	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

**ESKOM HOLDINGS SOC LTD**

**INVITATION TO TENDER**

**FOR THE**


**Kriel Ash Dam Drain Installation Project for a period of 2 years**

<b>Tender number</b>	<b>MPGXC006632</b>
<b>Issue date</b>	<b>21 April 2021</b>
<b>Closing date and time</b>	<b>10 June 2021 at 10h00</b>
<b>Tender validity period</b>	<b>90 days from the closing date and time</b>
<b>Clarification meeting</b>	<p> <b>Date: 05 May 2021</b>  <b>Time: 13:00</b>  <b>Tenderers to download <span style="color: red;">Microsoft Teams</span> or use a supported internet browser in order to be part of the clarification meeting. Send your email addresses, with company details, the enquiry number and tender description, 5 days before the date of the meeting, to the Eskom Representative: <a href="mailto:nairp@eskom.co.za">nairp@eskom.co.za</a> for an appointment to be sent to you. Click on the link in the appointment to join the meeting</b> </p>
<b>Tenders are to be delivered to the following address on the stipulated closing date and time:</b>	<p> <b>ESKOM TENDER BOX  GROUND FLOOR  NO. 10 SMUTS AVENUE  WITBANK / EMALAHLENI  MPUMALANGA</b> </p> <p> <b>GPS Co-ordinates:  Latitude: 25.87723S  Longitude: 29.21629E</b> </p>

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

### Invitation to Tender

Eskom Holdings SOC Ltd (hereinafter "Eskom") invites you to submit a *tender* for the Kriel Ash Dam Drain Installation Project for a period of 2 years. The enquiry documents are supplied to you on the following basis:

- Free of charge

Eskom has delegated the responsibility for this tender to the Eskom *Representative* whose name and contact details are set out in the Tender Data. A submission of a tender/proposal by you in response to this *Invitation* will be deemed as your acceptance of the Eskom Standard Conditions of Tender.

The tender documents are available from the Eskom Tender Bulletin ([www.eskom.co.za](http://www.eskom.co.za)), the National Treasury e-portal ([www.etenders.gov.za](http://www.etenders.gov.za)) and the CIDB I-Tendering System ([www.cidb.co.za](http://www.cidb.co.za)).

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

Yours faithfully



Mavis M Mutheiwana


Acting Procurement Manager – Kriel Power Station

Date: 21/4/21

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		


The following documents listed hereunder are attached to this enquiry.

Number	Description	Annexure/to be downloaded and attached	Attached (Y/N)
<b>Commercial</b>			
6.1	*Acknowledgement form	Annexure A	Y
6.2	*Tenderer's particulars	Annexure B	Y
6.3	* Integrity Declaration Form	Annexure C	Y
6.4	CPA Requirements for Local Goods/Services	Annexure D	
6.5	SBD 6.2- Declaration Certificate for Local Production and Local Content (only applicable if designated materials are included).  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 F1  Annexure F2  Annexure F3  Annexure F4	Y
6.6	SBD 1 -Invitation to Bid must be filled out by all tenderers and submitted with the tender at tender submission deadline	Annexure G	Y
6.7	Authority to Submit a Tender		Separate Documents
6.8	NEC, including clauses, conditions, price list and work scope		
6.9	Eskom Holdings SOC Ltd Standard Conditions of Tender Rev. 8		
6.10	Code of Ethics 32-527		
6.11	Supplier Integrity Pact 240113650212 June 2016		
6.12	Non-Disclosure Agreement		
6.13	Tax Evaluation questionnaire to determine whether a company, close corporation (CC) or Trust is a personal service provider for purposes of PAYE		
6.14	CIDB Compulsory Enterprise Questionnaire (Annex G)		
6.15	CIDB SBD4 Declaration of Interest		
6.16	CIDB SBD9 Certificate Independent Bid		
<b>Supplier Development Localisation &amp; Industrialisation</b>			

