	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

## ESKOM HOLDINGS SOC LTD

### INVITATION TO TENDER


#### FOR

### DUTY LINE REPLACEMENT AT MATLA POWER STATION FOR A PERIOD OF 24 MONTHS

Tender number	MPMAT10402GX
Issue date	18 August 2022
Revise Issue date	27 September 2022
Closing date and time	28 September 2022 at 10h00
Revised Closing Date	12 October 2022 at 10h00
Tender validity period	120 days from the closing date and time
Clarification meeting	<p>Non-Compulsory Clarification Meeting  Date: 06 September 2022  Time: 10:00am  Venue: Microsoft Teams  Link : <u>Requested via email before 02 September 2022</u></p> <p>Site visits can be organized by a formal appointment only send to:  <a href="mailto:Abegail.mabuza@eskom.co.za">Abegail.mabuza@eskom.co.za</a></p>
Tenders are to be delivered to the following address on the stipulated closing date and time:	<p>Eskom Tender Box, Ground Floor  No.10 Smuts Avenue  Witbank/ Emalahleni  Mpumalanga</p> <p>GPS CO-ORDINATES  LATITUDE: 25.87723S  LONGITUDE: 29.21629E</p>
Precautionary measures to be taken on delivery of Tender documents	Tenderers shall ensure all precautionary measures to prevent the spread of Covid 19 virus as issued by the Department of Health or as prescribed by the Disaster Management Act and other relevant authorities are undertaken when tender documents are transported and delivered at Eskom Tender Offices.

#### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled, and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd. © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

 Eskom	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

## Invitation to Tender/Request for Proposal

Eskom Holdings SOC Ltd (hereinafter "Eskom") invites you to submit a tender for the **Duty Line Replacement at Matla Power Station for a period of 24 months**

The enquiry documents are supplied to you on the following basis

- 1 Free of charge

Eskom has delegated the responsibility for this tender to the Eskom *Representative* whose name and contact details are set out in the Tender Data. A submission of a tender by you in response to this Invitation will be deemed as your acceptance of the Eskom Standard Conditions of Tender (to be accessed via [www.eskom.co.za](http://www.eskom.co.za))

Queries relating to these Invitation documents may be addressed to the Eskom *Representative*

Yours faithfully




Neo Mkhize

Stanley Ngwenya  
Procurement Manager (Acting)

Date 27 September 2022

## Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd. © copyright Eskom Holdings SOC Ltd. Reg No 2002 / 01552 / 30


	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

The following documents listed hereunder are attached to this enquiry

Number	Description	Annexure/to be downloaded and attached	Attached (Y/N)
6 1	*Acknowledgement form	Annexure A	Y
6 2	*Tenderer's particulars	Annexure B	Y
6 3	* 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 C	Y
6 4	CPA Requirements for Local Goods/Services	Annexure D	Y
6 5	CPA(IG) for Foreign Goods/Services (if applicable)	Annexure E	Y
6 6	SBD 6 2- Declaration Certificate for Local Production and Local Content (only applicable if designated materials are included)	Annexure F1	Y
	Annexure C-Local Content Declaration-Summary Schedule	Annexure F2	
	Annexure D-Imported Content Declaration – Supporting Schedule to Annexure C	Annexure F3	
	Annexure E-Local Content Declaration-Supporting Schedule to Annexure C	Annexure F4	
6 7	SBD 1 -Invitation to Bid must be filled out by all tenderers and submitted with the tender at tender submission deadline	Annexure G	Y
6 8	SBD 6 1- Preference Points Claim Form in terms of PPPFA 2017 regulations	Annexure H	Y
6 9	Tax Evaluation questionnaire to determine whether a company, close corporation (CC) or Trust is a personal service provider for purposes of PAYE <b>[only to be attached for services type of contracts]</b>	Attached	Y
6 10	Supplier Development & Localisation (SDL&I) Undertaking	Annexure J	N

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd. © copyright Eskom Holdings SOC Ltd, Reg No 2002 / 015527 / 30


	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

- 1.2 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** is not attached to the **Invitation to Tender/Request for Proposal**; then the 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: <b>Abegail Mabuza</b>  Tel: <b>011 800 6943</b>  E-mail: <b><a href="mailto:Abegail.mabuza@eskom.co.za">Abegail.mabuza@eskom.co.za</a></b></p>
1.3 Enquiry documents	<p>The Invitation to tender number is .</p> <p>See the content list above for the enquiry documents</p>
1.4 Type of Invitation to Tender/RFP	<p>This invitation to tender is</p> <ul style="list-style-type: none"> <li>An open Invitation to tender</li> </ul>
1.6 Eskom's rights to accept or reject any tender	The tender shall be for the whole of the contract
2.1 Eligible tenders	<p>Submit a tender only if the tenderer (whether a single company or a structure similar to a Joint Venture) complies with the <i>eligibility criteria</i> stated in the Tender Data and the tenderer, or any of his principals, is not under any restriction to do business with Eskom/State Owned Companies</p> <p>Tenderers are deemed <b>ineligible</b> to submit a <b>tender</b> if</p> <ul style="list-style-type: none"> <li>Tenderers have the nationality of a country on any international sanctions list. A tenderer shall be deemed 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 <ul style="list-style-type: none"> <li>Tenderers submit more than one [tender/proposal] either individually or as a partner in a joint venture (JV) or consortium</li> <li>[Tenders/proposals] submitted by a JV or consortium where the JV/consortium agreement does not explicitly</li> </ul> </li> </ul>

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd. © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

	<p>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> <ul style="list-style-type: none"> <li>• A Tenderer must not have a conflict of interest All Tenderers found to have a conflict of interest shall be disqualified A Tenderer may be considered to have a conflict of interest with one or more parties in this [tendering/RFP] process, if <ul style="list-style-type: none"> <li>○ (a)they have a controlling partner/majority shareholder in common, or</li> <li>○ (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/proposal of another Tenderer, or influence the decisions of the Employer regarding this bidding process;</li> </ul> </li> <li>• Tenders signed by non- authorized persons</li> <li>• Where the tenderers are not registered on National Treasury's Central Supplier Database (except Foreign Suppliers)</li> <li>• A tender that fails to meet any pre-qualifying criteria stipulated in the tender documents is an unacceptable tender (section 4 (2) of PPPFA Regulations</li> <li>• Any tenderer that is restricted by National Treasury</li> <li>• A tenderer that sub-contracts 100% Scope of Work</li> </ul> <p><b>Ineligible tenderers will be disqualified.</b></p>
2.2 -2.5 Tender Closing	<p>The deadline for <b>Tender</b> submission is  <b>Date 12 October 2022</b>  <b>Time 10h00 am</b></p> <p><b>Late Tenders will not be accepted</b></p> <p>Tenders are to be submitted to the Eskom <i>tender box</i> at the following physical address</p> <p><b>Eskom Tender Box, Ground Floor</b>  <b>No.10 Smuts Avenue</b>  <b>Witbank/ Emalahleni</b>  <b>Mpumalanga</b></p> <p><b>GPS CO-ORDINATES</b>  <b>LATITUDE: 25.87723S</b>  <b>LONGITUDE: 29.21629E</b></p>
2.9 Copy of original tender	The tenderer shall submit an <b>original tender</b> , plus <b>one (01) hard copy</b> of the original tender at tender submission deadline

### Controlled Disclosure


When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd. © copyright Eskom Holdings SOC Ltd. Reg No 2002 / 015527 / 30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

