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Business Unit	Eskom Distribution Gauteng Cluster
Description / Scope of Work	Provision of Manufacturing, Supply and Delivery of Various Line Hardware Stock Items within Gauteng Cluster for a period of 36 months, on an “as and when” required basis.
Duration of the Project	Three (3) years
Budget	
Name of Buyer	Didimalang Motsemme

Section 1: Objective Criteria

Inclusion of objective criteria is not mandatory but a condition for contract award. If the tenderer does not meet objective criteria, it may lead to the second-ranked tenderer being recommended for award.

B-BBEE Status Level of Contributor

Validity of BBEE Certificates/Sworn Affidavits

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

NOTE 1: Tenders must submit the following returnable for B-BBEE Category as part of the Specific Goals:

- A **Certified** Copy of a Valid B-BBEE Certificate issued by a SANAS accredited Verification Agency, **or**
- A **Certified** Copy of a fully completed Sworn Affidavit for either EME or QSE (**See key notes below on 2.3**), **or**
- A **Certified** Copy of B-BBEE Certificate issued by CIPC for EMEs' only, **or**


KEY NOTES OF DETERMINING VALIDITY OF B-BBEE SWORN 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**).

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- f) 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**).
- g) B-BBEE Status level. An enterprise can only have one status level. **(Tick applicable level)**
- h) Empowering supplier status must be indicated. For QSEs, the deponent must select the basis for the empowering supplier status.
- i) 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)**
- j) 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.

NOTE 2: Joint Ventures can only submit a Consolidated, Valid and Certified Copy of B-BBEE Certificate issued by a SANAS Accredited Verification Agency specific for this tender.

In addition, the following documents must be submitted (**non-mandatory**):

- Tenderers shall submit Certified Copies of CIPC Registration Documents;
- Certified Identity Document(s) of Company Shareholders or Members;
- Certified Copy of Shareholders' Certificate [for Pty (Ltd) entities].

Subcontracting

The Tenderers to propose on Subcontracting as a condition for contract award.

a) Minimum sub-contracting requirement for this?

If Yes, what is the minimum percentage?

YES	NO
R	<input type="checkbox"/>
Tenderer to propose	

NOTE 1: Subcontracting is part of the Objective Criteria. The following tender returnable are required for subcontracting:


- **Proof of Signed Subcontracting Intent Agreement / Signed Subcontracting Agreement between the Main Contractor and Subcontractor.**
- **CSD Report of Subcontractors.**
- **Subcontractor/s' B-BBEE Certificate / Sworn Affidavit.**

The Tenderers to propose on Subcontracting as follow:

- A. subcontracting to previously designated groups; and/or
- B. a specific condition for contract award is that the successful tenderer must subcontract to:
- an EME or QSE which is at least 51% owned by black people who are youth;
 - an EME or QSE which is at least 51% owned by black people who are women;
 - an EME or QSE which is at least 51% owned by black people with disabilities;
 - an EME or QSE which is 51% owned by black people living in rural or underdeveloped area or townships;

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v. a cooperative which is at least 51% owned by black people.

Subcontracting and/or outsourcing proposal by the tenderer:

Subcontracting, in this instance, will be treated as a condition for contract award. A supplier awarded a contract may not subcontract more than 25% of the value of the contract to any other entity that does not have an equal or higher B-BBEE status level of a contributor than the supplier concerned unless the contract is subcontracted to an EME that has the capability and ability to execute the subcontract.

Note: Failure to meet the objective criteria for subcontracting may lead to the second-ranked tenderer being recommended for award.

Designated Sector (Materials)

When applicable, the following stipulated minimum threshold for Local Production and Content must be achieved in full by the tenderer:

a) Is this Commodity or part of it a Designated Sector?

YES	NO
R	<input type="checkbox"/>

Please indicate below Designated Components / Materials.

Designated material threshold **is applicable**.

The following materials are identified as designated materials and the thresholds the tenderers must meet in order to be evaluated further:

Description	Designated %	Proposed by tenderer
Steel Power Pylons	100%	
Monopole Pylons	100%	
Steel Substation Structures	100%	
Powerline Hardware (Distribution line hardware and transmission line hardware)	100%	
Street Lighting Steel Poles	100%	
Steel Lattice Towers and Masts	100%	


The proposed threshold for local content as proposed on Section 2 - Designated Sector.

