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| **INVITATION TO TENDER FOR THE DISPOSAL OF MIXED E-WASTE AT ESKOM AT WITBANK AND NELSPRUIT IN MPUMALANGA**  **ENQUIRY NUMBER:**  **CLOSING DATE: 23 January 2023** |
|

Date: Ref: OLT2057011 Enquiry:

16/01/2023 Reggy Maseko

* 017 – 615 2710

**INVESTMENT RECOVERY SECTION**

TENDER ENQUIRY

You are kindly invited to submit a Tender for the mixed e -wasteas detailed in the Scope of Work and attached OFFER TO PURCHASE**.**

**1. INSPECTION AND VIEWING**

Site view would be held by appointment. Please contact Clarence Mokoraki +2712 421 3207 or 076 066 9250 for more details including directions to site.

**2. SUBMISSION OF THE “OFFER TO PURCHASE”**

**THE FOLLOWING DOCUMENTATION FORMS AND A COMPLETE TENDER TO BE SUBMITTED TOGETHER WITH YOUR TENDER DOCUMENT:**

Your quotation, as submitted by you on the “Offer to Purchase” document shall be emailed to [informaltendering@eskom.co.za](mailto:informaltendering@eskom.co.za), **Offer to Purchase Confidential Enquiry No.** and submitted as follows:

* All tender returnables/documentation must be submitted to [Informaltendering@eskom.co.za](mailto:Informaltendering@eskom.co.za) only.
* E-mails to any other address (except for clarifications) will not be accepted.
* Failure to comply will these rules will result in your tender being disqualified.
* Please ensure that the email subject line only contains the Enquiry number **OLT2057011** as per heading and no other information. Do not add any text to the subject line. Do not add any space in between the prefix and the enquiry number.
* Ensure that the enquiry number is stipulated in the subject line on all e-mails if multiple emails are sent.
* Ensure that you receive a confirmation email after submitting your documentation. Please follow up immediately via the email address of the respective buyer if you did not receive this.
* Maximum attachment size per email is 10MB. It is the supplier’s obligation to ensure that the attachments per email do not exceed this limit.
* Please note closing date and time on the enquiry you submission will not be evaluated if it is received after the closing date and time of the enquiry.
* Requests for Clarifications must be sent in writing to the respective disposal officer at [Masekor@eskom.co.za](mailto:Masekor@eskom.co.za) and not to [Informaltendering@eskom.co.za](mailto:Informaltendering@eskom.co.za).
* All requests for clarifications and responses must be in writing. Eskom will respond to requests for clarification received within one (1) – two (2) working days before the tender closing deadline, depending on the enquiry duration and complexity.
* **The closing date is 10:00am on 23 January 2023.**

**ALL OFFERS TO PURCHASE ARE TREATED AS CONFIDENTIAL!**

**NO LATE OFFERS WILL BE ACCEPTED!**

**3. STANDARD CONDITIONS OF TENDER**

* Please quote the tender enquiry number on all correspondence.
* Please take note of the STANDARD CONDITIONS OF TENDER, (July 2000) noted in this letter and any amendments that accompany the TENDER ENQUIRY The tenderer should understand that his / her signed Offer to Purchase serves as his legal agreement to the Standard conditions of tender.

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| **STANDARD CONDITIONS OF TENDER** | **AGREEMENT 37.2** | **TST 41-61** |
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**4. SCOPE OF WORK**

Purchase and removal of E waste (Servers) from the Witbank and Nelspruit. The project will be undertaken according to the latest construction regulations, environmental regulations and removed according to the road transport act.

**NOTES**

Eskom will not be responsible for any damages or losses suffered during the removal of the Scrap while working on this project arising from theft, damage or personal injury.

b. You will be required to adhere to the condition as laid out by the Eskom site agent with regards to site access etc.

c. Littering is prohibited at all times. Facilities will have to be made available on site during operations for the collection of disposal waste material. No rubble whatsoever is to be left on site.

d. You will be required to be put on an Eskom permit, prior to commencement of work. After completion of the work, it is imperative that you notify the Eskom site agent, so that the job can be signed off.

e. All work must comply with the OHSA Act no 85 of 1993. All Safety requirements and documentation shall be available on the site.

f. A successful contractor should provide Eskom with destruction certificate after collecting e waste and disposed it.

**5. Environmental requirements**

The intended activities at the Distribution and Gauteng, Transmission and Generation and Project will have an impact on the environment and as such have to be properly managed. Proper management requires that there is compliance with all the relevant pieces of legislation that impact on the development or intended activities. Therefore, the list below indicates the pieces of legislation that impact on the proposed activities. It is important that the Collection team complies with these. Non-compliance will be unwise and may prove to be very costly for the organisation.