	Where a Tenderer does not submit <b>one (01) original tender plus one (01) hard copy</b> of the original tender at tender submission deadline, the tenderer will be disqualified
2.13 Tender Validity Period	The tender validity period is <b>120 days from the closing date and time</b>
2.16 Site/clarification meetings	<p><b>Non-Compulsory clarification meeting/site visit</b> with representatives of the <i>Employer</i> will take place as follows</p> <p><b>Date: 06 September 2022</b>  <b>Time: 10:00 am</b>  <b>Venue: Microsoft Teams</b>  <b>Link : <u>Requested via email before 02 September 2022</u></b></p> <p>Site visits can be organized by a formal appointment only send to:  <u><a href="mailto:Abegail.mabuza@eskom.co.za">Abegail.mabuza@eskom.co.za</a></u></p> <p>Tenderers must confirm their intention to attend with the Eskom Representative stating the name, position and contact details of each proposed attendee</p> <p><b>Please note that if the tender stipulates that a site/clarification meeting is mandatory/compulsory; then suppliers must attend such meeting. Those suppliers who do not attend such mandatory/compulsory meeting will be disqualified and will not be evaluated.</b></p>
2.17 Clarification on enquiry documents	The tenderer will notify the <i>Employer</i> of any clarifications required before the closing time for clarification queries, which is <b>five (05)</b> working days before the deadline for tender submission
2.23 Alternative tenders	Alternative tenders are <b>not allowed</b>
2.25 Conditions of contract	<b>The conditions of contract will be the NEC3 ECC</b>
2.31 Provision of security for performance	Not Applicable
3.4 Opening of tenders	<p>Tenders will be opened at the same date and time as the tender deadline</p> <p><b>12 October 2022 at 10:00 am</b></p>
3.5 Prices to be read out	Prices will not be read out
3.9 Basic Compliance	<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. Submit one (1) hard copy of the original tender to Eskom</li> <li>3. Submit a complete original tender with commercial, financial and technical information</li> <li>4. Submission of the mandatory commercial tender returnables as at stipulated deadlines</li> </ol> <p>Central Supplier Database (CSD) number (MAA )</p>

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd. © copyright Eskom Holdings SOC Ltd. Reg No 2002/015527/30


	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

3 10 Mandatory tender returnables	<p>Technical Mandatory Requirements</p> <p><b>1. CIDB Grade 6 ME PE &amp; Above</b></p> <p>See attached detailed technical evaluation as supporting document</p> <p>A tenderer that does not submit mandatory documents/information in required in mandatory documents by the required deadlines as stipulated in the Tender Returnable section of the respective Invitation to Tender, will be deemed non-responsive</p>									
3 11 Pre-qualification criteria	Not applicable									
3 12 Designated materials and thresholds	<p>Designated material thresholds <b>is applicable</b></p> <table><tr><th>Components</th><th>Components</th><th>Local Content Threshold</th></tr><tr><td>Steel</td><td>Steel</td><td>100%</td></tr><tr><td>Bolt &amp; Nuts</td><td>Steel</td><td>100%</td></tr></table> <p>Tenderers need to complete and submit Annexure F1-F4 hereto as evidence of compliance with this requirement</p> <p>The dti has appointed SABS as the official verification agency for local content in terms of designated products.</p> <p><b>A tender that fails to meet the minimum stipulated threshold for local production and content will be disqualified.</b></p>	Components	Components	Local Content Threshold	Steel	Steel	100%	Bolt & Nuts	Steel	100%
Components	Components	Local Content Threshold								
Steel	Steel	100%								
Bolt & Nuts	Steel	100%								
3 13 Functionality requirements	<p>Functionality requirements <b>are applicable</b></p> <p><b>Please refer to the attached Scope of Work and the Technical Evaluation Criterion embedded in the Invitation to Tender</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>Prices will be evaluated as follows</p> <ul style="list-style-type: none"><li>• Inclusive of VAT</li><li>• Making the specified correction for arithmetical errors</li><li>• Excluding contingencies in any bill of quantities or activity schedule</li><li>• Making an appropriate adjustment for any other acceptable variations, deviations, or alternative tenders submitted</li></ul>									

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd. © copyright Eskom Holdings SOC Ltd. Reg No 2002/015527/30



	<b>Invitation to Tender</b>	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

CIDB Requirements (where applicable for Engineering and Construction Works Contracts)	<p>CIDB Requirements are applicable</p> <p><b>3. CIDB Grade 6 ME PE &amp; Above</b></p> <p><b>Please note:</b> That only those tenderers who are registered with the Construction Industry Development Board, or are capable of being so registered within twenty-one (21) working days from the closing date for submission of tenders in a contractor grading designation as stipulated in the tender data and determined in accordance with the best estimated value of the scope of works herein are eligible to submit tenders.</p> <p>Employer (Eskom) must within 21 working days from date when contractors offer to perform a construction works contract is accepted in writing; register and publish the award of all contracts equal to or exceeding R10 M inclusive of VAT. ]</p>
---	--

**Please note:**

Eskom reserves the right to negotiate with preferred bidders after a competitive bidding process or price quotations; should the tendered prices not be deemed 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 tender documents.

A report containing a list of potential sub-contractors may be drawn by accessing the following link: [www.csd.gov.za](http://www.csd.gov.za)

“proof of B-BBEE status level of contributor” means-

- (a) the B-BBEE status level certificate issued by an authorised body or person; or
- (b) a sworn affidavit as prescribed by the B-BBEE Codes of Good Practice; or
- (c) any other requirement prescribed in terms of the Broad-Based Black Economic Empowerment Act;

**1.3 TENDER RETURNABLES**

The tenderer must submit the returnables set out hereunder as part of its tender. Returnables that are mandatory for evaluation will result in disqualification if not submitted at tender closing.

**Controlled Disclosure**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd. © copyright Eskom Holdings SOC Ltd. Reg No 2002 / 015527 / 30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

## EVALUATION CRITERIA

### Basic Compliance

- Review tender submission for compliance to all submission requirements (Tender Returnable)

### Pre- Qualification

- Not applicable

### Functional Evaluation


## TECHNICAL EVALUATION CRITERIA

### TECHNICAL EVALUATION THRESHOLD

The minimum weighted final score (threshold) required for a tender to be considered compliant from a technical perspective is 75%

## Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd. © copyright Eskom Holdings SOC Ltd, Proj No 2002 / 015527 / 30


	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

## TECHNICAL EVALUATION CRITERIA

Weight Threshold (%)	Section	KPI- Criteria Evaluation Indicator	Minimum Criteria Evaluation Requirements	Source	%	Qualitative Evaluation Scoring (Threshold 75%)			
						0	40%	80%	100%
		Technical Requirements							
		1. Company Profile Document	Work Experiences: (20%)						
	Technical Requirements	Traceable Evidence of Projects Completed	Evidence of Project related to pipeline installation, which were successfully completed	Company to provide list of previous work completed With proof of completion or completion certificates, with a contact person at the company where the work was carried out	20%	Not Provided	1 Project completed	2 Projects completed	3+ Projects completed
		2. Project Resources	Technical staff (16%)						
		CV's and Qualifications	Rigger with 3 years' experience in the installation of pipeline of	Submit CV and proof of red seal trade test	10%	0 years' experience post trade test	1 year' experience post trade test	2 years' experience post trade test	3+ years' experience post trade test

## Controlled Disclosure


When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the User to ensure this is the current authorized version on the system. No part of this document may be reproduced in any manner or form by any person without the written consent of Eskom Holdings SOC Ltd. © copyright Eskom Holdings SOC Ltd. Reg No 2002/015527/00

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

			size larger than 200NB						
			Supervisor with Construction Regulations or supervisory course and at least 2 years' experience in work related environment	Submit CV and proof of qualification/N3/Matric & Trade test	10%	0 years' experience in Supervisory or post trade test experience	1 year' experience in Supervisory or post trade test experience	2 years' experience in Supervisory or post trade test experience	3+ years' experience in Supervisory or post trade test experience
			Pipe fitter with 3 years' experience in the installation pipeline larger than 200NB	Submit CV and proof of qualification with a trade test	10%	0 years' experience post trade test	1 year' experience post trade test	2 years' experience post trade test	3+ years' experience post trade test
			Crane Operator with 3 years' experience	Valid Qualification certificate (from SAQA accredited training centre) to be attached on the CV	10%	Certificate with 0 years' experience	Certificate with 12 months years' experience	Certificate with 13 months to 2 years' experience	Certificate with more than 25 months experience
		3. Project Quality Documents	Project Quality Documents (64%)						
		Project Quality Documents	Detailed technical	Submit the work specific detailed	40%	Detailed technical	Detailed technical	Detailed technical	Detailed technical

