

PART 2: PRICING DATA
TSC3 Option A

Document reference	Title	No of pages
C2.1	Pricing assumptions: Option A	2
C2.2	The <i>price list</i>	8

C2.1 Pricing assumptions: Option A

1. How work is priced and assessed for payment

Clause 11 in NEC3 Term Service Contract (TSC3) core clauses and Option A states:

Identified and defined terms	11	
	11.2	(12) The Price List is the <i>price list</i> unless later changed in accordance with this contract.
		(17) The Price for Services Provided to Date is the total of <ul style="list-style-type: none">• the Price for each lump sum item in the Price List which the <i>Contractor</i> has completed and• where a quantity is stated for an item in the Price List, an amount calculated by multiplying the quantity which the <i>Contractor</i> has completed by the rate.
		(19) The Prices are the amounts stated in the Price column of the Price List. Where a quantity is stated for an item in the Price List, the Price is calculated by multiplying the quantity by the rate.

This confirms that Option A is a priced contract where the Prices are derived from a list of items of service which can be priced as lump sums or as expected quantities of service multiplied by a rate or a mix of both.

2. Function of the Price List

Clause 54.1 in Option A states: "Information in the Price List is not Service Information". This confirms that instructions to do work or how it is to be done are not included in the Price List but in the Service Information. This is further confirmed by Clause 20.1 which states, "The *Contractor* Provides the Service in accordance with the Service Information". Hence the *Contractor* does **not** Provide the Service in accordance with the Price List. The Price List is only a pricing document.

3. Link to the *Contractor's* plan

Clause 21.4 states "The *Contractor* provides information which shows how each item description on the Price List relates to the operations on each plan which he submits for acceptance". Hence when compiling the *price list*, the tendering contractor needs to develop his first clause 21.2 plan in such a way that operations shown on it can be priced in the *price list* and result in a satisfactory cash flow in terms of clause 11.2(17).

4. Preparing the *price list*

Before preparing the *price list*, both the *Employer* and tendering contractors should read the TSC3 Guidance Notes pages 14 and 15. In an Option A contract, either Party may have entered items into the *price list* either as a process of offer and acceptance (tendering) or by negotiation depending on the nature of the service to be provided. Alternatively the *Employer*, in his Instructions to Tenderers or in a Tender Schedule, may have listed some items that he requires the *Contractor* to include in the *price list* to be prepared and priced by him.

It is assumed that in preparing or finalising the *price list* the *Contractor*:

- Has taken account of the guidance given in the TSC3 Guidance Notes relevant to Option A;
- Understands the function of the Price List and how work is priced and paid for;
- Is aware of the need to link operations shown in his plan to items shown in the Price List;
- Has listed and priced items in the *price list* which are inclusive of everything necessary and incidental to Providing the Service in accordance with the Service Information, as it was at the time of tender, as well as correct any Defects not caused by an *Employer's* risk;
- Has priced work he decides not to show as a separate item within the Prices or rates of other listed items in order to fulfil the obligation to complete the *service* for the tendered total of the Prices.
- Understands there is no adjustment to items priced as lump sums if the amount, or quantity, of work within that item later turns out to be different to that which the *Contractor* estimated at time of tender. The only basis for a change to the (lump sum) Prices is as a result of a compensation event.

4.1. Format of the *price list*

(From the example given in an Appendix within the TSC3 Guidance Notes)

Entries in the first four columns in the *price list* in section C2.2 are made either by the *Employer* or the tendering contractor.

If the *Contractor* is to be paid an amount for the item which is not adjusted if the quantity of work in the item changes, the tendering contractor enters the amount in the Price column only, the Unit, Expected Quantity and Rate columns being left blank.

If the *Contractor* is to be paid an amount for an item of work which is the rate for the work multiplied by the quantity completed, the tendering contractor enters the rate which is then multiplied by the Expected Quantity to produce the Price, which is also entered.

If the *Contractor* is to be paid a Price for an item proportional to the length of time for which a service is provided, a unit of time is stated in the Unit column and the expected length of time (as a quantity of the stated units of time) is stated in the Expected Quantity column.

