

**PART A
INVITATION TO BID**

| YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF ESKOM HOLDINGS SOC LTD | | | | | |
|--|--|---|--|---------------|-----------------|
| BID NUMBER: | OLT2055246 | CLOSING DATE: | 15 December 2022 | CLOSING TIME: | 11:00pm (23:00) |
| DESCRIPTION | Hiring of 25ton mobile crane as per scope detailed in Part D | | | | |
| DELIVERY ADDRESS | Drakensberg Power Station Jagersrust Kwa-Zulu Natal | NON-COMPULSORY SITE CLARIFICATION MEETING | Monday, 13 December 2022 @ 11:00am | | |
| | | | All attendees to confirm their interest to attend via ShakhaE@eskom.co.za before the start of the meeting | | |
| THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7). | | | | | |

BID RESPONSE DOCUMENTS MAY BE SUBMITTED VIA: Informaltendering@eskom.co.za

Please note the following rules with respect to the OLT system (Informal Tendering)

- a. **Use the OLT reference pertaining the line item you wish to tender for and submit each OLT separately.**
- b. **Please ensure that the email subject line only contains the relevant OLT Enquiry number heading and no other information.** Do not add any text to the subject line. Do not add any space in between the prefix and the enquiry number.
- c. Ensure that the relevant OLT enquiry number is stipulated in the subject line on all e-mails if multiple emails are sent
- d. Ensure that you receive a confirmation email after submitting your documentation. Please follow up immediately via the email address of the respective buyer if you did not receive this.
- e. Maximum attachment size per email is **10MB**. It is the supplier's obligation to ensure that the attachments per email do not exceed this limit.
- f. Please note closing date and time on the OLT. Your submission will not be evaluated if it is received after the closing date and time of the OLT.
- g. All tender returnables/documentation must be submitted to Informaltendering@eskom.co.za only.
 - E-mails to any other address (except for clarifications) will not be accepted.
 - Failure to comply will these rules will result in your tender being disqualified.
- h. Requests for Clarifications must be sent in writing via email to ShakhaE@eskom.co.za and not to Informaltendering@eskom.co.za. All requests for clarifications and responses must be in writing. Eskom will respond to requests for clarification received within **three (3) working days** before the tender closing deadline, depending on the enquiry duration and complexity.
- i. **Please see Part C for returnables to be submitted with offer**

Note:

- Due to varying requirements, slight changes could be included in each RFQ document, and suppliers are therefore required to read through the document carefully whenever invited to tender.
- ALL Suppliers are required to be registered (except foreign suppliers) on the National Treasury Central Supplier Database (CSD) as at tender response stage and the respective CSD number must be provided with all quotes together with the Eskom vendor registration number. Responses that do not comply with the CSD requirement will be regarded as non-responsive (except foreign suppliers). For CSD registration: Please register at <https://secure.csd.gov.za/>
- All Suppliers (including Foreign suppliers) are required to complete SBD 1-Invitation to Bid and submit this annexure at tender closing deadline. Local suppliers are required to be tax compliant and must submit CSD Number/ Efiling pin number/ copy of tax clearance certificate as evidence of their tax compliance status.
- Foreign suppliers (even those with no footprint in RSA) are in addition required to answer Part B (3) which is part of the afore-mentioned SBD 1. Should the said foreign suppliers answer "yes" to any of the questions [Part B (3)]; they are required to be tax compliant and must therefore submit their Efiling pin number or copy of tax clearance certificate which will be verified by Eskom.
- All suppliers are required to refer to www.eskom.co.za for the Supplier Integrity Pact that must be downloaded and read. The Integrity Pact Declaration annexure A (attached hereto) named Supplier Declaration Form is a mandatory tender returnable.
- Specify line prices at lines where prices are submitted and indicate no quote at lines where no price is submitted. Refer Part D
- Where "designated sectors" are applicable, ensure that the relevant annexures and declarations are submitted by the OLT deadline, or the submission will be regarded as non-responsive and disqualified.
- You are also required to complete and submit the attached deviation form along with your quotation at OLT closing deadline. If there are deviations, but the deviation schedule has not been completed and/or returned with your quote, your offer will be will be disqualified.