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd. © copyright Eskom Holdings SOC Ltd. Reg No 2002/015527/00

	<b>Invitation to Tender</b>	<b>Document Identifier</b>	240-114238630	<b>Rev</b>	11
		<b>Effective Date</b>	18 February 2022		
		<b>Review Date</b>	February 2027		

			installation methodology <ul style="list-style-type: none"> <li>• Quality Control Plan 5%</li> <li>• Installation Of Lining On The Bends 30%</li> <li>• Installation of Lining On the Straight pieces 30%</li> <li>• Resource Allocation 5%</li> <li>• Welding NDT and Material Testing Methodology 10%</li> <li>• Delivery and Storage 10%</li> <li>• Turn Around Strategy In case of Delays. 10 %</li> </ul>	technical installation methodology,		installation methodology Scoring 0-40	installation methodology Scoring 41-50	installation methodology Scoring 51-74	installation methodology Scoring 75+
--	--	--	---	-------------------------------------	--	---	--	--	--


### Controlled Disclosure


When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form, electronic or mechanical, without the written consent of Eskom Holdings SOC Ltd. Copyright Eskom Holdings SOC Ltd. Reg No 2002/015527/00








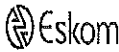
	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

		(FORM A) TENDER & CONTRACT QUALITY REQUIREMENTS FOR 240-105658000 AND QUALITY REQUIREMENTS FOR ISO 9001 STANDARD		Template Identifier	240-43921804	Rev	3
				Document Identifier	240-68099512	Rev	8
				Authorisation Date	August 2020		
				Review Date	August 2023		
SECTION A (TENDER)	ENQUIRY/ CONTRACT No:	Duty Line Replacement at Matla Power Station					
	ENQUIRY/ CONTRACT DESCRIPTION						
	CLAUSES OF 240-105658000 SPECIFICATION	CLAUSE DESCRIPTION					INDICATE WITH AN (X) AS APPLICABLE OR (-) IF NOT APPLICABLE
SECTION B (ESKOM)	CLAUSE 3	PRE-CONTRACT AWARD QUALITY REQUIREMENTS					X
	CLAUSE 4	(*Select Only Applicable Category). NB: Not more than one category must be selected Also indicate whether site assessment is applicable					
		Category 1 (refer to clause 4 1 1 of 240-105658000)					-
		Category 2 (refer to clause 4 1 2 of 240-105658000)					-
		Category 3 (refer to clause 4 1 3 of 240-105658000)					X
		Category 4 (refer to clause 4 1 4 of 240-105658000)					-
	CLAUSE 5	POST-CONTRACT AWARD					
		Contract Execution (refer to clause 5.1 of 240-105658000)					X
		Supplier Quality Performance Monitoring Phase (refer to clause 5 2 of 240-105658000)					X
	CLAUSE 6	STANDARD CONDITIONS					
		Eskom Rights of Access (refer to clause 6 1 of 240-105658000)					X
		Eskom Rights to Information (refer to clause 6 2 of 240-105658000)					X
		Preservation and Storage (refer to clause 6 3 of 240-105658000)					X
		Supplier Quality Audits (refer to clause 6 4 of 240-105658000)					X
		Nonconformities and Nonconforming Outputs Identified by Eskom (refer to clause 6 5 of 240-105658000)					X
		Special Processes (refer to clause 6 6 of 240-105658000)					X
SECTION C (ESKOM)	CLAUSES OF ISO 9001 STANDARD	CLAUSE DESCRIPTION					INDICATE WITH AN (X) AS APPLICABLE
	CLAUSE 4	Context of the Organisation					X
	CLAUSE 5	Leadership					X
	CLAUSE 6	Planning					X
	CLAUSE 7	Support					X
	CLAUSE 8	Operation					X
	CLAUSE 9	Performance Evaluations					X
	CLAUSE 10	Improvement					X
SECTION D (ESKOM)	ESKOM'S QUALITY REPRESENTATIVE	NAME	DESIGNATION	DATE	SIGNATURE		
SECTION E (TENDER)	TENDERER'S QUALITY REPRESENTATIVE	NAME	DESIGNATION	DATE	SIGNATURE		

### Controlled Disclosure


When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	<b>Invitation to Tender</b>	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

	<b>Supplier Quality Management: List of Tender Returnables Documents</b>		Unique Identifier	240-12248652
			Revision	2
			Effective Date	2018/10/26
			Specification	QM 58
<b>Category 3: Quality Requirements</b>		<b>Deliverables to be evaluated indicator = 1</b>		<b>Weights</b>
<b>SECTION A : Quality Management System Requirements ISO 9001</b>				
<b>Objective evidence of documented QMS that is not certified but complies with ISO 9001</b>				
				<b>Apply (Yes=1)</b>
A.1 QMS Manual or a document that defines and describes the QMS and its scope or Quality Method statement based on scope.				1
A 2 Quality Policy Approved by top management.				1
A 3 Quality Objectives Approved by top management				1
A 4 Records required by ISO 9001 standard (List of Records)				1
A 5 Control of documented information				1
A.6 Documented information for Control of nonconforming outputs				1
A.7 Documented information for Nonconformity and Corrective action				1
A 8 Documented information for Internal audit				1
<b>Section A Score</b>				<b>8</b>
<b>SECTION B : Evidence of QMS in operation (Tender Quality Requirements -Ref QM-58 /240-105658000)</b>				
				<b>Apply (Yes=1)</b>
B.1 Documented information for defined roles, responsibilities and authorities				1
B.2 Documented information for Control of Externally Provided Processes, Products and Services				1
<b>Section B Score</b>				<b>2</b>
<b>SECTION C: Contract Quality Plan Requirements (Ref QM-58 and 240-109253698).</b>				
<b>Draft Contract Quality Plan specific to the scope of work as described in the tender documents (Ref ISO 10005)</b>				
<b>NB! Draft Contract/Project Quality Plan has important QA deliverables</b>				<b>Apply (Yes=1)</b>
<b>Section C Score</b>				<b>1</b>
<b>SECTION D: Quality Control Plan Requirements (Ref QM-58 or 240-109253302)</b>				
<b>QCP /Checklist/ ITP (Quality Control Plans) as per Scope of Works (Ref ISO 10005 &amp; QM 58)</b>				
<b>NB! Example of an Inspection and Test Plan (ITP) or Quality Control Plan (QCP) on similar and/ or previous work done</b>				<b>Apply (Yes=1)</b>
				1
<b>Section D Score</b>				<b>1</b>
<b>SECTION E : User defined additional Requirements &amp; miscellaneous (Ref QM-58)</b>				
<b>Customer specific requirements &amp; other standards and required can be listed and evaluated here</b>				
				<b>Apply (Yes=1)</b>
E.1 Form A is completed and signed.				1
E 2 Add other requirements (if applicable) as per the scope of work and/ or specification				1
<b>Section E Score</b>				<b>2</b>

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

## ENVIRONMENTAL


Environmental Objective Criteria			
Category A: Contractors		Yes/No	Comments
All contractors working for and on behalf of Matla Power Station on a once off (supply and delivery) or outage programs and with their activities which might not cause potential harm to the environment as per scope of work by environmental practitioner professional discretion Assessment for these contractors shall be done by completing the Environmental Contractor Assessment form, If there is any yes to the questionnaire then the Environmental Officer must be notified to conduct a proper assessment on the contract. These suppliers or contractors must adhere or adopt the Contract Manager' Environmental Aspect and Impact register and the management thereof			
Completion of Environmental Contractors Assessment Form			
Sign Contractors commitment and indemnity letter			
OR ISO14001 certified with valid certificate			

## COMMERCIAL RETURNABLES

Reference	Returnables from supplier	Returnables mandatory for evaluation purposes and due at tender closing	Returnables mandatory for contract award and due prior to contract award
<b>Basic Compliance</b>	One (1) hard copy of the tender	✓	
	One (1) copy of the original	✓	
<b>CSD</b>	CSD number	✓	
<b>BBBEE Certificate</b>	Proof of B-BBEE status level of contributor" means	✓	

