	Invitation to Tender: Various Tools	Document Identifier	240-114238630	Rev	26
		Effective Date	17 June 2025		
		Review Date	June 2030		

ESKOM HOLDINGS SOC LTD

INVITATION TO TENDER (ITT)

FOR

The supply and delivery of various production working tools within the Limlanga Cluster on an “as and when” required basis for a period of 05 years Re-issue.


Tender number	E1663DXLPR
Issue date	31 July 2025
Closing date and time	12 September at 10h00
Extended closing date and time	13 October 2025 at 10h00
Tender validity period	180 days from the closing date and time
Clarification meeting	Date: 07 August 2025 Time: 10:00 Venue: Microsoft Teams Join the meeting now Meeting ID: 390 511 016 721 Passcode: Au3L3tD2
Tenders are to be submitted electronically via Eskom E- tendering site by the stipulated closing date and time. <i>Please note it is the responsibility of the supplier to ensure that the tender submission is submitted before the closing time</i>	Date: 13 October 2025 Time: 10H00am Note: No late tenders will be accepted

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Invitation to Tender

Eskom Holdings SOC Ltd (hereinafter “Eskom”) invites you to submit a tender for the supply and delivery of various production working tools within the Limlanga Cluster on an “as and when” required basis Re-issue.

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

1. Free of charge

Eskom has delegated the management of this Invitation to Tender to the *Eskom Representative* whose name and contact details are set out in the Tender Data. The submission of a tender by you in response to this Invitation to Tender will be deemed as your acceptance of the Eskom Standard Conditions of Tender which may be accessed at www.eskom.co.za.

All queries and clarifications relating to the Invitation to Tender 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

pp



Procurement Manager: Nelly Nkosi


Date: 05.09.2025

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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	*Authorisation Form	Annexure A	Y
1.1.2	*Acknowledgement form	Annexure B	Y
1.1.3	*Tenderer's particulars	Annexure C	Y
1.1.4	*Integrity Declaration Form (Suppliers are required to download and read the Supplier Integrity Pact. It is accessible on the Eskom Tender Bulletin via Eskom Supplier Integrity Pact (eskom.co.za) link)	Annexure D	Y
1.1.5	*CPA Requirements for Local Goods/Services	Annexure E	Y
1.1.6	*CPA(IG) for Foreign Goods/Services (if applicable)	Annexure F	Not applicable
1.1.7	SBD 6.2 Declaration Certificate for Local Production and Local Content (only applicable if designated materials are included and then Tenderers will be required to complete and submit Annexures G1 to G4 as evidence of compliance with this requirement).	Annexure G1	
	Annexure C Local Content Declaration- Summary Schedule	Annexure G2	
	Annexure D Imported Content Declaration – Supporting Schedule to Annexure C	Annexure G3	
	Annexure E Local Content Declaration- Supporting Schedule to Annexure C	Annexure G4	
1.1.8	*SBD 1 Invitation to Bid must be filled out by all tenderers and submitted with the tender at tender submission deadline	Annexure H	Y
1.1.9	*SBD 6.1 Preference Points Claim Form in terms of PPPFA 2022 regulations	Annexure I	Y
1.1.10	*SBD 4 – Bidders Disclosure	Annexure J	Y
1.1.11	Tax Evaluation questionnaire to determine whether a company, close corporation (CC) or Trust is a personal service provider for purposes of PAYE		Y

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Number	Description	Annexure	Attached (Y / N / N/A)
1.1.12	Reverse e-auction training acknowledgement form (if applicable)		Not applicable
1.1.13	Reverse e-auction process (if applicable)		
1.1.14	E-tendering Help Manual acknowledgement form		Y
1.1.15	E-tendering Help Manual for supplier		Y
1.1.16	CIDB Contract Skills Development Goals (CSDG)		Not applicable
1.1.17	Contract Participation Goals (CPG)		
1.1.18	Scope of Work		Y
1.1.19	NEC3 Supply Contract and Pricing schedule/ BOQ		Y
1.1.20	Pricing Schedule/BOQ (if not contained in Contract) PDF and excel format. The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes.		Included on NEC3

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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. If the **Eskom Standard Conditions of Tender** are not attached to the **Invitation to Tender**, then tenderers are required to download this from www.eskom.co.za. 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:</p> <p>Name: Olebogeng Mathye Tel: 011 709 3743 E-mail: mathyeo@eskom.co.za</p>
1.3 Tender documents	<p>The Invitation to tender number is: E1663DXLPR</p> <p>See the content list above for the tender documents.</p>
1.4 Type of Invitation to Tender	This Invitation to Tender is: An open Invitation to Tender
1.6 Eskom's right to accept or reject any tender	The tender shall be for the whole contract.
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 subcontractors or suppliers for any part of the Contract including related services. 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 (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes).

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Clause Number from Standard Conditions of Tender	Tender Data
	<p>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.</p> <p>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/RFP] process is:</p> <p>(a) they have a controlling partner or majority shareholder in common; or</p> <p>(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;</p> <p>5. Tenders signed by non-authorized persons.</p> <p>6. Any tenderer that is restricted by National Treasury.</p> <p>7. Any tenderer on the Tender Defaulters list.</p> <p>8. A tenderer that sub-contracts 100% of the Scope of Work</p> <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:</p> <p>Date: 13 October 2025 Time: 10h00</p> <p>Late Tenders will not be accepted.</p> <p>Tenders are 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</p> <p>The tenderer must upload the tender via Eskom Tender bulletin site on the Eskom E- tendering page. The documents need to be upload under the folder Technical, Commercial, Financial, and other.</p> <p>All documents need to be submitted in a PDF format (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes). The price list needs to be submitted in PDF and a copy in excel format.</p>

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Clause Number from Standard Conditions of Tender	Tender Data
	<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.</p> <p>Supplier Help Manual guide and video can be found on Eskom E-Tendering page</p>
2.12 Tender Validity Period	The tender validity period is 25 weeks:
2.15 Non-compulsory clarification meeting	<p>A non-compulsory clarification meeting with representatives of Eskom will take place as follows: Date: 07 August 2025</p> <p>Time: 10h00 Venue: Microsoft MS Teams</p> <p>Join the meeting now Meeting ID: 390 511 016 721 Passcode: Au3L3tD2</p> <p>Tenderers must confirm their intention to attend with the Eskom Representative, stating the name, position and contact details of each proposed attendee.</p> <p>Please note that if the tender stipulates that clarification meeting is mandatory/compulsory, then tenderers must attend such meeting. Tenderers that do not attend such mandatory/compulsory meeting will be disqualified and will not be evaluated.</p>
2.16 Seeking clarification	The tenderer will notify Eskom of any clarifications required before the closing time for clarification queries, which is 05 working days before the deadline for tender submission.
2.22 Alternative tenders	Alternative tenders are not allowed.
2.33 Cataloguing	Not applicable
2.34 Provision of Security for Performance	Not applicable.