C2.2 the *price list*

PRICE LIST A: EQUIPMENT REQUIRED FOR RESOURCES -TOOLS

Item no.	Description	Unit	Qty	Frequency of use	Rate p/km Or Other	Rate per month	Total 60 months
1	Transport for home- work transport for daily, including service and maintenance	km	1	100 km per day			
2	Mini Truck for daily sampling and sample discarding after preparations including service and maintenance	km	1	20 km per day			
3	Courier Services to RT&D for sample drop off as and when required including service and maintenance	km	1	600km			
4	Home-work Fuel costs	Rand/km	1	100 km per day			
5	Courier Services Fuel cost	Rand/km	1	100 km per day			
6	Mini Truck for sampling fuel costs	Sum					
7	PPE including dust masks, Covid-19 masks and Sanitisers	Sum	1	Annual			
8	Consumables for Month-Sugar, coffee and Milk etc	Each	1	Monthly			
09	Sewage plant cleaning tools as and when required (3 x Broom, one wheelbarrow, 3x spade and 3 x fork)	Each		X 2 Yearly			

Note:

The above-mentioned0 tendered prices are exclusive of Value Added Tax, but inclusive of all costs related to the works

Contractor:

PRINT NAME

SIGNATURE

DATE

continuation...

Item no.	Description	Unit	Qty	Frequency of use	Rate p/km Or Other	Rate per month	Total 60 months
10	Site Establishment-Park homes with air conditioners for dining must be big enough to observe social distancing	Each	2				
11	Appliances- Fridge, microwave, kettle						
12	Site establishment Furnisher Desks, , Tables and chairs and dining furniture for the sewage plant operators		1				
13	Site establishment Furnisher Desks, , Tables and chairs and couches and for the WTP and Laboratory staff						
14	Site de-establishment- Removal of their containers, restoring the grass						
15	SANAS Training or Refresher course						
16	Crane & Forklift Course						
17	Hazardous chemical handling						
18	SHE Rep Training and Evacuation Warden course						

Note:

The above-mentioned0 tendered prices are exclusive of Value Added Tax, but inclusive of all costs related to the works

Contractor:

PRINT NAME

SIGNATURE

DATE

PRICE LIST B: MANPOWER RESOURCES

Item no.	Description	Unit	Qty	Frequency of use except weekend and PPH	Rate per hour	Rate per month	Total 60 months
1	Team Leader-Senior Technician/Site Supervisor-T12	Ea	1	Daily			
2	SHEQ Officer -T11	Ea	1	Daily			
3	Water Laboratory Senior Technicians -T12	Ea	1	Daily			
4	Water Laboratory Technicians -T11	Ea	3				
5	WTP On-line Instruments Technicians -T11	Ea	3	Daily			
6	Water Sampler – T06	Ea	1	Daily			
7	Water Analyst- T06	Ea	2	Daily			
8	Coal Lab Senior Technicians-T12	Ea	1	Daily			
9	Coal Lab Technicians-T11	Ea	3				
10	Coal Lab Samplers-T07	Ea	6	Daily			

Note:

The above-mentioned0 tendered prices are exclusive of Value Added Tax, but inclusive of all costs related to the works

Contractor:

PRINT NAME

SIGNATURE

DATE

continuation....

Item no.	Description	Unit	Qty	Frequency of use except weekend and PPH	Rate per hour	Rate per month	Total 60 months
11	Coal Lab Analyst-T06	Ea	2	Daily			
12	Senior Klerk-T06	Ea	2	Daily			
13	Sewage Plant Operators T06	Ea	6	3 Shifts Cycle			
14	Sewage plant Supervisor-T12	Ea	1	Daily			
15	Controllers Units -T10	Ea	1	5 Shift cycle			
16	Controllers WTP-T09	Ea	1	5 Shift cycle			
17	Senior Plant Operators for Commissioning T07	Ea	2	Daily			
18	SANAS Auditor for Yearly Technical and Management audits, gap analysis and actions closure	Ea	1	Once a year			
19	Utility man WTP and Cross over Plant	Ea	2	Daily			

Note:

The above-mentioned0 tendered prices are exclusive of Value Added Tax, but inclusive of all costs related to the works

Contractor:

