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

ESKOM HOLDINGS SOC LTD

INVITATION TO TENDER

FOR

Additional Geotechnical Investigation on Ash Dam

Tender number	MPMAT10550GX
Issue date	30/11/2022
Closing date and time	26/01/2023 at 10H00
Tender validity period	180 days from the closing date and time
Clarification meeting	Non – compulsory clarification meeting will be held on 16/01/2023 at 11H30 via Video Conference “MS Teams”, kindly forward your company email address to Mahlangm@eskom.co.za
Tenders are to be delivered to the following address on the stipulated closing date and time:	Eskom Tender Box, Ground Floor No. 10 Smuts Avenue Witbank/ Emalahleni Mpumalanga Province GPS COORDINATES LATITUDE : 25.87723S LONGITUDE: 29.21629E Tenderers shall ensure

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Invitation to Tender

Eskom Holdings SOC Ltd (hereinafter "Eskom") invites you to submit a tender for **Additional Geotechnical Investigation on Ash Dam**

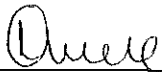
The enquiry documents are supplied to you on the following basis

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)

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

Yours faithfully




Procurement Manager/Commodity manager

Neo Mkhize

Date 2022/11/25

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The following documents listed hereunder are attached to this enquiry

Number	Description	Annexure/to be downloaded and attached	Attached (Y/N/ N/A)
6.1	*Acknowledgement form	Annexure A	Y
6.2	*Tenderer's particulars	Annexure B	Y
6.3	*Integrity Declaration Form (refer to www.eskom.co.za 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	N
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	Y
	Annexure D-Imported Content Declaration – Supporting Schedule to Annexure C	Annexure F3	Y
	Annexure E-Local Content Declaration-Supporting Schedule to Annexure C	Annexure F4	Y
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)	Procurement Practitioner to	Y

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	or Trust is a personal service provider for purposes of PAYE	download from Hyperwave	
6 10	Supplier Development & Localisation (SDL&I) Undertaking (if applicable)	To be obtained from SDL&I	Y


- 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. 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

2

Clause Number from Standard Conditions of Tender	Tender Data
1 1 Parties	The Employer is Eskom Holdings SOC Ltd The Eskom Representative is: Name Germinah Mahlangu Tel: 017 216 6715 E-mail Mahlangm@eskom.co.za
1 3 Enquiry documents	The Invitation to tender /RFP number is MPMAT10550GX See the content list above for the enquiry documents
1 4 Type of Invitation to Tender/RFP	This invitation to tender is 1 An open Invitation to tender
1 6 Eskom's rights to accept or reject any tender	The tender shall be for the whole contract
2 1 Eligible tenders	Submit a tender only if the tenderer (whether a single company or a structure similar to a Joint Venture) complies with the eligibility criteria 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

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	<p>Tenderers are deemed ineligible to submit a tender if</p> <ol style="list-style-type: none"> 1 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. 2 Tenderers submit more than one [tender/proposal] either individually or as a partner in a joint venture (JV) or consortium. 3 [Tenders/proposals] submitted by a JV or consortium where the JV/consortium agreement does not explicitly state that the parties of the JV or consortium shall be jointly and severally liable for the execution of the Contract in accordance with the Contract terms. 4 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. <ol style="list-style-type: none"> 1 (a) they have a controlling partner/majority shareholder in common, or 2. (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. 5 Tenders signed by non-authorized persons. 6 Where the tenderers are not registered on National Treasury's Central Supplier Database (except Foreign Suppliers). 7 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). 8 Any tenderer that is restricted by National Treasury. 9 A tenderer that sub-contracts 100% Scope of Work. <p>Ineligible tenderers will be disqualified.</p>
2.2 - 2.5 Tender Closing	<p>The deadline for Tender submission is</p> <p>Date 26/01/2023</p> <p>Time 10H00</p> <p>Late Tenders will not be accepted</p>

