

	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

ESKOM HOLDINGS SOC LTD

INVITATION TO TENDER (ITT)

FOR THE

PROVISION OF SPECIALISED SECURITY SERVICES TO ENSURE THE PROTECTION OF PERSONNEL AND ASSETS IN THE EVENT OF CRIMINAL ACTIVITY OR THE RISK THEREOF, INCLUDING EMERGENCY SECURITY SITUATIONS


Tender number	E1424DXECR
Issue date	15 August 2025
Closing date and time	23 September 2025 at 10:00am
Tender validity period	120 days from the closing date and time
Clarification meeting	<p>Non-Compulsory meeting will be held on the 26 August 2025 at 10:00am SAST</p> <p>Join the meeting now</p> <p>Meeting ID: 341 882 206 468</p> <p>Passcode: Yw3Ti6Dd</p>
	For clarity, please contact Lonwabo Mavukwana on 043 703 2023 or MavukwLM@eskom.co.za
<p>Tenders are to be submitted electronically via Eskom E- tendering site by the stipulated closing date and time.</p> <p>Please note it is the responsibility of the supplier to ensure that the tender submission is submitted before the closing time</p>	Electronic copy of the tender in a PDF format. The price list needs to be submitted in PDF and a copy in excel format (The limit is 50MB per file and total submission of 900MB per submission)

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Invitation to Tender

Eskom Holdings SOC Ltd (hereinafter “Eskom”) invites you to submit a *tender* for Provision of Specialised Security Services to ensure the protection of personnel and assets in the event of criminal activity or the risk thereof, including emergency security situations.

Free of charge

Eskom has delegated the management of this Invitation to Tender to the *Eskom Representative* whose name and contact details are set out in the Tender Data. The submission of a tender/proposal by you in response to this Invitation to Tender will be deemed as your acceptance of the Eskom Standard Conditions of Tender which may be accessed at www.eskom.co.za.

All queries and clarifications relating to the Invitation to Tender documents must be addressed in writing to the *Eskom Representative*. No query or clarification may be addressed to any Eskom official other than the *Eskom Representative*.

Yours faithfully



Provincial Procurement Manager: Cape Coastal Cluster EC

Spindile Zinto


Date: 14 August 2025

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		Review Date	February 2030		

1.1 Annexures to the Tender

The following document listed hereunder are attached to this Invitation to Tender/Request for Proposal.


Number	Description	Annexure	Attached (Y / N / N/A)
1.1.1	*Authorisation Form	Annexure A	Y
1.1.2	*Acknowledgement form	Annexure B	Y
1.1.3	*Tenderer's particulars	Annexure C	Y
1.1.4	*Integrity Declaration Form (Suppliers are required to download and read the Supplier Integrity Pact. It is accessible on the Eskom Tender Bulletin via Eskom Supplier Integrity Pact (eskom.co.za) link)	Annexure D	Y
1.1.5	*CPA Requirements for Local Goods/Services	Annexure E	N/A
1.1.6	*CPA(IG) for Foreign Goods/Services (if applicable)	Annexure F	N/A
1.1.7	SBD 6.2 Declaration Certificate for Local Production and Local Content (only applicable if designated materials are included and then Tenderers will be required to complete and submit Annexures G1 to G4 as evidence of compliance with this requirement). Annexure C Local Content Declaration- Summary Schedule Annexure D Imported Content Declaration – Supporting Schedule to Annexure C Annexure E Local Content Declaration- Supporting Schedule to Annexure C	Annexure G1 Annexure G2 Annexure G3 Annexure G4	Y Y Y
1.1.8	*SBD 1 Invitation to Bid must be filled out by all tenderers and submitted with the tender at tender submission deadline	Annexure H	Y
1.1.9	*SBD 6.1 Preference Points Claim Form in terms of PPPFA 2022 regulations	Annexure I	Y
1.1.10	*SBD 4 – Bidders Disclosure	Annexure J	Y
1.1.11	Tax Evaluation questionnaire to determine whether a company, close corporation (CC) or Trust is a personal service provider for purposes of PAYE		N/A
1.1.12	Reverse e-auction training acknowledgement form (if applicable)		N/A

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Number	Description	Annexure	Attached (Y / N / N/A)
1.1.13	Reverse e-auction process (if applicable)		N/A
1.1.14	E-tendering Help Manual acknowledgement form		Y
1.1.15	E-tendering Help Manual for supplier		Y
1.1.16	CIDB Contract Skills Development Goals (CSDG) (if applicable)		N/A
1.1.17	Contract Participation Goals (CPG) (if applicable)		N/A
1.1.18	Scope of Work		Yes
1.1.19	The conditions of contract will be the NEC-TSC Term Service Contract.		Yes
1.1.20	Pricing Schedule/BOQ (if not contained in Contract) PDF and excel format		Yes

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1.2. Tender Data

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** are not attached to the **Invitation to Tender**, then 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.


Clause Number from Standard Conditions of Tender	Tender Data
1.1 Parties	<p>The <i>Employer</i> is Eskom Holdings SOC Ltd</p> <p>The Eskom <i>Representative</i> is: Name: Lonwabo Mavukwana Tel: 043 703 2023 E-mail: Mavukwlm@eskom.co.za</p>
1.3 Tender documents	<p>The Invitation to tender number is: E1424DXECR</p> <p>See the content list above for the tender documents. All relevant documentation for this tender will be uploaded onto:</p> <ul style="list-style-type: none"> • National Treasury e Tender Portal. • Eskom Tender Bulletin; and
1.4 Type of Invitation to Tender	<p>This Invitation to Tender is:</p> <ol style="list-style-type: none"> 1. An open Invitation to Tender
1.6 Eskom's right to accept or reject any tender	<p>The tender shall be for the whole of the contract.</p>
2.1 Eligibility	<p>Tenderers (whether a single company or an incorporated or unincorporated joint venture or consortium) must meet the eligibility criteria stated in the Tender Data. The tenderer, or any of its principals, must not be under any restriction to do business with Eskom or State-Owned Companies.</p> <p><u>Tenderers are ineligible to submit a tender if:</u></p> <ol style="list-style-type: none"> 1. Tenderers have the nationality of a country on any international sanctions list. A tenderer shall be found 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, except on an E-Tendering system where there is a limit size (900MB) for submission and the tenderers may submit more than one submission with the same tender number.

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Clause Number from Standard Conditions of Tender	Tender Data
	<p>3. Tenders submitted by a joint venture 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.</p> <p>4. A Tenderer must not have a conflict of interest. All Tenderers found to have a conflict of interest shall be disqualified. Prima facie evidence that a tenderer has a conflict of interest with one or more parties in this [tendering/RFP] process is:</p> <p>(a) they have a controlling partner or majority shareholder in common; or</p> <p>(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 of another tenderer, or to influence the decisions of the Employer regarding this bidding process;</p> <p>5. Tenders signed by non-authorized persons.</p> <p>6. Any tenderer that is restricted by National Treasury.</p> <p>7. Any tenderer on the Tender Defaulters list.</p> <p>8. A tenderer that sub-contracts 100% of the Scope of Work</p> <p>Eskom will disqualify tenderers that are found not to have met the eligibility criteria.</p>
2.2 - 2.5 Tender Closing	<p>The deadline for <i>Tender submission</i> is:</p> <p>Date 23 September 2025</p> <p>Time 10:00am</p> <p>Late Tenders will not be accepted.</p> <p>Tenders are uploaded via Eskom Tender bulletin site on the Eskom E- tendering website</p>
2.7-.2.11 Submitting a tender	<p>For Electronic Tender Submissions.</p> <p>The tenderer must upload the tender via Eskom Tender bulletin site on the Eskom E-tendering page. The documents need to be upload under the folder Technical, Commercial, Financial, and other.</p> <p>All documents need to be submitted in a PDF and Excel format (The limit is 50MB per file and total submission of 900MB per submissions). The price list needs to be submitted in PDF and a copy in excel format</p> <p>No Zip/condense files can be uploaded</p> <p>No hard copy will be accepted</p> <p>If for some reason you resubmit your tender, then the latest version of the tender submitted will only be accepted and all previous submission/s will be null and void. Please ensure that the submission status is indicated as complete.</p>

