

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

## ESKOM HOLDINGS SOC LTD

### INVITATION TO TENDER (ITT)

#### FOR

**Collection and Disposal of all Eskom's non-ferrous (with the exclusion of copper) scrap metal (nationally) "as and when" required basis for a period of five(5) years from date of contract signature.**

<b>Tender number</b>	<b>E2311NMWPDIS</b>
<b>Issue date</b>	<b>04 December 2025</b>
<b>Closing date and time</b>	<b>30 January 2026 at 10h00 AM</b>
<b>Tender validity period</b>	<b>90 days from the closing date and time</b>
<b>Clarification meeting</b>	<p><b>Date: 21 January 2026</b>  <b>Time: 11h00 AM</b>  Tenderers interested to participate in the clarification meeting through online Microsoft teams <b>must click on the link below:</b></p> <p><b><u><a href="#">Join the meeting now</a></u></b></p>
<p><b>Tenders are to be submitted electronically via Eskom E- tendering site by the stipulated closing date and time.</b></p> <p><b><i>Please note it is the responsibility of the supplier to ensure that the tender submission is submitted before the closing time</i></b></p>	<p><b><u><a href="https://tenderbulletin.eskom.co.za">https://tenderbulletin.eskom.co.za</a></u></b></p>

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## Invitation to Tender

Collection and Disposal of all Eskom's non-ferrous (with the exclusion of copper) scrap metal (nationally) "as and when" required basis for a period of five(5) years from date of contract signature.

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](http://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



Taki Khariwe

Middle Manager Procurement (Disposal)

Investment Recovery Department

Date: 04 December 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 (refer to <a href="http://www.eskom.co.za">www.eskom.co.za</a> for the Supplier Integrity Pact that suppliers are required to download and read)	Annexure D	Y
1.1.5	*SBD 1 Invitation to Bid must be filled out by all tenderers and submitted with the tender at tender submission deadline	Annexure H	Y
1.1.6	*SBD 6.1 Preference Points Claim Form in terms of PPPFA 2022 regulations	Annexure I	Y
1.1.7	*SBD 4 – Bidders Disclosure	Annexure J	Y
1.1.8	Technical Evaluation Criteria	Annexure K	Y
1.1.9	Section 37 (2) Agreement	Annexure L	Y
1.1.10	Safety Evaluation Requirements	Annexure M	Y
1.1.11	Environmental Evaluation Requirements	Annexure N	Y
1.1.12	Reverse e-auction training acknowledgement form	Not Applicable	
1.1.13	Reverse e-auction process	Not Applicable	
1.1.14	E-tendering Help Manual acknowledgement form	Attached Separately	
1.1.15	E-tendering Help Manual for supplier	Attached Separately	
1.1.16	Pricing Schedule/BOQ (if not contained in Contract) PDF format. The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes.	Refer Page 17-25 of the Invitation to Tender	

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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](http://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 <i>Employer</i> is <b>Eskom Holdings SOC Ltd</b></p> <p>The Eskom <i>Representative</i> is:  Name: Sylvia Maluleke  Tel: 015 299 0035  E-mail: malulesw@eskom.co.za</p>
1.3 Tender documents	<p>The Invitation to tender number is: <b>E2311NMWPDIS</b></p> <p>See the content list above for the tender documents.</p>
1.4 Type of Invitation to Tender	<p>This Invitation to Tender is:</p> <ol style="list-style-type: none"> <li>An open Invitation to Tender</li> </ol>
1.6 Eskom's right to accept or reject any tender	<p>The tender shall be for the whole of the contract.</p>
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><b><u>Tenderers are ineligible to submit a tender if:</u></b></p> <ol style="list-style-type: none"> <li>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.</li> <li>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 (900MB) for submission and the tenderers may submit more than one submission with the same tender number.</li> </ol>

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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] 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-authorised 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><b>Eskom will disqualify tenderers that are found not to have met the eligibility criteria.</b></p>
2.2 - 2.5 Tender Closing	<p>The deadline for <b><i>Tender submission</i></b> is:</p> <p>Date: <b>30 January 2026</b> Time: <b>10h00am</b></p> <p><b>Late Tenders will not be accepted.</b></p> <p><b>THE TENDER OFFICE</b></p> <p><b>Tenders are uploaded via Eskom Tender bulletin site on the Eskom E- tendering page</b></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 format.</p>

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	<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: <b>12 weeks/90 days</b>
2.15 Clarification meeting	<p>A <b>non-compulsory clarification</b> with representatives of the <i>Employer</i> will take place as follows: Date: <b>21 January 2026</b> Time: <b>11h00 AM</b> Tenderers interested to participate in the clarification meeting through online Microsoft teams <b>must click on the link below</b>:</p> <p><a href="#"><u>Join the meeting now</u></a></p>
2.16 Seeking clarification	The tenderer will notify Eskom of any clarifications required before the closing time for clarification queries, which is <b>5</b> working days before the deadline for tender submission.
2.22 Alternative tenders	Alternative tenders are <b>not allowed</b>
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 <b>not be read out</b>
3.9 Basic Compliance	<p>Basic compliance with this Invitation to Tender requires a tenderer to meet all the following requirements:</p> <p><b>Stage 1: Responsiveness criteria</b></p> <p>Basic compliance for this invitation to tender are:</p> <ol style="list-style-type: none"> <li>1. Meet the eligibility criteria for a tenderer</li> <li>2. Submission of the list of mandatory tender returnable documents.</li> </ol>

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	<p>For E-Tendering, a tenderer's failure to have submitted/uploaded tender documents will render the tender non-responsive.</p> <p><b>Non -responsive /Unacceptable tenders will be disqualified and all the responsive tenders will be evaluated further.</b></p> <p><b>Stage 2:</b></p> <p><b>Commercial tender returnable and requirements documents:</b></p> <ul style="list-style-type: none"> <li>• Submission of JV agreement or intent to form a JV, only for suppliers tendering as JV;</li> <li>• Completed and signed declaration of authority form as attached with this tender / submit the signed resolution by the board confirming the duly authorised personnel to sign all documents in connection with this tender. <b>Note - The authorisation form must be submitted to confirm the authority of the supplier's representative to act as an authorised agent on behalf of the supplier.</b></li> <li>• <b>Declaration of Shareholding and Directorship</b> - The tenderer must submit <b>(Companies and Intellectual Property Commission (CIPC) company registration documents or CIPRO documents or any declaration of Shareholding and Directorship</b> - in order for Eskom to assess any conflict of interest.</li> <li>• <b>DOIs Verified</b> – submit completed and signed Integrity Pact Declaration</li> <li>• Submitted proof of the registration on National Treasury's Central Supplier Database (except Foreign Suppliers / Central Supplier Database (CSD) or number MAAA (.....)</li> <li>• Submit completed and signed SBD 1 (Annexure G) as included in the invitation to tender document.</li> <li>• Submit completed and signed SBD 6.1 (Annexure H) Preference Points Claim Form in terms of PPPFA 2017 regulations as included in the invitation to tender document.</li> <li>• SBD 4 Standard Bidding Document</li> </ul>

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	<ul style="list-style-type: none"><li>E-tendering Help Manual acknowledgement form</li><li>Pricing Schedule/BOQ</li></ul> <p><b>Non-responsive /Unacceptable tenders will be disqualified, and all the responsive tenders will be evaluated further.</b></p>										
3.10 Mandatory tender returnables	<p><b>Stage 3: Mandatory Requirements</b></p> <p><b>Table 1</b> below lists the mandatories that must be submitted by the tenderer. Please note that if any of the requested documentation is not submitted, the tender application shall be discarded / disqualified without requesting tenderer/s to submit outstanding documentation/s. There will be no scoring linked to these requirements, the evaluator shall indicate with a <b>Yes / No</b> whether the requirement is met or not. Once the mandatory requirements are satisfied through an evaluation conducted by the evaluator, the technical evaluation for functionality evidence will proceed.</p> <p style="text-align: center;"><b>Table 1: Mandatory Requirements</b></p> <table><tr><th>No.</th><th>Criteria</th><th>Evidence Required</th><th>Evidence Notes</th><th>Decision (Yes/No)</th></tr><tr><td>1</td><td>Registration as a Second-Hand Goods Dealer and Recycler with the South African Police Service (SAPS as per the <b>Second-Hand Goods Act (Act No. 6 of 2009)</b>.  This registration is mandatory to legally possess and process-controlled metals, including scrap metal and transformers</td><td>Submit valid (at the time of submission) accreditation certificate with the South African Police Service (SAPS).  Registration certificate may be in the name of the company owner / co-owner.</td><td>Certificates must be certified by the commissioner of oaths and not older than 3 months from tender closing date.</td><td></td></tr></table>	No.	Criteria	Evidence Required	Evidence Notes	Decision (Yes/No)	1	Registration as a Second-Hand Goods Dealer and Recycler with the South African Police Service (SAPS as per the <b>Second-Hand Goods Act (Act No. 6 of 2009)</b> .  This registration is mandatory to legally possess and process-controlled metals, including scrap metal and transformers	Submit valid (at the time of submission) accreditation certificate with the South African Police Service (SAPS).  Registration certificate may be in the name of the company owner / co-owner.	Certificates must be certified by the commissioner of oaths and not older than 3 months from tender closing date.	
No.	Criteria	Evidence Required	Evidence Notes	Decision (Yes/No)							
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3.13 Functionality requirements	<p><b>Functionality requirements are applicable</b></p> <p><b>Refer to page 51-72 for detailed technical evaluation criteria</b></p> <p>Tenderers who do not meet the threshold for functionality scoring will be disqualified and not be evaluated further</p>										
3.15 Evaluation of Price	<p><b>Stage 4: Price and Preference point system</b></p> <p>Prices will be evaluated as follows:</p> <ol style="list-style-type: none"><li>Inclusive of VAT;</li><li>Corrected for arithmetical errors;</li><li>Excluding contingencies in any bill of quantities or activity schedule'</li></ol>										