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2 17 Clarification on enquiry documents	The tenderer will notify the Employer of any clarifications required before the closing time for clarification queries, which is 5 working days before the deadline for tender submission
2 23 Alternative tenders	<p>Alternative tenders are not allowed</p> <p>If Alternative tender(s) are allowed, it may be based only on the following criteria and subject to acceptance by the Employer</p> <ol style="list-style-type: none"> 1 A different completion date 2 A different payment method 3 Different technical methods and specifications <p>A different main option and other combinations of secondary option clauses, acceptable to Eskom as the Employer, selected from the NEC Engineering and Construction Contract</p>
2 25 Conditions of contract	<p>The conditions of contract will be:</p> <ul style="list-style-type: none"> • Applying. NEC3 PSC with the following options: <p style="margin-left: 40px;">Main option</p> <p style="margin-left: 40px;">A Priced contract with activity schedule</p> <p style="margin-left: 40px;">W1 Dispute resolution procedure</p> <p style="margin-left: 40px;">Secondary options</p> <p style="margin-left: 40px;">X2 Changes in the law</p> <p style="margin-left: 40px;">X4 Parent company guarantee</p> <p style="margin-left: 40px;">X7 Delay damages</p> <p style="margin-left: 40px;">X8 Collateral warranty agreements</p> <p style="margin-left: 40px;">X9 Transfer of rights</p> <p style="margin-left: 40px;">X10 Employer's Agent</p> <p style="margin-left: 40px;">X11 Termination by the Employer</p> <p style="margin-left: 40px;">Z - Additional conditions of contract</p>
2 31 Provision of security for performance	If security for performance (e.g. Performance Bond) is required, the names of two financial institutions that the tenderer will approach must be submitted with the tender
3 4 Opening of tenders	There will be no public opening of tenders
3 5 Prices to be read out	There will be no public opening of tenders

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	<p>3 Excluding contingencies in any bill of quantities or activity schedule</p> <p>4 Making an appropriate adjustment for any other acceptable variations, deviations, or alternative tenders submitted</p> <p>5 Making a comparison of the Net Present Value of each adjusted tender based on the tendered programme (if provided) and prices, on the estimated effect of Price Adjustment Factors and rate of exchange fluctuations (if applicable) and on other evaluation parameters relating to uncertainty and risk, where applicable</p> <p>1 Unconditional discounts must be taken into account for evaluation purposes,</p> <p>2 Conditional discounts must not be taken into account for evaluation purposes but should be implemented when payment is effected</p> <p>Prices will be scored out of 90 points</p>
3.17 Evaluation of B-BBEE	<p>B-BBEE status will be scored out of 10 points in accordance with PPPFA</p> <p>If a tenderer fails to submit proof of B-BBEE status level, the tenderer will not be disqualified (except if B-BBEE level is a pre-qualification criterion) The tenderer will, however, be awarded 80/90 points for price and will score 0 points for B-BBEE level /status (out of 10/20)</p>
3.18 Ranking of tenders	<p>Suppliers will be ranked by applying the preferential point scoring based on the relevant system as stipulated hereunder] -</p> <p>1 90/10 (for estimated values above R50M inclusive of VAT) or</p> <p>2 80/20 (for estimated values above R30 000 and up to R50M inclusive of VAT) or</p> <p>state that either 80/20 or 90/10 will apply should there be a degree of uncertainty on which PPPFA Point allocation system will apply, the lowest acceptable tender will be used to determine the applicable preference system</p> <p>Eskom will then add the score from Pricing and the B-BBEE level together and rank the suppliers from the highest to the lowest</p>
3.19 Objective Criteria (if applicable)	<p>Objective criteria</p> <p>The following objective criteria applies</p> <p>SHEQ requirements</p>

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	<p>Please note:-</p> <ol style="list-style-type: none"> 1. “Eskom reserves the right to award the tender to a supplier who may not be the highest scoring/highest ranked tenderer, in line with Section (2) (1) (f) of the PPPFA; subject to the right to negotiate on the objective criteria with the three highest ranked tenderers respectively before award is made. 2. Tenderers will not be disqualified if they do not comply with the objective criteria 3 Functionality and any element of the B-BBEE scorecard may not be used as objective criteria.
3 20 Reverse e-auction (if applicable)	<p>Reverse e-auction is not applicable</p> <p>Please note:-</p> <p>Reverse e-auction is an electronic price and preference point system (aligned to PPPFA) that aims to achieve the most competitive prices. Eskom reserves the right to utilize reverse e-auction in certain enquiries. Where reverse e-auction is utilized in a specific enquiry this will be indicated in the respective enquiry and the relevant reverse e-auction supporting documents will form part of the enquiry. The Tenderers will be required to submit a complete tender but without prices. Where a supplier includes prices in their tender; these prices will not be considered and will be disregarded.</p>
Contractual Requirements (if applicable)	<p>Contractual Requirements may include the following</p> <ol style="list-style-type: none"> 1 SHEQ requirements, and/or 2 Financial statements, 3 <p>Please Note:</p> <p>Contractual requirements are not evaluation criteria. They are required to be met and assessed after the evaluation and ranking of the tenders. Proof that the highest ranked tenderer is able to meet the contractual requirements, must be submitted prior to contract award.</p> <p>Failure to meet “Contractual Requirements “by the stipulated deadlines; may result in the tenderer being regarded as non-responsive and ineligible for contract award.</p>