| 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: | | | CSD No: | | |
| ESKOM VENDOR NUMBER | | | | | |
| B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX] | | <input type="checkbox"/> Yes <input type="checkbox"/> No | B-BBEE STATUS LEVEL SWORN AFFIDAVIT | | <input type="checkbox"/> Yes <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] |
| PRICING | | | | | |
| TOTAL TENDER PRICE, EXCLUDING DELIVERY | | | | | |
| TOTAL TENDER PRICE INCLUDING DELIVERY BUT EXCLUDING VAT | | | | | |
| TOTAL TENDERED PRICE, INCLUDING VAT | | | | | |
| ARE DELIVERY CHARGES INCLUDED IN THE PRICE | | | Yes _____ | No _____ | |
| CONFIRM DELIVERY LEAD TIME | | | | | |
| OFFER VALIDITY PERIOD | | | 90 days | | |
| ARE THE PRICE/S FIXED AND FIRM? | Yes _____ | No _____ | RATE OF EXCHANGE: | FOB VALUE: | Freight Insurance: |
| | | | | | |
| DISCOUNT: | | TRADE | | (2) SETTLEMENT _____ | |
| | | | | | |
| DO YOU ACCEPT ESKOM HOLDINGS SOC LTD GENERAL CONDITIONS OF PURCHASE? | | Yes _____ | | No _____ | |
| The invitee/tenderer hereby confirms that a copy of the Integrity Pact was obtained, that it understands the provisions thereof and, undertakes to abide by the provisions thereof in any dealings it may have with Eskom and that the signed Integrity Pact Declaration is submitted as a tender returnable by the stipulated deadline. | | | | | |
| 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.) | | | | | |
| BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO: | | | | | |
| DEPARTMENT/ PUBLIC ENTITY | | Eskom Holdings SOC Ltd | | | |
| CONTACT PERSON | | Emmanuel Shakhane | | | |
| TELEPHONE NUMBER | | N/a | | | |
| FACSIMILE NUMBER | | N/a | | | |
| E-MAIL ADDRESS | | ShakhaE@eskom.co.za | | | |

PART B
TERMS AND CONDITIONS FOR BIDDING

| |
|---|
| 1. BID SUBMISSION: |
| <p>1.1. BIDS MUST BE SUBMITTED BY THE STIPULATED TIME TO THE CORRECT EMAIL ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.</p> <p>1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED VIA TO Informaltendering@eskom.co.za AS PER SUBMISSION INSTRUCTIONS DETAILED IN PART A</p> <p>1.3. 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.</p> <p>1.4. 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.</p> <p>1.5. 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.</p> <p>1.6. ESKOM RESERVES THE RIGHT TO AWARD A TENDER TO A SUPPLIER WHO MAY NOT BE THE HIGHEST SCORING OR HIGHEST RANKED SUPPLIER FOR THE PURPOSE OF MAXIMISING RECOGNITION OF BLACK OWNERSHIP, BLACK MANAGEMENT CONTROL, SKILLS DEVELOPMENT AND/OR PREFERENTIAL PROCUREMENT IN LINE WITH SECTION (2)(1)(F) OF PPPFA.</p> <p>1.7. ESKOM RESERVES ITS RIGHT TO TERMINATE THIS PROCUREMENT PROCESS IN THE EVENT THAT INFORMATION COMES TO LIGHT (IN WHATEVER WAY OR FORM) THAT IT MAY SUFFER SERIOUS REPUTATIONAL DAMAGE BY DOING BUSINESS WITH THE SUPPLIER OR, ALTERNATIVELY, INFORMATION IS RECEIVED BY ESKOM THAT THE SUPPLIER (HOWSOEVER), WHETHER DIRECTLY OR INDIRECTLY, MAY BE INVOLVED IN CORRUPT PRACTICES AND ACTIVITIES IN VIOLATION OF THE PREVENTION AND COMBATING OF CORRUPT PRACTICES ACT, NO.12 OF 2004 (PRECCA), THE PREVENTION OF ORGANISED CRIME ACT, 121 OF 1998 (POCA), THE PUBLIC FINANCE MANAGEMENT ACT, NO. 1 OF 1999 (PFMA) AND THE CONSTITUTION.</p> |
| 2. TAX COMPLIANCE REQUIREMENTS |
| <p>2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.</p> <p>2.2 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.</p> <p>2.3 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.</p> <p>2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID.</p> <p>2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE PROOF OF TCS / PIN / CSD NUMBER.</p> <p>2.6 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.</p> |
| 3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS |
| <p>3.1. IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>3.2. DOES THE BIDDER HAVE A BRANCH IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>3.3. DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>3.4. DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>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.</p> |