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	<p>4. Adjusted for any other acceptable variations, deviations, or alternative tenders submitted; and</p> <p>5. 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.</p> <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><b>Tenderers will submit their proposal with the proposed price percentage of LME (London Metal Exchange). 90 Points will be allocated for price.</b></p>																				
3.18 Evaluation of Specific Goals	<p><b>Specific Goals</b></p> <p>A maximum of 10 points will 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> <table border="1"> <thead> <tr> <th>B-BBEE Status Level of Contributor</th><th>Number of points (90/10 system)</th></tr> </thead> <tbody> <tr><td>1</td><td>10</td></tr> <tr><td>2</td><td>9</td></tr> <tr><td>3</td><td>6</td></tr> <tr><td>4</td><td>5</td></tr> <tr><td>5</td><td>4</td></tr> <tr><td>6</td><td>3</td></tr> <tr><td>7</td><td>2</td></tr> <tr><td>8</td><td>1</td></tr> <tr><td><b>Non-compliant contributor</b></td><td><b>0</b></td></tr> </tbody> </table> <p><b>NB: The following documents are required to claim preference points,</b></p> <ul style="list-style-type: none"> <li>• Valid B-BBEE certificate issued by a SANAS accredited verification agency / affidavit / CIPS affidavit</li> <li>• Proof of ownership / shareholding (preferably CIPC documentation) inclusive of shareholding breakdown</li> </ul>	B-BBEE Status Level of Contributor	Number of points (90/10 system)	1	10	2	9	3	6	4	5	5	4	6	3	7	2	8	1	<b>Non-compliant contributor</b>	<b>0</b>
B-BBEE Status Level of Contributor	Number of points (90/10 system)																				
1	10																				
2	9																				
3	6																				
4	5																				
5	4																				
6	3																				
7	2																				
8	1																				
<b>Non-compliant contributor</b>	<b>0</b>																				

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	<ul style="list-style-type: none"> <li>• Certified ID copies of shareholder(s)</li> <li>• Proof of Disability (where applicable)</li> <li>• Eskom do not accept an Affidavit with electronic signature. Tenderer failing to provide documentation for the allocation of preference points will not be disqualified, but will score zero</li> </ul> <ul style="list-style-type: none"> <li>• May only score point out of 90 for price</li> <li>• Scores 0 points out of 10 for specific goals</li> </ul> <p><b>General Information on Validity of Sworn Affidavits</b></p> <p><b>Tenderers submitting B-BBEE Sworn Affidavits must ensure that the affidavits meet the following key pointers to ensure their validity:</b></p> <ul style="list-style-type: none"> <li>• Name/s of deponent as they appear in the identity document and the identity number.</li> <li>• Designation of the deponent as the <b>director, owner or member</b> must be indicated in order to know that person is duly authorised to depose of an affidavit. <b><u>(Mark the applicable option).</u></b></li> <li>• Name of enterprise as per enterprise registration documents issued by the CIPC, where applicable, and enterprise business address.</li> <li>• 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. <b><u>(No blank spaces to be left).</u></b></li> <li>• Indicate total revenue for the year under review and whether it is based on <b>audited financial statements</b> or <b>management account</b>. <b><u>(Mark the applicable option).</u></b></li> <li>• Financial year end as per the <b>enterprise's registration documents</b>, which was used to determine the total revenue. <b><u>(Financial year end to be stipulated by day/month/year).</u></b></li> <li>• B-BBEE Status level. An enterprise can only have one status level. <b><u>(Tick applicable level)</u></b></li> <li>• Empowering supplier status must be indicated. For QSEs, the deponent must select the basis for the empowering supplier status.</li> <li>• Date deponent signed and date of Commissioner of Oath must be the same. <b><u>(The sworn affidavit must be signed in the presence of the Commissioner of Oath. Furthermore the Commissioner must also sign and stamp)</u></b></li> <li>• 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.</li> </ul>

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	<p><b><u>Local Procurement Content</u></b></p> <p>“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 tender response must be separated into its components as per the Price Schedule included with the tender documents. Local procurement content is total spending minus the imported component.</p> <p>Tenderers are required to submit their proposals in the table below.</p> <table><tr><td rowspan="2"><b>Local Procurement Content</b></td><td><b>Eskom target</b></td><td><b>Propose</b></td></tr><tr><td>100%</td><td></td></tr></table> <p><b>Procurement spends on entities with a minimum 51% black ownership</b></p> <p>The winning tenderer/s is/are encouraged to procure/spend on designated groups on the following paid invoices for both:</p> <ul style="list-style-type: none"><li>•the indirect expenses (e.g. overheads) on goods and services supplied to the contractor/supplier by designated groups; and</li><li>•direct spend on goods and services supplied by the subcontractors for the execution of the scope of work.</li></ul> <p>Activities, as a proportion of the local procurement content, which may be subcontracted to designated black owned enterprises must be submitted in a table below:</p> <table><tr><th><b>Procurement from Designated Group</b></th><th><b>Eskom Target</b></th><th><b>Tenderer Proposal</b></th></tr><tr><td>Black Owned</td><td>4%</td><td></td></tr><tr><td>Black Women Owned</td><td>3%</td><td></td></tr><tr><td>Black Youth Owned</td><td>2%</td><td></td></tr><tr><td>Black Persons with Disability</td><td>1%</td><td></td></tr></table>	<b>Local Procurement Content</b>	<b>Eskom target</b>	<b>Propose</b>	100%		<b>Procurement from Designated Group</b>	<b>Eskom Target</b>	<b>Tenderer Proposal</b>	Black Owned	4%		Black Women Owned	3%		Black Youth Owned	2%		Black Persons with Disability	1%	
<b>Local Procurement Content</b>	<b>Eskom target</b>		<b>Propose</b>																		
	100%																				
<b>Procurement from Designated Group</b>	<b>Eskom Target</b>	<b>Tenderer Proposal</b>																			
Black Owned	4%																				
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Clause Number from Standard Conditions of Tender	Tender Data																				
	<p><b><u>Sub-Contract N/A</u></b></p> <p><b>Jobs.</b> Tenderers are required to submit proposals for the type and number of jobs that will be created and retained in South Africa as a direct result of being awarded a contract.</p> <table><tr><th>Type of Jobs to be created</th><th>Number of Jobs to be created</th></tr><tr><td></td><td></td></tr></table> <table><tr><th>Type of Jobs to be retained</th><th>Number of Jobs to be retained</th></tr><tr><td></td><td></td></tr></table> <p><b>Skills development can be proposed by Suppliers.</b></p> <table><tr><th>Skill type / Occupation</th><th>Eskom target of people to be trained</th><th>Proposed Number of Candidates</th></tr><tr><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td></tr><tr><td><b>Total Number of Candidates to be Trained</b></td><td></td><td></td></tr></table> <p>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.</p> <p><b>The winning tenderer will be requested to submit an Implementation plan within 30 days of signing the contract.</b></p> <p><b>Note:</b> 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 are advised to approach their relevant SETAs to access grants and subsidies as well as South African Revenue Services for tax incentives that are earmarked for skills development initiatives.</p>	Type of Jobs to be created	Number of Jobs to be created			Type of Jobs to be retained	Number of Jobs to be retained			Skill type / Occupation	Eskom target of people to be trained	Proposed Number of Candidates							<b>Total Number of Candidates to be Trained</b>		
Type of Jobs to be created	Number of Jobs to be created																				
Type of Jobs to be retained	Number of Jobs to be retained																				
Skill type / Occupation	Eskom target of people to be trained	Proposed Number of Candidates																			
<b>Total Number of Candidates to be Trained</b>																					