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Basic Compliance	One (1) hard copy of the tender ,plus (1) copy of the original tender	✓	
Pre-qualification criteria : 1. B-BBEE levels/EME/QSE 2. Sub-contracting to designated groups Please Note that : “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; If “proof of B-BBEE status level of contributor” is required for pre-qualification purposes in terms of PPPFA regulations, and is either not submitted by tender submission deadline or deemed invalid; , the respective tenderer must be disqualified	“Proof of B-BBEE status level of contributor” for main contractor	✓	
	CSD number	✓	
	Signed Sub-contracting intent agreement	✓	
	“Proof of B- BBEE status level of contributor” for sub-contractor belonging to designated group	✓	
	Any other supporting documents to verify the status of the main contractor or sub-contractor(as may be stipulated in 3 11)	✓	
Annexure A	Acknowledgement Form	✓	
Annexure B	Tenderers Particulars	✓	

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Annexure C	Integrity Pact Declaration form	✓	
Annexure D	CPA for local goods/services (if applicable)	✓	
Annexure E	CPA(IG) for imported goods/services (if applicable)	✓	
Annexure F1-F4	SBD 6 2 -Declaration certificate for local production and content and Annexures C, D, E	✓	
Annexure G (applicable for all suppliers including Foreign suppliers)	SBD 1- to be submitted with the tender at tender submission deadline	✓	
Annexure H	SBD 6 1- Preference Points Claim Form in terms of PPPFA 2017 regulations	✓	
Supplier Development & Localisation (SD&L) Undertaking (if applicable)			✓
Reverse e-auction training acknowledgement form (if applicable)			N/A
Additional Documents required in event of JV:-	Letter of intent to form a JV/consortium	✓	
	Valid joint venture agreement confirming the rights and obligations of each of the joint venture partners and their profit-sharing ratios	✓	
	Written confirmation that the joint venture will operate as a single business entity (incorporated) for the duration of the contract (this may be included as an obligation within the JV agreement)	✓	
	“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	✓	

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contract and was included as annexure)	or Trust is a personal service provider for purposes of PAYE]		
Compliance with Employment Equity Act	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)		✓
CIDB (where applicable)	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		N/A
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)			N/A

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DOCUMENTS REQUIRED UNDER CONTRACT REQUIREMENTS			
Safety	<ol style="list-style-type: none"> Valid Letter of Good Standing to be aligned with the scope of work Baseline SHE risk assessment (as per scope of work) H&S and Environmental management costing Acknowledgement of Eskom 37(2) agreement Signed SHE plan Medical fitness certificates /Medical surveillance programme (on award) 		✓
Quality	<p>Documents that may be required per scope of work;</p> <p>Quality management System Requirements ISO 9001 Valid certification of Quality Management System by an ISO accredited body</p> <p>Objective evidence of documented QMS that is not certified but complies with ISO 9001</p> <p>Evidence of QMS in operation (Tender Quality Requirements -Ref 240-105658000)</p> <p>Draft Contract Quality Plan specific to the scope of work as described in the tender documents (Ref ISO 10005)</p> <p>QCP /Checklist/ ITP (Quality Control Plans) as per Scope of Works (Ref ISO 10005 & 240-105658000)</p> <p>1. 240-68099512 FORM A Tender & Contract Quality Requirements For QM 58 and Quality Requirements For ISO 9001 Standard - Tenderer to complete and sign form A (Section A & E)</p>		✓

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	2. 240-12248652 List of Tender Returnable Document - Tenderer to submit all tender returnable for section A, B and C, D & E as per list (category 2) (See attached Quality requirements)		
Other safety/ quality documents as required per scope of works			✓
Environmental	Documents that may be required as per scope of work		✓
Due Diligence	Audited Financial Statements of the tenderer for the previous 18 months, or to the extent that such statements are not available, for the last year Tenderers must note that in the case of a joint venture or special purpose vehicle (SPV) especially formed for this tender, audited financial statements for each participant in the JV / SPV is required Start-up enterprises formed within the last 12 months are not required to send in statements, but if successful with their tender will be required to send statements for the first year when once available		N/A
DOCUMENTS REQUIRED UNDER FUNCTIONALITY/TECHINICAL CRITERIA			
Technical (required for functionality scoring)	See attached Technical Evaluation Criteria	✓	