### **Controlled Disclosure**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	<b>Invitation to Tender</b>	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		


<p><b>*“proof of B-BBEE status level of contributor” means:-</b></p> <p>(a) the B-BBEE status level certificate issued by an authorized body or person; or</p> <p>(b) a sworn affidavit as prescribed by the B-BBEE Codes of Good Practice; or</p> <p>(c) any other requirement prescribed in terms of the Broad-Based Black Economic Empowerment Act;</p>	<p><i>Failure on the part of the supplier to submit “proof of B-BBEE status level of contributor” for purposes of evaluation and scoring by the tender closing will not result in disqualification (if tenderer is otherwise deemed to be responsive/acceptable in all other aspects and it is not a pre-qualification criterion) The tenderer will, however, be scored zero on B-BBEE for purposes of PPPFA scoring and ranking</i></p>		
<p><b>CIDB</b></p>	<p><b>CIDB GRADE 6 ME PE &amp; ABOVE</b></p>	✓	
	<p>Valid proof of the required CIDB grading designation for the main contractor, JV and /or sub-contractor as may be required in the tender data at tender closing deadline or within 21 working days from the closing date of submission of tenders if this is agreed with the Employer</p>	✓	
<p><b>CIDB Mandatory Training</b></p>	<p>Note 3 Failure by the Contractor/Service Provider/Supplier to meet the CIDB will render their tender non-responsive</p>	✓	
<p><b>Annexure A</b></p>	<p>Acknowledgement Form</p>	✓	
<p><b>Annexure B</b></p>	<p>Tenderers Particulars</p>	✓	

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30






	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

	(c) any other requirement prescribed in terms of the Broad-Based Black Economic Empowerment Act, (as may be applicable for the particular tendering entity )		
	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	✓	
<b>Tax Clearance Certificates</b>	A certified copy of a tax clearance certificate is still required by Foreign suppliers (with a footprint in South Africa- but who are not on CSD and have not provided a SARS pin number ) and Local suppliers (who have not provided their SARS e-filing PIN number for verification by Eskom and/or their CSD profile / CSD number) Foreign suppliers with no footprint in South Africa, must still complete the SBD1 document, however no proof of tax compliance is required		✓
<b>Tax Evaluation Questionnaire (if services contract and was included as annexure)</b>	Evaluation questionnaire to determine whether a company, close corporation (CC) or Trust is a personal service provider for purposes of PAYE]		✓
<b>Compliance with Employment Equity Act</b>	To the extent that the tenderer falls within the definition of a "designated Employer" as contemplated in the Employment Equity Act 55 of 1998, the tenderer is required to furnish the Employer with proof of compliance with the Employment Equity Act, including proof of submission of the Employment Equity report to the Department of Labour (South African tenderers only)		✓

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

Shareholding	Shareholding organogram and detailed breakdown (for each individual company/JV member) clearly identifying percentages owned by individual shareholders (full names & ID Numbers) and other entities (provide full legal/trading name and respective identifying registration/trust numbers)	✓	
NEC/FIDIC Documentation	Completed NEC/FIDIC pricing schedule and contract data	✓	
Additional documents required (ECSA/ SACPCMP/CVs/ permits/licenses/ specific registration documents (if applicable to scope of work)			


#### SD&L REQUIREMENTS

Is this procurement considered to be a designated sector as confirmed by National Treasury and DTI, in terms of the PPPFA?	Yes									
If not a designated sector, is Eskom required to make application to National Treasury and the DTI to authorise the designation of the required assets / goods?	Not applicable									
If a designated sector, confirm the threshold to be applied to local content.	<table><tr><th>Components</th><th>Components</th><th>Local Content Threshold</th></tr><tr><td>Steel</td><td>Steel</td><td>100%</td></tr><tr><td>Bolt &amp; Nuts</td><td>Steel</td><td>100%</td></tr></table>	Components	Components	Local Content Threshold	Steel	Steel	100%	Bolt & Nuts	Steel	100%
Components	Components	Local Content Threshold								
Steel	Steel	100%								
Bolt & Nuts	Steel	100%								

#### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30




	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

## Pre-qualification Criteria

Failure to meet Pre-qualification at tender stage will lead to disqualification					
<b>1.1 Minimum BBBEE status level of contributor?</b>  If Yes, what is the BBBEE status and/or level required	<table border="1"> <tr> <th>YES</th> <th>NO</th> </tr> <tr> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> </table>	YES	NO	<input type="checkbox"/>	<input checked="" type="checkbox"/>
YES	NO				
<input type="checkbox"/>	<input checked="" type="checkbox"/>				
<b>1.2 Is there BBBEE category targeted for this enquiry?</b>  If Yes, BBBEE category	<table border="1"> <tr> <th>YES</th> <th>NO</th> </tr> <tr> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> </table>	YES	NO	<input type="checkbox"/>	<input checked="" type="checkbox"/>
YES	NO				
<input type="checkbox"/>	<input checked="" type="checkbox"/>				
Tender Returnable if the above elements are requirements, <ul style="list-style-type: none"> <li>Valid original or certified copy of sworn affidavit in the case of EME's must be submitted (affidavit must be completed fully), or</li> <li>Valid Copy B-BBEE Certificate issued by CIPC for EME's. OR</li> <li>Valid original or certified copy of the B-BBEE certificate / sworn affidavit in the case of QSE's must be submitted, or</li> <li>Valid original or certified copy of the B-BBEE certificate issued by SANAS Accredited Verification Agency for Generic Entities must be submitted, or</li> <li>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</li> </ul>					
<b>1.3 Minimum subcontracting requirement for this?</b>  If Yes, what is the minimum percentage?	<table border="1"> <tr> <th>YES</th> <th>NO</th> </tr> <tr> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> </table>	YES	NO	<input type="checkbox"/>	<input checked="" type="checkbox"/>
YES	NO				
<input type="checkbox"/>	<input checked="" type="checkbox"/>				
Tender Returnable if the above element is a requirement, <ul style="list-style-type: none"> <li>Letter of intent or any other <u>requested document</u> indicating commitment and the percentage required must be submitted as a tender returnable.</li> <li>Sub-contracting can only be concluded with the following entities.               <ul style="list-style-type: none"> <li>an EME or QSE which is at least 51% owned by black people,</li> <li>an EME or QSE which is at least 51% owned by black people who are youth,</li> <li>an EME or QSE which is at least 51% owned by black people who are women,</li> <li>an EME or QSE which is at least 51% owned by black people with disabilities,</li> </ul> </li> </ul>					

## Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

- o an EME or QSE which is 51% owned by black people living in rural or underdeveloped area or townships;
- o a cooperative which is at least 51% owned by black people;
- o a EME or QSE which is at least 51% owned by black people who are military veterans

**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

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

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

Please indicate below Designated Components

Components	Components	Local Content Threshold
Steel	Steel	100%
Bolt & Nuts	Steel	100%

**NOTE 1** If applicable (F1) SBD 6 2 Declaration Form and (F2) 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?

YES	NO
<input type="checkbox"/>	<input checked="" type="checkbox"/>
<p>If Yes, what is the % of the Construction Skills Development Goal % (CSDG)</p>	

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	

## Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

## 2.3 BBBEE Compliance

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)

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

## 2.4 Subcontracting Requirements

Is there a requirement for subcontracting?

If Yes, what is the targeted subcontracting percentage

YES	NO
<input checked="" type="checkbox"/>	<input type="checkbox"/>
30%	

Scope to be subcontracted

- Supply of all the nuts and bolts
- Supply of all the flanges
- Supply of all the Gaskets

## 2.5 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"/>

## Local Content

Eskom's Target	Tenderer Proposal
100	

## 2.6 Skills Development

Are there Skills Development targets?

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

## Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

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

Eskom's Target			
Category	Number	Entry Level	Output
Artisans	02	N3	N6
Welders	03	N3	N6
Total	05		

### 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.

### Reporting and Monitoring

- 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.