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Clause Number from Standard Conditions of Tender	Tender Data
3.19 Ranking of tenders	Tenderers will be ranked by applying the preferential point scoring for the <b>90/10</b> system. Eskom will add the score from Pricing and Specific Goals together and rank the suppliers from the highest to the lowest.
3.21 Reverse e-auction	Not Applicable  <b>Tenderers will submit their proposal with the proposed price, Refer Page 17-25 of the Invitation to Tender</b>
Contractual Requirements	<p><u>Mandatory Contractual Requirements that <b>must</b> be included in all tenders is the following: -</u></p> <ul style="list-style-type: none"> <li>• Proof of CSD registration with tax compliant status</li> </ul> <p><u>Additional Contractual Requirements that may be included if applicable:</u></p> <ul style="list-style-type: none"> <li>• SHE requirements; and/or</li> <li>• Any other as may be stipulated including financial analysis</li> </ul> <p><b>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.</b></p> <p><b>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.</b></p>
3.24 Sign form of Agreement/ Contractual Conditions	The conditions of the contract will be the <b>Other</b>

**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:

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.

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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.

#### # 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.

Reference	Returnable From Scrap dealers	Returnable required at Tender closing (disqualifiable)*	Returnable required at Tender closing. (Non-disqualifiable) **	Returnable required prior to Contract Award.

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Basic Compliance	Invitation to Tender	✓		
Annexure A	Authorization Form		✓	
Annexure B	Acknowledgement Form		✓	
Annexure C	Tenderers Particulars		✓	
Annexure D	Integrity Pact Declaration form		✓	
Annexure H	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		✓	
Additional Documents required in 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.		✓	
	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.			✓
Tax Clearance Certificates	A certified copy of a tax clearance certificate is still required by foreign scrap dealers (with a footprint in South Africa - but who are not on CSD and have not provided a SARS pin number) and Local scrap dealers (who have not provided their SARS e-filing PIN number for verification by Eskom and/or their CSD profile / CSD number). Foreign scrap dealers with no footprint in South Africa, must still complete the SBD1 document, however no proof of tax compliance is required.			✓
E-tendering Help Manual acknowledgement form			✓	
Pricing schedule	For e-tendering price schedule needs to be submitted in PDF format. The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes. Refer Page 17-25 of the Invitation to Tender	✓		
# Specific Goals (B-BBEE)	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.		✓	

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Supplier Development & Localisation (SD&L) Undertaking				✓
CSD	Submitted proof of the registration on National Treasury's Central Supplier Database (CSD) registration Report or MAAA registration number (Valid & Current) <b>It should be noted that as per National Treasury Instruction No: 09 of 2017/18; a tender will not be awarded to a recommended tenderer that has a tax non-compliance status</b>		✓	
Second-Hand Good Certificate	Second-hand goods act certificate from SAPS/License (for scrap dealers and recyclers) (Valid & Current)		✓	
Recycler Certificate			✓	
Environmental Waste Management License			✓	
Transport and Hazardous Goods Certificate			✓	
Company Registration Documents	The tenderer must submit (Companies and Intellectual Property Commission (CIPC) company registration documents or CIPRO documents or any declaration of Shareholding and Directorship - in order for Eskom to assess any conflict of interest.		✓	
COIDA	Valid certificate of good standing		✓	
	<b>DOCUMENTS REQUIRED UNDER CONTRACTUAL REQUIREMENTS (WHERE CONTRACTUAL REQUIREMENTS ARE STIPULATED)</b>			
SHEQ Requirements per scope of works	SHE Requirements <ul style="list-style-type: none"> <li>• Health and Safety Requirements</li> <li>• Environmental requirements</li> </ul>			✓
Financial Statement and Bond Guarantee	A complete set of the latest approved (signed) annual financial statements accompanied by the auditor's or independent reviewer's or compiler's or accounting officer's report  For an entity to be considered for approval, it must meet a minimum credit rating from rating agencies. (National scale rating: za. A- or A3.za. Foreign currency rating: BBB- or Baa3			✓

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	<b>DOCUMENTS REQUIRED UNDER FUNCTIONALITY/TECHINICAL CRITERIA</b>			
Technical (required for functionality scoring)	Technical Requirements <b>Refer Page 51-72 of the Invitation to Tender</b>	✓		

## SCOPE OF WORK

The scope of work will include the collection and disposal of all Eskom's non ferrous scrap metal (nationally) on "as and when" required basis for a period of five years from date of contract signature. This will be on Eskom's premises as well as Eskom networks and servitudes.

- The collection and transport of scrap generated throughout Eskom to the appointed scrap dealer's site.
- The dismantling and the rolling of conductors/cables during replacement projects.
- The processing and conversion for sale to the market (specified by Eskom). It is a condition that all material purchased from Eskom will be processed to pieces of not greater than 10mm prior to selling the commodity.
- Provision of weighbridge services to weigh material and trucks.
- Provide all labour, equipment, hand tools used, transportation and security to handle the material.
- Take full responsibility for protection of material against theft and the insurance thereof once uplifted from site.
- Take all precautions with regards to environmental risks while loading, transporting, processing and disposing of the material and/or waste material from processed material.
- Have a vehicle tracking system that enables tracking of trucks to avoid theft of crap materials by truck drivers.
- The supplier must have the following certificates:
  - Second Hand good certificate
  - Recycler certificate
  - Environmental waste management license
  - Transportation of hazardous goods certificate

## PRICE SCHEDULE

For costing purposes, the following tables and text messages have been compiled. Please bear in mind that each material classification is for a type of material and you must factor the different sizes into your evaluations.

The tenderer must take the following into consideration, when calculating the costs for tables 2 to 5:

### **CATEGORY A ITEMS 1 - 10 (PRICE SCHEDULE TABLE 2)**

#### **COLLECTIONS FROM STORES**

#### **THE CONTRACTOR WILL SOLELY BE RESPONSIBLE FOR:**

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- The individual weighing of commodities (weighing each commodity separately).
- Providing labour and appropriate and suitable risk-based personal protective equipment used to load material.
- Loading material using own equipment and provide suitable protective clothing, safety equipment to execute collection.
- Transporting of material to his premises for processing and comply with the Road Traffic Ordinance and Road Traffic Act.
- Take full responsibility for protection of material against theft and the insurance thereof once uplifted from a site.
- Take all precautions with regard to environmental and safety risks while loading, transporting, processing and disposing of the material and/or waste material from processed material.

#### DELIVERED TO CONTRACTOR'S PREMISES BY ESKOM OR ITS NOMINATED TRANSPORT CONTRACTOR

##### ITEM 1 TO 17

- Unloading from Eskom's or its nominated contractor's vehicle.
- Weighing per individual material type.
- Take full accountability for the protection of the material against theft and insurance thereof once off loaded.
- Take all precautions with regards to environmental risks while processing and disposing of any material and or waste material from processed material.

#### CATEGORY B ITEM 11 - 14(TABLE S 2, 3 & 5)

Eskom or re-conductoring contractor undertake the disconnection, dismantling and dropping to the ground of the conductor from the Eskom power line.  
The collection of steel earth wire, glass or porcelain insulators and steel may also be required depending on the project requirements.

#### THE CONTRACTOR WILL BE RESPONSIBLE FOR THE FOLLOWING:

- Provide labour and hand tools to load materials.
- Loading of material making use of own equipment.
- Transportation of material to nearest weighbridge and weigh per material type.

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- Transporting material to Contractor's premises for processing.
- Take full responsibility for material against theft once dropped to the ground by Eskom or its nominated contractor.
- Provide suitable clothing, safety equipment as well as toilet facilities to worker's working on the project.
- Take full responsibility for damage to veld caused by vehicle movement, claims from landowners arising from littering, fires and material left on line.
- Take all precautions with regards to environmental risks while loading, transporting, processing and disposing of the material and / or waste material from processed material.

### **CATEGORY C EXCLUDING TRANSMISSION LINES ITEM 15 TO 18 (TABLE 2, 4 & 5)**

Where the Contractor is required to disconnect, dismantle and drop to the ground the conductor from the power line, the dismantling of earth wire glass or porcelain insulators and steel from the required structures.