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

PART C TENDER RETURNABLES

C.1 Attachments issued with this OLT Invitation to Tender

- **Attachment 1:** Integrity Pact Declaration – Annexure A
- **Attachment 2:** Preference Claim Form – SBD 6.1
- **Attachment 3:** Standard Bidding Document SDB4
- **Attachment 4:** Occupational Health and Safety Act: Section 37(2) Agreement - Form
- **Attachment 5:** Works Instruction
- **Attachment 6:** Eskom's General Conditions of Purchase
- **Attachment 7:** Supplier guide to Informal Tendering
- **Attachment 8:** Driven Machinery Regulations

C.2 EVALUATION CRITERIA

- For transactions above **R30 000** up to **R50M** (inclusive of VAT) Price and B-BBEE Preferential Point Scoring will be based on the **80/20** allocation aligned to the PPPFA Regulations 2017;
- For transactions less than **R30 000** (inclusive of VAT); the Preferential Point Scoring is not mandatory and only Price may be used (or state any other criteria to be used).

Note: **Attachment 2** and submission of BBEE certificate/Affidavit must be submitted in order to claim preference points

C.3 TENDER RETURNABLES

- Please ensure that the tender returnables listed hereunder are submitted as per stipulated deadlines as non-compliance with mandatory tender returnables at RFQ closing deadline will result in disqualification (except where these are required for scoring /ranking purposes only).
- Non-compliance with mandatory returnables due at contract/order award stage will impact award.

It is highly recommended that all tender returnables are submitted at tender closing date.

C.3.1 BASIC COMPLIANCE

| Returnables | MANDATORY AT CLOSING | MANDATORY PRIOR TO AWARD | SUBMITTED. (Supplier checklist) |
|---|----------------------|--------------------------|------------------------------------|
| Offer invitation Form SBD1: Part A-D completed | YES | | YES / NO |
| Attachment 1: Integrity Pact Declaration – Annexure A | YES | | YES / NO |
| Attachment 2: Preference Claim Form <i>Applicable if claiming preference points. Failure to submit will result in a zero score but will not disqualify submission – SBD 6.1</i> | YES | | YES / NO / Not applicable |
| Attachment 3: Standard Bidding Document SDB4 | YES | | YES / NO |
| Copy of Tax Clearance Certificate | YES | | YES / NO |
| Copy of certified valid BBEE Certificate / Affidavit; Failure on the part of the supplier to submit a valid current certificate for purposes of evaluation and scoring by the tender closing deadline will result in disqualification as the BBEE Certificate is required to confirm adherence to the Pre-Qualification Criterion | YES | | YES / NO |
| Technical Returnables (Refer to section C.3.2) | YES | | YES / NO |
| Safety Requirements (Refer to point C.3.3) | | YES | |
| Valid copy of Letter of Good Standing | YES | | |
| Attachment 4: Occupational Health and Safety Act: Section 37(2) Agreement - Form - TO BE COMPLETED | YES | | |
| Attach proof of authority to sign this bid; e.g. resolution of directors, etc.) y | | YES | YES / NO |
| Attachment 5: SHE Manual v20 ebook | For your info | | |
| Attachment 6: Eskom's General Conditions of Purchase | For your info | | |
| Attachment 7: Supplier guide to Informal Tendering | For your info | | |
| Attachment 8: Driven Machinery Regulations | For your info | | |

C.3.2 FUNCTIONAL ANALYSIS

C.3.2.1 TECHNICAL RETURNABLES AT TENDER CLOSING

The following evaluation criteria is mandatory. The Tenderer must fully comply to be eligible for consideration.

Minimum threshold is 70%

| Item No. | Description | Percentage (%) Rate |
|----------|---|---------------------|
| 1 | Experience of more than 5 years as crane company(proof required) | 30% |
| 2 | Delivery time (from order confirmation) Delivery within last week of December to 1st week of January: 5 points Delivery within last week of December to 2 nd week of January: 3 points Delivery within last week of December to 3 rd week of January: 2 points | 20% |
| 3 | Crane must be 25 Ton with 25m boom and load test certificate, crane operator with qualified certificate to be supplied | 30% |
| 4 | Cost Cheapest offer: 5 points 2 nd cheapest: 3 points 3 rd cheapest: 2 points | 20% |
| | | 100% |

A penalty for the technical evaluation will be conducted in the following manner;

NOTE:

- Full Points will be deducted for any requirements not fully met
- All the above technical requirements to be submitted at RFQ closing deadline for evaluation.
- Failure to meet the **Minimum Threshold** will render your offer technically unacceptable.