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

## Market Research

The following information demonstrates market analysis and assisted in arriving at BBBEE targets above:	
• N/A	• N/A

## Corporate Social Investment

### Tenderers will be expected CSI 2%

- I Successful shall be expected to contribute 2% towards corporate social investment initiatives to benefit communities around Matla This item shall be negotiated with the successful bidder


Criteria	Expected CSI (%)	Target (%)	Proposal
CSI	2%	2%	

## General Information on Validity of Sworn Affidavits

The following must be considered when it comes to validity of Affidavits:
<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>(Mark the applicable option)</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>(No blank spaces to be left)</b>.</li> <li>• Indicate total revenue for the year under review and whether it is based on <b>audited financial statements or management account (Mark the applicable option)</b>.</li> <li>• Financial year end as per the <b>enterprise's registration documents</b>, which was used to determine the total revenue <b>(Financial year end to be stipulated by day/month/year)</b>.</li> <li>• B-BBEE Status level. An enterprise can only have one status level. <b>(Tick applicable level)</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>(The sworn affidavit must be signed in the presence of the Commissioner of Oath. Furthermore the Commissioner must also sign and stamp)</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>

## Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

## ANNEXURE A

### ACKNOWLEDGEMENT FORM

We are in receipt of the Invitation to Tender from Eskom Holdings SOC Ltd and the following agenda issued by Eskom

1 \_\_\_\_\_

2 \_\_\_\_\_

3 \_\_\_\_\_

We confirm that the documentation received by us is **(Indicate by ticking the box)**

Correct as stated in the Invitation to Tender / RFP Content List, and that each document is complete ☐

Or: Incorrect or incomplete for the following reasons ☐

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

### **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 *tender submission*  
☐
- 2 We have already supplied Eskom with the cataloguing information pertaining to this enquiry in a previous contract/order ***[insert previous invitation to tender/RFP number]*** ☐ \_\_\_\_\_
- 3 We do not intend to provide the cataloguing information for the required scope / specifications for the reasons stated hereunder ☐

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

### **Controlled Disclosure**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

- 4 I confirm that I am a Distributor/Importer/Agent and my Principal, being the Original Equipment Manufacturer (OEM) is or is not in the position to supply cataloguing information for items See attached letter from OEM confirming his position ☐

Invitation to Tender/Request for Proposal No \_\_\_\_\_

Name of company/JV \_\_\_\_\_

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

Name of contact person \_\_\_\_\_

Contact details of contact person

Tel (landline) \_\_\_\_\_

Cell phone \_\_\_\_\_

e-mail address \_\_\_\_\_

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

## ANNEXURE B

### 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 (for each individual company / JV member)	
VAT registration number (for each individual company / JV member)	
CIDB registration number (for each individual company/JV member if applicable), respective contractor grading designation for each individual company/JV member , and combined cidb contractor grading designation (for JVs)	
Shareholding information (for each individual company/JV member) clearly identifying percentages owned by individual shareholders (full names & ID Numbers) and other entity shareholders (provide full legal/trading name and respective identifying registration/trust numbers)	Include as separate tender returnable if required
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 of the JV)	

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30


	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

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	
VAT registration number	
CIDB Registration number (if applicable) and CIDB grade specified for the sub-contractor as may be stipulated in the Tender Data	
Shareholding organogram /breakdown (for each individual company/JV member) clearly identifying percentages owned by individual shareholders (full names& ID Numbers) and other entities (provide full legal/trading name and respective identifying registration/trust numbers)	
Proposed Scope of work to be done by sub-contractor	
Contact person	
Telephone number	
Fax number	
E-mail address	
Postal address	
Physical address	

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	<b>Invitation to Tender</b>	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

- If you are currently registered as a vendor with Eskom, please provide your Vendor registration number with Eskom \_\_\_\_\_
- If you are currently registered as a vendor on the Treasury Central Supplier Database(CSD) please provide your supplier registration number with Treasury\_\_\_\_\_
- Please note that it is mandatory for you to register on National Treasury's CSD, if you intend doing work with any State department or State owned entity/company
- You may register online at National Treasury website on [www.treasury.gov.za](http://www.treasury.gov.za)
- Alternatively, you may contact : **Abegail Mabuza (Abegail.mabuza@eskom.co.za)**
- If you are registered on SARS Efiling system, please provide your pin number in order to verify your tax compliant status\_\_\_\_\_
- 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 Efiling pin, please confirm that you have attached/will send a copy of a current valid tax compliant certificate as a tender returnable (by contract award stage)

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

8 If sub-contracting is prescribed in the specific enquiry, you need to complete 8 1- 8 7

1 8 1 Confirm if you intend sub-contracting

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

2 8 2 What percentage will you be sub-contracting? \_\_\_\_\_ %

3 8 3 To whom do you intend sub-contracting? \_\_\_\_\_

4 8 4 Is the said sub-contractor registered on CSD?

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

5 8 5 If yes to 8.4, please provide CSD number \_\_\_\_\_

6 8 6 Please confirm B-BBEE level of said sub-contractor \_\_\_\_\_


7 8 7 Which designated group does the sub-contractor belong to -

1. Black people
2. Black people who are youth
3. Black people who are women

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30



	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

#### PART B: Joint Ventures

We, the undersigned, are submitting this tender in Joint Venture and hereby authorise Mr/Ms \_\_\_\_\_ (full names), an authorised signatory of \_\_\_\_\_, (insert the full legal name of the business entity serving as the lead partner) acting in the capacity of lead partner, to sign all documents in connection with the tender and any contract resulting from it on our behalf

We attach to this Schedule a copy of the joint venture agreement which incorporates a statement that all partners are liable jointly and severally for the execution of the contract and that the lead partner is authorised to incur liabilities, receive instructions and payments and be responsible for the entire execution of the contract for and on behalf of any and all the partners

Legal Name of Joint Venture Member	Full Name and Capacity of Authorised Signatory	Signature

#### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30



	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

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 a State/State owned entity employee/contractor/ director.	Full Names & Capacity/Position of Eskom employee/ director/ consultant and details of the relationship or interest(marital/ familial/personal/ financial etc.)	To your knowledge is this person involved in the evaluation/ adjudication/ negotiation of tenders

PART A If any employee/director/member/shareholder/owner of tenderer/s is also currently employed by Eskom, state whether this has been declared and whether there is authorisation(Y/N) to undertake remunerative work outside public sector employment, and attach proof to this declaration \_\_\_\_\_

PART B Do the tenderer/s and other tenderer in this tendering/RFP process share a controlling partner or have any relationship with each other, directly or through common third parties? (Y/N) If Yes, attach proof to this declaration. \_\_\_\_\_

## 2. DECLARATION OF FAIR TENDERING PRACTICES

This serves as a declaration that when goods/services are being procured, all reasonable steps have been taken to address and/or 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 the institution's procurement process (e g bid rigging/collusion)
- 2 committed fraud or any other improper conduct in relation to such system

## Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30



	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

15	Is there any history/record of the tenderer/s (or any of its directors/members/shareholders) failing to meet their contractual obligation with any SOC?		
----	---	--	--

I, the undersigned, \_\_\_\_\_ hereby confirm that I am duly authorised to sign all documents in connection with this tender and any contract resulting from it on behalf of \_\_\_\_\_ (insert the full legal name of the tenderer)

I declare that I have read and understood the provisions of the Supplier Integrity Pact, that all information furnished herein is correct, that it is understood that the tenderer's tender/proposal may be rejected, and that Eskom will act against the tenderer should any aspect of this this declaration prove to be false.

Signature:	
Designation and capacity in which signing:	
Date:	

#### Joint Ventures


I, the undersigned, \_\_\_\_\_ hereby confirm that acting in the capacity of lead partner, I am duly authorised to sign all documents in connection with the tender and any contract resulting from it on behalf of \_\_\_\_\_ (insert the full legal name of the JV)

I declare that I have read and understood the provisions of the Supplier Integrity Pact, that all information furnished herein is correct, that it is understood that the JV's tender/proposal may be rejected, and that Eskom will act against the JV should any aspect of this this declaration prove to be false.