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Clause Number from Standard Conditions of Tender	Tender Data
	Supplier Help Manual guide and video can be found on Eskom E-Tendering page
2.12 Tender Validity Period	The tender validity period is 120 days :
2.15 Site visit and/or clarification meeting	<p>Non-Compulsory meeting will be held on the</p> <p>26 August 2025 at 10h00am.</p> <p>Join the meeting now</p> <p>Meeting ID: 341 882 206 468</p> <p>Passcode: Yw3Ti6Dd</p>
2.16 Seeking clarification	<p>For clarity, please contact Lonwabo Mavukwana on 043 703 2023 or MavukwLM@eskom.co.za</p> <p>The tenderer will notify Eskom of any clarifications required before the closing time for clarification queries, which is 5 working days before the deadline for tender submission.</p>
2.22 Alternative tenders	Alternative tenders are not allowed.
2.33 Cataloguing	The successful tenderer may be required to provide the cataloguing information per item after contract award and will need to ensure that all materials delivered to Eskom are labelled in line with Eskom's labelling specifications as may be stipulated by Eskom. Where cataloguing is a requirement, the Pricing Schedule must also include a line item for cataloguing, which tenderers are required to quote for. Eskom will pay for the cataloguing.
2.34 Provision of Security for Performance	Not Applicable
3.4 Tender Opening	For E-tendering. There will be no public opening of tenders. Tenders will be downloaded electronically.
3.5 Tender Prices	Prices will not be read out
3.9 Basic Compliance	<p>Basic compliance with this Invitation to Tender requires a tenderer to meet all the following requirements:</p> <p>Basic compliance for this invitation to tender are:</p> <ol style="list-style-type: none"> 1. Meet the eligibility criteria for a tenderer 2. Submit a complete tender with commercial, financial and technical information 3. Submission of the mandatory commercial tender returnables as at stipulated deadlines.

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		Effective Date	21 February 2025		
		Review Date	February 2030		

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	For E-Tendering, a tenderer's failure to have submitted/uploaded tender documents will render the tender non-responsive.
3.10 Mandatory tender returnables	<p>A tenderer that does not submit mandatory documents by or the complete information required in mandatory documents by the deadlines as stipulated in the Tender Returnable section of the respective Invitation to Tender will be deemed non-responsive.</p> <p>Commercial mandatory requirements are:</p> <ul style="list-style-type: none"> • Priced BOQ • Signed Contract Data by contractor. • Completed NEC 3 Offer and acceptance.
3.13 Functionality requirements	<p>Functionality requirements are applicable.</p> <p>The following criteria will be applicable for this transaction under functionality criteria: A weighted score-card approach will be used to evaluate the technical compliance of the tenders against the evaluation criteria below.</p>

Mandatory criteria

The tenderer must meet all the technical mandatory criteria to be consider for the next phase of evaluation. These criteria shall not be weighted, or point scored but shall be assessed on a yes/no basis as to whether or not the criteria is met. An assessment of 'no' in the technical mandatory criteria shall technically disqualify the tenderer and the tenderer shall not be further evaluated against functional criteria.


ELEMENTS	YES/NO	EVIDENCE (RETURNABLE)
Confirmation that the company is registered with PSIRA (Company PSIRA certificate)		Certified copy of the company's PSIRA certificate
Confirmation that the company directors are registered with PSIRA (Grade B PSIRA certificate)		Certified copy of PSIRA certificate for the company director/s
Provident fund letter of good standing (Valid)		Original or certified copy of letter of good standing or confirmation letter from the provident fund
Proof of UIF compliance certificate & COIDA (letter of good standing)		Copy of compliance certificate for UIF & copy of COIDA letter of good standing
Proof of public liability insurance cover with a minimum of R15M (letter of intent not acceptable)		Copy of active cover

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		Effective Date	21 February 2025		
		Review Date	February 2030		


Clause Number from Standard Conditions of Tender	Tender Data				
Two registered pilots in possession of air services licenses and comply with the South African Civil Aviation Authority Regulations Part 101 and 141(Proof of training, registration and accreditation with relevant authorities)					Training certificates, registration with relevant professional bodies and accreditation with relevant authorities
A minimum of twelve tactical armed response officers with PSIRA grade B certificates (PSIRA grade B certificates and tactical response training certificates)					PSIRA manpower listing, CVs, grade B PSIRA certificatesx12, tactical response training certificates.
Confirmation of ownership of fleet of drones used for security operations					Proof of purchase, drone specification documents.
A minimum of two armoured vehicles registered in the name of the company (Registration certificates of vehicles & vehicle specifications). Proof of service level agreement/contract if the vehicles are leased. Include vehicle specifications.					Specification documents, vehicle registration certificates, services level agreement or lease agreements.
A minimum of two private investigators registered with PSIRA and two intelligence operators (PSIRA manpower listing, CV detailing previous employer/s and years of experience, training records including PSIRA Grade B certificates).					PSIRA manpower listing, detailed CVs x 2, training certificates and registration with relevant professional bodies will be added advantage
A minimum of twelve (30) firearms (Rifles, handguns and shotguns) registered in the name of the company. (Letter from CFR and firearm licenses)					Letter from Central Firearm Registry (CFR). Listing all firearms owned by the company.

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		Effective Date	21 February 2025		
		Review Date	February 2030		

Functional criteria

Tenderers achieving a score meeting or exceeding the defined threshold (85%) will be considered for the next level of evaluation.

ITEM	EXPLANATION	SCORE	Evidence (Returnable)
COMPANY PROFILE			
Previous experience for rendering services similar to the one required in the scope (at least three references)	Reference letter not older than 12 months or copies of contracts or appointment letters	20%	Original reference letters, certified copies of appointment letters, contracts, etc.
	Three (3) reference letters	20%	
	Two (2) reference letters	10%	
	One (1) reference letter	0%	
COMPANY RESOURCES/CAPACITY			
Manpower tactical – at least 10 tactical armed response officers reflecting on company manpower listing and HR listing	PSIRA manpower listing and certified copies of training certificates, including PSIRA grade B certificates and SAPS competency certification as detective.	10%	Copy of PSIRA manpower listing + Company's HR list
	>10 grade B officers reflecting on the Company's PSIRA manpower listing	10%	
	10 grade B officers on the company's manpower listing	5%	
	<10 grade B officers on the company's manpower listing	0%	
Firearms – a minimum of 10 rifles, 10 handguns and 10 shotgun	Letter from CFR listing all company firearms and certified copies of firearm licenses.	10%	Original or certified letter from CFR listing all firearms owned by the company and certified copies of firearm licenses
Vehicles – a minimum of two armoured vehicles registered under company name (certified to carry a minimum of 5 occupants)	Certified copies of vehicle registration certificates and vehicle specifications	10%	Certified copies of vehicle registration certificates including vehicle specifications or services level agreement/contract of lease.
	>1 armoured vehicle owned or leased by the company.	10%	
	<1 armoured vehicle owned or leased by the company.	5%	