PRINT NAME

SIGNATURE

DATE

PRICE LIST C: EQUIPMENT REQUIRED FOR RESOURCES IN CHEMICAL SERVICES

Item no.	Description	Unit	Qty	Frequency of use	Rate p/km Or Other	Rate per month	Total in Rands 60 months
1	Kombi for home-work transport for daily	km	1	100 km per day			
2	Transport for overtime and shifts	km	1	100 km per day for Saturday, Sunday and PPH			
3	Transport for courier service only twice or three times a month	km	1	400 to 600 km /month			
4	3-ton Truck for daily sampling	km	1	20 km per day			
5	Site establishment (Two Park homes with air conditioner to site for the duration of the contract)		-	Once off for duration of contract	N/A	N/A	
6	Office furniture, Dining facility, Appliances (microwaves, fridge and kettle) for the two park homes for laboratory staff			Once off for duration of contract			
7	Appliances for the sewage plant (microwaves, fridge and kettle)						

NOTES

- a) The above-mentioned0 tendered prices are exclusive of Value Added Tax, but inclusive of all costs related to the works
- b) Vehicle rate to include fuel, license disks, services and other associated costs.
- c) Suppliers are to include a separate sheet of the breakdown of items included in the above e.g consumables, SHEQ provision.
- d) Transport is based on 100 km per trip for home-work transport
- e) Transport rate to include fuel and other associated costs.
- f) **NB: Not all resources stipulated will be utilised or required the same time. Some positions will be phased in later during the contract. Some of the position quantities might change depending on the Eskom Recruitment process outcome that we are busy with.**
- g) **NB: All equipment to be on wet rates. Service provider to provide fuel**

Contractor:

PRINT NAME _____

SIGNATURE _____

DATE _____

PRICE LIST D - HEALTH AND SAFETY

Item no.	Description	Qty	Price each	Total price
1	Medical (only if annual medical certificate expired)			
2	Health and Safety File			
3	Safety Training			
4	Health and Safety Officer (if <50 employees)			
5	Site establishment	1		
6	Site de-establishment	1		
7	Hard hats – chin straps			
8	Overalls			
9	Gloves			
10	Shoes			
11	Hearing protection			
12	Safety goggles			
13	Safety harnesses			
14	Dust mask			
15	First Aid box for every 50 employees			
16	Covid-19 Requirements (All)			
TOTAL VALUE FOR PPE/HEALTH AND SAFETY FOR THE TOTAL CONTRACT PERIOD				R

Note:

- ❖ The above prices exclude VAT
- ❖ It is compulsory for the Contractor to visit Kendal Safety Department after contract award and before any work may commence to:
 - 1) be appointed in writing, and
 - 2) sign an Agreement according to Section 37(2) of the Occupational Health and Safety Act No 85

Contractor:

PRINT NAME

SIGNATURE

DATE

PRICE LIST E: OVERTIME RATES

Item no.	Description	Unit	Normal Time rate	Normal overtime rate X 1.5	Public Holiday & Sunday Overtime rate X 1.5
1.	Senior Technician/Team Leader-T12	Hour			
2.	Technician-T11	Hour			
3.	Analyst -T06	Hour			
4.	Sampler -T06	Hour			
5.	Sewage plant Operators T06	Hour			
6.	Sewage Plant Supervisor-T12	Hour			
7.	Utility Men-T06	Hour			
8.	SHEQ Officer-T11	Hour			

Note:

- ❖ The above-mentioned tendered prices are exclusive of Value Added Tax, but inclusive of all costs related to the works.
- ❖ In case of discrepancy between each price and total, the price each shall prevail.

Contractor:

PRINT NAME

SIGNATURE

DATE

ESCALATION

Fixed prices/rates are preferred for the full contractual period. However, should the Tenderers be unable to offer fixed prices/rates for full contractual period, the only escalation acceptable to Eskom will be as follows:

FIXED:

First year, prices will remain fixed

ESCALATION:

From the second year onwards, the prices will escalate annually in accordance to the following Indices:

Description	Percentage (%)	Indices based on
Fixed	Minimum 15%	
TOTAL	100%	

Prices will be fixed for the first year. Thereafter, prices will be subject to an annual increase in accordance to indices stated above. 15% of the prices will remain fixed and 85% will be subject to escalation. Base date August 2022.

Please choose **one** of the following:

PRICES/RATES FIXED FOR FULL CONTRACTUAL PERIOD? YES ☐ NO ☐

OR

PRICE/RATES SUBJECT TO ESCALATION CLAUSE ABOVE? YES ☐ NO ☐

Contractor:

PRINT NAME

SIGNATURE

DATE