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Clause Number from Standard Conditions of Tender	Tender Data												
3.4 Tender Opening	For E-tendering. There will be no public opening of tenders. Tenders will be downloaded electronically.												
3.5 Tender Prices	Prices will not be read out.												
3.9 Basic Compliance	<p>Basic compliance with this Invitation to Tender requires a tenderer to meet all the following requirements:</p> <p>Basic compliance for this invitation to tender are:</p> <ol style="list-style-type: none">1. Meet the eligibility criteria for a tenderer2. Submit a complete tender with commercial, financial and technical information3. Submission of the mandatory commercial tender returnables as at stipulated deadlines. <p>For E-Tendering, a tenderer's failure to have submitted/uploaded tender documents will render the tender non-responsive.</p>												
3.10 Mandatory tender returnables	<p>Commercial Mandatory</p> <p>Commercial mandatory returnable to be submitted at tender closing (Disqualifiable)</p> <ul style="list-style-type: none">• Signed NEC3 Supply Contract for acceptance of contract conditions and BOQ.• Completed and signed declaration of authority form as attached with this tender. (Annexure A).• Complete and signed CPA for Local Goods/Services. (Annexure E). <p>Mandatory requirements (Technical evaluations)</p> <table><tr><td colspan="4">All evidence stated below must be included in the tender returnable for the submission to be considered complete. All returns must be submitted at tender closing and cannot be requested or submitted after tender closing.</td></tr><tr><td>No</td><td>Criteria</td><td>Mandatory</td><td>Returnable (Evidence)</td></tr><tr><td>1.</td><td>Completed and signed Technical A&B Schedules per item.</td><td>Y</td><td>Returnable: Completed and signed Technical A&B Schedules per item. Notes: The A&B Schedule documents will be provided by Eskom. Each SAP number will require the submission of its respective schedule. The SAP number must be stated on the schedule. Evidence for any other SAP number will not be accepted.</td></tr></table>	All evidence stated below must be included in the tender returnable for the submission to be considered complete. All returns must be submitted at tender closing and cannot be requested or submitted after tender closing.				No	Criteria	Mandatory	Returnable (Evidence)	1.	Completed and signed Technical A&B Schedules per item.	Y	Returnable: Completed and signed Technical A&B Schedules per item. Notes: The A&B Schedule documents will be provided by Eskom. Each SAP number will require the submission of its respective schedule. The SAP number must be stated on the schedule. Evidence for any other SAP number will not be accepted.
All evidence stated below must be included in the tender returnable for the submission to be considered complete. All returns must be submitted at tender closing and cannot be requested or submitted after tender closing.													
No	Criteria	Mandatory	Returnable (Evidence)										
1.	Completed and signed Technical A&B Schedules per item.	Y	Returnable: Completed and signed Technical A&B Schedules per item. Notes: The A&B Schedule documents will be provided by Eskom. Each SAP number will require the submission of its respective schedule. The SAP number must be stated on the schedule. Evidence for any other SAP number will not be accepted.										

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				<p>Where the item is non sap item, the technical schedules shall still be completed with the exception of SAP number.</p> <p>This schedule is considered completed when the Supplier includes the product specific information into the Schedule B column for all criteria.</p> <p>Schedules will be considered incomplete if any criteria in Column B is returned blank or with non-technical responses such as "N/A", "TBD", "Will be submitted later" etc.</p> <p>Specific omissions to the Schedule A requirements are to be clearly stated in the Omission Schedule with details related to the omission and motivation for Eskom to consider a concession.</p>	
	2.	Completed and signed Omission Schedules per item.	Y	<p>Returnable: Completed and signed Omission Schedules per item.</p> <p>Notes: The Omission schedule shall be provided by Eskom. Each SAP number shall require the submission of its respective omission schedule. The SAP number must be stated on the schedule. Evidence for any other SAP number will not be accepted.</p> <p>If no omissions exist then none need to be listed, however the evidence of the Omission Schedule must still be signed and submitted with a "nil" record.</p> <p>Omissions stated on the Omission Schedule may relate to omissions stated on the Technical A&B Schedule or omissions to the testing requirements stated in the Test Report Schedule.</p>	
	3.	Completed and approved (signed) Manufacturer Drawings per item.	Y	<p>Returnable: Completed and approved (signed) Manufacturer Drawings per item.</p> <p>Notes: The drawings must be provided for each unique SAP number. The SAP number may be stated on the drawing or the document title can describe the product. The drawings must have the Manufacturer's name included.</p> <p>"Approved" means there is an approval signature on the drawing. Evidence for any other SAP number will not be accepted.</p>	