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

6.17	SBD 6.1- Preference Points Claim Form in terms of PPPFA 2017 regulations	Annexure H	Y
6.18	SDL&I Undertaking		Separate Document
<b>Quality</b>			
6.19	240-68099512 Form A 2018 Rev 5		Separate Documents
6.20	240-109253302 ITP Template 2016		
6.21	240-109253698 CQP Template 2016		
6.22	240-126469599_Method Statement template		
6.23	Category 2- List of Tender Returnables Documents Rev 2		
6.24	Supplier Quality Management Specification		
<b>Environmental</b>			
6.25	Environmental – Slide Overview		Separate Document
<b>Safety &amp; Health</b>			
6.26	Safety Annexure B 240-77471499 SHE Rules		Separate Documents
6.27	Safety Annexure C1 240-77471969 Rev 1 July 2014		
6.28	Safety Hazardous List		
6.29	Safety SHE Specification Scope Specific		
6.30	Safety Contractor Health & Safety Requirements 32-136		


## 1.2 Tender Data

The Tender Data makes several references to the **Eskom Standard Conditions of Tender Rev 8** and in those instances, the clause numbers are referenced hereunder. If the **Eskom Standard Conditions of Tender** is not attached to the **Invitation to Tender**; then the tenderers are required to download this from [www.eskom.co.za](http://www.eskom.co.za). The **“Tender Data”** as detailed herein shall take precedence over the **Standard Conditions of Tender** in the event of any ambiguity or inconsistency between the two documents.

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.


	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

<b>Clause Number from Standard Conditions of Tender</b>	<b>Tender Data</b>
1.1 Parties	<p>The Employer is Eskom Holdings SOC Ltd</p> <p>The Eskom Representative is:  Name: Presheen Nair  Address: Procurement Department, Kriel Power Station  Tel: 017 615 2437  Fax: 086 665 4966  E-mail: nairp@eskom.co.za</p>
1.3 Enquiry documents	<p>The Invitation to tender number is : <b>MPGXC006632</b></p> <p>See the content list above for the enquiry documents.</p>
1.4 Type of Invitation to Tender	<p>This invitation to tender is:</p> <p>1. An open Invitation to tender</p>
1.6 Eskom's rights to accept or reject any tender	<p>The tender shall be for the whole of the contract.</p> <p><b>All line items to be priced. Failure to price a line item will render the tender non-responsive. If the line item is included in another line item, kindly indicate so.</b></p>
1.7 Eskom's right to negotiate	<p>Eskom reserves the right to enter into mandated negotiations with any one or more selected tenderer(s) in accordance with Eskom's approved procurement policies and procedures.</p>
2.1 Eligible tenders	<p>Submit a tender only if the tenderer (whether a single company or a structure similar to a Joint Venture) complies with the <i>eligibility criteria</i> stated in the Tender Data and the tenderer, or any of his principals, is not under any restriction to do business with Eskom/State Owned Companies.</p> <p>Tenderers are deemed <b>ineligible</b> to submit a <b>tender</b> if</p> <ul style="list-style-type: none"> <li>Tenderers have the nationality of a country on any international sanctions list. A tenderer shall be deemed to have the nationality of a country if the tenderer is a national or is constituted, incorporated, or registered and operates in conformity with the provisions of the laws of that country. This criterion shall also apply to the determination of the nationality of proposed subcontractors or suppliers for any part of the Contract including related services.</li> <li>Tenderers submit more than one tender either individually or as a partner in a joint venture (JV) or consortium</li> </ul>

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.


	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

	<ul style="list-style-type: none"> <li>• Tenders submitted by a JV or consortium where the JV/consortium agreement does not explicitly state that the parties of the JV or consortium shall be jointly and severally liable for the execution of the Contract in accordance with the Contract terms.</li> <li>• A Tenderer must not have a conflict of interest. All Tenderers found to have a conflict of interest shall be disqualified. A Tenderer may be considered to have a conflict of interest with one or more parties in this tendering process, if : <ul style="list-style-type: none"> <li>○ (a)they have a controlling partner/majority shareholder in common; or</li> <li>○ (b)they have a relationship with each other, directly or through common third parties, that puts them in a position to have access to information about or influence on the tender of another Tenderer, or influence the decisions of the Employer regarding this bidding process;</li> </ul> </li> <li>• Tenders signed by non- authorized persons</li> <li>• Where the tenderers are not registered on National Treasury's Central Supplier Database (except Foreign Suppliers)</li> <li>• A tender that fails to meet any pre-qualifying criteria stipulated in the tender documents is an unacceptable tender (section 4 (2) of PPPFA Regulations</li> <li>• Any tenderer that is restricted by National Treasury</li> <li>• A tenderer that sub-contracts 100% Scope of Work.</li> </ul> <p><b>Ineligible tenderers will be disqualified.</b></p>
2.2 -2.5 Tender Closing	The deadline for Tender submission is :  Date: 10 June 2021  Time: 10:00  <b>Late Tenders will not be accepted</b>  Tenders are to be submitted to the Eskom <i>tender box</i> at the following physical address:

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.


	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

	<p align="center"><b>THE TENDER OFFICE</b></p> <table border="1"> <tr> <td> <b>THE TENDER OFFICE ESKOM TENDER BOX GROUND FLOOR NO. 10 SMUTS AVENUE WITBANK / EMALAHLENI MPUMALANGA</b> </td> <td> <b>GPS Co-ordinates: Latitude: 25.87723S Longitude: 29.21629E</b> </td> </tr> </table>	<b>THE TENDER OFFICE ESKOM TENDER BOX GROUND FLOOR NO. 10 SMUTS AVENUE WITBANK / EMALAHLENI MPUMALANGA</b>	<b>GPS Co-ordinates: Latitude: 25.87723S Longitude: 29.21629E</b>
<b>THE TENDER OFFICE ESKOM TENDER BOX GROUND FLOOR NO. 10 SMUTS AVENUE WITBANK / EMALAHLENI MPUMALANGA</b>	<b>GPS Co-ordinates: Latitude: 25.87723S Longitude: 29.21629E</b>		
2.7 - 2.12 Submitting a Tender	<p>It is requested that the tenderer submit the tender document in different sections and <b>NOT</b> in one file :</p> <p>The tender to be submitted in the following sections:</p> <ul style="list-style-type: none"> <li>• SDL&amp;I and Commercial documents (1)</li> <li>• Technical documents (2)</li> <li>• Safety, Health, Environmental documents (3)</li> </ul> <p>Each section to be bound or put into a separate file. Do not submit loose pages.</p>		
2.9 Copy of original tender	<p>The tenderer must submit the tender as a complete original tender, plus one (1) <b>hard copy</b> of the original tender at tender submission deadline. Eskom may also require that one (1) additional complete soft copy of the original tender is required in electronic format.</p> <p>Where a Tenderer does not submit 1 hard copy of the original tender at tender submission deadline, the tenderer will be disqualified.</p>		
2.13 Tender Validity Period	<p>The tender validity period is <b>90 days</b>.</p>		
2.16 Site/clarification meetings	<p>A non- compulsory clarification meeting with representatives of the Employer will take place as follows:</p> <p>Date: 05 May 2021</p> <p>Time: 13:00</p> <p>Venue: <b>MS Teams</b></p> <p><b>Tenderers to download Microsoft Teams or use a supported internet browser in order to be part of the clarification meeting. Send your email addresses, with company details, the enquiry number and tender</b></p>		

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		


	<p><b>description, 5 days before the date of the meeting, to the Eskom Representative:</b>  <a href="mailto:nairp@eskom.co.za">nairp@eskom.co.za</a> for an appointment to be sent to you.  <b>Click on the link in the appointment to join the meeting</b></p> <p><i>Tenderers</i> must confirm their intention to attend with the Eskom <i>Representative</i> stating the name, position and contact details of each proposed attendee.</p> <p><b>Please note that if the tender stipulates that a site/clarification meeting is mandatory/compulsory; then suppliers must attend such meeting. Those suppliers who do not attend such mandatory/compulsory meeting will be disqualified and will not be evaluated.</b></p>
2.17 Clarification on enquiry documents	The tenderer will notify the <i>Employer</i> of any clarifications required before the closing time for clarification queries, which is <b>5 (five)</b> working days before the deadline for tender submission.
2.22 Alterations to documents	Do not make any alterations or additions to the <i>tender documents</i> , other than for purposes of complying with instructions issued by the Eskom <i>Representative</i> or if necessary to correct errors made by the tenderer. All such alterations shall be initialled by all signatories to the tender. Corrections may not be made using correction fluid, correction tape or the like.  <b>Do not retype any part of the issued documents!</b>
2.23 Alternative tenders	Alternative tenders are not allowed.
2.25 Conditions of contract	The conditions of contract will be the NEC 3 Engineering and Construction Contract
2.31 Provision of security for performance	If security for performance (e.g. Performance Bond) is required, the names of two financial institutions that the tenderer will approach must be submitted with the tender.  N/A
3.4 Opening of tenders	Tenders will be opened at the same date and time as the tender deadline.
3.5 Prices to be read out	Prices will not be read out