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Environmental requirements:

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			

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	Supplier Quality Management: List of Tender Returnables Documents	Unique Identifier	240-12248652
		Revision	2
		Effective Date	2018/10/26
		Specification	QM 58
Category 3. Quality Requirements		Deliverables to be evaluated indicator = 1	Weights
SECTION A : Quality Management System Requirements ISO 9001 Objective evidence of documented QMS that is not certified but complies with ISO 9001			25%
		Apply (Yes=1)	
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	
Section A Score		8	
SECTION B : Evidence of QMS in operation (Tender Quality Requirements -Ref QM-58 /240-105658000)			
		Apply (Yes=1)	25%
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	
Section B Score		2	
SECTION C: Contract Quality Plan Requirements (Ref QM-58 and 240-109253698). Draft Contract Quality Plan specific to the scope of work as described in the tender documents (Ref ISO 10005)			
NB! Draft Contract/Project Quality Plan has important QA deliverables		Apply (Yes=1)	20%
Section C Score		1	
SECTION D: Quality Control Plan Requirements (Ref QM-58 or 240-109253302) QCP /Checklist/ ITP (Quality Control Plans) as per Scope of Works (Ref ISO 10005 & QM 58)			
NB! Example of an Inspection and Test Plan (ITP) or Quality Control Plan (QCP) on similar and/ or previous work done		Apply (Yes=1)	20%
		1	
Section D Score		1	
SECTION E : User defined additional Requirements & miscellaneous (Ref QM-58) Customer specific requirements & other standards and required can be listed and evaluated here			
		Apply (Yes=1)	10%
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	
Section E Score		2	

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SECTION A (TENDERER)	ENQUIRY/ CONTRACT No:			
	ENQUIRY/ CONTRACT DESCRIPTION	<u>Quality Requirements (Attachments)</u> THE FOLLOWING IS A LIST OF TENDER RETURNABLES AS PER CATEGORY 1 REQUIREMENTS FROM THE STANDARD.		
SECTION B (ESKOM)	CLAUSES OF 240-105658000	CLAUSE DESCRIPTION	INDICATE WITH AN (X) AS	
	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		
		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)	-	
		Supplier and Sub-supplier Site Assessment (refer to clause 4.2	-	
	CLAUSE 5	POST-CONTRACT AWARD		
		Contract Execution (refer to clause 5.1 of 240-105658000)	X	
		Supplier Quality Performance Monitoring Phase (refer to	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-	X	
		Preservation and Storage (refer to clause 6.3 of 240-	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	
	CLAUSES OF 150-1001	CLAUSE DESCRIPTION	INDICATE WITH AN (X)	
SECTION C (ESKOM)	CLAUSE 4	Context of the Organisation	X	
	CLAUSE 5	Leadership	X	
	CLAUSE 6	Planning	X	
	CLAUSE 7	Support	X	
	CLAUSE 8	Operation	X	

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SECTION D

Corporate Social Investment

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%	

Section 1: Pre-qualification Criteria for Preferential Procurement


SD&L will apply the following pre-qualification criteria as envisaged in PPPFA 2017 regulation 4

<p>a) Minimum BBBEE status level of contributor?</p> <p>If Yes, what is the BBBEE status and/or level required</p>	YES	NO
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Not Applicable	

<p>b) Is there BBBEE category targeted for this enquiry?</p> <p>If Yes, BBBEE category</p>	YES	NO
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Not Applicable	

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The Contractor will be expected to maintain or improve its B-BBEE Contribution Level Status for the duration of the Contract. Failure to do so will be a Breach of Contract

Tender Returnable if the above elements are requirements,

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

c) Minimum subcontracting requirement for this?

If Yes, what is the minimum percentage?

YES	NO
<input type="checkbox"/>	<input checked="" type="checkbox"/>
Not Applicable	

Tender Returnable if the above element is a requirement;

1. Subcontracting agreement with subcontractor company registration documents (CK and B-BBEE certificate or sworn affidavit)
2. Copies of sub-contracting contracts (agreements) or copies of letters from the tenderer to the sub-contractors, stating the intent to sub-contract. The Tenderer should sign both documents and the Sub-contractor(s) earmarked
3. B-BBEE certificate from SANAS accredited rating agency or Sworn Affidavit from National Treasury / DTI certified by commissioner of oath will be used to verify supplier's status


Section 2: Mandatory Compliance

2.1 Designated Sectors

When applicable the following stipulated minimum threshold for Local Production and Content must be achieved in full by the tenderer