| ACT NAME | ACT NO | NOTES/REMARKS |
| --- | --- | --- |
| Constitution of the Republic of South Africa  National Environmental Management Act  Atmospheric Pollution  Prevention Act | 108 of 1996  107 of 1998, as amended  45 of 1965 | *States that everybody has a right to the environment that is not harmful to their health and well-being*  List of activities and competent authorities identified in terms of sections 24 and 24d  Protects the rights of all citizens to a healthy and safe environment  Control all activities that pollute the air  *Dust control during construction –Applicable during the clearing of yard-stones*  *Fumes emitted by vehicles – front end loader for diesel emissions* |
| Conservation of Agricultural  Resources Act | 43 of 1983 | Control of utilisation and protection of wetlands; soil conservation; control and prevention of veld fires; control of weeds and invader plants.  *NB: applicable for use of weed killers* |
| Environment Conservation Act | 73 of 1989 | Controls for the effective protection and utilisation of the environment, littering, waste disposal, noise and various other activities, which may have a detrimental effect on the environment.  *Waste management*  *Application of waste disposal permit*  *Noise control regulations* |
| Fencing Act | 31 of 1963 | Prohibition of damage to a property owner’s gates and fences  *Climbing or crawling over or through fences without permission*  *Closing gates* |
| Hazardous Substance Act | 15 of 1973 | Sale of Group I,II,III and letting, use, operation, application and installation of Group III hazardous substances.  *NB: no hazardous substances will be used during this phase of construction* |
| Occupational Health and Safety Act | 85 of 1993 | Control of health aspects of Waste disposal and water Treatment.  *Regulates nuisances and/or odours particularly due to rubbish, night soil, sewage, or other waste*  *Regulations relating to nuisances*  *NB: applicable to the rented toilet facilities* |
| National Water Act | 36 of 1998 | Protect and regulates the use of water Manage aspects relating to pollution of surface and ground water.  *NB: this includes all rain water channels.* |

**6. GUARANTEE / WARRANTY**

Eskom Holdings SOC Limited gives no guarantee or warranty to the workability or condition of the equipment/scrap for sale, other than allow each tenderer to familiar themselves at the site prior to tendering in terms of the Consumer Protection Act. All equipment will be sold “Voetstoots”.

**7. OFFERS**

Offers received for this tender will be deemed valid for a period of 3 months (90 days) from tender closing date.

**Eskom reserves the right not to accept the highest or any tender / offer or withdraw any item it wishes to retain.**

**Only the successful tenderer will be notified.**

**8. VALUE ADDED TAX (VAT)**

Value Added Tax Act no 89 0f 1991 and VAT invoices will be issued on request.

**DECLARATION (BY TENDERERS) OF GOOD STANDING REGARDING TAX**

IT IS A CONDITION OF TENDERERS THAT:

8.1 It is an absolute requirement that the taxes of the successful tenderer must be in

order, or that suitable arrangement is made with the Receiver of Revenue to

satisfy them.

8.2 The tenderer must include with his tender documents a copy of a Tax Clearance

Certificate (in respect of Tenders)

8.3 If the certificate is not included or found to be incorrect, Eskom may, in addition to

any other remedy it may have:

8.4 Recover from the contractor all costs, losses or damage incurred or sustained by

Eskom as a result of the award of the disposal agreement: and/or

8.5 Cancel the disposal agreement and claim any damages, which Eskom may suffer

by having to make less favourable arrangements after such cancellation.

* 1. Each party to Consortium/Sub-contractor must complete a separate declaration.

The onus will be on the tenderer to obtain “Tax Clearance Certificate (in respect of tenders)”, from the office of the South African Revenue Services (SARS) and submit the same with their tenders.

**9. VARIATION**

No variation or modification of the proposed agreement shall be in force, unless the same is confirmed in writing.

**10. CRITERIA USED FOR EVALUATION OF OFFERS**

In terms of the ESKOM Purchasing Pact, the following criteria will be used in the evaluation and awarding of the contract:

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| **Evaluation Criteria** | **Weighting** |
| Financial – Best price | 80 |
| BBBEE | 20 |

Yours Faithfully

##### Reggy Maseko

Investment Recovery Section

Group Commercial

This has been sent electronically and must be considered as signed.

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| . | INVESTMENT RECOVERY **OFFER TO PURCHASE FORM** | **OLT2057011** |

ENQUIRY NO: OLT2057011

### CLOSING DATE: 10:00, 23 January 2023

CONTACT PERSON: Reggy Maseko, Tel: (017) 615 2710 Cell: 063 773 3258

Your tender must be submitted strictly in accordance with the requirements stipulated in the following sections, forms and/or documents on the basis that tenders out of time or incomplete tenders will not qualify for consideration and the under mentioned documents and required declarations are to accompany the “Offer to Purchase” to qualify for evaluation purposes.

Offer to purchase forms (price schedule and comments to price schedule)

Environmental and safety undertakings

Tax clearance certificate from South African Revenue Service

Valid BBBEE certificate

EWASA or E waste Membership Certificate

CSD Report

**Note that Eskom is only doing business with suppliers who are registered at the central supplier database. If you not registered with CSD we will not consider your tender**

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| **ITEM NO.** | **DESCRIPTION** | **PRICE PER LOT EXCL VAT** |
| **lot** | Scrap Mixed Electronic Equipment list (cabinets and servers) PC, printer and other e waste equipment at Witbank and Nelspruit building | **R** |

### PRICES EXCLUDING VAT

NAME: ------------------------------------------------------ TEL NO: --------------------

COMPANY NAME: ------------------------------------- FAX NO: -------------------

SIGNED: --------------------------------------------------- DATE: -----------------------

EMAIL ADDRESS ------------------------------------------------------



Kindly insure the above attached is completed and submitted as part of the returnable.