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		Effective Date	21 February 2025		
		Review Date	February 2030		


Drones – a minimum of five drones that meet the minimum specifications and a minimum of two pilots that are certificated and accredited, e.g. air services license.	Certified copies of training certificates, registration and accreditation with relevant authorities or professional bodies. Pilot licences & drone specifications	20%	Certified copies of training certificates, registration and accreditation with relevant authorities or professional bodies. Pilot licences & drone specifications. Proof of ownership of operational drones
	Five drones that meet the minimum specification detailed in the scope of work/service. A minimum of two drone pilots that are experienced, certificated and accredited.	20%	
	Three drones and one drone pilot	10%	
Fit for purpose security solution (e.g. The security solution proposed should be intended at addressing the problem or at least aimed at mitigating the actual risk identified)	A detailed security strategy or solution in line with the scope of work	20%	Proposal detailing all the security elements referred to in the scope of service.
	Detailed description of how the drones will be utilised to monitor and provide surveillance on the Eskom network infrastructure. In addition to provide air support to the ground teams.	5%	
	Detail how the tactical teams will provide ground support including responding to activities detected by the drones.	5%	
TOTAL		100%	

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		Review Date	February 2030		


Clause Number from Standard Conditions of Tender	Tender Data	
On site demonstration of types of services:		
<ul style="list-style-type: none">* Tactical Armed Escort, Specialised Response, Executive/VIP/Personal Protection Officers* 24hrs operational security control room manned.* Operational Vehicles fit for the required services* An operational office with admin support staff Monday to Friday* Uninterrupted power supply & emergency lighting* Uninterrupted communication devices and lines* Security Operational Equipment, Body Cams, Handheld Radios, Panic Buttons etc.* Firearms, Ammunition, Firearm Safes, PPE* Training Files and Records* Bulletproof vests, Combat Uniform, Boots etc.		
Is the control room operating 24 hours/ 7 days a week and manned? <div>Is there an uninterrupted power supply available to continue operating?</div> <div>Is there record keeping of incidents and occurrences?</div>	Inspect the Control Room, Interact with Controllers on duty, check registers, OB on site, check for correct record keeping and check the power supply.	5
Is there office Admin Staff appointed and available Monday to Friday?	Employment contract, payroll records of the Admin staff and Visit their office to inspect and interact	2.5
Landlines and internet connectivity are operational and in use? Is there alternative connection in case of outage?	Inspect & test that there is communication, operational, in use and there is available alternatives	2.5
Is there Base station installed at company office/ control room or use of similar reliable devices?, Is there Repeaters installed at company control rooms? Is there available stock of portable two-way hand-radios or similar reliable devices?	Inspect & test the communication devices if they are operational and functioning, check if there is available alternative devices and check stock of radios available for deployments.	2.5
Is there a Panic Button installed in the control room and offices, linked to an off-site armed response?	Test the panic and response	4
Is there an Emergency call out procedure and is the operator knowledgeable on the procedure?	Peruse Emergency procedure and verify if controllers are knowledgeable about the procedure	2.5
	Subtotal	19
FIREARMS AND AMMUNITION		

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Appointment of the responsible person (Armoury manager or Firearm Issuing Officer).	Check and verify Training records, competency certificate and Appointment Letter	5	
Annual competency assessment records appointed responsible person (Armoury manager) and armed officers (Reg. 21).	Check and verify Refresher assessment records and certificates	5	
The supplier must own appropriate operational firearms (pistols and shotguns) that are registered with the CFR in the company name, are properly maintained and the supplier must comply with the provisions of the Firearm Control Act	Does the supplier own licenced firearms (pistols & shotguns) and in possession of valid licences per firearm, appropriate competency certificates to the Firearm Control Act? Is there proof that the firearms are maintained?	10	
	Subtotal	20	
SAFETY			
Fire Extinguisher in the control room, offices and additional stock.	Accessibility, monthly inspection records, valid service date, Inspect company storeroom for availability of stock.	2.5	
First Aid kit in the control room, offices and additional stock.	Accessibility, Contents stocked according to inventory, inspection records and Inspect company storeroom for availability of stock.	2.5	
Training Records on the use of safety equipment (i.e. Fire Extinguisher, First Aid, Fire Hose etc.) including valid appointment letters	Peruse Personnel Training Files, verify and obtain copies	3	
First Aiders and Fire Fighters	Training records and appointment letters of First Aiders and Fire Fighters	10	
	Subtotal	18	
RESOURCES - VEHICLES			
Are vehicles branded with company logo?	Inspect Vehicles	2	
Are vehicles used for the service equipped with functioning communication capability?	Inspect & test communication/mobile communication capability in vehicles	2	
Are vehicles meeting scope of services and requirements? (high ride bakkie with off-road capability).	Inspect vehicles on site, check service records, licence disc and test functions	4	

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Do the vehicles meet all Eskom Safety standards? (i.e. Seatbelts, Sparewheel, ABS, Fire Extinguishers (CO2, 2,5kg), First Aid bag/box, Triangles, jag etc.)	Conduct visual inspection of the vehicles and equipment.	4	
Is the vehicle fitted/equipped with Tracking system? Are they monitored by inhouse or off-site control room?	View the online system for live tracking and inspect the downloaded Tracking reports	3	
	Subtotal	15	
UNIFORMS/ PPE/SECURITY OPERATIONAL EQUIPMENT			
Are staff issued with appropriate uniform for all types of weather conditions for corporate and/or Combat?	Samples of uniform must be presented on site (Belts, Jackets, jerseys, beanies, baseball caps, wide-rim hats, rain suits, steel tip safety boots for combat and corporate shoes for Executive/VIP/Personal Protection, reflective jackets, combat pants, combat shirts, socks, hard hats etc.)	5	
Bulletproof vests Level 3 SA-Mix, SABS approved.	Number of bullet proof vests with plates in the store room (availability, hygiene and cleanliness)	5	
	Issuing register and signed per guard	2	
Real time officer monitoring devices/systems and reporting capability (Bodycam).	Inspect and Test devices (Body Cams) presented on site. Check system or online monitoring site for functionality	5	
Panic Buttons, Long range flashlight/ torches with charger or fully charged batteries per deployed officer, Handcuffs with pouch & keys, patrol clocking device with chargers, Batons with holders, pepper sprays with holders/pouch, pocketbooks, red and black pen.	Inspect, test equipment presented on site and check availability of additional stock	5	
Advanced equipment i.e. Night-vision camera/s	Inspect and test equipment for functionality, check availability	3.5	
Alcohol/substance testing equipment	Inspect, test equipment presented on site and check availability of additional stock	2.5	
3.15 Evaluation of Price	Prices will be evaluated as follows: 1. Inclusive of VAT;		

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		


Clause Number from Standard Conditions of Tender	Tender Data
	<ol style="list-style-type: none"> 2. Corrected for arithmetical errors; 3. Excluding contingencies in any bill of quantities or activity schedule' 4. Adjusted for any other acceptable variations, deviations, or alternative tenders submitted; and 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. 6. Unconditional discounts will be taken into account for evaluation purposes. 7. Conditional discounts will not be taken into account for evaluation purposes but will be implemented when payment is effected. <p>Prices will be scored out of [80] points</p>
3.18 Evaluation of Specific Goals	Not applicable
3.19 Ranking of tenders	<p>Tenderers will be ranked by applying the preferential point scoring for the 80/20 system. Eskom will add the score from Pricing and Specific Goals together and rank the suppliers from the highest to the lowest.</p> <p>NB: The following documents are required to claim preference points, Valid BBBEE certificate issued by a SANAS accredited verification agency or a valid affidavit or a valid BBBEE Certificate issued by CIPC for EME Companies.</p>
3.20 Objective Criteria (if applicable)	<p>Objective criteria are not applicable.</p> <p>Please note that Eskom may award the contract to a tenderer other than the highest scoring if objective criteria justify the award.</p>
3.21 Reverse e-auction (if applicable)	Reverse e-auction is not applicable .
Contractual Requirements	<p><u>Mandatory Contractual Requirements that must be included in all tenders is the following: -</u></p> <ul style="list-style-type: none"> • Proof of CSD registration <p><u>Additional Contractual Requirements that may be included if applicable:</u></p>

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

Quality Requirements

Please see the attached Quality Requirements Category 3:

- List of Tender Returnable Category 3
- Form A Category 3
- Contract Quality Plan (CQP)
- Quality Control Plan (QCP/ITP)
- Supplier Quality Management Specification

Supplier Development Localisation and Industrialization.

