following:

- The facts contained herein are within my own personal knowledge.

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- (b) I have satisfied myself that:
- (i) the goods/services/works to be delivered in terms of the above-specified bid comply with the minimum local content requirements as specified in the bid, and as measured in terms of SATS 1286:2011; and
- (c) The local content percentage (%) indicated below has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E which has been consolidated in Declaration C:

Bid price, excluding VAT (y)	R
Imported content (x), as calculated in terms of SATS 1286:2011	R
Stipulated minimum threshold for local content (paragraph 3 above)	
Local content %, as calculated in terms of SATS 1286:2011	

If the bid is for more than one product, the local content percentages for each product contained in Declaration C shall be used instead of the table above.

The local content percentages for each product has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E.

- (d) I accept that the Procurement Authority / Institution has the right to request that the local content be verified in terms of the requirements of SATS 1286:2011.
- (e) I understand that the awarding of the bid is dependent on the accuracy of the information furnished in this application. I also understand that the submission of incorrect data, or data that are not verifiable as described in SATS 1286:2011, may result in the Procurement Authority / Institution imposing any or all of the remedies as provided for in Regulation 9.1 of the Preferential Procurement Regulations, 2022 promulgated under the Preferential Policy Framework Act (PPPFA), 2000 (Act No. 5 of 2000).

SIGNATURE: _____ **DATE:** _____

WITNESS No. 1 _____ **DATE:** _____

WITNESS No. 2 _____ **DATE:** _____

Other documents separately published:

Annexure G2- Local content Declaration-Summary Schedule (annex C)

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Annexure G3 - Imports Declaration-Supporting schedule to Annex C (annex D)

Annexure G4 - Local Content Declaration-Supporting Schedule to Annex C (annex E)

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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)					
Tenders are to be submitted electronically via Eskom E- tendering site by the stipulated closing date and time.					
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					

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NUMBER					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE No:	MAAA
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED?			<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]

QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS

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

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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 90/10 preference point system.
- b) The applicable preference point system for this tender is the 80/20 preference point system.
- c) Either the 90/10 or 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.

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

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	
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).

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3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

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

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

$$\begin{array}{ccc}
 \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\
 \\
 \mathbf{P_s = 80 \left(1 - \frac{P_t - P_{min}}{P_{min}} \right)} & \mathbf{or} & \mathbf{P_s = 90 \left(1 - \frac{P_t - P_{min}}{P_{min}} \right)}
 \end{array}$$

Where

P_s = Points scored for price of tender under consideration
 P_t = Price of tender under consideration
 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 or 90 points is allocated for price on the following basis:

$$\begin{array}{ccc}
 \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\
 \\
 \mathbf{P_s = 80 \left(1 + \frac{P_t - P_{max}}{P_{max}} \right)} & \mathbf{or} & \mathbf{P_s = 90 \left(1 + \frac{P_t - P_{max}}{P_{max}} \right)}
 \end{array}$$

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:

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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.

(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 (90/10 system) (To be completed by the organ of state)	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (90/10 system) (To be completed by the tenderer)	Number of points claimed (80/20 system) (To be completed by the tenderer)
1	10	20		
2	9	18		
3	6	14		
4	5	12		
5	4	8		
6	3	6		
7	2	4		

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8	1	2		
Non-compliant contributor	0	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
 - 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

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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.

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3.4 There have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the tender, tendering with the intention not to win the tender and conditions or delivery particulars of the products or services to which this tender invitation relates.

3.5 The terms of the accompanying tender have not been, and will not be, disclosed by the tenderer, directly or indirectly, to any competitor, prior to the date and time of the official tender opening or of the awarding of the contract.

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.

.....

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Signature

Date

.....

.....

Position

Name of bidder

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