#### **THE CONTRACTOR WILL BE RESPONSIBLE FOR:**

- Providing a suitable, responsible person to accept working permits, arrange line outages for power line crossings, traffic department arrangements for road crossings, electrified rail crossings and to oversee dismantling.
- Trained personnel to execute dismantling.
- Suitable protective clothing, safety equipment and hand tools to execute dismantling and loading of the material.
- Provide suitable ladders (12m) and all terrain cherry picker with a height reach of not less than 14 meters.
- Obtain permission from landowner to set up camp and provide suitable accommodation facilities for project periods.
- Loading of material using Contractor's own equipment.
- Transportation of material to nearest weighbridge and weigh per individual material type.
- Transportation of material to Contractor's site for processing.
- Take full responsibility / accountability for the protection of the material against theft, once the power supply is disconnected / handed over by Eskom or a permit is issued to proceed with the dismantling.

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- Take all precautions with regards to environmental risks while loading, transporting, processing and disposing of the material and / or waste material from processed material.
- Provision of suitable protective clothing safety equipment and toilet facilities while working on the project.
- Accept full responsibility for claims arising from fire, theft and damages to veld by vehicles, littering and claims from landowner, arising from any actions from the Contractor.
- If instructed, dismantle and clear the entire site from earth wire, insulators, clamps etc. and accept responsibility for claims arising from failure to do so.
- Take all precautions and accept full responsibility with regards to environmental risks while loading, transporting, processing and disposal of the material and/or waste material from processed material.
- Where is scope of work is from Transition high voltage line, the contractor accept that all required approvals to dismantle the lines will have to be authorized by Eskom transmission on a case-by-case basis. Thus the costs and income may vary based on agreements reached with Eskom transmission.

Pricing data (Annex C)

#### **TABLE 1: Percentage LME**

For each disposal transaction (project or non-project related) the Rand price will be calculated by multiplying the quoted percentage of the London Metal Price (LME) as per price schedule.

The percentage quoted in Table 1, item 1 to 10, should allow for the contractor's profit but exclude "fixed costs" reflected in Table 2 to 5.

The percentage of LME would be a "fixed percentage" for the entire contract period.

#### **TABLE 2: Processing costs**


All material listed in item 11 to 14 must **be processed**. The said cost would be an (annual) fixed amount quoted in Rands per ton and must allow for all costs incurred fulfilling the contractor's obligations to process the material. **All tenderers** need to submit a detailed cost breakdown - including the various costs contributing to the total amount quoted under Table 2. At the end of every contractual year this amount would be escalated or decreased on a proven cost basis and then remain fixed for the next 12 months thereafter.

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### **TABLE 3: Project related item 18 to 22**

The said “Roll-up” and collect cost would be an (annual) fixed price in Rands per ton and must allow for all costs incurred to fulfill the contractors obligations as required for **Category B**.

All tenderers need to submit a detailed cost breakdown indicating the various costs contributing to the total amount quoted under Table 3. Escalation will be calculated as per Table 2.

### **Table 4: Project related item 11 to 18**

Ditto Table 3, but cost relating to Category C bearing in mind that transmission high voltage lines costs will be treated as indicative for the purpose of evaluation.

### **Table 5: Project related Item 11 to 18**

The said “Total clean-up price quoted in Rands per ton would be an (annual) fixed price that reflect all costs incurred by the contractor to fulfill all contractual obligations as detailed under “Category B and C total clean-up”.

Escalation to be as per Table 2 and tenderers need to submit cost breakdown, indicating the various costs contributing to the total quoted.

### **CATEGORY A: Items 1 to 10**

This price schedule (Appendix C) is applicable to all non-project related disposals.

### **CATEGORY B: Items 11 to 14**

This price schedule is to be used for all project related disposals where Eskom or its nominated sub-contractor effects delivery to the contractor (Eskom or its sub- contractor undertakes the disconnection, dismantling and dropping to the ground of the conductor from the Eskom Power line network. Personal Protective Clothing and Safety equipment is to be provided by the tenderer.

If “total clean-up” is requested (additional to the above) by Eskom, the contractor would be liable to collect all steel, porcelain brackets and clamps from the project site and safely dispose thereof. The price quoted under Table 5 would be the full payment to the contractor to execute this duty.

### **CATEGORY C EXCLUDING TRANSMISSION LINES: Items 15 to 18**

This price schedule is to be used for all project related disposals where the contractor is required to do the disconnection, dismantling and dropping to the ground of the conductor form the Eskom Power line network.

If “total clean-up” is requested (additional to above) by Eskom the contractor would be liable to dismantle, drop and collect all steel, porcelain, brackets and clamps from the project site and safely dispose thereof. The price quoted in Table 5 (item 15 to 18) would be the full payment to the contractor to execute the duty.

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## **GENERAL**

All prices quoted in Table 2 to 5 would be deductive (where applicable) from the price calculated in Table 1 (% LME).

If contractor supplied transport for a specific disposal, the rate applicable will be according to the “schedule of transport charges” and will be deducted by Eskom from the price quoted by the tenderer in table 1 on the invoice issued to the contractor for the specific disposal activity.

All vehicles will need to comply with the Eskom safety standards and be roadworthy. No oil spills will be permitted

## **APPENDIX C – PRICE SCHEDULE**

			PROJECTS		
	TABLE 1	TABLE 2	TABLE 3	TABLE 4	TABLE 5
ITEM NO	% OF LME	PROCESSING COST R/T	ROLL-UP COST R/T	DISMANTLE & ROLL-UP COST R/T	TOTAL CLEAN UP COST R/T
<b>CATEGORY A NON PROJECT</b>					
1	%	R			
2	%	R			
3	%	R			
4	%	R			
5	%	R			
6	%	R			
7	%	R			
8	%	R			
9	%	R			
10	%	R			
<b>CATAGORY B (PROJECT RELATED)</b>					
11	%	R	R		R
12	%	R	R		R
13	%	R	R		R
14	%	R	R		R

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CATEGORY C (PROJECT RELATED EXCLUDING TRANSMISSION LINES)					
15	%	R		R	R
16	%	R		R	R
17	%	R		R	R
18	%	R		R	R

**Note: Suppliers should utilise the provided price schedule and format, failure of which will lead to non-responsive**

#### **APPENDIX D – ITEM DESCRIPTION**

##### **CATEGORY A**

<b><u>ITEM NO</u></b>	<b><u>MATERIAL</u></b>	<b><u>Estimated Tonnage annually</u></b>
1.	Aluminium conductor	35
2.	Aluminium conductor steel cored(ACSR)	4800
3.	Aluminium cable with PVC and steel armouring	500
4.	Aluminium cable with lead sheath and steel armouring	05
5.	Aluminium cable with PVC covering	500
6.	Aerial bundle conductor(ABC)	320
7.	Aluminium conductor with PVC and copper foil	05
8.	Aluminium clamps and fitting with bolts and nuts	700
9.	Brass and brass shavings	55
10.	Lead (clean)	05

##### **CATEGORY B**

11.	Aluminium conductor	05
12.	Aluminium conductor steel cored(ACSR)	220
13.	Aerial bundle conductor(ABC)	05
14.	Aluminium conductor with PVC	05

##### **CATEGORY C**

##### **EXCLUDES TRANSMISSION LINES**

15.	Aluminium wire clean	05
16.	Aluminium conductor steel cored(ACSR)	40
17.	Aerial bundle conductor	05
18.	Aluminium conductor with PVC	05

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## **APPENDIX E – SCHEDULE OF TRANSPORT CHARGES**

The transport charges deductible by **THE CONTRACTOR** from the **PURCHASE PRICE** in respect of the **GOODS** shall be calculated having regard to the location of the **SITE** on the **AREA MAP** annexed hereto. The transport charges in respect of the location of the **SITES** in the designated areas shall be:

AREA	APPROX. RADIUS (1)	INCORPORATING MAIN CENTRES	CHARGE PER METRIC TON (2,3)
A	60 km	Johannesburg Pretoria( Central Gauteng )	
B	160 km	Bela Bela, Witbank Klerksdorp	
C	600 km	Durban, Kimberley Bloemfontein, Nelspruit Polokwane	
D	900 km	East London, Upington Port Elizabeth	
E	more than 900 km	Cape Town George	

**Note:** Suppliers should utilise the provided transport schedule and format, failure of which will lead to non-responsive

### **NOTES:**

1. This distance represents the **arc radius** from **Johannesburg**, i.e. straight line distance and not actual road distance.(Refer to map)
2. This charge includes taking **DELIVERY** of the **GOODS**, fuel, labour, repairs and maintenance, insurance and supervision.
3. The Contractor or Eskom may elect to adjust these figures on a quarterly basis according to relevant published indices, only by negotiation with and only with the consent of the other party.