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.




	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

3.9 Basic Compliance	<p>Basic compliance for this invitation to tender are:</p> <ul style="list-style-type: none"> <li>• Meet the eligibility criteria for a tenderer</li> <li>• Submit one (1) hard copy of the original tender to Eskom</li> <li>• Submit a complete original tender with commercial, financial and technical information</li> <li>• Submission of the mandatory commercial tender returnables as at stipulated deadlines.</li> <li>• Central Supplier Database (CSD) number (MAA.....)</li> </ul>
3.10 Mandatory tender returnables	A tenderer that does not submit mandatory documents/information in required in mandatory documents by the required deadlines as stipulated in the Tender Returnable section of the respective Invitation to Tender; will be deemed non-responsive.
3.11 Pre-qualification criteria	<p>Pre-qualification criteria are applicable</p> <ul style="list-style-type: none"> <li>• Technical Gatekeepers</li> <li>• CIDB Grading of 7CE or higher</li> <li>• Subcontracting - 20% subcontracting for casing for EME's and QSE's level 1 to 2. Signed (by both parties) subcontractor intent agreement to be submitted.</li> </ul> <p>Where B-BBEE levels, EME/ QSE status or sub-contracting to designated groups is used as pre-qualification criteria; then tenderers are required to provide <b>“proof of B-BBEE status level of contributor”</b> at tender submission deadline.</p> <p>May include the following :-</p> <ul style="list-style-type: none"> <li>• signed sub-contracting intent agreement / signed sub-contracting agreement between the main contractor and sub-contractor,</li> <li>• original or certified copy of B-BBEE certificate or original signed sworn affidavit,</li> <li>• company registration documents for all sub-contractors,</li> <li>• confirmation that the sub-contractor is registered on CSD, medical certificate in the event of BPwD entity being proposed as a subcontractor,</li> <li>• certificate from Department of Military Veterans in the event that the subcontracted entity is at least 51% owned by black people who are military veterans,</li> <li>• proof of address in the event that the subcontracted entity is at least 51% owned by black people from rural or underdeveloped areas or townships,</li> <li>• share certificates in the event that the a company or a Co-operative,</li> </ul>

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.


	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

	<ul style="list-style-type: none"> <li>ID copy of the owner in the event that the subcontracted entity is at least 51% black youth owned,</li> </ul> <p>If the relevant documentation/information as stipulated in the enquiry is not submitted; said tenders will be disqualified.</p>														
3.12 Designated materials and thresholds	<p>Designated material thresholds is applicable</p> <p>If applicable stipulate which materials are identified as designated materials and what thresholds the tenderers must meet in order to be evaluated further.</p> <table border="1"> <thead> <tr> <th>Material</th> <th>Threshold %</th> </tr> </thead> <tbody> <tr> <td>HDPE Pipe</td> <td>100%</td> </tr> </tbody> </table> <p>Tenderers need to complete and submit Annexure F1-F4 hereto as evidence of compliance with this requirement.</p> <p>The dti has appointed SABS as the official verification agency for local content in terms of designated products.</p> <p><b>A tender that fails to meet the minimum stipulated threshold for local production and content will be disqualified.</b></p>	Material	Threshold %	HDPE Pipe	100%										
Material	Threshold %														
HDPE Pipe	100%														
3.13 Functionality requirements	<p>Functionality requirements are applicable</p> <p>The following criteria will be applicable for this transaction under functionality criteria:</p> <table border="1"> <thead> <tr> <th>Criteria</th> <th>Weight</th> </tr> </thead> <tbody> <tr> <td>Construction Execution Plan/ Method Statement for the entire works</td> <td>10%</td> </tr> <tr> <td>proposed schedule</td> <td>20%</td> </tr> <tr> <td>Key Resource Requirements for the construction team</td> <td>30%</td> </tr> <tr> <td>Constructability analysis for the entire works</td> <td>20%</td> </tr> <tr> <td>Quality Management System/Plan</td> <td>10%</td> </tr> <tr> <td><b>Threshold</b></td> <td><b>70%</b></td> </tr> </tbody> </table> <p>Tenderers who do not meet the threshold for functionality scoring will be disqualified and not be evaluated further</p>	Criteria	Weight	Construction Execution Plan/ Method Statement for the entire works	10%	proposed schedule	20%	Key Resource Requirements for the construction team	30%	Constructability analysis for the entire works	20%	Quality Management System/Plan	10%	<b>Threshold</b>	<b>70%</b>
Criteria	Weight														
Construction Execution Plan/ Method Statement for the entire works	10%														
proposed schedule	20%														
Key Resource Requirements for the construction team	30%														
Constructability analysis for the entire works	20%														
Quality Management System/Plan	10%														
<b>Threshold</b>	<b>70%</b>														