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<p>a) Is this Commodity or part of it a Designated Sector?</p>	<table border="1" style="margin: auto;"> <tr> <td style="padding: 5px;">YES</td> <td style="padding: 5px;">NO</td> </tr> <tr> <td style="text-align: center; padding: 5px;"><input type="checkbox"/></td> <td style="text-align: center; padding: 5px;"><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"/>				

Please indicate below Designated Components

Commodity	Components	Local Content Threshold

NOTE 1

The tenderer must complete, sign, and submit the following mandatory returnables for each designated product

- Form SBD 6 2 (Declaration Certificate for Local Production and Local Content), and
- Annexure C (Local Content Declaration - Summary Schedule)

Failure to achieve the stipulated minimum threshold for local production and content and submit the above-mentioned mandatory returnable will result in a disqualification from further evaluation

In an event that tenderer(s) cannot obtain all required material from the local market (South Africa), such tenderer(s) shall apply for exemption at the Department of Trade and Industry (DTI) and submit the exemption letter as proof of exemption with their tender submissions


This will be specified in the Invitation to Tender and failure to comply by the tenderer will lead to a disqualification of the submission

2.2 CIDB Skills Development

Mandatory Requirements on contract award

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<p>a) Is there CIDB compulsory training?</p> <p>If Yes, what is the% of the Construction Skills Development Goal % (CSDG)</p> <p>If the answer above is Yes, it will then become a condition for Contract Award.</p>	YES	NO
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Not Applicable	

Skills Type	Number of learners	Intake	Outcome
1			
2			
3			

2. 3 National Industrial Participation Programme (NIPP)

N/A

Section 3: SD&L Undertaking

Tenderers who complete and submit the undertaking as required, but who do not meet Eskom's targets, will not be disqualified. SD&L undertakings do not form part of scoring but commitments will form part of contractual obligations

B-BBEE Requirements


The Contractor will comply with the B-BBEE requirement that will be agreed upon Eskom, as a State-Owned Company (SOC) is expected to do business with B-BBEE compliant Contractors. Ideally Eskom prefers to conduct its business with Contractors/Suppliers that are between level 1-4 contributors to B-BBEE

Local Procurement Content

Local Procurement Content refers to value added in South Africa by South African resources. Where a single contract involves a combination of local and imported goods and/or services, the tender response must be separated into its components as per the Price

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Schedule included with the tender documents. Local procurement content is total spend minus the imported component

Job Opportunities

Tenderer to indicate number of Jobs to be created and/or retained due to this contract,

Number of Jobs to be created	Number of Jobs to be retained

During installation, the Contractor should ensure that it recruits its General Workers and Semi-Skilled Workers within the vicinity of the station in accordance with the Matla Power Station's Recruitment Procedure/Stakeholder Management Forum

Enterprise Supplier Development (ESD)

✚ Not Applicable

Skills Development

Tenderers are required to propose against the following training initiatives


Skills Category	Eskom Target	Entry	output	Tenderers Proposal
Land Surveyor	2	Grade 12 with National Diploma /Degree in Supply chain/commercial/Engineering or equivalent	On a job training	

Note

Qualifying candidates shall be currently unemployed graduates from university, Technical and Vocational Education and Training (TVET) Colleges and/or Matriculants. The skills development candidates shall be representative of the population demographics of South Africa and be sourced from within the vicinity of the station

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Section 4: SD&L Penalty

Eskom will apply a penalty of 2.5% of the Contract Value for failure to meet SD&L obligations

For the duration of the contract, Eskom will retain 2.5% of every invoice (excluding VAT) as security for the fulfilment of all SD&L Obligations. The retained amounts shall only be released to the Contractor upon fulfilment of all SD&L obligations at the end of the contract.

Section 5: Reporting and Monitoring

- The suppliers shall on a quarterly basis submit a report to Eskom in accordance with Data Collection Template on their compliance with the SD&L obligations described above.
- Eskom shall review the SD&L reports submitted by the suppliers within 30 (thirty) days of receipt of the reports and notify the suppliers in writing if their SD&L obligations have not been met.
- Upon notification by Eskom that the suppliers have not met their SD&L obligations, the suppliers shall be required to implement corrective measures to meet those SD&L obligations before the commencement of the following report, failing which Retention clauses shall be invoked.
- Every contract shall be accompanied by the SD&L Implementation Schedule, which must be completed by the suppliers and returned to SD&L representative for acceptance 28 days after contract award. This will be used as a reference document for monitoring, measuring and reporting on the supplier's progress in delivering on their stated SD&L commitments.