**Note:** Refer to the Area Map that should be used in conjunction with the schedule for transport charges.

**COMPANY'S NAME:** .....

**For and on behalf of the company:** .....

**Name of signatory/signatories:** .....

**Official capacity/capacities:** .....

**Date:** .....**E2311NMWPDIS**

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1. Condition of contract award

- a) A bidder who has an existing or expired contract with Eskom and has defaulted in terms of that contract will be disqualified and not be awarded a new contract
- b) A bidder who has an open non-conformance will be disqualified and not awarded a new contract.

2. Annexures

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## **ANNEXURE A**

### **AUTHORISATION FORM**

Indicate the status of the *tenderer* by ticking the appropriate box below.

<b>A COMPANY</b>	<b>B CLOSE CORPORATION</b>	<b>C PARTNERSHIP</b>	<b>D JOINT VENTURE</b>	<b>E SOLE PROPRIETOR</b>	<b>F TRUST</b>

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.

<b>Signed:</b>	<b>Date:</b>
<b>Name:</b>	<b>Position:</b>

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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.

<b>Signed:</b>	<b>Date:</b>
<b>Name:</b>	<b>Position:</b>

## 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		

**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 \_\_\_\_\_

<b>Signed:</b>	<b>Date:</b>
<b>Name:</b>	<b>Position:</b> <b>(Sole Proprietor)</b>

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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.

<b>Signed:</b>	<b>Date:</b>
<b>Name:</b>	<b>Position:</b>

**NOTE:** The table below must also be fully completed by all *tenderers* in addition to the certificate that was selected and completed above.

<b>Name of tenderer:</b>	
<b>Full names of authorised signatory:</b>	
<b>Designation and capacity:</b>	
<b>Signature of authorised signatory</b>	
<b>Date of signature:</b>	

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## **ANNEXURE B**

### **ACKNOWLEDGEMENT FORM**

We are in receipt of the Invitation to Tender 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: ☐

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### **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: ☐

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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: \_\_\_\_\_

Name of Tenderer: \_\_\_\_\_

Country of registration: \_\_\_\_\_

Full names of contact person: \_\_\_\_\_

Contact details:

Tel (landline):
Cell phone:
e-mail address:

<b>Name of tenderer:</b>	
<b>Full names of authorised signatory:</b>	
<b>Signature:</b>	
<b>Designation and capacity:</b>	
<b>Date:</b>	

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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	

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CIDB Registration number (if applicable) and CIDB grade specified for the sub-contractor as may be stipulated in the Tender Data	
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](http://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

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

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	
-----	--	----	--

<b>Name of tenderer:</b>	
<b>Full names of authorised signatory:</b>	
<b>Signature:</b>	
<b>Designation and capacity:</b>	
<b>Date:</b>	

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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 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 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 Act<sup>1</sup>; 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 ( <a href="http://www.treasury.gov.za">www.treasury.gov.za</a> ).		
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 ( <a href="http://www.treasury.gov.za">www.treasury.gov.za</a> ).		
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 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 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 H

SBD 1

### PART A INVITATION TO BID

<b>YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)</b>					
BID NUMBER:	E2311NMWPDIS	CLOSING DATE:	30 JANUARY 2025	CLOSING TIME:	10:00 AM
DESCRIPTION	Collection and Disposal of all Eskom's non-ferrous (with the exclusion of copper) scrap metal (nationally) "as and when" required basis for a period of five(5) years from date of contract signature.				
<b>BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)</b>					
n/a e-tendering					
<b>BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO</b>			<b>TECHNICAL ENQUIRIES MAY BE DIRECTED TO:</b>		
CONTACT PERSON	Sylvia Maluleke		CONTACT PERSON	Sylvia Maluleke	
TELEPHONE NUMBER	015 299 0035		TELEPHONE NUMBER		
FACSIMILE NUMBER	n/a		FACSIMILE NUMBER		
E-MAIL ADDRESS	malulesw@eskom.co.za		E-MAIL ADDRESS		
<b>SUPPLIER INFORMATION</b>					
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]
<b>QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS</b>					
IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? <input type="checkbox"/> YES <input type="checkbox"/> NO					

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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

<b>1. BID SUBMISSION:</b>
1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION. (e-tendering only)
1.2. <b>ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED (NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.</b>
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. <b>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).</b>
<b>2. TAX COMPLIANCE REQUIREMENTS</b>
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 <a href="http://WWW.SARS.GOV.ZA">WWW.SARS.GOV.ZA</a> .
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 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

#### **1.2 To be completed by the organ of state**

*(delete whichever is not applicable for this tender).*

- a) The applicable preference point system for this tender is the 90/10 preference point system.
- b) Either the **90/10 preference point system** will be applicable in this tender. The lowest/highest acceptable tender will be used to determine the accurate system once tenders are received.

9

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:

	<b>POINTS</b>
<b>PRICE</b>	<b>90</b>
<b>B-BBEE</b>	<b>10</b>
<b>Total points for Price and SPECIFIC GOALS</b>	<b>100</b>

1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this

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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. FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

#### 3.1.1. POINTS AWARDED FOR PRICE

A maximum of 90 points is allocated for price on the following basis:

**90/10**

$$Ps = 90 \left( 1 - \frac{Pt - P_{min}}{P_{min}} \right)$$

Where


- Ps = Points scored for price of tender under consideration
- Pt = Price of tender under consideration
- Pmax = Price of highest acceptable tender

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#### 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 or 90/10 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 or 90/10 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 or 90/10 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 both the 90/10 and 80/20 preference point system.

#### 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 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;

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

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## **ANNEXURE J**

### **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. 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?

**[YES/NO]**

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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.
- 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.

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- 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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## ANNEXURE K:

### TECHNICAL EVALUATION CRITERIA

The technical evaluation team shall receive tender document pack of suppliers that met Commercial evaluation requirements only and will then resume with technical evaluation of the Technical" category of the tender returnable. The evaluation criteria will be used to measure the supplier's ability to purchase, collection and removal of scrap non-ferrous metal in Eskom with material which is in compliance with the specific requirements as stated in Eskom's Standards, Eskom's Buyer's Guide Documents, and South African National Standards, and specific user stipulations, as included in the Commercial strategy.

This will be achieved by conducting desktop evaluation of this enquiry returnable. In addition, the technical evaluation team will undertake a site assessment and verification to review the service provider's vehicles, tools and equipment. Tenderers will be informed accordingly by the Eskom Disposal Officer .

The technical evaluation team will evaluate the submissions. 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.

The evaluation levels are as follows:

- Level 1 Mandatory Requirements Evaluation
- Level 2 Functional (Scoring) Requirements Evaluation
- Level 3 Site Assessment & Verification
- Level 4 Contractual Evaluation

#### Level 1: Mandatory Requirements Evaluations

This will be the evaluation of the mandatory requirements. There will be no scoring linked to these requirements, the evaluator shall indicate with a **Yes / No** whether the requirement is met or not. Full compliance is required, i.e., The tenderer needs to meet all the requirements to proceed to Level 2, the technical evaluation for functionality evidence, else the tenderer will be deemed unsuccessful for this contract.

#### Level 2: Functional Requirements Evaluations

The tenderer needs to obtain a minimum threshold will proceed to Level 3. Tenderers who fail to meet this minimum threshold will not be evaluated further and will be deemed unsuccessful.

#### Level 3: Site Assessment & Verification

This will be the assessment & verification of the service provider's vehicles, tools and equipment required for this job. Site assessment and verification will require the evaluation team to inspect the facility as well as vehicles, tools and equipment, and assessment results will be produced. Tenderers will be notified accordingly, by the Eskom Disposal Officer about the factory visit.

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#### Level 4: Contractual Evaluation

This will be the last evaluation level for this enquiry. Tenderers that meet Level 2 requirements will be requested by Disposal Officer to submit contractual requirements.

These requirements shall be met prior to tender award as they have been identified as important for the scope of this enquiry. Although this will not form part of the desktop evaluation, these may be submitted during the tender stage. Compliance to these requirements needs to be met and verified prior to tender awarding stage

#### TENDER TECHNICAL EVALUATION CRITERIA AND RETURNABLE

Technical requirement will be sub-divided into four consecutive levels, namely Level 1: Mandatory Requirements, Level 2: Functional Requirement, Level 3: Site Assessment and Verification, and Level 4: Contractual Requirements. Tenderers will be required to meet the requirements of each level to proceed to the next.

**Note:** The technical returnable must be contained in a separate technical folder and indexed in a logical manner.

**Note:** Sharing of resources amongst service providers is not allowed in this contract and if a company is found to do so, it will be disqualified.

#### Mandatory Requirements

**Table 1** below lists the mandatories that must be submitted by the tenderer. Please note that if any of the requested documentation is not submitted, the tender application shall be discarded / disqualified without requesting tenderer/s to submit outstanding documentation/s. There will be no scoring linked to these requirements, the evaluator shall indicate with a **Yes / No** whether the requirement is met or not. Once the mandatory requirements are satisfied through an evaluation conducted by the evaluator, the technical evaluation for functionality evidence will proceed.