Signature:	
Designation and capacity in which signing :	
Date:	

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

(A copy of the joint venture agreement which incorporates a statement that all partners are liable jointly and severally for the execution of the contract and that the lead partner is authorised to incur liabilities, receive instructions and payments and be responsible for the entire execution of the contract for and on behalf of any and all the partners is attached to the invitation to tender/Request for proposal).

## **ANNEXURE D**

### **CPA REQUIREMENTS FOR LOCAL GOODS AND SERVICES (SOUTH AFRICA)**

#### **THE APPLICATION OF CONTRACT PRICE ADJUSTMENT (CPA) TO TENDER SUBMISSIONS**

*This Section will not be applicable to professional services contract*

#### **1. APPLICATION OF CPA**

Eskom will afford Tenderers an opportunity to propose additional/alternate offers to the abovementioned Additional Offers, which are optional, will only be considered if a fully compliant Main Offer is submitted and acceptable

CPA conditions may apply if the contractual duration is to be longer than 12 months. If the contractual duration will be less than or equal to 12 months, a fixed priced offer must be submitted

#### **2. TENDER SUBMISSIONS**

Tenderers shall comply with the following requirements


##### **a. Main offer.**

- A Main Offer that is fully compliant with the CPA requirements as specified in the Enquiry
- This condition is mandatory unless a fully fixed priced offer is submitted. If more than one offer is submitted, then the fully CPA compliant offer must be indicated as the Main Offer

**Failure to do so may result in the supplier's offer(s) being disqualified.**

### **Controlled Disclosure**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	<b>Invitation to Tender</b>	<b>Document Identifier</b>	240-114238630	<b>Rev</b>	11
		<b>Effective Date</b>	18 February 2022		
		<b>Review Date</b>	February 2027		

**b. Additional/Alternative offer:**

Additional offers, which are optional, will only be considered if a fully compliant main offer is submitted and acceptable

- A fixed priced offer in addition to the fully CPA compliant main offer, or
- Any other offer with CPA specifications which deviate from the CPA requirements specified in the enquiry. However, it is compulsory that all such deviations are sufficiently substantiated

Additional/Alternative Offers must be clearly indicated as such

**3. ESKOM'S PREFERRED INDEX LIST**

Eskom's preferred index list is set out hereunder in Tables 1 and 2. The index list comprises indices that could be used in the Tenderers main offer.

**4. FOREIGN PORTION OF THE TENDER/AGREEMENT PRICE**

In instances where the preferred index list does not specify a foreign index which is required for the specific agreement, the following must apply:

- The source of an index must be that of the national statistical institute of the relevant country or a generally acknowledged statistical (e.g., industry) body in or for that country, e.g. BEAMA and MEPS
- The index must be the equivalent, or if unavailable, the nearest equivalent index to that of the specific prescribed local index

**5. NUMBER OF FORMULAE & INDICES**

- The Tenderer is limited to a maximum of 10 (ten) indices in total, i.e. a maximum of 5 local indices and maximum of 5 foreign indices, excluding the fixed portion per CPA formula, per offer/agreement

**6. CPA FIXED PORTION**

A minimum of 15% of the total agreement value is to be fixed when a CPA formula applies, except in the case of professional services or consulting agreements.

**Controlled Disclosure**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	<b>Invitation to Tender</b>	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

## 7. BASE DATE

- In instances of indices or other references published monthly, the Base Date is to be  
*The month before the month in which the Enquiry closes*
- In instances where the reference figures, e g , market prices, are published daily or at more intervals than once a month  
*The average for the month before the month in which the Enquiry closes*
- In this case, the following shall apply
  - Where the average is published  
*The average published price in the currency Eskom will be exposed to e g  
The currency in which Eskom will affect payment*
  - Where a high, low and mean are published  
*The mean*
  - Where other prices than the Cash Settlement or Cash Sellers Price are published  
*The Cash Settlement or Cash Sellers Price*
- Where applicable, these principles, must also apply for the CPA "cut-off" date.

## 8. CPA FOR PROFESSIONAL SERVICES

The preferred index to be used for adjusting these agreements is the country specific CPI Headline index

The price adjustment factor will be effective from each contractual anniversary of the base date This must be the average of the country specific CPI Headline index figures published for the last twelve-month period (cycle) ending before the contract anniversary date.

No fixed portion is mandatory

Signed

Date


Name

Position

Tenderer

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30


	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

**Table 1: Preferred Local Index List** -this list of indices needs to be relevant to the commodity.  
Buyers need to check and include the relevant indices

Labour	Commodities	Processed material	Transport	Others
<b>Labour general (hourly paid)</b> SEIFSA, C3, actual labour cost	<b>Steel</b> StatsSA, P0142 1 Table 2, basic iron and steel	<b>Mechanical engineering material</b> SEIFSA, G, mechanical engineering material	SEIFSA, L2, road freight costs	StasSA, PO141 <b>CPI</b> (Headline) all items OR SEIFSA, D-2 (CPI)
	<b>Copper</b> SEIFSA, F, copper metric ton	<b>Electrical engineering material</b> SEIFSA, G-1, electrical engineering material		
<b>Labour general</b> SEIFSA, C3 (a), actual labour cost (field force) where subsistence allowance is paid	<b>Aluminium</b> SEIFSA, R, aluminium	<b>Building and construction material</b> SEIFSA, G, building and construction material		StasSA, PO142 1), <b>PPI</b> <ul style="list-style-type: none"><li>Final Manufactured Goods</li><li>Or</li><li>Intermediate Manufactured Goods OR</li><li>SEIFSA Table U Producer Price Index (PPI)</li></ul> - final manufactured GOODS OR Intermediate Manufactured Goods
	<b>Zinc</b> SEIFSA, F, zinc			
	<b>Lead</b> SEIFSA ,F, lead			

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

**Table 2: Preferred Foreign Index List**


Labour	Commodities	Processed material	Transport	Others
National Statistical Institute, Country-specific general labour index	MEPS, Country-specific general steel index	National Statistical Institute, Country-specific mechanical engineering material	National Statistical Institute, Country-specific general transport cost index	National Statistical Institute, Country-specific CPI (Headline)  National Statistical Institute, Country-specific PPI
	LME, Copper	National Statistical Institute, Country-specific electrical engineering material		
	LME, aluminium	National Statistical Institute, Country-specific building and construction material		
	LME, zinc			
	LME, lead			

Closing date of tender	____/____/____
TENDERER'S SIGNATURE	_____

## **ANNEXURE E**

### **Controlled Disclosure**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

## CPA (IG) REQUIREMENTS FOR FOREIGN GOODS AND SERVICES

### **CONTRACT PRICE ADJUSTMENT AND FOREX PAYMENTS – IMPORTATION**

Failure to propose contract price adjustment methods, either by completing this document or proposing alternative methods for any portion of the tender price, will lead to that portion of the tender price being considered fixed

Where space in this document is insufficient, the tenderer shall submit the required information on separate schedules, duly referenced to this document

Where foreign exchange is involved, and Eskom will cover the risk forward, the methods of payment listed in Part 1 are the only acceptable methods. It must be noted that Eskom considers Payment **Method 1** to be the default payment method

### **PART 1: PAYMENT OF FOREIGN COMMITMENTS**

Payment of Eskom's foreign commitment in foreign currency will be made either

#### **Payment Method 1A:**

To a nominated bank account in a foreign country in a foreign currency  
(payment will be made to the party and account nominated by the supplier in the contract, and not to any other party),

**Please note that the contracting party must be the direct importer of the goods  
Applicable (Y / N)**

Payment Method 1B,

To a valid SARB approved CFC account in South Africa, in a foreign currency (payment will be made to the party and account nominated by the supplier in the contract, and not to any other party).

Please note

- 1 The contracting party must be the direct importer
- 2 For payment purposes, Eskom will require both the foreign (commercial ) invoice and the local tax invoice
- 3 The foreign currency values on both the commercial and local invoice must be the same  
Eskom will not pay any profit in foreign currency
- 4 Service related payments are excluded from this option,


**Applicable(Y/N) or**

#### **Payment Method 2:**

In South African Rand at the selling spot rate of exchange obtained by Eskom's Treasury on the date that the forward cover is cancelled. Eskom will notify the supplier of the date that the forward cover is cancelled as well as the intended payment date, which will be as per the agreed payment terms.