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	4.	Completed and signed Test Report Schedules per item.	Y	<p>Returnable: Completed and signed Test Report Schedules per item.</p> <p>Notes: The Test Schedule Template will be provided by Eskom. Each SAP number will require the submission of its respective test schedule. The SAP number is stated on the schedule. Evidence for any other SAP number will not be accepted.</p> <p>Test Schedules will be considered incomplete if any test report number is left blank. If the test report is not available (e.g. the specific test has not been executed on the specific product) then state "Not Available".</p> <p>Where "Not Available" is stated, this omission (per test) is to be clearly stated in the Omission Schedule with details related to the omission and motivation for Eskom to consider a concession for the testing requirements.</p>
3.13 Functionality requirements	<p>The following criteria will be applicable for this transaction under functionality criteria:</p> <p><u>Step 2 – Functionality</u></p> <p>The Technical Evaluation Team (as per 240-48929482) will evaluate the submissions.</p> <p>The submissions shall be subjected to a progressive series of evaluation levels. Passing of each level is a prerequisite for proceeding to the next evaluation level.</p> <p>The evaluation levels are as follows:</p> <ul style="list-style-type: none"> Level 1 Mandatory requirements (as per page 08-10) Level 2 Functional (Scoring) Criteria Evaluation Level 3 Sample Criteria Evaluation Level 4 Factory Assessment and Verification (where applicable) <p>Level 2: Functional Criteria Evaluation</p> <p>Completed and signed Test Report Schedules for each buyers guide drawing or proof of product acceptance by SANAS accredited lab as per each schedule and will be evaluated as follows:</p> <p>Schedule A and B evaluation per Sap Number or per Non -Sap number item</p>			

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	Item	Description	Weight Score
	1.	No omissions	100%
	2.	Less than 2 omissions	80%
	3.	Omissions are more than 2 and less than 5.	40%
	4.	Omissions are more 5	0%
	Sum		100%
	Level 3: Sample Criteria Evaluation This evaluation will be conducted per item. A sample will be evaluated as follows:		
	Table 1: Level 3 Sample Criteria Compliance to Measurable Technical Standards		
	No	Criteria	Maximum Score
	1	Compliance of the Manufactured product to the measurable standards included in the Technical A&B Schedules and the Manufacturer's drawings included in the submission.	5
	Scoring Method 5 – Fully Compliant 0 – Deficient or non-responsive		
	The specific requirements for the purpose of the evaluation will be sourced from the Technical A&B Schedules and Manufacturer's Drawings per item. Positive marking will be applied as follows: <ul style="list-style-type: none"> • 5 points will be awarded for fully compliant submissions. Fully compliant means no omissions from the specified criteria were identified. • 0 points will be awarded if the sample is non-compliant. 		
	Mandatory threshold:		

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	<p>Level 1: Mandatory Technical Criteria Evaluation</p> <p>Level 2: is 90% with 100% compliance of Product acceptance by SANAS Accredited lab / Type Test, the. Compliance to the technical standards included in the criteria is critical, due to the high risk introduced by non-compliance.</p> <p>Level 3: 100%</p> <p>Level 4 (where applicable): 80%</p> <p>Summary of Evaluation Results per Sap Number</p> <table><tr><th>Item</th><th>Description</th><th>Weight Score</th></tr><tr><td>1.</td><td>Schedule A and B</td><td>50%</td></tr><tr><td>2.</td><td>Type tests</td><td>50%</td></tr><tr><td>Sum</td><td></td><td>100%</td></tr></table> <p>Summary of Evaluation Results per Non-Sap Number</p> <table><tr><th>Item</th><th>Description</th><th>Weight Score</th></tr><tr><td>1.</td><td>Schedule A and B</td><td>40%</td></tr><tr><td>2.</td><td>Product acceptance by SANAS Accredited lab / Type Tests</td><td>60%</td></tr><tr><td>Sum</td><td></td><td>100%</td></tr></table> <p>Refer to Annexure B for detailed technical criteria.</p> <p>Tenderers who do not meet the threshold for functionality scoring will be disqualified</p>	Item	Description	Weight Score	1.	Schedule A and B	50%	2.	Type tests	50%	Sum		100%	Item	Description	Weight Score	1.	Schedule A and B	40%	2.	Product acceptance by SANAS Accredited lab / Type Tests	60%	Sum		100%
Item	Description	Weight Score																							
1.	Schedule A and B	50%																							
2.	Type tests	50%																							
Sum		100%																							
Item	Description	Weight Score																							
1.	Schedule A and B	40%																							
2.	Product acceptance by SANAS Accredited lab / Type Tests	60%																							
Sum		100%																							
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; and5. 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.																								

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	<p>6. Unconditional discounts will be taken into account for evaluation purposes.</p> <p>7. Conditional discounts will not be taken into account for evaluation purposes but will be implemented when payment is effected.</p> <p>Prices will be scored out of 80 points.</p>																		
3.18 Evaluation of Specific Goals	<p>Scoring of Specific Goals</p> <p>A maximum of 20 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>NB: The following documents are required for scoring on specific goals:</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>Tenderer failing to provide documentation for the allocation for scoring on specific goals will not be disqualified, but'</p> <ul style="list-style-type: none"> May only score point out of 80 for price Scores 0 points out of 20 for specific goals <table border="1"> <thead> <tr> <th>B-BBEE Status Level of contributor</th><th>Number of points</th></tr> </thead> <tbody> <tr><td>1</td><td>20</td></tr> <tr><td>2</td><td>18</td></tr> <tr><td>3</td><td>14</td></tr> <tr><td>4</td><td>12</td></tr> <tr><td>5</td><td>8</td></tr> <tr><td>6</td><td>6</td></tr> <tr><td>7</td><td>4</td></tr> <tr><td>8</td><td>2</td></tr> </tbody> </table>	B-BBEE Status Level of contributor	Number of points	1	20	2	18	3	14	4	12	5	8	6	6	7	4	8	2
B-BBEE Status Level of contributor	Number of points																		
1	20																		
2	18																		
3	14																		
4	12																		
5	8																		
6	6																		
7	4																		
8	2																		

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	Invitation to Tender: Various Tools	Document Identifier	240-114238630	Rev	26
		Effective Date	17 June 2025		
		Review Date	June 2030		