**Table 2: Mandatory Requirements**

No.	Criteria	Evidence Required	Evidence Notes	Decision (Yes/No)
1	Registration as a Second-Hand Goods Dealer and Recycler with the South African Police Service (SAPS as per the <b>Second-Hand Goods Act (Act No. 6 of 2009)</b> ).	Submit valid (at the time of submission) accreditation certificate with the South African Police Service (SAPS).  Registration certificate may be in the name of the	Certificates must be certified by the commissioner of oaths and not older than 3 months from tender closing date.	

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No.	Criteria	Evidence Required	Evidence Notes	Decision (Yes/No)
	This registration is mandatory to legally possess and process-controlled metals, including scrap metal and transformers	company owner / co-owner.		

## Functional Requirements

### Desktop Requirements

There will be scoring linked to these requirements. Tenderers needs to obtain a minimum threshold score of **ninety (90%) percent** to be deemed successful and proceed to the next evaluation stage. Functional requirements and their corresponding weights are listed table 2 below.

**Table 3: Functional Requirements**

Item	Description	Weight
<b>Functional Requirements</b>		
1.	Training, Accreditation & Qualifications Requirements	15%
2	Company Work Related Experience	15%
3	Vehicles	30%
4	Tool & Equipment	40%

### Training, Accreditation & Qualifications Requirements

This is necessary to ensure that there are qualified and trained resources within the company to do the job as stipulated in this contract. Requirements are listed in tables 3 below.

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**Table 4: Training, Accreditation & Qualifications Requirements**

Item No.	Criteria	Evidence Required	Evidence Notes	Min Qty.	Max. Score
1.	Ethical Business Practices and Industry Standards: Affiliation with industry bodies like the Metal Recyclers Association of South Africa (MRA) or the Recycling Association of South Africa (RASA)	Submit valid affiliation certificate: Proof of affiliation or valid membership certificate with a recognized industry body (Metal Recyclers Association of South Africa, Recycling Association of South Africa)	Certificates must be certified by the commissioner of oaths and should be valid within 3 months from the tender issue date.	x1	20
2	Basic Hand Tool Safety Training	Submit valid certificate	Submit certified copies that are not older than 3 months from the tender closing dates. All certificates are to be valid as at the closing date of the tender	X2	10

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Item No.	Criteria	Evidence Required	Evidence Notes	Min Qty.	Max. Score
3	MV Authorisation Certificates	<p>•Valid Outcome 3: Responsible person</p> <p>OR</p> <p>•First Aid Level 2 •Basic Fire fighting •Supervision •Risk Assessment •Equipotential Earthing •ORHVS HV02 •ORLVS •N2 in Electrical Engineering •FAS certificate •HIRA training</p> <p>AND</p> <p>An affidavit per employee, in the template provided (see Annexure B), completed by the resources named on the certificates and certified by a Commissioner of Oaths.</p>	<p>•All certificates should be in the same name of the employee working for the tendering company.</p> <p>•The tenderers are required to submit all listed certificates to score full points.</p> <p>•Submit certified copies that are not older than three months from the tender closing date</p> <p>•All certificates are to be valid as at the closing date of the tender.</p>	X2	10

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Item No.	Criteria	Evidence Required	Evidence Notes	Min Qty.	Max. Score
4	Line Construction Training	<ul style="list-style-type: none"> <li>• MV (ELW002 to ELW010) Training certificate per resource from EAL or accredited training providers by SETA, EWSETA, Eskom, QCTO Line Mechanic Qualification (MV Construction &amp; LV Construction), or</li> <li>• Mersey Line Construction Assessment Process Training Certificate</li> </ul> <p>AND</p> <ul style="list-style-type: none"> <li>• An affidavit per employee, in the template provided (see Annexure B), completed by the resources named on the certificates and certified by a Commissioner of Oaths.</li> </ul>	<ul style="list-style-type: none"> <li>• Certificates must be certified and not older than 3 months from tender closing date.</li> <li>• Combined MV/LV or separate MV and LV Certificates of the same person will be considered.</li> <li>• Certificate must be valid at tender closing date.</li> <li>• Only Training Certificates from Eskom or SETA accredited Training Service Providers will be accepted.</li> </ul>	X2	12%
5	Truck Mounted Crane Operator	Valid Truck Mounted/ Mobile Hydraulic Crane Operator Certificate (Code 32 - 43)	Certificates must be certified and not older than 3 months from tender closing date. Certificate must be valid at tender closing date.	X2	10
<b>TOTAL</b>					<b>62</b>
<b>SCORING METHODOLOGY</b>					
<b>Score</b>	<b>(%)</b>	<b>Definition</b>			
5	100	Certificate is valid, not expired, certified, covers all modules required and is from accredited service provider.			

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Item No.	Criteria		Evidence Required	Evidence Notes	Min Qty.	Max. Score
4		80	Certificate is valid, not expired, covers all modules required and is from accredited service provider but is not certified.			
2		40	Certificate certified but expired / modules not indicated / not from accredited service provider.			
0		0	Certificate not submitted			
The final score for Skills and Competency Requirements will be calculated by the <b>formula</b> below:						
$Final\ Score = \frac{Tenderer\ Score}{Total\ points} \times 15\%$						

### Company Related Work Experience

This section evaluates the experience of the contractor to enable Eskom to identify the risk associated with using incompetent / inexperienced service providers for a critical task such as Electrification Design. Service providers are expected to demonstrate experience as depicted in table 6 below.

**Table 5: Related Work Experience**

Item No	Functional experience	Evidence Required	Qty.	Max. Score
1	Previous work-related experience: Tenderers must demonstrate proven experience in the removal, collection, and disposal of scrap non-ferrous metal.	<p>Tenderers are required to provide documentary evidence of previous similar projects undertaken.</p> <p>The tenderers to attach the Completion Certificates/ Work Order/ Purchase Order/ Signed contracts for each completed project. (The completion certificate must include minimum requirements such as project name, high level scope of work, client name, contractor name, start date, end date, task/project value and signature). It must also stipulate the completion date.</p> <p>Certified copies submitted must not be older than 3 months from the tender closing date.</p> <p>5 points per experience submitted</p>	X3	15
<b>TOTAL</b>				<b>15</b>

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Item No	Functional experience	Evidence Required	Qty.	Max. Score
The final score for Related work experience will be calculated by the <b>formula</b> below:				
$Final\ Score = \frac{Tenderer\ Score}{Total\ Points} \times 15\%$				
<b>Scoring Methodology for related work experience for</b>				<b>Allocated Score</b>
Certified and signed contracts with relevant experience in the removal and collection of scrap non-ferrous metal, along with reference details.				100%
No related projects completed, or no corresponding evidence proof submitted				0

### Vehicle Requirements

Vehicles will be evaluated based on the vehicle register submitted by the tenderers and it must be in the Eskom format provided.

For vehicles listed in the vehicle register, **certified copies** of the vehicle registration document shall be submitted. The registration document shall bare the company name or owner(s)/director's name.

**Table 6: Vehicles Requirements**

Item No.	Vehicles – Owned				
	Criteria	Evidence	Evidence Notes	Min. Qty.	Max. Score
	<b>Roll-on Grab Trucks (10–15 tons):</b>  Equipped with cranes and grab attachments, these trucks are ideal for collecting large volumes of scrap metal from various sites.	Registration Certificate in the company / owner's (Shareholder in the case of Company and Managing member in the case of Close Cooperation) name.	<ul style="list-style-type: none"> <li>• Full Licence document showing company / owner's information</li> <li>• License document must be certified and not older than 3 months from the tender closing date.</li> <li>• 10 points for each vehicle submitted.</li> </ul>	X2	20
	<b>Skip/Bin Lifter Trucks (12 tons):</b>  These trucks facilitate the easy collection and transportation of scrap metal by lifting and transporting bins or skips.	Registration Certificate in the company / owner's (Shareholder in the case of Company and Managing member in the case of Close Cooperation) name.	<ul style="list-style-type: none"> <li>• Full Licence document showing company / owner's information</li> <li>• License document must be certified and not older than 3 months from the tender closing date.</li> <li>• 10 points for each vehicle submitted.</li> </ul>	X2	20