Section 6: Market Research

The following information demonstrates market analysis and assists in arriving at the targets above.

There are sufficient suppliers within South Africa with experience to execute the works

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Section 7: General Information on Validity of Sworn Affidavits

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

- ✚ EME'S valid sworn affidavit (DTI template) must be submitted and attested / signed by a Commissioner of Oaths;
- ✚ SE's valid sworn affidavit (DTI template) must be submitted and attested / signed by a Commissioner of Oaths OR B-BBEE certificate from SANAS approved agency
- ✚ Joint Ventures can only submit a Consolidated, Valid and Certified Copy of B-BBEE Certificate issued by a SANAS Accredited Verification Agency specific for this
- ✚ Affidavit must be completed in full (i.e. Full financial year-end dates (day, month, year), ownership percentages and contribution level and signed off)
- ✚ Deponent and Commissioners date must be the same
- ✚ Affidavits on Accountants/Auditors letterheads will not be accepted
- ✚ Affidavits signed by Accountants/Auditors will not be accepted.
- ✚ Only Sworn Affidavit for EMEs coming from DTI/CIPC and B- BBEE Certificates (SANAS Accredited) will be accepted.
- ✚ Sworn Affidavits attested / signed by a Commissioner of Oaths with true copy of the original stamp will not be accepted


Safety and Health requirements:

SHEQ is an objective criteria which means that tenders will be given an opportunity to submit once, within seven working days the SHEQ documents which they would have missed or not submitted during the tender close out. Only those tenderers who submitted/responded within the specified time will be considered and those who did not respond will be rendered non-responsive. SHEQ will only evaluate the shortlisted suppliers who passed the mandatory requirements.

Signed Annexure B Acknowledgement Form
OHS Policy signed by the Tenderer's CEO or MD
Health and safety plan
Baseline Risk Assessment

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Tenderer's valid letter of good standing with compensation fund or licensed insurer

Covid-19 workplace plan

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	

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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)	


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	

- 1 If you are currently registered as a vendor with Eskom, please provide your Vendor registration number with Eskom _____

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If Eskom decides to apply the sub-contracting provision as specified in Regulation 4(c) all tenders above the prescribed maximum threshold for quotations must be advertised through an open competitive bidding process subject to potential tenderers meeting the 30% minimum subcontracting requirement to EMEs or QSEs that are 51% owned by the following enterprises

8.6 Please confirm that you have attached your signed intent to sub-contract document

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

8.7 Have you attached proof of sub-contractor's belonging to designated group

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

1. Single tenderers

I, the undersigned, _____ (Full names) 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)

Signature: _____

Designation: _____

Date: _____


2. 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

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

ANNEXURE C

INTEGRITY DECLARATION FORM

(Form to be completed and signed by supplier/tenderer as Invitation to Tender/RFP returnable or as part of contract modification documentation)


1. DECLARATION OF INTEREST

I/We understand that any natural/legal person, including employees of the State and/or those related to an Eskom employee/director (as per the definition of "related" set out hereunder), may tender to Eskom. However, in view of possible allegations of favouritism (the practice of showing favour to, or giving preference to some person/group, to the detriment of, or at the expense of another that is entitled to equal treatment or an equal opportunity), should the resulting tender, or part thereof, be awarded to such natural/legal person, as described herein, it is required that the tenderer/s declare such interest/relationship where -

- 1 the tenderer/s employees/directors are also employees/contractors/consultants/ directors in the state or a state owned entity
- 2 the tenderer/s employees/directors are also employees/contractors/consultants/ directors of Eskom
- 3 the tenderer/s employees/directors are also employees/contractors/consultants or directors in another entity together with Eskom employees/consultants/contractors/ directors
- 4 the legal person/s (including its employees/contractors/directors/members/ shareholders) on whose behalf the tender documents are signed, is in some other way "related" to an Eskom employee/contractor/consultant/director involved in the tender evaluation/tender adjudication/tender

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negotiation "Related" meaning that -

1. an individual is related to another individual if they are married, or live together in a relationship similar to marriage,
2. or are separated by no more than two degrees of natural or adopted consanguinity or affinity,
3. an individual is related to a juristic person if the individual directly or indirectly controls the juristic person, as determined in accordance with the definition of "control" (as per Companies Act section 2(1)), and

1.a juristic person is "related" to another juristic person if :-


- 1 (1) either of them directly/indirectly controls the other, or the business of the other, as determined in accordance with the definition of "control" (as per Companies Act section 2(1)),
- 2 (2) either is a subsidiary of the other, or
- 3 (3) a person directly/indirectly controls each of them, or the business of each of them, as determined in accordance with the definition of "control"
- 5 the tenderer/s and one or more of the tenderers in this tendering/RFP process have a controlling partner in common, or 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 Eskom regarding this bidding process;

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

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- 1 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.