Designated Sectors

Commodity	Components	Local Content Threshold
Textiles, Clothing Leather and Footwear (PPE)	Hard hat, Safety boots and shoes, Safety glasses, Ear protection, Bulletproof vests (with plates) etc	100%
Two- way radio terminals and associated equipment	Portable radios, Mobile radios, Repeaters	60%

NOTE: SBD 6.2 Declaration Form and Annex C (Local Content Declaration-Summary Schedule) are therefore **mandatory at order award** and must be tender returnables if applicable.

Suppliers to verify with DTIC that all input materials and products to be used in performing the scope comply with DTIC designated sector. Suppliers to ensure that the information is correctly populated on the annexure C, D & E.

If the required input materials cannot be wholly sourced from South Africa, bidders should request and obtain a written exemption letter from the DTIC. The exemption letter should then be submitted, and approvals obtained prior to the closure of the bid(s). The DTIC together with the procuring organ of state and the winning bidder will consider the exemption on a case-by-case basis.


B-BBEE Requirements: The tenderer/s that will be awarded the contract will be required to maintain or improve the B-BBEE recognition level for the duration of the contract

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

Subcontracting

Subcontracting is not mandatory as the contract value is less than R30mil.

Jobs: Tenderers are required to submit proposals for the type and number of jobs that will be created and retained in South Africa as a direct result of being awarded a contract.

Note: Tenders to prioritize employing and recruiting from communities/local municipality surrounding the site where the service will be rendered.

Local manufacturing is deemed feasibly for the textile, clothing, leather & footwear sector and two-way radio terminals and associated equipment.

Evaluation will be done according to the designated sector guidelines, i.e. submission of SBD6.2 declaration form and Annexure C (Local content declaration – summary schedule) by the tenderer.

Safety Requirements:

SHE will be a **Contractual Requirements** and will be based on the following:


- Baseline SHE risks assessment
- Identification, assessment and management of SHE risks related to the scope of work. The methodology used for the risk assessment must be provided together with the BRA
- Detailed SHE costing in relation to the SOW
- Proof of SHE competency & Appointment Letters of Project managers
- Acknowledgement of Eskom's rules and requirements
- Health and Safety plan including in line with the scope of work
- OHS organization within the Company-Responsibility & Accountability
- SHE Incident management
- Planning of conduct of work activities including planning for changes and emergency work
- PPE- Personal Protective Equipment
- Emergency planning and fire risk management
- Vehicle and driver behavior safety
- Contractor or supplier selection and management
- Design and specifications
- Permits
- Competency, training, appointments
- Communication and awareness
- Standard Operating Procedures/ Strategic plans in relation to the SOW
- Company PSIRA Registration
- Substance abuse procedure
- Valid letter of good standing
- Medical surveillance programme
- SHEQ policy, Vehicle & Traffic Rules Policy & Smoking Policy. (Signed by the CEO)

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

Financial Evaluation:

Tenderers should submit recent 2 years financial statements for Financial Analysis to be conducted by Financial Representative for the purpose of establishing the tenderers financial viability and ability to meet of its contractual obligations. Financial statements shall include the following information:


- Tenderers should submit recent 2 years financial statements for Financial Analysis to be conducted by Financial Representative for the purpose of establishing the tenderers financial viability and ability to meet its contractual obligations.
- Financial statements shall include the following information:
- A signed director's / member's report
- Annual financial statements: Statement of Financial Position, Statement of Comprehensive Income, Statement of Changes in Equity, Statement of Cash Flows and the Notes to the Financial Statements
- ITA 34C Income tax assessment (only if the supplier is not audited)
- Public Interest Score (PIS)
- Approved financial statements, signed auditors / independent reviewers / accounting officer's report must be valid and not outdated i.e. received within 18 months after year end (S (30) of Companies Act).

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

Clause Number from Standard Conditions of Tender	Tender Data
3.24 Sign form of Agreement/ Contractual Conditions	The conditions of contract will be the NEC-TSC Term Service Contract.

Please note:

Tenderers are requested to bear in mind Eskom's standard payment terms as stipulated hereunder when submitting tenders and concluding contracts with Eskom:

For contracts valued below R50 000 000 (Fifty Million Rand) including VAT, Eskom is committed to paying Suppliers within 30 days of receipt of undisputed invoices.

For contracts valued above R50 000 000 (Fifty Million Rand) including VAT, Eskom is committed to paying suppliers within 60 days of receipt of undisputed invoices.

Eskom reserves the right to negotiate with preferred bidders after a competitive bidding process or price quotations should the tendered prices not be market-related.

Main contractors/ suppliers are discouraged from subcontracting with their subsidiary companies as this may be interpreted as subcontracting with themselves and / or using their subsidiaries for fronting. Where a main contractor subcontracts with a subsidiary, this must be declared in its tender documents.

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

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

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

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

1.2 TENDER RETURNABLES

The tenderer must submit the returnable set out hereunder as part of its tender at the stipulated deadline.

NOTE THE FOLLOWING: -

* Returnables required at Tender closing (disqualifiable): -

These returnables are required to be fully completed, signed (if required on the returnable) and submitted with the tender at Tender closing date and time. If not fully completed, signed (if required on the returnable) and/or submitted by tender closing, the tenderer will be disqualified.

** Returnable required at Tender closing (non-disqualifiable): -

These returnables are required to be fully completed, signed (if required on the returnable) and submitted with Tender at Tender closing date and time; however, if not submitted by Tender closing, or submitted with incomplete information or without a required signature, the Procurement Practitioner will, in writing, request the tenderer to submit the returnable within 5 working days. If the returnable is not fully completed, signed if required and/or received by the Procurement Practitioner within 5 working days of the request, the tenderer will be disqualified.

The 5 working days period does not apply to CIDB proof of grading. Refer to the returnable table the prescribed period for CIDB proof of grading.

Returnables required at Tender Closing date and time for evaluation: -

These returnables are required to be submitted at tender closing date and time. These returnables will not be requested by the Procurement Practitioner. A tenderer that does not submit the required returnable at stipulated deadline or submits an incomplete returnable; will not be disqualified but will score zero.