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Item No.	Vehicles – Owned				
	Criteria	Evidence	Evidence Notes	Min. Qty.	Max. Score
	<b>Flatbed Trucks:</b>  Used for transporting heavy or bulky items that cannot be loaded into standard bins.	Registration Certificate in the company / owner's (Shareholder in the case of Company and Managing member in the case of Close Cooperation) name.	<ul style="list-style-type: none"> <li>• Full Licence document showing company / owner's information</li> <li>• License document must be certified and not older than 3 months from the tender closing date.</li> </ul> <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> <li>• Proof of hiring contract or a pre-approved letter from a Bona Fide Vehicle Hire Company for the duration of this contract must be submitted.</li> <li>• 10 points for each vehicle submitted.</li> </ul>	X1	20
	<b>Minimum of 1 x 7-ton truck with crane</b>	Registration Certificate in the company / owner's name.	<ul style="list-style-type: none"> <li>• Full Licence document showing company / owner's information. Load test certificate for the crane.</li> <li>• Licence document must be certified and not older than 3 months from the tender closing date.</li> </ul>	X1	10
	<b>Forklifts:</b>  Suitable for lifting heavy and bulky materials.	Registration Certificate in the company / owner's (Shareholder in the case of Company and Managing member in the case of Close Cooperation) name.	<ul style="list-style-type: none"> <li>• Full Licence document showing company / owner's information</li> <li>• License document must be certified and not older than 3 months from the tender closing date.</li> </ul>	X2	20

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Item No.	Vehicles – Owned				
	Criteria	Evidence	Evidence Notes	Min. Qty.	Max. Score
	4×4 or 4×2 Pick-up Bakkie with Ladder Rack (LDV/Double Cab)	Registration Certificate in the company / owner's (Shareholder in the case of Company and Managing member in the case of Close Cooperation) name.	• Full Licence document showing company / owner's information • License document must be certified and not older than 3 months from the tender closing date. 5 points for each vehicle submitted.	X2	10
Total score					100
SCORING METHODOLOGY					
Score	(%)	Definition			
5	100	Registration certificate is valid, and I bares the company name or owner(s)/director's name.			
4	80	Vehicle is rented from bona fide hiring company with valid, signed rental agreement.			
2	40	Rental agreement not valid and signed.			
0	0	Registration certificate / rental agreement not submitted			
The final score for vehicles will be calculated by the <b>formula</b> below:					
$Final\ Score = \frac{Tenderer\ Score}{Total\ Points} \times 30\%$					

## Tools and Equipment Requirements

To render a service for the purchase, collection and removal of scrap ferrous metal effectively, a well-equipped workshop is essential. The tools and equipment required will vary depending on their criticalities. Below, in Table 6, is a comprehensive list categorized for clarity.

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This is necessary to ensure that service providers appointed have the required tools and equipment to execute the scope of work as stipulated in this contract.

The evidence required in this section shall be provided as per templates provided in Annexure A. Please complete Annexures A to indicate whether you own the tool or not in Column C and the quantity in Column D.

Tools and equipment will be evaluated based on the tools register submitted by the tenderers and it must be in the Eskom format provided.

**Table 7: Tools and Equipment Requirements**

Item No	Tools & Equipment	Requirement (Owned)	Qty.	Max. Score
<b>Sorting and Handling Tools</b>				
1	<b>Magnetic Separators:</b> To separate ferrous metals from non-ferrous materials.	Owned	x1	2
2	<b>Sorting Tables:</b> For manual sorting of different metal types.	Owned	x1	1
3	<b>Hand Tools:</b> Including tongs, crowbars, bolt cutters, and wire strippers for dismantling and sorting.	Owned	x1	5
4	<b>Cutting Tools:</b> Angle grinders and cutting torches for cutting large metal items into manageable sizes.	Owned	x1	2
5	<b>Double shaft shredder</b>	Owned	x1	20
6	<b>Non-ferrous metal processing machines</b>	Owned	X1	22
7	<b>Tracking system for Trucks</b>	Owned/Hired	X1	20
<b>Specialized Tools and Equipment</b>				
10	<b>Low Bed Trailers:</b> For transporting heavy transformers to and from sites.	Owned	x1	20
11	<b>Hydraulic Jacks and Sliding Systems:</b> Used to lift and position transformers accurately.	Owned	x1	1
13	<b>Rigging Equipment:</b> Including slings and shackles for safe lifting and positioning.	Owned	x1	1
14	<b>Safety Barriers and Signage:</b> To ensure a safe working environment during transformer removal	Owned	x1	1
15	<b>Load binders or chains</b>	Owned	x1	1

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Item No	Tools & Equipment	Requirement (Owned)	Qty.	Max. Score
<b>Safety and Workshop Support Equipment</b>				
	PPE: gloves, goggles, ear protection, fire-resistant overalls	Owned	x1	1
	Fire extinguishers (especially for flammable liquids)	Owned	x1	1
	First aid kit	Owned	x1	1
	Spill kits (for oil and fuel)	Owned	x1	1
<b>TOTAL</b>				<b>100</b>
<p>The final score for Related work experience will be calculated by the <b>formula</b> below:</p> $Final\ Score = \frac{Tenderer\ Score}{Total\ Points} \times 40\%$ <p><b>Notes:</b></p> <ol style="list-style-type: none"> <li>1. <b>Only use Annexure A: Tools Equipment Register/List to indicate to tools, failure to do so will result to the tenderer being awarded 0.</b></li> <li>2. <b>Calibration certificates are required at Task order award stage</b></li> <li>3. <b>The hiring of tools is to allow the upcoming contractors who don't afford the expensive tools that are not used regularly.</b></li> <li>4. <b>The frequently used tools can't be hired in order to deliver projects on time.</b></li> </ol>				
<b>Scoring Methodology for Tools and equipment</b>				<b>Allocated Score</b>
Tools List/Register in Eskom format submitted, Tool(s) are owned by tenderer, and Submission meets the minimum number of required tools				100%
Tools List/Register in Eskom format submitted, the tool is hired with documented proof from a bona fide hiring company clearly indicating the tool(s) intended to be hired.				80%
The hiring letter does not specify explicitly the exact name of the tool(s) that is intended to be hired, or the tool that must be owned is hired with proof.				40%

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Item No	Tools & Equipment	Requirement (Owned)	Qty.	Max. Score
	Tools List/Register not Signed or not submitted or not in Eskom format or Quantities owned or hired are not indicated or Tools hired without proof from a bona fide hiring company			0

### Site Assessment & Verification

Site assessment and verification will be conducted to all those service providers that met the threshold of **ninety (90%) percent** of the desktop evaluations. The verification and assessment process will involve vehicles, tools & equipment required to perform the job.

The site verification will be conducted to confirm the ownership and availability of Vehicles, Tools & Equipment). During site evaluation, if ownership or availability of vehicles, tools and equipment, will not be proven the score will be adjusted accordingly.

If any information provided during the desktop evaluation is found to be a mismatch and / or inaccurate during the verification process, Eskom reserves the right to disqualify the tenderer from this enquiry or rectify the desktop score accordingly. Tenderers will be contacted by Eskom officials to make arrangements for the site assessment.

### Contractual Requirements

Contractual requirements are stipulated in table 7 below. These requirements will not be evaluated during desktop evaluations but will be requested from those who passed the site verification before contract award. These requirements have been identified as important for the scope of purchase, collection and removal of scrap ferrous metal services.

**Table 8: Contractual Requirements**

No.	Requirements	Evidence Required	Evidence Notes	Submitted (Yes / No)
1	PDE SCOT Website Access	Letter showing username and password	Contractors need to subscribe to the PDE Website to get the latest Eskom standards and drawings. Access outside Eskom - <a href="https://scot.eskom.co.za">https://scot.eskom.co.za</a> • The confirmation of access Letter should be valid at the time it gets submitted.	