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/proposal]** 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

Please complete the declaration with an 'X' under YES or NO

Item	Question	Yes/No	No
11	<p>Is the tenderer/s (or any of its directors/members/shareholders) listed on National Treasury's Database of Restricted Suppliers as companies/persons prohibited from doing business with the public sector</p> <p>[Note: Companies/persons who are listed on the Database were informed in writing of this restriction by the Authority/Accounting Officer of the institution that imposed the restriction after the audi alteram partem rule was applied].</p> <p>The Database of Restricted Suppliers can be accessed on the National Treasury's website (www.treasury.gov.za)</p>		

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1 2	Is the tenderer/s (or any of its directors / members / shareholders)? listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combatting of Corrupt Activities Act (No 12 of 2004)				
	The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za)				
1 3	Was the tenderer/s (or any of its directors/members/shareholders) convicted by a court of law (including a court outside South Africa) for fraud and/or corruption with respect to the procurement/tendering processes/procedures during the past five years?				
1 3 1	Provide details				
1 4	Was the tenderer/s(or any of its directors/members/shareholders) prohibited from doing business with any International Financial Development/funding Agency or Lending Institution				

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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

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a. Main offer.

- 1 A Main Offer that is fully compliant with the CPA requirements as specified in the Enquiry
2. 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.

b. Additional/Alternative offer:

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

- 1 A fixed priced offer in addition to the fully CPA compliant main offer, or
- 2 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:


- 1 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
- 2 The index must be the equivalent, or if unavailable, the nearest equivalent index to that of the specific prescribed local index

3. NUMBER OF FORMULAE & INDICES

- 1 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

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2. 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

3. BASE DATE

- 1 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
- 2 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
- 1 In this case, the following shall apply
 - 1 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 effect payment
 - 2 Where a high, low and mean are published

The mean
 - 3 Where other prices than the Cash Settlement or Cash Sellers Price are published.

The Cash Settlement or Cash Sellers Price
- 2 Where applicable, these principles, must also apply for the CPA "cut-off" date

3. 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

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Signed

Date

Name

Position


Tenderer

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
Labour general (hourly paid) SEIFSA, C3, actual labour cost	Steel StatsSA, P0142 1 Table 2, basic iron and steel	Mechanical engineering material SEIFSA, G, mechanical engineering material	SEIFSA, L2, road freight costs	StasSA, PO141 CPI (Headline) all items OR SEIFSA, D-2 (CPI)

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Labour general SEIFSA, C3 (a), actual labour cost (field force) where subsistence allowance is paid	Copper SEIFSA, F, copper metric ton	Electrical engineering material SEIFSA, G-1, electrical engineering material		StasSA, PO142 1), PPI 4 Final Manufactured Goods 5. Or Intermediate Manufactured Goods OR 6 SEIFSA Table U Producer Price Index (PPI - final manufactured GOODS OR Intermediate Manufactured Goods
	Aluminium SEIFSA, R, aluminium	Building and construction material SEIFSA, G, building and construction material		
	Zinc SEIFSA, F, zinc			
	Lead SEIFSA ,F, lead			

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

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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).

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.

	RATES/TARIFFS
Sea/Air Freight	
Bunker Adjustment Factor	
Currency Adjustment Factor	
Marine Risk Insurance (MRI) (Eskom will provide cover)	
Rate for Extension of MRI after Arrival of Goods at Site (if required)	

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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

- 1 When the percentage increase or decrease between two indices/prices/tariffs is calculated, the earlier figure shall be taken as the base
- 2 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
- 3 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
- 4 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
- 5 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
- 6 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.
- 7 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 _____

ANNEXURE F1

SBD 6 2

DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS

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Other	
-------	--

NB Bidders must submit proof of the SARB rate (s) of exchange used

- 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


- 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
- 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/industrial-development/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

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- 2 I have satisfied myself that
- 1 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
 - 2 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 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.