Clause Number from Standard Conditions of Tender	Tender Data
	<p>If a tenderer fails to submit evidence of its points claim for a Specific Goal, it will not be disqualified. However, it will be awarded 0 points for that Specific Goal.</p>
3.19 Ranking of tenders	<p>Tenderers will be ranked by applying the preferential point scoring for the 80/20 system. Eskom will add the score from Pricing and Specific Goals together and rank the suppliers from the highest to the lowest.</p> <p>After the scoring and ranking of tender for panel establishment the following shall apply to break deadlock:</p> <ul style="list-style-type: none"> • If two or more tenderers score an equal total number of points, the contract must be awarded to the tenderer that scored the highest points for specific goals. • If two or more tenderers score equal total points in all respects, the award must be decided by the drawing of lots.
3.20 Objective Criteria	Objective criteria are not applicable.
3.21 Reverse e-auction	Reverse e-auction is not applicable.
Contractual Requirements	<p><u>Mandatory Contractual Requirements that must be included in all tenders is the following: -</u></p> <ul style="list-style-type: none"> • Proof of CSD registration <p><u>Additional Contractual Requirements that may be included if applicable:</u></p> <ul style="list-style-type: none"> • SHEQ requirements; and/or • Financial viability (submission of financial statements) <p>The Following SHEQS Legal and Contractual Requirements shall apply:</p> <p>Tenderer/ tenderers recommended for award, including those justified on the bases of objective criteria, must still meet Contractual requirements as set out in the enquiry. Contractual requirements exclude objective criteria, and Contractual requirements are not evaluation criteria. They are required to be met and assessed after the evaluation and ranking of the tenders.</p> <p>The tenderer will be allowed <u>7 working days</u>, to resubmit the contractual requirements that were not met after the tender</p>

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Clause Number from Standard Conditions of Tender	Tender Data
	<p>submission.</p> <p>Proof that the highest-ranked tenderer / preferred tenderer is able to meet the contractual requirements must be submitted before the contract may be awarded.</p> <p>If the tenderer does not meet a contractual requirement, mitigating factors, may be agreed to and be made terms and requirements of the contract. If the tenderer does not agree with the mitigating factors or if there are insufficient suitable mitigating factors or if the risk is deemed too high, the tender may be awarded to a tenderer other than the highest-ranked (the second-ranked).</p> <p>Safety requirements Refer to Annexure D</p> <p>Quality requirements Refer to Annexure E</p> <p>SDL& I requirements Successful tenderers will be required to report on the number of jobs created and or retained as a result of this contract.</p> <p>Refer to Appendix C</p> <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>
3.24 Sign form of Agreement/ Contractual Conditions	The conditions of the contract will be the NEC3 Supply Contract
2.28 CIDB Requirements	CIDB Requirements are not applicable.
2.29 Contract Skills Development Goals (CSDG)	Not applicable
2.30 Contract Participation Goals	Not applicable.

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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.
Basic Compliance	Electronic copy of the tender in a PDF format. The price list needs to be submitted in PDF and a copy in excel format (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes)	√		
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)	Not applicable		
Annexure G1-G4	SBD 6.2 -Declaration certificate for local production and content and Annexures G2,G3,	Not applicable		
Annexure H (applicable for all suppliers including foreign suppliers)	SBD 1- to be completed and submitted by all tenderers.			√
# Annexure I	SBD 6.1- Preference Points Claim Form in terms of PPPFA 2022 regulations			
Annexure J	SBD 4 – Bidders Disclosure		√	
Reverse e-auction training acknowledgement form (if applicable)		Not applicable		
E-tendering Help Manual acknowledgement form		√		
Additional Documents required in the 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.		√	

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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.
	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.			√
# Specific Goals	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.			
Tax Clearance Certificates	A certified copy of a tax clearance certificate is required from foreign tenderers (with a footprint in South Africa but that are not registered on CSD and have not provided a SARS pin number) and local tenderers (that have not provided their SARS e-filing PIN number for verification by Eskom and/or their CSD profile / CSD number). Foreign suppliers with no footprint in South Africa must complete the SBD1 document; however, no proof of tax compliance is required.			√
Tax Evaluation Questionnaire (if services contract and was included as annexure)	Evaluation questionnaire to determine whether a company, close corporation (CC) or Trust is a personal service provider for purposes of PAYE			√
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			√

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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.
	to the Department of Labour. (South African tenderers only)			
CIDB (where applicable)	Valid proof of the required CIDB grading designation for the main contractor; JV and /or sub-contractor as may be required in the tender data at tender closing deadline or within 21 working days from the closing date of submission of tenders if this is agreed with the Employer	Not applicable		
NEC or other Contract	NEC3 Supply Contract and completed pricing schedule/ BOQ.	√		
Pricing schedule	Completed pricing schedule (if not already submitted in the NEC or other Contract). For e-tendering price schedule needs to be submitted in <i>PDF and a copy in excel format</i> . The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes.	√		
Additional documents required (ECSA/ SACPCMP/CVs/ permits/licenses/ specific registration documents (if applicable to scope of work))		√		

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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.
	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	Refer to page 64			√
Quality	Refer to page 65			√
Due Diligence/financial analysis	<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.</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>			√
	DOCUMENTS REQUIRED UNDER FUNCTIONALITY/TECHINICAL CRITERIA			
Technical criteria	Refer to page 53- 58	√		

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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		
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 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 No: **E1663DXLPR**

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)	

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	

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Proposed Scope of work to be done by sub-contractor	
Contact person	
Telephone number	
Fax number	
E-mail address	
Postal address	
Physical address	

1. If you are currently registered as a vendor with Eskom, please provide your Vendor registration number with Eskom. _____
2. If you are currently registered as a vendor on the National Treasury's Central Supplier Database (CSD), please provide your supplier registration number with Treasury _____
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 Invitation to Tender , tenderers must complete 7.1 to 7.9.**

7.1 Confirm if you intend sub-contracting

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

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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: -

- a) An EME or QSE;
- b) An EME or QSE which is at least 51% owned by black people;
- c) An EME or QSE which is at least 51% owned by black people who are youth;
- d) An EME or QSE which is at least 51% owned by black people who are women;
- e) An EME or QSE which is at least 51% owned by black people with disabilities;
- f) An EME or QSE which is 51% owned by black people living in rural or underdeveloped areas or townships;
- g) A cooperative which is at least 51% owned by black people;
- h) An EME or QSE which is at least 51% owned by black people who are military veterans; or
- i) 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-
 - (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;

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- (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
 - (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;

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- (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]

Do the tenderer/s and any other tenderer/s in this tendering process share a controlling partner or have any relationship with each other, directly or through common third parties? _____(
[Yes/No]

If Yes, attach proof. to this declaration

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 **tender** 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.

