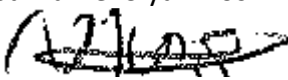
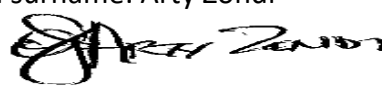


**37.2 Agreement in terms of Occupational
Health and Safety Act No. 85 of 1993**



Document Title	37.2 Agreement in terms of OHS Act of 1993
Client	eThekweni Municipality – SCM Unit
Project Name	SUPPLY AND DELIVERY OF STRUCTURAL FIRE FIGHTING PPE FOR THE ETHEKWINI FIRE AND EMERGENCY SERVICES UNIT FOR A PERIOD OF 36 MONTHS
Contract Number	1C - 3913
Revision	01
Date	10/11/2021
Internal Reference no.	37.2 AGM/205 /11/2021
Compiled by (Safety officer)	Name and surname: Siya Nkosi Signature:  Date: 10 November 2021
Reviewed by (Manager: Safety& Risk)	Name and surname: Arty Zondi Signature:  Date: 10 November 2021



ETHEKWINI MUNICIPALITY

OCCUPATIONAL HEALTH AND SAFETY

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

Contractor Acknowledgement of Responsibility in terms of the Occupational Health and Safety Act

Written agreement between ETHEKWINI Municipality (the “employer”)

And

(the “mandatary”)

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

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

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

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

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

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

The Service Provider shall ensure his/her vehicle is in good working condition and safe for use and is used in accordance with its design and intended use. The vehicle shall be operated by a competent driver who have a medical certificate of fitness.

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

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

The Service Provider employees must be familiar with the facility emergency evacuation plan and comply in the event of any emergency.

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

The Service Provider employees are expected to complete the daily COVID 19 entry questionnaire form when entering eThekweni Municipality premises.

Signed thisday of20.....

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

(sign)

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

(sign)