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.


	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

3.15 Evaluation of price	<p>Prices will be evaluated as follows:</p> <ul style="list-style-type: none"> <li>• Exclusive of VAT</li> <li>• Making the specified correction for arithmetical errors</li> <li>• Excluding contingencies in any bill of quantities or activity schedule.</li> <li>• Making an appropriate adjustment for any other acceptable variations, deviations, or alternative tenders submitted.</li> <li>• 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.</li> <li>• Unconditional discounts must be taken into account for evaluation purposes;</li> <li>• Conditional discounts must not be taken into account for evaluation purposes but should be implemented when payment is effected.</li> </ul> <p>Prices will be scored out of 80 or 90 points</p>
3.17 Evaluation of B-BBEE	<p>B-BBEE status will be scored out of 10 or 20 points in accordance with PPPFA.</p> <p>If a tenderer fails to submit proof of B-BBEE status level, the tenderer will not be disqualified (except if B-BBEE level is a pre-qualification criterion). The tenderer will, however, be awarded 80/90 points for price and will score 0 points for B-BBEE level /status (out of 10/20)</p>
3.18 Ranking of tenders	<p>Suppliers will be ranked by applying the preferential point scoring based on the relevant system as stipulated hereunder]:-</p> <ul style="list-style-type: none"> <li>• 90/10 (for estimated values above R50M inclusive of VAT)</li> </ul> <p>Eskom will then add the score from Pricing and the B-BBEE level together and rank the suppliers from the highest to the lowest.</p>
3.19 Objective Criteria	<p>Objective criteria are not applicable</p> <p><b>Please note:-</b></p> <ul style="list-style-type: none"> <li>• <b>“Eskom reserves the right to award the tender to a supplier who may not be the highest scoring/highest ranked tenderer, in line with Section (2) (1) (f) of the PPPFA; subject to the right to negotiate on the objective criteria with the three highest ranked tenderers respectively before award is made.</b></li> <li>• <b>Tenderers will not be disqualified if they do not comply with the objective criteria</b></li> </ul>

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.