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

Item	Question	Yes	No
1.1	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. The Database of Restricted Suppliers can be accessed on the National Treasury's website (www.treasury.gov.za).		
1.2	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) The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za).		
1.3	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?		
1.3.1	If "Yes", provide details including a case number and a copy of the judgement.		
1.4	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?		
1.5	Is there any history/record of the tenderer/s or any of its shareholders/directors/members/partners/owners/turstees/beneficiaries failing to meet their contractual obligation with the State or any State Owned Entity(SOC)?		
1.5.1	If "Yes", provide details		

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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 Number/Trust Number	Shareholding Percentage / Beneficiary Share	Full name and surname of the /shareholders/ directors/ trustees/ beneficiaries of the shareholding entity	Identification Numbers of the shareholders/directors/ trustees/beneficiaries of the shareholding entity

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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.

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

1. Application of CPA/ CPI

- Prices will remain the same and will escalate after 12 months.
- SEIFSA Table (D-4) Statistics SA | Consumer Price Index (CPI) will apply on the anniversary of the contract.

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.

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

<u>BASE</u> Closing date of tender:	
Name of tenderer:	
Full names of authorised signatory:	
Signature:	
Date of signature:	

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ANNEXURE F Not applicable

CPA (IG) REQUIREMENTS FOR FOREIGN GOODS AND SERVICES

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

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ANNEXURE G1: Not applicable

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)].

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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:	E1663DXLPR	CLOSING DATE:	13 October 2025	CLOSING TIME:	10h00
DESCRIPTION	The supply and delivery of various production working tools within the Limlanga Cluster on an "as and when" required basis for a period of 05 years- Re-issue.				
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)					
E-Tender link					
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 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					

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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)


DATE:

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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).

1.2 To be completed by the organ of state

- a) The applicable preference point system for this tender is the 80/20 preference point system.
- b) 80/20 preference point system will be applicable in this tender. The 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.

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

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- 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).

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

3.1.1 THE 80/20 PREFERENCE POINT SYSTEMS

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

80/20

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

Where

- Ps = Points scored for price of tender under consideration
 Pt = Price of tender under consideration
 Pmin = Price of lowest acceptable tender

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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 points is allocated for price on the following basis:

$$Ps = 80 \left(1 + \frac{Pt - P_{max}}{P_{max}} \right)$$

Where

- Ps = Points scored for price of tender under consideration
Pt = Price of tender under consideration
Pmax = 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:
- 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 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 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 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 the 80/20 preference point system.

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Table 1: Specific goals for the tender and points claimed are indicated per the table below.

(Note to organs of state: Where the 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 (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)
1	20	
2	18	
3	14	
4	12	
5	8	
6	6	
7	4	
8	2	
Non-compliant contributor	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

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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 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.

<p>.....</p> <p>SIGNATURE(S) OF TENDERER(S)</p>	
SURNAME AND NAME:
DATE:
ADDRESS:

ANNEXURE J

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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

- 2.2 Do you, or any person connected with the tenderer, have a relationship with any person who is employed by the procuring institution?

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[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.
- 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.

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- 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.


.....
Signature	Date
.....
Position	Name of bidder

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Appendix B: Technical returnable


All evidence stated below must be included in the tender returnable for the submission to be considered complete. All returns must be submitted at tender closing and cannot be requested or submitted after tender closing.			
No	Criteria	Mandatory	Returnable (Evidence)
1.	Completed and signed Technical A&B Schedules per item	Y	<p>Returnable: Completed and signed Technical A&B Schedules per item.</p> <p>Notes: The A&B Schedule documents will be provided by Eskom. Each SAP number will require the submission of its respective schedule. The SAP number must be stated on the schedule. Evidence for any other SAP number will not be accepted.</p> <p>Where the item is non sap item, the technical schedules shall still be completed with the exception of SAP number</p> <p>This schedule is considered completed when the Supplier includes the product specific information into the Schedule B column for all criteria.</p> <p>Schedules will be considered incomplete if any criteria in Column B is returned blank or with non-technical responses such as "N/A", "TBD", "Will be submitted later" etc.</p> <p>Specific omissions to the Schedule A requirements are to be clearly stated in the Omission Schedule with details related to the omission and motivation for Eskom to consider a concession.</p>
2.	Completed and signed Omission Schedules per item	Y	<p>Returnable: Completed and signed Omission Schedules per item.</p> <p>Notes: The Omission schedule shall be provided by Eskom. Each SAP number shall require the submission of its respective omission schedule. The SAP number must be stated on the schedule. Evidence for any other SAP number will not be accepted.</p> <p>If no omissions exist then none need to be listed, however the evidence of the Omission Schedule must still be signed and submitted with a "nil" record.</p> <p>Omissions stated on the Omission Schedule may relate to omissions stated on the Technical A&B Schedule or omissions to the testing requirements stated in the Test Report Schedule.</p>
3.	Completed and approved (signed) Manufacturer Drawings per item	Y	<p>Returnable: Completed and approved (signed) Manufacturer Drawings per item.</p> <p>Notes: The drawings must be provided for each unique SAP number. The SAP number may be stated on the drawing or the document title can describe the product. The drawings must have the Manufacturer's name included.</p> <p>"Approved" means there is an approval signature on the drawing. Evidence for any other SAP number will not be accepted.</p>
4.	Completed and signed Test Report Schedules per item.	Y	<p>Returnable: Completed and signed Test Report Schedules per item.</p> <p>Notes: The Test Schedule Template will be provided by Eskom. Each SAP number will require the submission of its respective test schedule. The SAP number is stated on the schedule. Evidence for any other SAP number will not be accepted.</p> <p>Test Schedules will be considered incomplete if any test report number is left blank. If the test report is not available (e.g. the specific test has not been executed on the specific product) then state "Not Available".</p> <p>Where "Not Available" is stated, this omission (per test) is to be clearly stated in the Omission Schedule with details related to the omission and motivation for Eskom to consider a concession for the testing requirements.</p>

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Where clarifications are required, the rules as per 32-1034 are to be applied and no tender is to be made responsive via the clarification process.

