

	<b>Annexure B: Eskom Acknowledgement Form for OHS legal and other requirements</b>	Template Identifier	240-43921804	Rev	5
		Document Identifier	240-77471499	Rev	3
		Effective Date	May 2021		

## AnnexureB: 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.**

<p>1. The <b>Supplier/ Contractor/ Tenderer</b> is expected to comply to the following documents when working at/rendering a service to Eskom but not limited to the following:</p> <ul style="list-style-type: none"> <li>a. OHS requirements provided by Client for the contract work of supply and delivery of various trucks to Eskom Distribution, as and when required for a period of 5 years.</li> <li>b. <u>Constitution of the Republic of South Africa Act</u>, 1996 (No. 108 of 1996).</li> <li>c. <u>Occupational Health and Safety Act</u>, 1993 and Regulations (Act No. 85 of 1993).</li> <li>d. <u>Compensation for Occupational Injuries and Diseases Act</u>, 1993 (Act No. 130 of 1993).</li> <li>e. <u>National Environmental Management Act</u>, 1998 (Act No.107 of 1998).</li> <li>f. <u>Basic Conditions of Employment Act</u>, 1997 (No. 75 of 1997).</li> <li>g. <u>Employment Equity Act</u>, 1998 (Act No. 55 of 1998).</li> <li>h. <u>National Road Traffic Act</u>, 1996 (Act No. 93 of 1996).</li> </ul> <p><b>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).</b></p>
<p>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.</p>
<p>4. Ensure that all employees (Contractors/ Suppliers) undergo the relevant Eskom induction and the company's.</p>
<p>5. Management of Contractors/ Suppliers</p> <p>The main Contractor/ Supplier:</p> <ul style="list-style-type: none"> <li>a) Has to demonstrate to Eskom the process and selection criteria applied when appointing Contractors and Suppliers.</li> <li>b) Has to provide notification to Eskom, prior to the appointment of Contractors or Suppliers for the commencement of work.</li> <li>c) Has to ensure that Contractors/ Suppliers have adequate resources and competencies.</li> <li>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.</li> <li>e) The main supplier shall monitor contractors or suppliers through audits and assessments with regard to OHS compliance during the execution of the work.</li> <li>f) The grounds for the termination of work done by contractors/suppliers shall be provided by the main supplier.</li> <li>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.</li> <li>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</li> </ul>

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I, the undersigned, hereby acknowledge that I have obtained copies of the above documents and confirm that I fully understand them and the consequences of non-compliance.

Signed at ..... on ..... day of ..... 20.....

Company/Supplier Name: -----

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Name of Authorised person (CEO/ Director/ Managing Director)

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Signature

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Date

Witness 1 .....

Witness 2 .....

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