### **Controlled Disclosure**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

Any exchange rate adjustment after Eskom has notified the supplier of the date and the rate which the forward cover is cancelled, will be for the account of the supplier

Please note

- 1 The contracting party has to be the direct importer of the goods
- 2 This payment option is not applicable for the payment of services

**Applicable (Y/N).....**

An indemnity in writing confirming that the supplier will not buy forward cover is required where Payment Method 1 or 2 is contracted

***[Payment Method 2 must be accepted by the Commercial Policy and Procedure Manager before the tender documentation is sent out, but at the latest before the tender closing date. If it is not approved before tender closing, Payment Method 1 will be the default.]***

Fixed ZAR pricing

The tenderer may elect to be responsible for the hedging of the exposure of the imported content. However, Eskom reserves the right to have line of sight of the exchange rates to be quoted by the tenderer. This entails a simultaneous exercise of the verification of the exchange rates to be used.

**Applicable (Y/N).....**

Please note Eskom will require substantiating proof of importation at the time of invoicing, if payment methods 1A, 1B and 2 are selected

Where goods were previously imported into stock by the supplier, for delivery to various customers, including Eskom, the price quoted must be in South African Rand. In such cases Eskom will not undertake any foreign exchange commitment or arrange forward cover.

## **PART 2: EXCHANGE RATES**

The tenderer shall use the exchange rate as at 12H00 on the date of the advertisement of the tender. The source of the exchange rates shall be the South African Reserve Bank ([www.resbank.co.za](http://www.resbank.co.za))

Please note that the tenderer is required to submit proof of the SARB rate/s used


## **PART 3: ADJUSTMENT OF IMPORTATION COSTS, ETC**

The values in Rand included in the tender/contract price for the following costs shall be based on rates ruling for the month prior to the closing date of the tender and any variation in these rates applied to the value included in the tender price will be for Eskom's account

## **Controlled Disclosure**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30



	<b>Invitation to Tender</b>	<b>Document Identifier</b>	240-114238630	<b>Rev</b>	11
		<b>Effective Date</b>	18 February 2022		
		<b>Review Date</b>	February 2027		

o EXPATRIATE LABOUR METHOD

Please submit your proposals for this section on a separate sheet of paper as an annexure.

o OTHER VALUES METHOD (e.g Engineering fees, design fees, barging, inland transportation, etc )

Please submit your proposals for this section on a separate sheet of paper as an annexure

**PART 5: ADJUSTMENT OF LOCAL MANUFACTURE/SUPPLY MATERIAL, TRANSPORT AND ERECTION COSTS**

The contract price adjustment method for local manufacture or partly local manufacture from imported stock, equipment or plant cost, transport cost within the RSA and local erection/installation cost shall be in accordance with the attached Eskom CPA Principles

**PART 6: GUIDELINES FOR CONTRACT PRICE ADJUSTMENT CLAIMS --- PART 2, 3 AND 4**


- When the percentage increase or decrease between two indices/prices/tariffs is calculated, the earlier figure shall be taken as the base
- Where portions of the works are delivered at different times, contract price adjustments shall be made in respect of appropriate portions of the contract price
- Where the terms of payment of the contract allow progress payments, other than Eskom's standard payment terms, the agreed contract price adjustment method shall be applied to the value of such payment and to the date and level of completion to which payment is linked
- Where any figure given in a table is therein stated to be a provisional figure or is subsequently amended, the figure as ultimately confirmed or amended in the publication concerned shall apply
- Where the appropriate claim indices/prices, as defined in terms of the agreed formulae, are not available or are provisional, interim claims based on the last published confirmed or revised indices/prices as at the date of delivery/installation may be submitted. When the confirmed or revised index/price becomes available the final claim may be submitted, provided that such claim is received within 180 days of the date of delivery/installation
- Where requested by Eskom, the contractor shall submit publications showing base indices/prices/rates as they become available as well as updated values at three monthly intervals during the course of the contract
- Where it is considered necessary Eskom reserves the right to call for any documentary evidence to substantiate claims

Closing date of tender \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

TENDERER'S SIGNATURE \_\_\_\_\_

**Controlled Disclosure**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

 Eskom	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

## ANNEXURE F1

SBD 6 2

### DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS

This Standard Bidding Document (SBD) must form part of all bids invited. It contains general information and serves as a declaration form for local content (local production and local content are used interchangeably).

*Before completing this declaration, bidders must study the General Conditions, Definitions, Directives applicable in respect of Local Content as prescribed in the Preferential Procurement Regulations, 2017, the South African Bureau of Standards (SABS) approved technical specification number SATS 1286 2011 (Edition 1) and the Guidance on the Calculation of Local Content together with the Local Content Declaration Templates [Annex C (Local Content Declaration Summary Schedule), D (Imported Content Declaration Supporting Schedule to Annex C) and E (Local Content Declaration Supporting Schedule to Annex C)]*

#### • General Conditions

- Preferential Procurement Regulations, 2017 (Regulation 8) make provision for the promotion of local production and content
- Regulation 8 (2) prescribes that in the case of designated sectors, organs of state must advertise such tenders with the specific bidding condition that only locally produced or manufactured goods, with a stipulated minimum threshold for local production and content will be considered
- Where necessary, for tenders referred to in paragraph 1.2 above, a two stage bidding process may be followed, where the first stage involves a minimum threshold for local production and content and the second stage price and B-BBEE.
- A person awarded a contract in relation to a designated sector, may not sub-contract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold
- The local content (LC) expressed as a percentage of the bid price must be calculated in accordance with the SABS approved technical specification number SATS 1286 2011 as follows:

$$LC = [1 - x / y] * 100$$

Where


x is the imported content in Rand

y is the bid price in Rand excluding value added tax (VAT)

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30



	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

- 4 Where, after the award of a bid, challenges are experienced in meeting the stipulated minimum threshold for local content the dti must be informed accordingly in order for the dti to verify and in consultation with the AO/AA provide directives in this regard

**LOCAL CONTENT DECLARATION**  
**(REFER TO ANNEX B OF SATS 1286:2011)**

**LOCAL CONTENT DECLARATION BY CHIEF FINANCIAL OFFICER OR OTHER LEGALLY RESPONSIBLE PERSON NOMINATED IN WRITING BY THE CHIEF EXECUTIVE OR SENIOR MEMBER/PERSON WITH MANAGEMENT RESPONSIBILITY (CLOSE CORPORATION, PARTNERSHIP OR INDIVIDUAL)**

**IN RESPECT OF BID NO.**

**ISSUED BY** (Procurement Authority / Name of Institution)

NB

- 1 The obligation to complete, duly sign and submit this declaration cannot be transferred to an external authorized representative, auditor or any other third party acting on behalf of the bidder
- 2 Guidance on the Calculation of Local Content together with Local Content Declaration Templates (Annex C, D and E) is accessible on <http://www.thdti.gov.za/industrialdevelopment/ip.jsp> Bidders should first complete Declaration D After completing Declaration D, bidders should complete Declaration E and then consolidate the information on Declaration C **Declaration C should be submitted with the bid documentation at the closing date and time of the bid in order to substantiate the declaration made in paragraph (c) below.** Declarations D and E should be kept by the bidders for verification purposes for a period of at least 5 years The successful bidder is required to continuously update Declarations C, D and E with the actual values for the duration of the contract

I, the undersigned, . . . . . (full names),  
do hereby declare, in my capacity as . . . . .  
of . . . . . (name of bidder  
entity), the following


- The facts contained herein are within my own personal knowledge
- I have satisfied myself that

- 3 the goods/services/works to be delivered in terms of the above-specified bid comply with the minimum local content requirements as specified in the bid, and as measured in terms of SATS 1286 2011, and

- The local content percentage (%) indicated below has been calculated using the formula given in clause 3 of SATS 1286 2011, the rates of exchange indicated in

**Controlled Disclosure**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

paragraph 4.1 above and the information contained in Declaration D and E which has been consolidated in Declaration C

Bid price, excluding VAT (y)	R
Imported content (x), as calculated in terms of SATS 1286 2011	R
Stipulated minimum threshold for local content (paragraph 3 above)	
Local content %, as calculated in terms of SATS 1286 2011	

If the bid is for more than one product, the local content percentages for each product contained in Declaration C shall be used instead of the table above.