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### Annexure A: Tools & Equipment List / Register

A	B	C	D	E
Item No	Tools & Equipment	Own (Yes / No)	Qty.	Max. Score
<b>Hand Tools</b> (Sorting and Handling Tools )				
1	<b>Magnetic Separators:</b> To separate ferrous metals from non-ferrous materials.			
2	<b>Sorting Tables:</b> For manual sorting of different metal types.			
3	<b>Hand Tools:</b> Including tongs, crowbars, bolt cutters, and wire strippers for dismantling and sorting.			
4	<b>Cutting Tools:</b> Angle grinders and cutting torches for cutting large metal items into manageable sizes.			
5	<b>Magnetic Separators:</b> To separate ferrous metals from non-ferrous materials.			
6	<b>Non-ferrous metal processing machines</b>			
7	<b>Tracking system for Trucks</b>			
<b>Power Tools</b> (Specialized Tools and Equipment)				
6	<b>Low Bed Trailers:</b> For transporting heavy transformers to and from sites.			
7	<b>Hydraulic Jacks and Sliding Systems:</b> Used to lift and position transformers accurately.			
8	<b>Rigging Equipment:</b> Including slings and shackles for safe lifting and positioning.			
9	<b>Safety Barriers and Signage:</b> To ensure a safe working environment during transformer removal			
10	Load binders or chains			
<b>Safety Equipment</b> (To ensure worker safety and effective operation)				
11	PPE: gloves, goggles, ear protection, fire-resistant overalls			
12	Fire extinguishers (especially for flammable liquids)			
13	First aid kit			

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A	B	C	D	E
Item No	Tools & Equipment	Own (Yes / No)	Qty.	Max. Score
14	Spill kits (for oil and fuel)			
<b>TOTAL</b>				
<p>The final score for Related work experience will be calculated by the <b>formula</b> below:</p> $Final\ Score = \frac{Tenderer\ Score}{Total\ Points} \times 30\%$				
<b>Declaration:</b> I hereby confirm that the list above is a true reflection of the Tools & Equipment owned/hired by my company.				
Name:	(Company Owner)			
Signature:	(Company Owner)			
Date:	(Company Owner)			

**Note: The tool list must be fully completed to be accepted and scored**

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### Annexure B: Affidavit Confirming Employment of Resource

I, \_\_\_\_\_ (full names),

ID Number: \_\_\_\_\_,  
hereby confirm that I am currently employed as (tick all where appropriate):

☐

Accredited LV Line Construction Resource

☐

Accredited MV Line Construction Resource

☐

Eskom Authorized Person

\_\_\_\_\_ (Tendering Company Name).

I solemnly declare that all the information contained herein is true.

**Signature of Employee:** \_\_\_\_\_

**Sworn to/Affirmed before me at** \_\_\_\_\_

on this the \_\_\_\_\_ day of \_\_\_\_\_ (month & year).

**Commissioner of Oaths/Justice of Peace:**

..... (Commissioner's stamp, with signature and date not older than three months from the date of tender close)

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**The below items will be checked during site technical assessment :**


- 1.Vehicle tracking devices
- 2.Digital tamper evident waybill system
- 3.Timestamped and Geotagged photographic system

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## **ANNEXURE L**

### **SECTION 37(2) AGREEMENT**

#### **CONCLUDED BETWEEN**

*Eskom Holdings SOC Limited*

#### **AND**

.....

**(Name of contractor/supplier)**

I, .....[(insert name of person representing contractor/supplier company)representing ..... [insert name of contractor/supplier], do hereby acknowledge that ..... [insert name of contractor/supplier] is an employer in his/her own right, with duties as prescribed in the Occupational Health and Safety Act No. 85 of 1993 (“the Act”), as amended, and agree to ensure that all work will be performed and/or machinery or plant used in accordance with the provisions of the Act.

I undertake that ..... [insert name of contractor/supplier] shall strictly adhere to, and ensure that his/her employees adhere to, the provisions of the Occupational Health and Safety Act, 1993 (Act 85 of 1993).

I have been provided with SHE specifications for project/service .....[insert brief details of project/service, for example, name, contract/project number] ..... and will comply with the requirements set out in these.

I accept and agree that the SHE specifications constitute arrangements and procedures between ..... (insert name of contractor/supplier) and [insert name of subsidiary or Eskom Holdings SOC Limited] which will ensure compliance by ..... [insert name of contractor/supplier] with the provisions of the Act, as contemplated in section 37(2) of the Act.

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This agreement constitutes the sole agreement between the parties, and no variation, modification, or waiver of any of the provisions of this agreement or consent to any departure from these shall, in any manner, be of any force or effect, unless confirmed in writing and signed by both parties, and such variation, modification, waiver, or consent shall be effective only in the specific instance and for the specific purpose and to the extent for which it was made or given.

This agreement is signed on behalf of the parties, each signatory to this warranting that he/she has the requisite authority to do so.

Signed this ..... day of ..... 20 ..... at

..... (Place)

(Full Name)..... (Signature) .....on

behalf of ..... (Contractor/supplier)

**Contractor Responsible Manager** (*responsible for signing the contract on behalf of the contractor/supplier*)

Witnesses

1. ....

2. ....

Signed this ..... day of ..... 20 ..... at ..... (Place)

(Full name..... (Signature) ..... on

behalf of [insert name of subsidiary or Eskom Holdings SOC Limited]

**(Contracts and/or Project Manager or Representative)**

Witnesses

1. ....

2. ....

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## **ANNEXURE M-SAFETY REQUIREMENTS**

Item No	OHS Tender Returnables
1	<b>Annexure B</b> Is the acknowledgement of <b>Eskom's OHS</b> legal and other requirements form signed and submitted by the tenderer?
2	<b>Health and Safety Plan</b> <ul style="list-style-type: none"> <li>(Must address the project /scope of work OHS risk(s) and aligned with the health and safety specification or requirements)</li> </ul>
3	<b>Costing for Health and Safety management</b> <ul style="list-style-type: none"> <li>Has the tenderer submitted detailed costing for OHS (the cost should be broken down not provided as a lump sum).</li> <li>The costing must be based on the overall scope of work/service to be performed.</li> <li>The scope of work and the risk assessment may serve as a guideline.</li> </ul>
4	<b>Baseline OHS Risk Assessment (BRA)</b> 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
5	<b>Valid Letter of Good Standing Certificate (COIDA or equivalent)</b>
6	<b>OHS policy signed by CEO.</b> The submitted policy must comply to OHS Act Section 7
7	<b>OHS Competency</b> (Consider scope of work, risks, OHS plan and applicability) CV, s and qualifications / certificates (List competencies required) <ul style="list-style-type: none"> <li>SACPCMP Registered safety officer</li> <li>Incident investigator</li> <li>Risk Assessor</li> </ul>
8	Safe Work Procedure for dismantling and rolling conductors/cables.
9	Loading and offloading procedure (collection and transport of scrap).

## **ANNEXURE N-ENVIROMENTAL REQUIREMENTS**

Ref.	KPIs
1	<b>Pre-requisite</b> Is the acknowledgement of Eskom's SHE rules and requirements form (Annexure B) signed and a copy thereof attached to this tender submissions by the tenderer?

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2	<p><b>Procedures for the Scope of work addressing the following as a minimum:</b></p> <p><b>Applicable to medium risk:</b></p> <ul style="list-style-type: none"> <li>• Waste management plan: A documented strategy outlining a tenderer's approach to handling the waste it generates, focusing on waste reduction, proper storage, transportation, recycling, and safe, compliant disposal.</li> <li>• Environmental Management plan for the environmental aspects and impacts related to this project</li> <li>• Procedure for Environmental induction: describing the tenderer's workplace environmental risks, legal requirements, and best practices for protecting the environment.</li> <li>• Environmental incident management procedure.</li> <li>• Emergency planning for environmental incidents procedure.</li> <li>• Approach to ensuring compliance with environmental compliance obligations.</li> <li>• Environmental Communication and awareness</li> </ul>
4	<p><b>Identification of Environmental Aspects and Impacts:</b></p> <p>Identification, assessment, and control of activities that have or may have an impact on the environment.</p> <p>The methodology used must be provided together with the identified activities (if applicable) that have been identified, based on the scope of work, which have an impact on the environment and the controls that will be in place in contract execution.</p>
5	<p><b>Environmental/ SHEQ policy signed by Company CEO/MD:</b></p> <p>Commitment to:</p> <p>Compliance with all environmental compliance obligations; and Environmental duty of care and due diligence</p>
6	<p><b>Environmental Competency &amp; Roles and responsibilities</b></p> <ul style="list-style-type: none"> <li>• Relevant Environmental competency qualifications or certificates of environmental manager/officer</li> <li>• Environmental management appointment letters (according to NEMA) for environmental manager/officers</li> </ul>
7	<p><b>Additional Submission: Environmental Authorisations and Licenses</b></p> <p>Has the tender submitted valid licenses for:</p> <ul style="list-style-type: none"> <li>• Waste management license for collecting, storing, transporting, processing, and disposing scrap/nonferrous waste.</li> </ul> <p>Applicable and valid for waste transport permits/licenses (national &amp; provincial)</p>

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OR

Ref.	KPIs
1	<b>Annexure B</b> Is the acknowledgement of <b>Eskom's SHE rules</b> and requirements form <b>(Annexure B)</b> signed and submitted by the tenderer?
2	<b>ISO 14001 Environmental Management Standard certificate</b>
3.	<b>Additional Submission: Environmental Authorisations and Licenses</b> Has the tenderer submitted valid licenses for: <ul style="list-style-type: none"> <li>Waste management license for collecting, storing, transporting, processing, and disposing scrap/nonferrous waste.</li> </ul> Applicable and valid for waste transport permits/licenses (national & provincial)

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