Reference	Returnable From Suppliers	Returnable required at Tender closing (disqualifiable)*	Returnable required at Tender closing. (Non-disqualifiable) **	Returnable required prior to Contract Award.
Basic Compliance	Electronic copy of the tender in a PDF format. The price list needs to be submitted in PDF and a copy in excel format (The limit is 50MB per file and total submission of 900MB per submission)	✓		
Annexure A	Authorisation Form		✓	

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

Reference	Returnable From Suppliers	Returnable required at Tender closing (disqualifiable)*	Returnable required at Tender closing. (Non-disqualifiable) **	Returnable required prior to Contract Award.
Annexure B	Acknowledgement Form		✓	
Annexure C	Tenderers Particulars		✓	
Annexure D	Integrity Pact Declaration form		✓	
Annexure E	CPA for local goods/services (if applicable)	✓		
Annexure F	CPA(IG) for imported goods/services (if applicable)	✓		
Annexure H (applicable for all suppliers including Foreign suppliers)	SBD 1- to be completed and submitted by all tenderers.			✓
# Annexure I	SBD 6.1- Preference Points Claim Form in terms of PPPFA 2022 regulations			
Annexure J	SBD 4 – Bidders Disclosure		✓	
E-tendering Help Manual acknowledgement form			✓	
Additional Documents required in the event of JV: -	Letter of intent to form a JV/consortium or Valid joint venture agreement confirming the rights and obligations of each of the joint venture partners and their profit-sharing ratios.		✓	
	Separate written confirmation that the joint venture will operate as a single business entity (incorporated) for the duration of the contract or this may be included as an obligation within the JV agreement.		✓	
	Details and confirmation of a single designated bank account in the name of the JV and independent of the individual JV partners, as set out in the joint venture agreement.			✓
Tax Clearance Certificates	A certified copy of a tax clearance certificate is required from foreign tenderers (with a footprint in South Africa but that are not registered on CSD and have not provided a SARS pin number) and local tenderers (that have not provided their SARS e-filing PIN number for verification by Eskom and/or their CSD profile / CSD number).			✓

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		


Reference	Returnable From Suppliers	Returnable required at Tender closing (disqualifiable)*	Returnable required at Tender closing. (Non-disqualifiable) **	Returnable required prior to Contract Award.
	Foreign suppliers with no footprint in South Africa must complete the SBD1 document; however, no proof of tax compliance is required.			
Tax Evaluation Questionnaire (if services contract and was included as annexure)	Evaluation questionnaire to determine whether a company, close corporation (CC) 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		✓	
NEC	NEC completed in full.	✓		
Pricing schedule	Completed pricing schedule (if not already submitted in the NEC or other Contract). For e-tendering price schedule needs to be submitted in PDF and a copy in excel format	✓		
Mandatory Contractual Requirements Supporting Evidence				
Mandatory Contractual Requirement	Proof of valid and current CSD Registration (CSD number/CSD Report)			✓
Additional Contractual Requirements Supporting Evidence				
Safety	Please refer objective criteria below			✓

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		


Reference	Returnable From Suppliers	Returnable required at Tender closing (disqualifiable)*	Returnable required at Tender closing. (Non-disqualifiable) **	Returnable required prior to Contract Award.
Quality	Please refer to objective criteria below			√
Due Diligence	Please refer to contractual requirement below			√
Documents required under Functionality/Technical criteria		√		

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

ANNEXURE A

AUTHORISATION FORM

Indicate the status of the *tenderer* by ticking the appropriate box below.

A COMPANY	B CLOSE CORPORATION	C PARTNERSHIP	D JOINT VENTURE	E SOLE PROPRIETOR	F TRUST

The *tenderer* must complete the appropriate certificate set out below for its category of organisation. If the *tenderer* is a company, close corporation, joint venture, or trust the *tenderer* must attach a certified copy the document that is proof of the contents of the certificate (resolution of the board of directors of a company, members' resolution of a close corporation, power of attorney in the case of a joint venture, or resolution of the board of trustees of a trust).

Note further that, in addition to completing the relevant certificate for category of organisation, the authorised representative of the *tenderer* is also required to complete and sign the table at the end of this Authorisation Form.

A. Certificate for company

I, _____, in my capacity as _____ of the board of directors of _____, hereby confirm that by resolution of the board taken on _____ (date), Mr/Ms _____, acting in his/her capacity of _____, is authorised to submit this tender on behalf of the company, and to sign all documents in connection with this tender and any contract that may result from it on behalf of the company. A certified copy of the resolution of the board is annexed to this Form.


Signed:	Date:
Name:	Position:

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

B. Certificate for close corporation

I, _____, in my capacity as member of _____, hereby confirm that by majority vote of the members taken on _____ (date), Mr/Ms _____, acting in his/her capacity of _____, is authorised to submit this tender on behalf of the close corporation, and to sign all documents in connection with this tender and any contract that may result from it on behalf of the close corporation. A certified copy of the members' resolution is annexed to this Form.

Signed:	Date:
Name:	Position:

C. Certificate for partnership

We, the undersigned, being the **key partners** in the business trading as _____ hereby authorise Mr/Ms _____, acting in his/her capacity of _____, to submit this tender on behalf of the partnership, and to sign all documents in connection with the tender and any contract that may result from it on behalf of the partnership.

Name	Address	Signature	Date


NOTE: This certificate is required to be completed and signed by the full number of Partners necessary to commit the Partnership. Attach additional pages if more space is required.

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

D. Certificate for Joint Venture

We, the undersigned, are submitting this tender offer in Joint Venture and hereby authorise Mr/Ms _____, an authorised signatory of _____, being the lead member in the Joint Venture, to sign all documents in connection with the tender and any contract that may result from it on behalf of all the members in the Joint Venture.

This authorisation is evidenced by the attached power of attorney signed by the legally authorised signatories of all the members in the Joint Venture.

We attach to this Form a certified copy of the Joint Venture Agreement which incorporates a statement that all members in the Joint Venture are liable jointly and severally for the execution of the contract, a term that indicates which member will be the lead member, and terms that indicate the ratios according to which work and payment will be divided amongst the members.

Name of JV member	Address	Authorised signature, name and capacity
Lead member		
Member		
Member		
Member		

NOTE: This certificate is required to be completed and signed by all members of the joint venture. Attach additional pages if more space is required.

E. Certificate for sole proprietor

I, _____, hereby confirm that I am the sole proprietor of the business trading as _____


Signed:	Date:
Name:	Position: (Sole Proprietor)

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

F. Certificate for trust

I, _____, in my capacity as _____ of the board of trustees of _____, hereby confirm that by resolution of the board of trustees taken on _____ (date), Mr/Ms _____, acting in his/her capacity of _____, is authorised to submit this tender on behalf of the trust and to sign all documents in connection with this tender and any contract that may result from it on behalf of the trust. A certified copy of the resolution of the board of trustees is annexed to this Form.

Signed:	Date:
Name:	Position:

NOTE: The table below must also be fully completed by all *tenderers* in addition to the certificate that was selected and completed above.