- 3 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
- 4 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 (PPPFA), 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)



Adobe Acrobat
Document

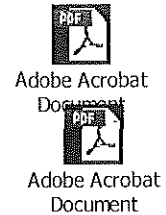
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Annexure F3 - Imports Declaration-Supporting schedule to Annex C(annex D)

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



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.	MPMAT10550GX	CLOSING DATE	26/01/2023	CLOSING TIME	10 00 am
-------------	--------------	--------------	------------	--------------	----------

DESCRIPTION	Additional Geotechnical Investigation on Ash Dam				
-------------	--	--	--	--	--

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	<input type="checkbox"/> Yes		B-BBEE STATUS	<input type="checkbox"/> Yes	
VERIFICATION CERTIFICATE					

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[TICK APPLICABLE BOX]	<input type="checkbox"/> No	LEVEL SWORN AFFIDAVIT	<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]			
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)	
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		TECHNICAL INFORMATION MAY BE DIRECTED TO:	
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

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BID SUBMISSION:

- 1 BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION
2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED-(NOT TO BE RE-TYPED) OR ONLINE
3. 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.
4. 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.
- 5 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


TAX COMPLIANCE REQUIREMENTS

1. BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS
- 2 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
- 3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) OR PIN MAY ALSO BE MADE VIA E-FILING IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW SARS GOV ZA
- 4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID
- 5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE PROOF OF TCS / PIN / CSD NUMBER
- 6 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

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1. IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?
☐ YES ☐ NO
2. DOES THE BIDDER HAVE A BRANCH IN THE RSA? ☐
YES ☐ NO
3. DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA?
☐ YES ☐ NO
4. DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA?
☐ YES ☐ 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

Annexure H

SBD 6.1

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2017

This preference form must form part of all bids invited. It contains general information and serves as a claim form for preference points for Broad-Based Black Economic Empowerment (B-BBEE) Status Level of Contribution.


NB: BEFORE COMPLETING THIS FORM, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF B-BBEE, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017.

1. GENERAL CONDITIONS

1. The following preference point systems are applicable to all bids
 1. the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included), and
 2. the 90/10 system for requirements with a Rand value above R50 000 000 (all

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applicable taxes included)

1

a) The value of this bid is estimated to **exceed/not exceed** R50 000 000 (all applicable taxes included) and therefore the preference point system shall be applicable, or

b) Either the 80/20 or 90/10 preference point system will be applicable to this tender (delete whichever is not applicable for this tender)

2 Points for this bid shall be awarded for

1 Price, and

2 B-BBEE Status Level of Contributor

1 The maximum points for this bid are allocated as follows

	POINTS
PRICE	
B-BBEE STATUS LEVEL OF CONTRIBUTOR	
Total points for Price and B-BBEE must not exceed	100

2 Failure on the part of a bidder to submit proof of B-BBEE Status level of contributor together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed

3 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

3. DEFINITIONS

1 **"B-BBEE"** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act,

2 **"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,

3 **"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,

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- 4 **“Broad-Based Black Economic Empowerment Act”** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No 53 of 2003),
5. **“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,
- 6 **“functionality”** means the ability of a tenderer to provide goods or services in accordance with specifications as set out in the tender documents
- 7 **“prices”** includes all applicable taxes less all unconditional discounts,
- 8 **“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,
- 4 **“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,
- 5 **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes,

6. POINTS AWARDED FOR PRICE

1. THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

A maximum of 80 or 90 points is allocated for price on the following basis

80/20 or 90/10

$$P_s = 80 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right) \quad \text{or} \quad P_s = 90 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$$

Where

P_s = Points scored for price of bid under consideration


P_t = Price of bid under consideration

P_{\min} = Price of lowest acceptable bid

7. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR

- 1 In terms of Regulation 6 (2) and 7 (2) of the Preferential Procurement Regulations,
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2 VAT registration
number

3 Company registration
number

4 TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
☐ One person business/sole propriety
☐ Close corporation
☐ Company
☐ (Pty) Limited
[TICK APPLICABLE BOX]

5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES

.....
.....
.....

6. COMPANY CLASSIFICATION

- ☐ Manufacturer
☐ Supplier
☐ Professional service provider
☐ Other service providers, e g transporter, etc
[TICK APPLICABLE BOX]


7 Total number of years the company/firm has been in business

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

- 1 The information furnished is true and correct,
- 2 The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- 3 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;
- 4 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 –

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disqualify the person from the bidding process,

- 1 recover costs, losses or damages it has incurred or suffered as a result of that person's conduct,
- 2 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,
- 3 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
- 4 forward the matter for criminal prosecution

WITNESSES	<div style="text-align: center; margin-top: 100px;">SIGNATURE(S) OF BIDDERS(S)</div> <div style="margin-top: 100px;">DATE</div>
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