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| **Business Unit** | Kendal PS GX | |
| **Description/ Scope of Work** | Dust Fall Out Monitoring, Data Analysis, Reporting and Maintenance of the Dust Monitoring Network | |
| **Duration of the Project** | 5 years |  |
| **Name of Buyer** | Isaac Segoatle |  |

**Section 1: Pre-qualification Criteria**

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| Failure to meet Pre-qualification at tender stage will lead to disqualification |
| |  |  |  | | --- | --- | --- | |  | **YES** | **NO** | | * 1. **Minimum BBBEE status level of contributor?** |  |  | | If *Yes,* what is the BBBEE status and/or level required |  | |  |  |  |  | | --- | --- | --- | |  | **YES** | **NO** | | * 1. **Is there BBBEE category targeted for this enquiry?** |  |  | | If *Yes,* BBBEE category |  | |   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.  |  |  |  | | --- | --- | --- | |  | **YES** | **NO** | | * 1. **Minimum subcontracting requirement for this?** |  |  | | If *Yes,* what is the minimum percentage? |  | |   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**

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| **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** | | 1. Is this Commodity or part of it a Designated Sector? | |  | |  | | Please indicate below Designated Components: | |  | | | | **Commodity** | **Components** | | **Local Content Threshold** | | | | N/A | N/A | | N/A | | |   **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**   |  |  |  | | --- | --- | --- | |  | **YES** | **NO** | | 1. **Is there CIDB compulsory training?** |  |  | | 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…..**

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| **2.3 BBBEE Compliance**   |  |  |  | | --- | --- | --- | |  | **YES** | **NO** | | **Is there minimum BBBEE level targeted?** |  |  | | 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) | Successful tenderer to achieve, maintain or improved a B-BBEE Recognition Level 4 for the duration of the contract | |  * 1. **Subcontracting Requirements**  |  |  |  | | --- | --- | --- | |  | **YES** | **NO** | | **Is there a requirement for subcontracting?** |  |  | | If *Yes,* what is the targeted subcontracting percentage | N/A | |  * 1. **Enterprise Development**  |  |  |  | | --- | --- | --- | |  | **YES** | **NO** | | Are there specific ED requirements?  (This ED intervention can either be separate or additional to subcontracting requirements, but duplication should be avoided) |  |  |   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 | N/A |   **2.6 Local Procurement Content**   |  |  | | --- | --- | | **Eskom’s Target** | **Tenderer Proposal** | | 100% |  |   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 spend minus the imported component   * 1. **Skills Development**  |  |  |  | | --- | --- | --- | |  | **YES** | **NO** | | **Are there Skills Development targets?** |  |  |   If Yes, the contractors are required to propose skills development against Eskom’s targets:   |  |  |  |  | | --- | --- | --- | --- | | **Eskom’s Target** | | | | | Category | **Number** | **Entry Level** | **Output** | | N/A | N/A | N/A | N/A | |  |  |  |  | |  |  |  |  | |

**Section 3: SDL&I Penalty and Performance Security**

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| 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 N/A**

**Section 6: General Information on Validity of Sworn Affidavits**

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| 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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| **Compiled & supported by:** |  |
| **……………………………..**  **Phindile Mbonambi** |  |
| **Senior Advisor**  **Supplier Development, Localization and Industrialization** |  |
| **Date:……………………………………………** |  |