Name of tenderer:	
Full names of authorised signatory:	
Designation and capacity:	
Signature of authorised signatory	
Date of signature:	

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

ANNEXURE B

ACKNOWLEDGEMENT FORM

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

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

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

Or: Incorrect or incomplete for the following reasons: ☐

Cataloguing Acknowledgement:

Please select the relevant statement by ticking the appropriate box below:

1. We agree to provide the cataloguing information as described in the Invitation to Tender ☐
2. We have already supplied Eskom with the cataloguing information pertaining to this Invitation to Tender in a previous contract/order [**insert previous contract/order number**] ☐ _____
3. We do not intend to provide the required cataloguing information for the reasons stated hereunder: ☐


4. We are a Distributor/Importer/Agent and our Principal, being the Original Equipment Manufacturer (OEM), is or is not [**delete whichever is not applicable**] in the position to supply cataloguing information for items. We attach the letter from the OEM confirming its position. ☐

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

Invitation to Tender/Request for Proposal No: _____

Name of Tenderer: _____

Country of registration: _____

Full names of contact person: _____

Contact details:

Tel (landline):
Cell phone:
e-mail address:


Name of tenderer:	
Full names of authorised signatory:	
Signature:	
Designation and capacity:	
Date:	

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

ANNEXURE C

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 or CIPC disclosure certificate (for individual companies and each JV member) or trust number.	
VAT registration number (for individual companies and each JV member)	
CIDB registration number (for individual companies and each JV member), contractor grading designation (for individual companies and each JV member) and combined cidb contractor grading designation (for JVs)	
Contact person	
Telephone number	
E-mail address	
Postal address (also of each member in the case of a JV)	
Physical address (also of each member in the case of a 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 or CIPC disclosure certificate	
VAT registration number	
CIDB Registration number (if applicable) and CIDB grade specified for the sub-contractor as may be stipulated in the Tender Data	

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

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._____
2. If you are currently registered as a vendor on the National Treasury's Central Supplier Database (CSD), please provide your supplier registration number with Treasury_____
3. Please note that it is not mandatory for you to be registered on National Treasury's CSD at the time of responding to this tender. It is, however, a mandatory requirement that you be registered on CSD prior to award.
4. You may register online at National Treasury website on www.treasury.gov.za
5. If you are registered on SARS E-filing system, please provide your PIN number in order to verify your tax compliance status _____
6. If you are required to be tax compliant as per SBD 1 but are not registered on CSD (foreign suppliers) or have not provided your SARS E-filing PIN, please confirm that you have attached or will furnish a copy of a current valid tax compliance certificate as a tender returnable by contract award stage.

YES		NO	

7. **If sub-contracting is prescribed in the Invitation to Tender , tenderers must complete 7.1 to 7.9.**

7.1 Confirm if you intend sub-contracting


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

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

7.2 What percentage will you be sub-contracting? _____%

7.3 To whom do you intend sub-contracting? _____

7.4 Is the said sub-contractor registered on CSD?

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

7.5 If yes to 8.4, please provide CSD number. _____

7.6 Please confirm B-BBEE level of said sub-contractor _____

7.7 Which designated group does the sub-contractor belong to: -

- a) An EME or QSE;
- b) An EME or QSE which is at least 51% owned by black people;
- c) An EME or QSE which is at least 51% owned by black people who are youth;
- d) An EME or QSE which is at least 51% owned by black people who are women;
- e) An EME or QSE which is at least 51% owned by black people with disabilities;
- f) An EME or QSE which is 51% owned by black people living in rural or underdeveloped areas or townships;
- g) A cooperative which is at least 51% owned by black people;
- h) An EME or QSE which is at least 51% owned by black people who are military veterans; or
- i) More than one of the categories referred to in paragraphs (a) to (h).

7.8 Please confirm that you have attached your signed intention to sub-contract document.

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

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

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


Name of tenderer:	
Full names of authorised signatory:	
Signature:	
Designation and capacity:	
Date:	

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

ANNEXURE D

INTEGRITY DECLARATION FORM

Note: This returnable is required to be fully completed, signed and submitted by tenderers at the stipulated deadlines.

1 DECLARATION OF INTEREST

I/We understand that an employee of the State as defined in the Public Service Act of 1994 is prohibited from conducting business with any organ of state and from being a director of a public or private company that conducts business with an organ of state.

I/We understand that any natural/legal person, including any natural legal person related to an Eskom employee/director as per the definition of "related" set out hereunder, may submit a tender to Eskom. However, in order to establish whether a conflict of interest exists tenderers are required to declare such interest/relationships where: -

1. the *tenderer/s* employees/directors are also employees/contractors/consultants/ directors of Eskom.
2. the *tenderer/s* employees/directors are also employees/contractors/consultants or directors in another entity together with Eskom employees/consultants/contractors/ directors.
3. the *legal entity including its employees/contractors/ directors / shareholders /members /partners / owners* on whose behalf the tender documents are signed, is/are in some other way related to an Eskom employee/contractor/consultant/director involved in the tender specification/ tender evaluation/tender adjudication/negotiation.
4. the tenderer/s and one or more other tenderers in this tendering/RFP process have a controlling partner in common, or 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 over the tender/proposal of another tenderer, or influence over the decisions of Eskom regarding the bidding process;

Related:

(1) When used in respect of two persons, means persons who are connected to one another in any manner contemplated below:


- (a) an individual is related to another individual if they-
 - (i) are married, or live together in a relationship similar to a marriage; or
 - (ii) are separated by no more than two degrees of natural or adopted consanguinity or affinity;

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

- (b) 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 set out in subsection (2) below; and
- (c) a juristic person is related to another juristic person if-
 - (i) either of them directly or indirectly controls the other, or the business of the other, as determined in accordance with subsection (2) below;
 - (ii) either is a subsidiary of the other; or
 - (iii) a person directly or indirectly controls each of them, or the business of each of them, as determined in accordance with subsection (2) below.

“related person”, when used in reference to a directors/shareholders/members/partners/owners, has the meaning set out in 3.3.16, but also includes a second company of which the directors/shareholders/members/partners/owners or a related person is also a director directors/shareholders/members/partners/owners, or a close corporation of which the director or a related person is a member.

Control:


- (2) For the purpose of subsection (1) above, a person controls a juristic person, or its business, if-
 - (a) in the case of a juristic person that is a company-
 - (i) that juristic person is a subsidiary of that first person, as determined in accordance with the Companies Act¹; or
 - (ii) that first person together with any related or inter-related person, is-
 - (aa) directly or indirectly able to exercise or control the exercise of a majority of the voting rights associated with securities of that company, whether pursuant to a shareholder agreement or otherwise; or
 - (bb) has the right to appoint or elect, or control the appointment or election of, directors of that company who control a majority of the votes at a meeting of the board;
 - (b) in the case of a juristic person that is a close corporation, that first person owns the majority of the members’ interest, or controls directly, or has the right to control, the majority of members’ votes in the close corporation;

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

- (c) in the case of a juristic person that is a trust, that first person has the ability to control the majority of the votes of the trustees or to appoint the majority of the trustees, or to appoint or change the majority of the beneficiaries of the trust; or
- (d) that first person has the ability to materially influence the policy of the juristic person in a manner comparable to a person who, in ordinary commercial practice, would be able to exercise an element of control referred to in paragraph (a), (b) or (c) of subsection (2).

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

If any employee/director/member/shareholder/owner of the tenderer/s is also currently employed by Eskom, state whether this has been declared and whether there is authorisation to undertake remunerative work outside public sector employment and attach proof to this declaration. _____
[Yes/No]

Do the tenderer/s and any other tenderer/s in this tendering/RFP process share a controlling partner or have any relationship with each other, directly or through common third parties? _____(
[Yes/No]

If Yes, attach proof. to this declaration

2 DECLARATION OF FAIR TENDERING PRACTICES

The tenderer declares that it has taken all reasonable steps to address and prevent the exploitation of the procurement process and the use of any unfair tendering practices.

A tender will be disqualified if the tenderer/s, or any of its directors have:

1. abused Eskom's procurement process (e.g. bid rigging/collusion); or
2. committed fraud or any other improper conduct in relation to such procurement process.