The desktop evaluation shall also require evidence demonstrating compliance to the Functional (Scoring) Technical Criteria. This forms **Level 2 Functional (Scoring) Criteria**. This aspect of the desktop assessment determines the compliance of the submission to specific technical criteria, by evaluating the content of the technical tender returnable.

The technical criteria set for Level 2 shall be allocated scores. Final scores shall be stated in percentage terms.

The submissions are assumed to have a score of 0% prior to evaluation commencement. Positive marking will apply for compliance to the stipulated criteria i.e., marks shall be added from the starting score of 0% until a final Level 2 score is achieved for that submission.

Schedule A and B evaluation per Sap Number or per Non -Sap number item

Item	Description	Weight Score
1.	Omissions	100%
2.	Less than 2 omissions	80%
3.	Omissions are more than 2 and less than 5.	40%
4.	Omissions are more 5	0%
Sum		100%

Table 4.1: Summary of Evaluation Results per Sap Number

Item	Description	Weight Score
1.	Schedule A and B	50%
2.	Type tests	50%
Sum		100

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Table 4.2: Summary of Evaluation Results per Non-Sap Number

Item	Description	Weight Score
1.	Schedule A and B	40%
2.	Product acceptance by SANAS Accredited lab / Type Tests	60%
Sum		100%

The Level 2 Threshold is 90.00% with 100% compliance of Product acceptance by SANAS Accredited lab / Type Test, the. Compliance to the technical standards included in the criteria is critical, due to the high risk introduced by non-compliance. Eskom Distribution systems hardware items are considered high risk items, meaning that when component failure occurs, serious harm, injury or death may be caused to the public, animals or the environment. It also places the network at risk and could adversely affect both the performance as well as continuity of supply.

Requirements for acceptance:

This criterion is evaluated in two parts. The evaluation must proceed in the correct sequence (i.e. 3.1 then 3.2). Completeness of Testing Evidence Reports means:

The full set of test reports as required by the Test Report Schedule issued by Eskom are submitted as evidence.

AND

- The test reports contain all relevant information as stated by this criterion.
- The set of test reports is considered complete if:
- All tests stated with Test Report Numbers in the Test Report Schedule have a corresponding test report contained in the submission,

AND

Where any test is stated as “Not Available”, the details related to the test requirement omission and motivation are included on the Omission Schedule and Eskom allows a concession for the testing requirements.

Test report content will be considered complete if the following is stated in the report:


- The test facility at which the test was conducted
- The product that was tested
- The standards against which it was tested
- The test name/details
- The test result/outcome
- Date of test/Date of report issue

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All test reports must comply. Individual test reports per test requirement as well as consolidated test reports containing all the test results will be accepted.

- Submissions meeting 90.00% of the Level 2 requirements will proceed to the next level of the technical evaluation.
- Submissions failing to meet 90.00% of the Level 2 requirements will be deemed non-compliant; the submission will be disqualified and not evaluated further.
- Where clarifications are required, the rules as per 32-1034 are to be applied and no tender is to be made responsive via the clarification process.

The Product Sample Criteria will be known as the **Level 3 Sample Criteria**.

The product sample assessment shall be undertaken per manufacture and deemed acceptable or not for all suppliers, only if the Level 2 threshold is met. The non-returnable sample will be requested by the responsible Buyer after Level 2 requirements are met. For those samples that are deemed by the Evaluation Team to be unduly large for delivery to the respective Eskom offices where the evaluation is being conducted, the Technical Evaluation Team may opt to perform the sample evaluation at the manufacturing plant. All other smaller samples shall be delivered to the Designated Eskom Commercial office responsible for that particular product within 14 calendar days from the date of request. The inclusion of a 14 waiting period for samples needs to be included in the tender validity period and the evaluation timeline.

The sample evaluation determines the compliance of the manufactured product to the manufacturing standards as stated in the Level 2 criteria. As an example, the product sample will be assessed for compliance to aspects such as dimensions, galvanising, markings, accessories etc. These will be known and sourced from the measurable criteria stated in the Level 2 criteria. No new criteria will be introduced at this stage.

The Level 3 Threshold is 100% (with consideration of the points raised below). Full compliance to the technical standards included in the criteria is critical due to the high risk introduced by non-compliance. Eskom Distribution systems hardware items are considered high risk items, meaning that when component failure occurs, serious harm, injury or death may be caused to the, public, animals or the environment. It also places the network at risk and could adversely affect both the performance as well as continuity of supply.

- If the Level 2 scoring is less than 100%, but meets the Level 2 threshold requirement, the following approach shall be adopted with the sample assessment:
- The omissions that will impact the sample assessment must be noted, and must be formally recorded in the final technical report.
- The sample assessment must allow for the noted omissions. Points may not be deducted again for omissions accepted in the Level 2 evaluation. This will be recorded in the evaluation report as a clarification.
- Should the submission be deemed successful at the conclusion of the Commercial process, the manufacturer of the product shall be notified of the deficiencies and shall be requested to undertake corrective action within a reasonably stipulated time. Thereafter the supplier is required to demonstrate the corrective action undertaken to Eskom as a condition of the product being considered acceptable for procurement.

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Note 4: The Cross Functional Team is required to determine the reasonably stipulated time, and should the corrective action not be met within the stipulated timeframe, the resultant outcome of the technical evaluation shall be announced. Refer to clause 3.2.6

- Submissions meeting 100% of the Level 3 requirements shall proceed to the next level of the technical evaluation.
- Submissions failing to meet 100% of the Level 3 requirements shall be deemed non-compliant; the submission shall be disqualified and not evaluated further.
- Where clarifications are required, the rules as per 32-1034 are to be applied and no tender is to be made responsive via the clarification process.
- Submissions satisfying the Level 3 requirements shall be considered for the Level 4 Factory Assessment and Verification. The Technical Evaluation Team and Eskom Assessment Representatives shall determine if a Factory Assessment and Verification is required. If the Factory Assessment and Verification is not required, then the evaluation may be concluded with the Level 3 result.

