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| | | Document Identifier | N/A | Rev | N/A |
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Section 1: Pre-qualification Criteria

Failure to meet Pre-qualification at tender stage will lead to disqualification

1.1 Minimum BBBEE status level of contributor?

If Yes, what is the BBBEE status and/or level required

| YES | NO |
|--------------------------|-------------------------------------|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| | |

1.2 Is there BBBEE category targeted for this enquiry?

If Yes, BBBEE category

| YES | NO |
|--------------------------|-------------------------------------|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| | |

Tender Returnable if the above elements are requirements;

- Valid original or certified copy of sworn affidavit in the case of EME's must be submitted (affidavit must be completed fully), or
- Valid Copy B-BBEE Certificate issued by CIPC for EME's. OR
- Valid original or certified copy of the B-BBEE certificate / sworn affidavit in the case of QSE's must be submitted, or
- Valid original or certified copy of the B-BBEE certificate issued by SANAS Accredited Verification Agency for Generic Entities must be submitted, or
- For JV's only valid original or certified copy B-BBEE Certificate issued by a SANAS Accredited Verification Agency will be accepted and the certificate should be in the name of the JV.

1.3 Minimum subcontracting requirement for this?

If Yes, what is the minimum percentage?

| YES | NO |
|--------------------------|-------------------------------------|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| | |

Tender Returnable if the above element is a requirement;

- Letter of intent or any other requested document indicating commitment and the percentage required must be submitted as a tender returnable.
- Sub-contracting can only be concluded with the following entities:
 - an EME or QSE which is at least 51% owned by black people;
 - an EME or QSE which is at least 51% owned by black people who are youth;
 - an EME or QSE which is at least 51% owned by black people who are women;
 - an EME or QSE which is at least 51% owned by black people with disabilities;
 - an EME or QSE which is 51% owned by black people living in rural or underdeveloped area or townships;
 - a cooperative which is at least 51% owned by black people;
 - a EME or QSE which is at least 51% owned by black people who are military veterans

Section 2: Mandatory Compliance for Contract Award


The following requirements are mandatory compliance for contract award and submissions can be clarified during evaluations or negotiated before contract is awarded

2.1 Local Content Designation

| YES | NO |
|-----|----|
| | |

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| | | | |
|--|--|--------------------------------|--|
| a) Is this Commodity or part of it a Designated Sector? | <input checked="checked" type="checkbox"/> | <input type="checkbox"/> | |
| Please indicate below Designated Components: Not Applicable as per email from Buyer and Technical | | | |
| Commodity | Components | Local Content Threshold | |
| Pumps | Centrifugal Pumps | 70% | |
| | | | |

NOTE 1: If applicable SBD 6.2 Declaration Form and Annex C (Local Content Declaration-Summary Schedule) are a tender returnable and will be mandatory for contract award.

2.2 CIDB Skills Development

| | | | | | |
|---------------------------------------|--|------------|-----------|--------------------------|--|
| a) Is there CIDB compulsory training? | <table border="1" style="margin: auto;"> <tr> <td style="padding: 5px;">YES</td> <td style="padding: 5px;">NO</td> </tr> <tr> <td style="text-align: center; padding: 5px;"><input type="checkbox"/></td> <td style="text-align: center; padding: 5px;"><input checked="checked" type="checkbox"/></td> </tr> </table> | YES | NO | <input type="checkbox"/> | <input checked="checked" type="checkbox"/> |
| YES | NO | | | | |
| <input type="checkbox"/> | <input checked="checked" type="checkbox"/> | | | | |

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

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

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

Mandatory Compliance for Contract Award continues.....


| | | | | | |
|---|---|------------|-----------|--|--------------------------|
| <p>2.3 BBBEE Compliance</p> <p>Is there minimum BBBEE level targeted?</p> <p>If Yes, what is the BBBEE status targeted for this transaction (contractor/s will be required to submit plans to achieve the target level if not met at contract award)</p> | <table border="1" style="margin: auto;"> <tr> <td style="padding: 5px;">YES</td> <td style="padding: 5px;">NO</td> </tr> <tr> <td style="text-align: center; padding: 5px;"><input checked="checked" type="checkbox"/></td> <td style="text-align: center; padding: 5px;"><input type="checkbox"/></td> </tr> </table> <p style="margin-top: 10px;">B-BBEE Recognition of Level 4</p> | YES | NO | <input checked="checked" type="checkbox"/> | <input type="checkbox"/> |
| YES | NO | | | | |
| <input checked="checked" type="checkbox"/> | <input type="checkbox"/> | | | | |

2.4 Local Procurement Content

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

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response must be separated into its components as per the Price Schedule included with the tender documents. Local procurement content is total spend minus the imported component.

| Local Procurement Content | Eskom Target | Tenderer Proposal |
|---------------------------|--------------|-------------------|
| | 100% | |

2.5 Subcontracting Requirements

Is there a requirement for subcontracting?

If Yes, what is the targeted subcontracting percentage

| YES | NO |
|--------------------------|-------------------------------------|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| | |

2.6 Enterprise Development

Are there specific ED requirements?