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

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


Item	Question	Yes	No
1.1	Is the tenderer/s or any of its shareholders/directors/members/partners/owners/trustees/beneficiaries listed on National Treasury's Database of Restricted Suppliers as companies/persons prohibited from doing business with the public sector. The Database of Restricted Suppliers can be accessed on the National Treasury's website (www.treasury.gov.za).		
1.2	Is the tenderer/s or any of its shareholders/directors/members/partners/owners/trustees/beneficiaries 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 shareholders/directors/members/partners/owners/trustees/beneficiaries convicted by a court of law (including a court outside South Africa) of fraud and/or corruption in respect of any procurement/tendering processes/procedures during the past five years?		
1.3.1	If "Yes", provide details including a case number and a copy of the judgement.		
1.4	Was the tenderer/s or any of its shareholders/directors/members/partners/owners/trustees/beneficiaries prohibited from doing business with any International Financial/Lending Institution or Development/Funding Agency?		
1.5	Is there any history/record of the tenderer/s or any of its shareholders/directors/members/partners/owners/turstees/beneficiaries failing to meet their contractual obligation with the State or any State Owned Entity(SOC)?		
1.5.1	If "Yes", provide details		

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

3. DECLARATION OF SHAREHOLDING / BENEFICIARY INFORMATION

I, the undersigned _____ [Full names and Position] _____
hereby declare that I am the duly authorised representative of _____ [Name of Tenderer].

I further declare that the following individuals and/or entities listed hereunder are Shareholders / Beneficiaries in _____ [Name of Tenderer]:

Note that the information in the tables hereunder must be completed in full for each tenderer (including incorporated JVs). If the tenderer is an unincorporated JV, the tables must be completed for each JV member. Please add additional rows if required.

Individuals:

Full Name	Identity Number	Shareholding Percentage / Beneficiary Share

Other Entities*:


Full Legal / Trading Name	Entity Registration Number/Trust Number	Shareholding Percentage / Beneficiary Share	Full name and surname of the /shareholders/ directors/ trustees/ beneficiaries of the shareholding entity	Identification Numbers of the shareholders/directors/ trustees/beneficiaries of the shareholding entity

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

I declare that I have read and understood the provisions of the Supplier Integrity Pact, that all information furnished herein is true and 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 declaration prove to be false, and

I give my consent for this information to be used for the purpose as described in this Integrity Declaration Form and/or in relation to the Supplier Integrity Pact, and

I further consent that information provided in terms of this Integrity Declaration Form may be processed for verification of conflicts of interest and other ancillary purposes by Eskom. Such processing may include the sharing of the information with third parties.

Name of Tenderer:	
Full names of authorised signatory:	
Signature:	
Designation and capacity:	
Date:	

Joint Ventures

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

I give my consent for this information to be used for the purposes described in this Integrity Declaration Form and/or in relation to the Supplier Integrity Pact, and

I further consent that information provided in terms of this Integrity Declaration Form may be processed for verification of conflicts of interest and other ancillary purposes by Eskom. Such processing may include the sharing of the information with third parties.


Name of Tenderer:	
Full names of authorised signatory:	
Signature:	
Designation and capacity:	
Date:	

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

ANNEXURE G1

SBD 6.2

DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS

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

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

1. General Conditions

- 1.1. Dtic makes provision for the promotion of local production and content.
- 1.2. Dtic prescribes that in the case of designated sectors, organs of state must advertise such tenders with the specific bidding condition that only locally produced or manufactured goods, with a stipulated minimum threshold for local production and content will be considered.
- 1.3. A person awarded a contract in relation to a designated sector, may not sub-contract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold.
- 1.4. The local content (LC) expressed as a percentage of the bid price must be calculated in accordance with the SABS approved technical specification number SATS 1286: 2011 as follows:

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

Where:

x is the imported content in Rand

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

Prices referred to in the determination of x must be converted to Rand (ZAR) by using the exchange rate published by South African Reserve Bank (SARB) at 12:00 on the date of advertisement of the bid as indicated in paragraph 4.1 below.

The SABS approved technical specification number SATS 1286:2011 is accessible on [http://www.thedti.gov.za/industrial development/ip.jsp](http://www.thedti.gov.za/industrial%20development/ip.jsp) at no cost.


- 1.5. A bid may be disqualified if this Declaration Certificate and the Annex C (Local Content Declaration: Summary Schedule) are not submitted at the stipulated deadlines.

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

2. The stipulated minimum threshold(s) for local production and content (refer to Annex A of SATS 1286:2011) for this bid is/are as follows:

<u>Description of services, works or goods</u>	<u>Stipulated minimum threshold</u>
_____	_____ %
_____	_____ %
_____	_____ %

3. Does any portion of the goods or services offered have any imported content?

(Tick applicable box)

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

- 3..1 If yes, the rate(s) of exchange to be used in this bid to calculate the local content as prescribed in paragraph 1.5 of the general conditions must be the rate(s) published by SARB for the specific currency at 12:00 on the date of advertisement of the bid.

The relevant rates of exchange information is accessible on www.reservebank.co.za

Indicate the rate(s) of exchange against the appropriate currency in the table below (refer to Annex A of SATS 1286:2011):

Currency	Rates of exchange
US Dollar	
Pound Sterling	
Euro	
Yen	
Other	

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

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

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

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

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

IN RESPECT OF BID NO.

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

.....
 NB

- 1 The obligation to complete, duly sign and submit this declaration cannot be transferred to an external authorized representative, auditor or any other third party acting on behalf of the bidder.
- 2 Guidance on the Calculation of Local Content is accessible on http://www.thdti.gov.za/industrial_development/ip.jsp.
- 3 Local Content Declaration Templates (Annex C, D and E) is attached to this Invitation to Tender and must be submitted at the stipulated deadline.
- 4 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 at the stipulated deadline 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:


- (a) The facts contained herein are within my own personal knowledge.
- (b) I have satisfied myself that:
 - (i) 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
 - (c) 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:

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

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.

- (d) 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.
- (e) 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 9.1 of the Preferential Procurement Regulations, 2022 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 G2- _Local content Declaration-Summary Schedule (annex C)



Adobe Acrobat Document

Annexure G3 - Imports Declaration-Supporting schedule to (annex D)



Adobe Acrobat Document

Annex C

Annexure G4 - Local Content Declaration-Supporting Schedule to Annex C (annex E)




Adobe Acrobat Document

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

ANNEXURE H

SBD 1

PART A INVITATION TO BID


YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)					
BID NUMBER:	E1424DXECR	CLOSING DATE:	23 September 2025	CLOSING TIME:	10:00am
DESCRIPTION	Provision of Specialised Security Services to ensure the protection of personnel and assets in the event of criminal activity or the risk thereof, including emergency security situations.				
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)					
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO			TECHNICAL ENQUIRIES MAY BE DIRECTED TO:		
CONTACT PERSON			CONTACT PERSON		
TELEPHONE NUMBER			TELEPHONE NUMBER		
FACSIMILE NUMBER			FACSIMILE NUMBER		
E-MAIL ADDRESS			E-MAIL 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					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE No:	MAAA
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]		ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED?		<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS					

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		


IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)?	<input type="checkbox"/> YES <input type="checkbox"/> NO
DOES THE ENTITY HAVE A BRANCH IN THE RSA?	<input type="checkbox"/> YES <input type="checkbox"/> NO
DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	<input type="checkbox"/> YES <input type="checkbox"/> NO
DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA?	<input type="checkbox"/> YES <input type="checkbox"/> NO
IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION?	<input type="checkbox"/> YES <input type="checkbox"/> NO
IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 BELOW.	