The local content percentages for each product has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E.

- I accept that the Procurement Authority / Institution has the right to request that the local content be verified in terms of the requirements of SATS 1286 2011
- I understand that the awarding of the bid is dependent on the accuracy of the information furnished in this application. I also understand that the submission of incorrect data, or data that are not verifiable as described in SATS 1286 2011, may result in the Procurement Authority / Institution imposing any or all of the remedies as provided for in Regulation 14 of the Preferential Procurement Regulations, 2017 promulgated under the Preferential Policy Framework Act (PPFA), 2000 (Act No. 5 of 2000)

SIGNATURE: \_\_\_\_\_

DATE: \_\_\_\_\_

WITNESS No. 1 \_\_\_\_\_

DATE: \_\_\_\_\_

WITNESS No. 2 \_\_\_\_\_

DATE: \_\_\_\_\_

**Annexure F2- Local content Declaration-Summary Schedule (annex C)**

**Annexure F3 - Imports Declaration-Supporting schedule to Annex C(annex D)**

**Annexure F4 - Local Content Declaration-Supporting Schedule to Annex C (annex E)**



Adobe Acrobat Document



Adobe Acrobat Document



Adobe Acrobat Document

## Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

## ANNEXURE G


SBD 1

### PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)					
BID NUMBER		CLOSING DATE		CLOSING TIME	
DESCRIPTION					
THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).					
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)					
SUPPLIER INFORMATION					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
	TCS PIN		OR	CSD No	
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	<input type="checkbox"/> Yes		B-BBEE STATUS LEVEL SWORN AFFIDAVIT	<input type="checkbox"/> Yes	
	<input type="checkbox"/> No			<input type="checkbox"/> No	
IF YES, WHO WAS THE CERTIFICATE ISSUED BY?					
AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA) AND NAME THE APPLICABLE IN THE TICK BOX	<input type="checkbox"/>	AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA)			
	<input type="checkbox"/>	A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDITATION SYSTEM (SANAS)			
	<input type="checkbox"/>	A REGISTERED AUDITOR			
		NAME			
[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/SWORN AFFIDAVIT(FOR EMEs& QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]					

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	<b>Invitation to Tender</b>	<b>Document Identifier</b>	240-114238630	<b>Rev</b>	11
		<b>Effective Date</b>	18 February 2022		
		<b>Review Date</b>	February 2027		


ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ANSWER PART B 3 BELOW ]
SIGNATURE OF BIDDER	.. .	DATE	
CAPACITY UNDER WHICH THIS BID IS SIGNED (Attach proof of authority to sign this bid; e.g resolution of directors, etc.)			
TOTAL NUMBER OF ITEMS OFFERED		TOTAL BID PRICE (ALL INCLUSIVE)	
<b>BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:</b>		<b>TECHNICAL INFORMATION MAY BE DIRECTED TO:</b>	
DEPARTMENT/ PUBLIC ENTITY		CONTACT PERSON	
CONTACT PERSON		TELEPHONE NUMBER	
TELEPHONE NUMBER		FACSIMILE NUMBER	
FACSIMILE NUMBER		E-MAIL ADDRESS	
E-MAIL ADDRESS			

## PART B TERMS AND CONDITIONS FOR BIDDING

<b>BID SUBMISSION:</b>	
a	BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
b.	ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED-(NOT TO BE RE-TYPED) OR ONLINE
c.	BIDDERS MUST REGISTER ON THE CENTRAL SUPPLIER DATABASE (CSD) TO UPLOAD MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS; AND BANKING INFORMATION FOR VERIFICATION PURPOSES). B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.
d.	WHERE A BIDDER IS NOT REGISTERED ON THE CSD, MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS MAY NOT BE SUBMITTED WITH THE BID DOCUMENTATION. B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.
e	THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER LEGISLATION OR SPECIAL CONDITIONS OF CONTRACT
<b>TAX COMPLIANCE REQUIREMENTS</b>	
i.	BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
i	BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS
/	APPLICATION FOR TAX COMPLIANCE STATUS (TCS) OR PIN MAY ALSO BE MADE VIA E-FILEING IN ORDER TO USE THIS

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	<b>Invitation to Tender</b>	<b>Document Identifier</b>	240-114238630	<b>Rev</b>	11
		<b>Effective Date</b>	18 February 2022		
		<b>Review Date</b>	February 2027		

PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW SARS GOV ZA

BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID

IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE PROOF OF TCS / PIN / CSD NUMBER

WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED

#### QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS

- |    |   |  |
|----|---|--|
| a. | IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| b. | DOES THE BIDDER HAVE A BRANCH IN THE RSA?                       | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| c. | DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA?      | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| d. | DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA?           | <input type="checkbox"/> YES <input type="checkbox"/> NO |


IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN, IT IS NOT A REQUIREMENT TO OBTAIN A TAX COMPLIANCE STATUS / TAX COMPLIANCE SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.

**NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID**

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30



 Eskom	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

- level of contribution are not claimed
- The purchaser reserves the right to require of a bidder, either before a bid is adjudicated
- or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser

#### • DEFINITIONS

- (a) **“B-BBEE”** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act,
- (b) **“B-BBEE status level of contributor”** means the B-BBEE status of an entity in terms of a code of good practice on black economic empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act,
- (c) **“bid”** means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the provision of goods or services, through price quotations, advertised competitive bidding processes or proposals,
- (d) **“Broad-Based Black Economic Empowerment Act”** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003),
- (e) **“EME”** means an Exempted Micro Enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act,
- (f) **“functionality”** means the ability of a tenderer to provide goods or services in accordance with specifications as set out in the tender documents.
- (g) **“prices”** includes all applicable taxes less all unconditional discounts
- (h) **“Proof of B-BBEE status level of contributor”** means
  - 1) B-BBEE Status level certificate issued by an authorized body or person
  - 2) A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice,
  - 3) Any other requirement prescribed in terms of the B-BBEE Act,
- (i) **“QSE”** means a qualifying small business enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act,


**“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30





	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

Black people living in rural or underdeveloped areas or townships		
Cooperative owned by black people		
Black people who are military veterans		
OR		
Any EME		
Any QSE		

• **DECLARATION WITH REGARD TO COMPANY/FIRM**

- Name of company/firm ..
- VAT registration number ...
- Company registration number .....
- TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One person business/sole propriety
- ☐ Close corporation
- ☐ Company
- ☐ (Pty) Limited

[TICK APPLICABLE BOX]

- DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....

.....

.....

- COMPANY CLASSIFICATION


- ☐ Manufacturer
- ☐ Supplier
- ☐ Professional service provider
- ☐ Other service providers, e g transporter, etc

[TICK APPLICABLE BOX]

- Total number of years the company/firm has been in business ...
- I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contributor indicated in

**Controlled Disclosure**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30

	Invitation to Tender	Document Identifier	240-114238630	Rev	11
		Effective Date	18 February 2022		
		Review Date	February 2027		

paragraphs 1 4 and 6 1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we acknowledge that

- The information furnished is true and correct,
- The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form,
- In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1 4 and 6 1, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct,
- If the B-BBEE status level of contributor has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –

disqualify the person from the bidding 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 bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted by the National Treasury 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

<p>WITNESSES</p> <p>a)</p> <p>b)</p>	<p style="text-align: center;">SIGNATURE(S) OF BIDDERS(S)</p> <p>DATE</p>
--------------------------------------	---

### Controlled Disclosure

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorized version on the system. No part of this document may be reproduced in any manner or form by third parties without the written consent of Eskom Holdings SOC Ltd, © copyright Eskom Holdings SOC Ltd, Reg No 2002/015527/30