Note: For this section, the following documents should also be completed and signed:

- Completed and duly signed SBD 6.2 – Local Content Declaration Certificate.
- Completed and duly signed Annexure C, D and E.
- Completed and duly signed Preference Point Claim Form.

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Special Exemption on Designated Sectors from the dtic:

If the raw material or input to be used for a specific item is not available locally, bidders should obtain written exemption from the dtic should there be a need to import such raw material or input; and a copy of the exemption letter must be submitted together with the bid document at the closing date and time of the bid.

Exemption Letters, bidders are to state the following in the request:

- Procuring Entity/ Government Department,
- Bid Number,
- Closing date,
- Item(s) for which the exemption is being requested for,
- Description of the goods, services or works for which the requested exemption item will be used for (attach detailed specification for item),
- Reason for the request

The DTIC contact is:

Dr Tebogo Makube
Chief Director: Industrial Procurement Unit
Email: TMakube@thedtic.gov.za
Tel: 012 394 3927

Section 2: CIDB Skills Development (N/A)

a) Is there CIDB compulsory training?

If Yes, what is the % of the Construction Skills Development Goal % (CSDG)?

YES	NO
<input type="checkbox"/>	R
0.25%	


If the answer above is Yes, it will then be mandatory for the supplier to match Eskom's targets.

Criteria	Eskom Target	Tenderer Commitment
CSDG Percentage	N/A	N/A
Description	N/A	N/A

Note 3: Failure by the Contractor/Service Provider/Supplier to meet the CIDB CSDG Mandatory % will render their tender non-responsive.

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Section 3: SDL&I Undertaking

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

Enterprise Development

The main contractor will be required to propose development in the following areas:

Support Description	Tenderer Proposal
<p>The successful tenderer is required to identify and incubate an SME from the designated groups in one or more of the areas to be sub-contracted.</p> <p>Assistance could be in the form of business support, possible subcontracting opportunities, equipment and/or finance.</p> <p>The successful tenderer will be required to draft an Enterprise Development program and agreement within eight weeks of contract award. The ED agreement must be signed with the beneficiary and sent to Eskom for review and acceptance. The accepted ED program will be monitored throughout the duration of the contract.</p>	

Job Opportunities

Tenderer to indicate number of Jobs to be created and/or retained from this contract:

Number of Jobs to be created	Number of Jobs to be retained


Skills Development

Successful supplier will be obligated to train 1 candidate for every R2 Million cumulated through task order awarded to the supplier; this obligation will be for the duration of the contract. The duration of the task order will not be linked with the supplier's obligation to train; therefore, the supplier will have to ensure that the skills committed are successfully achieved by the end of the contract period. Skills candidates shall be sourced from previously disadvantage groups in South Africa. The purpose is to provide these candidates with skills and workplace experience in order to increase the opportunity for them to be employable within the industry. The supplier may develop the candidates directly, through their supply network or through the SETA accredited training providers.

Skills development candidates should be currently unemployed graduates from FET Colleges and universities and/or matriculants. The composition of the candidates shall be representative of the population demographics of South Africa. The supplier will be provided with the list of skills as per

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respective discipline to choose from, this will mean this supplier will train candidate with skill type that is relevant to their area of expertise.

The following skills development targets will be a mandatory contractual obligation, apportioned in accordance with the contract value per supplier:

Skills Type	Number of learners	Outcome
Technicians / Electrician	2	Certificate of completion
Project Engineer / Designer	1	Certificate of completion
Packager / Unskilled Labourer	3	Certificate of completion
Total	6	

**The above skills development targets shall be applied such that a minimum of 0.25% of the contract value is spent towards the development of the above-mentioned skills throughout the duration of this project.

Other Initiatives

None

Section 4: SDL&I Penalty

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 fulfilment of all SDL&I obligations at the end of the contract.

Alternatively, the Contractor shall submit a bond equivalent to 2.5% of the Contract Value and shall only be released to the Contractor upon fulfilment of all SDL&I Obligations.


Section 5: Reporting & Monitoring

The suppliers shall on a monthly 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 sixty (60) days of receipt of the reports and notify the suppliers in writing if their SDL&I obligations have not been met.

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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.

Compiled by:



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Supplier Development, Localization and
Industrialization
Date: 24 May 2023

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