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

PART B TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:
1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED (NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.
1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.
1.4. THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).
2. TAX COMPLIANCE REQUIREMENTS
2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.
2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA .
2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.
2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED; EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.
2.6 WHERE NO TCS PIN IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.
2.7 NO BIDS WILL BE CONSIDERED FROM PERSONS IN THE SERVICE OF THE STATE, COMPANIES WITH DIRECTORS WHO ARE PERSONS IN THE SERVICE OF THE STATE, OR CLOSE CORPORATIONS WITH MEMBERS PERSONS IN THE SERVICE OF THE STATE."

NB: FAILURE TO PROVIDE / OR COMPLY WITH ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.

SIGNATURE OF BIDDER:

CAPACITY UNDER WHICH THIS BID IS SIGNED:
(Proof of authority must be submitted e.g. company resolution)


DATE:

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

ANNEXURE I

SBD 6.1

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2022

This preference form must form part of all tenders invited. It contains general information and serves as a claim form for preference points for specific goals.

NB: BEFORE COMPLETING THIS FORM, TENDERERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF THE TENDER AND PREFERENTIAL PROCUREMENT REGULATIONS, 2022

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to invitations to tender:

- the 80/20 system for requirements with a Rand value of up to R50 000 000 (all applicable taxes included); and
- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

1.2 To be completed by the organ of state

(delete whichever is not applicable for this tender).

- a) The applicable preference point system for this tender is the **90/10** preference point system.
- b) The applicable preference point system for this tender is the **80/20** preference point system.
- c) Either the **90/10 or 80/20 preference point system** will be applicable in this tender. The lowest/ highest acceptable tender will be used to determine the accurate system once tenders are received.

1.3 Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:


- (a) Price; and
- (b) Specific Goals.

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

1.4 To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	
SPECIFIC GOALS	
Total points for Price and SPECIFIC GOALS	100

- 1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.
- 1.6 The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

2. DEFINITIONS


- (a) **“tender”** means a written offer in the form determined by an organ of state in response to an invitation to provide goods or services through price quotations, competitive tendering process or any other method envisaged in legislation;
- (b) **“price”** means an amount of money tendered for goods or services, and includes all applicable taxes less all unconditional discounts;
- (c) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;
- (d) **“tender for income-generating contracts”** means a written offer in the form determined by an organ of state in response to an invitation for the origination of income-generating contracts through any method envisaged in legislation that will result in a legal agreement between the organ of state and a third party that produces revenue for the organ of state, and includes, but is not limited to, leasing and disposal of assets and concession contracts, excluding direct sales and disposal of assets through public auctions; and
- (e) **“the Act”** means the Preferential Procurement Policy Framework Act, 2000 (Act No. 5 of 2000).

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

3.1.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

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

$$\begin{array}{ccc}
 \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\
 \\
 \mathbf{Ps} = \mathbf{80} \left(\mathbf{1} - \frac{\mathbf{Pt} - \mathbf{Pmin}}{\mathbf{Pmin}} \right) & \mathbf{or} & \mathbf{Ps} = \mathbf{90} \left(\mathbf{1} - \frac{\mathbf{Pt} - \mathbf{Pmin}}{\mathbf{Pmin}} \right)
 \end{array}$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

3.2. FORMULAE FOR DISPOSAL OR LEASING OF STATE ASSETS AND INCOME GENERATING PROCUREMENT

3.2.1. POINTS AWARDED FOR PRICE

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

$$\begin{array}{ccc}
 \mathbf{80/20} & \mathbf{or} & \mathbf{90/10} \\
 \\
 \mathbf{Ps} = \mathbf{80} \left(\mathbf{1} + \frac{\mathbf{Pt} - \mathbf{Pmax}}{\mathbf{Pmax}} \right) & \mathbf{or} & \mathbf{Ps} = \mathbf{90} \left(\mathbf{1} + \frac{\mathbf{Pt} - \mathbf{Pmax}}{\mathbf{Pmax}} \right)
 \end{array}$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmax = Price of highest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

4.1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:


4.2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—

- (a) an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system; or
 - (b) any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system,
- then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

Table 1: Specific goals for the tender and points claimed are indicated per the table below.

(Note to organs of state: Where either the 90/10 or 80/20 preference point system is applicable, corresponding points must also be indicated as such.

Note to tenderers: The tenderer must indicate how they claim points for each preference point system.)

The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)

DECLARATION WITH REGARD TO COMPANY/FIRM

4.3. Name of company/firm.....

4.4. Company registration number:

4.5. TYPE OF COMPANY/ FIRM


☐ Partnership/Joint Venture / Consortium

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

- ☐ One-person business/sole proprietor
 - ☐ Close corporation
 - ☐ Public Company
 - ☐ Personal Liability Company
 - ☐ (Pty) Limited
 - ☐ Trust
 - ☐ Non-Profit Company
 - ☐ State Owned Company
- [TICK APPLICABLE BOX]

4.6. I, the undersigned, who is duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the specific goals as advised in the tender, qualifies the company/ firm for the preference(s) shown and I acknowledge that:


- i) The information furnished is true and correct;
- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct;
- iv) If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –
 - (a) disqualify the person from the tendering process;
 - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
 - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
 - (d) recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted 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

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

(e) forward the matter for criminal prosecution, if deemed necessary.

.....

SIGNATURE(S) OF TENDERER(S)

SURNAME AND NAME:

DATE:

ADDRESS:


.....

.....

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

SBD 4

TENDERER'S DISCLOSURE

1. PURPOSE OF THE FORM

Any person (natural or juristic) may make an offer or offers in terms of this invitation to tender / request for proposal. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa and further expressed in various pieces of legislation, Eskom requires the tenderer to make this declaration in respect of the details required hereunder.

Where a person/s are listed in the Register for Tender Defaulters and / or the List of Restricted Suppliers, that person will automatically be disqualified from the tender process.

2. TENDERER'S DECLARATION

- 2.1 Is the tenderer or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise, employed by the state?

[YES/NO]

- 2.1.1 If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in the table below.

Full Name	Identity Number	Name of State Institution


- 2.2 Do you, or any person connected with the tenderer, have a relationship with any person who is employed by the procuring institution?

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

[YES/NO]

If so, furnish particulars:

.....
.....

2.3 Does the tenderer or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract?

[YES/NO]

If so, furnish particulars:

.....
.....


3. DECLARATION

I, the undersigned, (name)..... in submitting the accompanying tender, do hereby make the following statements that I certify to be true and complete in every respect: -

- 3.1 I have read and I understand the contents of this disclosure;
- 3.2 I understand that the accompanying tender will be disqualified if this disclosure is found not to be true and complete in every respect;
- 3.3 The tenderer has arrived at the accompanying tender independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium will not be construed as collusive bidding.
- 3.4 There have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the tender, tendering with the intention not to win the tender and conditions or delivery particulars of the products or services to which this tender invitation relates.

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	Invitation to Tender (ITT)	Document Identifier	240-114238630	Rev	24
		Effective Date	21 February 2025		
		Review Date	February 2030		

- 3.5 The terms of the accompanying tender have not been, and will not be, disclosed by the tenderer, directly or indirectly, to any competitor, prior to the date and time of the official tender opening or of the awarding of the contract.
- 3.6 There have been no consultations, communications, agreements or arrangements made by the tenderer with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the tender submitted where so required by the institution, and the tenderer was not involved in the drafting of the specifications or terms of reference for this tender.
- 3.7 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, tenders that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and/or the tenderer maybe restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE TENDER OR ACT AGAINST THE TENDERER IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....
Signature	Date
.....
Position	Name of bidder

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