A TENDER WILL BE DISQUALIFIED IF THESE DOCUMENTS ARE NOT INCLUDED IN THE TENDER AT TENDER CLOSING.

C.3.3 HEALTH AND SAFETY REQUIREMENTS

The recommended contractor to provide the Safety file for evaluation at least one week prior to coming to site.

**PART D
SCOPE**

PLEASE BE ADVISED THAT LATE TENDERS/QUOTATIONS WILL NOT BE EVALUATED, NO EXCEPTIONS.

| Item | OLT Reference | Eskom Stock no. | Description: Supply and Delivery of: | Qty | Unit of Measurement | Unit price <i>insert the price per unit excl VAT</i> | Total price <i>insert the total price excl VAT</i> | VAT <i>insert the VAT amount</i> |
|------|---------------|-----------------|--------------------------------------|-----|---------------------|---|---|-------------------------------------|
| 1 | OLT2055246 | N/a | Hire 25 Ton mobile crane | 1 | Each | | | |

NOTE: Please attach detailed cost breakdown (i.e. hourly rates, transport rate (Rand per km), accommodation (per night), etc. Where applicable.

Scope of work

- Hiring of mobile crane to lift Headrace emergency gate hydraulic cylinder, capacity: 25t at 3m and Max, load moment: 97tm total length:9320 mm tail swing: 3000 mm..

NOTE:

A **Non-Compulsory** *site clarification meeting* with representatives of the *Employer* will take place as follows:

Date: **Tuesday, 13 December 2022**

Time: **11:00am**

NOTE:

- All attendees to confirm their interest via email ShakhaE@eskom.co.za not later than **Monday, 12 December 2022**.
- You must submit ID numbers and vehicle registration numbers of the attendees.
- All contractors must be vetted, and Criminal Clearance Certificates is required to vet persons accessing site.
- All visitors/contractors will only be allowed access by means of an approved ad-hoc access request, the request must be verified by the Safety Officer and Security Supervisor.

Site Constraints:

All persons to arrive/visit **Drakensberg Power Station**, National Key Point, have to comply/undergo the following;

- The meeting arrangements are that tenderers meet **Winile Ntombela (Tel #: +27 36 438 2079)** or **Zama Mkhize (Tel #: +27 36 438 2098)** at the main entrance gate who would then escort them to the venue.
- Identification will be required to gain access.
- Notify their Eskom contact 48 hours prior arrival and submit ID numbers and vehicle registration numbers of persons to enter Eskom premises.
- Breathalyzer test will be performed before proceeding through Main Entrance.
- Covid19 test will be performed before proceeding through Main Entrance.
- Adhere to Eskom's Life-saving Rules:
 - ❖ Open, isolate, test, earth, bond and/or insulate before touch
 - ❖ Hook up at heights
 - ❖ Buckle up
 - ❖ Be sober
 - ❖ Permit to work (incl. Hot Work permit)
- Induction prior to commencement of the meeting.(±20min)
- Photographs may be taken with prior approval request
- Applicable safety gear will be required to be worn with site walk-down. (please provide own safety shoes, hearing protection and hard hat)
- Not rendering harm to any Eskom property or personnel.

The contractor will provide a SHE Specification detailing their risk assessment of the tasks, in addition to a working at heights programme, any applicable procedures, competencies, medical certificates, letter of good standing, etc., and any legal requirement applicable to their tasks.

Environmental

- The Contractor acquaints himself with all statutory and local environment regulations and adheres to these without exception, and especially with the requirements of the National Environmental Management Act 107 of 1998 and its applicable Regulations. It should address amongst others:
 - ❖ Waste Management: Generation, storage and disposal
 - ❖ Hazardous Chemicals: Storage and disposal and information (Material Safety Data Sheets for each chemical that is used)

Material and/or facilities

Eskom the *Employer*, will provide the following:

- Access to facilities as and when required
- Site induction
- Issue Permit to work

Copies Available on Request:

- Occupational Health and Safety Act – 85 of 1993
- Eskom Safety Procedure 32-95
- Eskom Cardinal Rules Directive 32-421
- Eskom Smoking Policy 32-1126