(This ED intervention can either be separate or additional to subcontracting requirements, but duplication should be avoided)

| YES | NO |
|--------------------------|-------------------------------------|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| | |

If Yes, the main contractor is required propose development in the following areas or against the following Eskom's targets:

| Eskom's Target | Tenderer Proposal |
|----------------|-------------------|
| N/A | |

2.7 Skills Development

Are there Skills Development targets?

| YES | NO |
|--------------------------|-------------------------------------|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| | |

If Yes, the contractors are required to propose skills development against Eskom's targets:

| Eskom's Target | | | |
|----------------|--------|-------------|---------|
| Category | Number | Entry Level | Output |
| Mechanical | 13 | N3 | Artisan |
| | | | |
| | | | |
| | | | |


2.8 National Industrial Participation Programme (NIPP)

NIPP is a programme that seeks to leverage economic benefits and support the development of South African industry by effectively utilizing the instrument of government procurement. The NIPP programme is mandatory on all government and parastatal purchases or lease contracts (goods and services) with an imported content equal to or exceeding US\$5 million.

The programme is targeted at the South African and foreign industries,

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enterprises, and suppliers of goods and services to government / parastatals, where the imported content of such goods and services equals to or exceeds US\$5 million. The first customer of NIPP is the South African industry that benefits through the NIPP business plans which, when implemented generate new or additional business activities through one or more of the following: investment, export opportunities, job creation, increased local sales, SMME and BEE promotion, R & D and technology transfer.

Companies with a NIPP obligation are required to sign this obligation agreement with The Department of Trade, Industry and Competition (DTIC) before the contract with Eskom Holdings SOC Ltd, as a purchasing entity, is signed. The obligation agreement governs the relationship between the DTIC and supplier. It defines the NIPP obligation value/s, requirements to fulfil the NIPP obligation, performance milestones, performance monitoring processes and the NIPP credit allocation criteria

All tenders with an import content that is equal to or exceeds the threshold of US\$5 million, compels the winning bidder to negotiate and enter into a NIPP obligation agreement with the DTIC before signing the contract with Eskom.

Note: In case NIPP is applicable, SDL&I requirements will be waived except for B-BBEE Compliance.

Section 3: SDL&I Penalty and Performance Security

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


One of the following options will apply for SDL&I performance security:

- For the duration of the contract, Eskom will retain 2.5% of every invoice (excluding VAT) as security for the fulfilment of all SDL&I Obligations. The retained amounts shall only be released to the Contractor upon fulfilment of all SDL&I obligations at the end of the contract.
- Alternatively the Contractor shall submit a bond equivalent to 2.5% of the Contract Value and shall only be released to the Contractor upon fulfilment of all SDL&I Obligations.
- Panels- Eskom will apply 2.5% retention on every invoice (excluding VAT) after all cumulative task orders awarded to the Contractor/Service Provider that have reached a stipulated threshold as security for the fulfilment of the SDL&I obligations.

Section 4: Reporting and Monitoring

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- The suppliers shall on a monthly/quarterly basis submit a report to Eskom in accordance with Data Collection Template on their compliance with the SDL&I obligations described above.
- Eskom shall review the SDL&I reports submitted by the suppliers within 60 (sixty) days of receipt of the reports and notify the suppliers in writing if their SDL&I obligations have not been met.
- Upon notification by Eskom that the suppliers have not met their SDL&I obligations, the suppliers shall be required to implement corrective measures to meet those SDL&I obligations before the commencement of the following report, failing which Retention clauses shall be invoked.
- Every contract shall be accompanied by the SDL&I Implementation Schedule which must be completed by the suppliers and returned to SDL&I representative for acceptance 30 days after contract award.

Section 5: Market Research

The following information demonstrates market analysis and assisted in arriving at BBEE targets above:

| | |
|--|--|
| | |
|--|--|

The following information demonstrates market analysis and assisted in arriving at Subcontracting targets above:

Section 7: General Information on Validity of Sworn Affidavits

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

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

- Name/s of deponent as they appear in the identity document and the identity number.
- Designation of the deponent as the **director, owner or member** must be indicated in order to know that person is duly authorised to depose of an affidavit. **(Mark the applicable option).**
- Name of enterprise as per enterprise registration documents issued by the CIPC, where applicable, and enterprise business address.
- Percentage of black ownership, black female ownership and designated group. In the case of specialised enterprises as per Statement 004, the percentage of black beneficiaries must be reflected. **(No blank spaces to be left).**
- Indicate total revenue for the year under review and whether it is based on **audited financial statements** or **management account**. **(Mark the applicable option).**
- Financial year end as per the **enterprise's registration documents**, which was used to determine the total revenue. **(Financial year end to be stipulated by day/month/year).**
- B-BBEE Status level. An enterprise can only have one status level. **(Tick applicable level)**
- Empowering supplier status must be indicated. For QSEs, the deponent must select the basis for the empowering supplier status.
- Date deponent signed and date of Commissioner of Oath must be the same. **(The sworn affidavit must be signed in the presence of the Commissioner of Oath. Furthermore the Commissioner must also sign and stamp)**
- Commissioner of Oath cannot be an employee or ex officio of the enterprise because, a person cannot by law, commission a sworn affidavit in which they have an interest.

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