If the manufacturer has supplied Eskom with Various production tools for a period of 5 years or more, or has affected a factory change, a design change, a change in manufacturing or testing, then the respective technical evaluation team shall decide at their discretion whether or not to undertake a Factory Assessment and Verification. If a manufacturer has not previously supplied Eskom with Distribution Systems Hardware and Fittings, such a manufacturer shall be subjected to a Factory Assessment and Verification. Factory Assessment and Verifications shall only be undertaken with OEM's that have tendered or the OEMs for products offered by Redistributors, but not with the Redistributors themselves.


The scope and criteria of the Level 4 Factory Assessment and Verification will be defined by the Technical Evaluation Team and the Eskom Assessment Representatives, prior to the assessment. The assessment checklist may be shared with the tendering company prior to the assessment. The Level 4 threshold is 80.00%. The Level 4 result will represent the final result for the submission.

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A final result per submission shall be determined and shall be stated as follows in the evaluation report:

- Non-compliant
- Compliant with qualifications
- This means that there may be deficiencies that need to be addressed prior to contracting or procuring. The terms of this will be stated in the tender strategy document.
- Fully compliant

Level 3: Sample Criteria Evaluation

This evaluation will be conducted per item. A sample will be evaluated as follows:

Table 1: Level 3 Sample Criteria Compliance to Measurable Technical Standards			
No	Criteria	Maximum Score	Scoring Method
1	Compliance of the Manufactured product to the measurable standards included in the Technical A&B Schedules and the Manufacturer's drawings included in the submission.	5	5 – Fully Compliant 0 – Deficient or non-responsive
<p>The specific requirements for the purpose of the evaluation will be sourced from the Technical A&B Schedules and Manufacturer's Drawings per item.</p> <p>Positive marking will be applied as follows:</p> <ul style="list-style-type: none"> • 5 points will be awarded for fully compliant submissions. Fully compliant means no omissions from the specified criteria were identified. • 0 points will be awarded if the sample is non-compliant. 			

The Level 3 Threshold is 100%. Full compliance to the technical standards included in the criteria is critical due to the high risk introduced by non-compliance.

Submissions meeting 100% of the Level 3 requirements will proceed to the next level of the technical evaluation i.e. the Factory Assessment and Verification or the evaluation will be concluded at this stage as per the decision from the Technical Evaluation Team.


Submissions failing to meet 100% of the Level 3 requirements will be deemed non-compliant; the submission will be disqualified and not evaluated further.

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Appendix C: SDL& I returnables

Section 1: Specific Goals

A maximum of 20 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.

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

NB: The following documents are required to claim preference points,

- 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)
- In a case of a trust, consortium or joint venture (including incorporated consortia and joint ventures), a consolidated B-BBEE status level verification certificate.

Tenderer failing to provide documentation for the allocation of preference points will not be disqualified, but'

- May only score point out of 80 for price
- Scores 0 points out of 20 for specific goals

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Section 2: Objective criteria

Not applicable

Section 3: SDL&I Objectives in line with Reconstruction and Development Programme (RDP) Goals

Tenderers who complete and submit the objectives as required, but who do not meet Eskom's targets, will not be disqualified. SDL&I objectives do not form part of scoring but commitments will form part of contractual obligations

1. Transformation – BBBEE Improvement or Retention Plan

Transformation remains an area of focus, where Eskom continuously strives to align itself with national transformation imperatives to unlock growth, drive industrialization, create employment and contribute to skills development.

Eskom encourages its suppliers to constantly strive to improve their B-BBEE rating. Whereas Tenderer/s will be allocated points in terms of a preference point system based on specific goals, Eskom also requests that tenderer/s submits their B-BBEE improvement or retention plan within 30 days of signing the contract.

Tenderer/s are therefore requested to indicate the extent to which they will maintain (only if the respondent is a Level 1) or may improve/maintain their B-BBEE status over the contract period if their B-BBEE status is level 2 or 3. Tenderer/s with a B-BBEE status level 4 at the time of contract award, shall migrate and achieve as a non-negotiable a milestone of B-BBEE Level 3 by the end of the first year of the contract and thereafter improve their B-BBEE status level or migrate by one level higher.

Tenderer/s with a B-BBEE recognition status of Level 5 to Level 8 or non-compliant at the time of contract award, shall migrate and achieve as a non-negotiable a milestone of Level 4 by the end of the first year of the contract and thereafter improve at least one B-BBEE Level higher of each year from the second year of the contract.

Tenderer/s are requested to submit their B-BBEE Improvement Plan as an essential document within 30 days of signing the contract.

NB: A valid B-BBEE certificate or Sworn Affidavit is a condition for contract award, if your company's annual Total Revenue is R10 Million or less you qualify as an Exempted Micro Enterprise therefore you can submit Sworn Affidavit. If your annual Total Revenue is R50 Million or less, you qualify as Qualifying Small Enterprise and must comply with all of the elements of QSE score card relevant to your sector unless an entity is at least 51% Black owned you are required to obtain a Sworn affidavit. If your Annual Total Revenue is above R50m you need to submit a Valid B-BBEE certificate

2. Local Procurement Content

"Local Procurement Content" refers to value added in South Africa by South African resources. Where a single contract involves a combination of local and imported goods and/or services, the local procurement content is **100%**.

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3. Procurement spend on entities with a minimum 51% black ownership

Not applicable.

- 2. Jobs.** Tenderers will be required to report on the number of jobs that were created and or retained as a direct result of being awarded a contract.

3. Skills development

Tenderers are required to submit proposals in a table below for developing the skills of unemployed candidates in the country. Skills development is intended to address Eskom's core, scarce and critical skills and the scarce and critical skills. These skills are also included in a 2020 list of occupations in high demand as stipulated in the Government Gazette 43937. Candidates shall be from all provinces in the country, and their composition shall be representative of the population demographics of South Africa

Skill type / Occupation	Eskom target	Proposed Number of Candidates
Logistics Officer (A candidate with a Supply Chain Management qualification)	5 (1 per annum)	

The process of developing these skills shall involve the participation by tenderers directly and through their supply network. In certain cases, the SETA's accredited training providers can be approached to participate in developing critical and scarce skills.

Note: That these targets for skills development candidates categorically exclude Eskom employees and registered learners. The tenderers are required to take full responsibility for the total cost of developing the requisite skills, and Eskom shall not make any financial contribution towards the fulfilment of this obligation. Tenderers also are advised to approach their relevant SETAs to access grants, subsidies, and incentives as well as South African Revenue Services for tax rebates that are earmarked for skills development initiatives.

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Section 3: SDL&I Penalty and Performance Security

Eskom will apply a penalty of 2.5% of the invoice amount for failure to meet SDL&I obligations.

Eskom will apply a penalty of 2.5% of the Contract Value for failure to meet SDL&I obligations.

For the duration of the contract, Eskom will retain 2.5% of every invoice (excluding VAT) as security for the fulfilment of all SDL&I Obligations. The retained amounts shall only be released to the Contractor upon:

- Eskom receives the SDL&I progress report/s from the contractor.
- Fulfilment of all SDL&I obligations by the contractor.
- Submission of an approved compliance report by SDL&I Department.

Section 4: Reporting and Monitoring


- The suppliers shall on a quarterly basis submit a report to Eskom in accordance with Data Collection Template on their compliance with the SDL&I obligations described above.
- Eskom shall review the SDL&I reports submitted by the suppliers within 30 (thirty) days of receipt of the reports and notify the suppliers in writing if their SDL&I obligations have not been met.
- Upon notification by Eskom that the suppliers have not met their SDL&I obligations, the suppliers shall be required to implement corrective measures to meet those SDL&I obligations before the commencement of the following report, failing which Retention clauses shall be invoked.
- Every contract shall be accompanied by the SDL&I Implementation Schedule, which must be completed by the suppliers and returned to SDL&I representative for acceptance 28 days after contract award. This will be used as a reference document for monitoring, measuring and reporting on the supplier's progress in delivering on their stated SDL&I commitments

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Section 5: Market Research

The following information demonstrates market analysis and assisted in arriving at the targets above.

<u>Current Suppliers Providing the Services</u> <ul style="list-style-type: none"> None 	<u>Potential Suppliers:</u> <p>There are potential suppliers in the market hence the tender will be issued formal to the open tender. On the previous tender that was issued in March 2024 there were 17 responses received.</p> <p>The suppliers that were used on LPO procurement are i.e MCE Electric; Mantech Electronics; Toolmac Industrial supplies; Tool Center; Africa Tool Distributors; Rabtron; Saftec; The Supply Guy, VRS Electrical Wholesalers.</p> <p>Based on the information above the market is saturated and the commodity is not scarce.</p>
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Section 6: General Information on Validity of Sworn Affidavits

The following must be considered when it comes to validity of Affidavits;

Tenderers submitting B-BBEE Sworn Affidavits must ensure that the affidavits meet the following key pointers to ensure their validity:


- Name/s of deponent as they appear in the identity document and the identity number.
- Designation of the deponent as the **director, owner or member** must be indicated in order to know that person is duly authorised to depose of an affidavit. **(Mark the applicable option).**
- Name of enterprise as per enterprise registration documents issued by the CIPC, where applicable, and enterprise business address.
- Percentage of black ownership, black female ownership and designated group. In the case of specialised enterprises as per Statement 004, the percentage of black beneficiaries must be reflected. **(No blank spaces to be left).**
- Indicate total revenue for the year under review and whether it is based on **audited financial statements or management account. (Mark the applicable option).**
- Financial year end as per the **enterprise's registration documents**, which was used to determine the total revenue. **(Financial year end to be stipulated by day/month/year).**
- B-BBEE Status level. An enterprise can only have one status level. **(Tick applicable level)**
- Empowering supplier status must be indicated. For QSEs, the deponent must select the basis for the empowering supplier status.
- Date deponent signed and date of Commissioner of Oath must be the same. **(The sworn affidavit must be signed in the presence of the Commissioner of Oath. Furthermore the Commissioner must also sign and stamp)**
- 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.

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Appendix D: Safety returnables

	Form Header and Footer Portrait Template (Low risk work)	Template Identifier	240-43921898	Rev	5
		Document Identifier	240-106084675	Rev	3
		Effective Date	May 2021		

<u>Ref</u>	<u>OHS Tender Returnable</u>	<u>Submission</u> Y = Yes N = No	<u>Comments</u>
1	Annexure B Is the acknowledgement of Eskom's OHS legal and other requirements form signed and submitted by the tenderer?		
2	Baseline OHS Risk Assessment (BRA) Identification, assessment and management of OHS risks related to the scope of work. The methodology used for the risk assessment must be provided together with the BRA		
3	Valid Letter of Good Standing or equivalent , i.e., COID, FEMA or RMA. Your COID must depict the correct/ relevant nature of business, e.g., Installation, etc. Copy must be certified not later than 3 months at the time and date of the tender closing.		
4	SHE policy signed by CEO/ MD, not company SHE Officer – Should have the next review date, should comply with OHS Act Section 7, policy shall be aligned with ISO 45001 standard requirements.		
5	Valid Medical Fitness Certificate for employees issued by the Occupational Medical Health Services/practitioner.		

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Appendix E: Quality returnable

	Supplier Quality Management: List of Tender Returnables Documents	Unique Identifier	240-12248652
		Revision	7
		Effective Date	2022/01/26
		Specification	240-105658000
Category 4 : 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		0	
A.2 Certificate by Approved and Authorized certification authority		0	
A.3 Certification Authority has Recognized International Accreditation		0	
A.4 Validity (expiry date) of certificate		0	
Section A Score Option 1		0	
SECTION A : Quality Management System Requirements ISO 9001			
Objective evidence of documented QMS that is not certified but complies with ISO 9001			
		Apply =1	
A.1 Quality Method statement based on scope.(Method Statement Template-Ref 240-126469599)		1	
A.2 Quality Policy Approved by top management.		1	
A.3 Quality Objectives Approved by top management.		1	
Section A Score Option 2		3	
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	
Section B Score		2	
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)	
E.1 Form A is completed and signed.		1	
Section E Score		1	
NAME OF ESKOM REPRESENTATIVE		S Baloyi	
DATE ISSUED		Wednesday, 07 May 2025	
PROJECT: TENDER TITLE		Supply and delivery of various tools within the Limlanga Cluster, on an "as and when" required basis over a period of 60 Months	
SIGNATURE			

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