	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

	<ul style="list-style-type: none"> <li>• <b>Functionality and any element of the B-BBEE scorecard may not be used as objective criteria.</b></li> </ul>
Contractual Requirements	Contractual Requirements may include the following : <ul style="list-style-type: none"> <li>• SHEQ requirements;</li> <li>• Financial statements;</li> </ul> <p><b>Please Note:</b>  <b>Contractual requirements are not evaluation criteria. They are required to be met and assessed after the evaluation and ranking of the tenders. Proof that the highest ranked tenderer is able to meet the contractual requirements, must be submitted prior to contract award.</b>  <b>Failure to meet “Contractual Requirements “by the stipulated deadlines; may result in the tenderer being regarded as non-responsive and ineligible for contract award.</b>  <b>In the event that there are further documents/actions that are required during execution of the contract, these must be made contractual conditions and compliance thereto must be managed in terms of the contract.</b></p>
CIDB Requirements (where applicable for Engineering and Construction Works Contracts)	CIDB Requirements are applicable <ol style="list-style-type: none"> <li>1. It is estimated that tenderers must have a Construction Industry Development Board (cidb) contractor grading of 7 CE or higher <p style="text-align: center;">OR;</p> </li> <li>3. Joint ventures are eligible to submit tenders provided that :- <ul style="list-style-type: none"> <li>• 3.1 every member of the Joint venture (JV) is registered with the cidb;</li> <li>• 3.2 the lead partner has a contractor grading designation in the CE class of construction work; or not lower than one level below the required grading designation in the class of works construction works under consideration and possesses the required recognition status;</li> <li>• 3.3 the combined contractor grading designation calculated in accordance with the cidb regulations is equal to or higher than a contractor grading designation determined in accordance with the sum tendered for a 7 CE class of construction work or a value determined in accordance with Regulations 25 (1B) or 25 (7A) of the cidb Regulations</li> </ul> </li> </ol>

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.


	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

	<p><b>[ Please note: That only those tenderers who are registered with the Construction Industry Development Board, or are capable of being so registered within twenty-one (21) working days from the closing date for submission of tenders in a contractor grading designation as stipulated in the tender data and determined in accordance with the best estimated value of the scope of works herein are eligible to submit tenders.</b></p> <p><b>Employer(Eskom) must within 21 working days from date when contractors offer to perform a construction works contract is accepted in writing ; register and publish the award of all contracts equal to or exceeding R10 M inclusive of VAT. ]</b></p>									
Evaluation of Tenders	<table border="1"> <tr> <td><b>Evaluation criterion</b></td> </tr> <tr> <td>Basic compliance</td> </tr> <tr> <td>Technical Mandatory (Pre-qualification)</td> </tr> <tr> <td>SDL Pre-qualification (sub-contracting)</td> </tr> <tr> <td>Commercial Mandatory</td> </tr> <tr> <td>Functionality Threshold</td> </tr> <tr> <td>Price</td> </tr> <tr> <td>Preference points (B-BBEE 80/20)</td> </tr> <tr> <td>SHEQ (contractual requirements)</td> </tr> </table>	<b>Evaluation criterion</b>	Basic compliance	Technical Mandatory (Pre-qualification)	SDL Pre-qualification (sub-contracting)	Commercial Mandatory	Functionality Threshold	Price	Preference points (B-BBEE 80/20)	SHEQ (contractual requirements)
<b>Evaluation criterion</b>										
Basic compliance										
Technical Mandatory (Pre-qualification)										
SDL Pre-qualification (sub-contracting)										
Commercial Mandatory										
Functionality Threshold										
Price										
Preference points (B-BBEE 80/20)										
SHEQ (contractual requirements)										
Communication	<p>The Eskom Tender Bulletin and the National Treasury Website will be the primary medium of communication.</p> <p>The Tenderer is required to check if any communication that needs the tenderers attention has been published as well as updated tender information.</p>									
<b>Signing of Tender Documents</b>	<p><b>Please note that all tender returnables under the mandatory section that requires the tenderers signature, needs to be signed in full. Failure to sign the tender documents in full will render the tender non-responsive.</b></p>									

### **Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

**Please note:**

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

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

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


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

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

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

### 1.3 TENDER RETURNABLES


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

Reference	Returnables from supplier	Mandatory returnable for evaluation	Mandatory returnable for contract award
<b>Basic Compliance</b>	One (1) complete hard copy of the tender and one (1) copy thereof for evaluation	✓	
	CSD registration. MAAA number with tax compliant status	✓	
<b>CIDB Registration</b> <b>JV's to submit individually</b>	Valid proof of the required cidb grading Registration of CE 7 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	✓	
<b>Annexure A</b> <b>If tendering as a JV, use the JV name</b>	Acknowledgement Form		✓
<b>Annexure B</b>	Tenderers Particulars		✓
<b>Annexure C</b>	Integrity Pact Declaration form	✓	
<b>Annexure D</b>	CPA for local goods/services (if applicable)	✓	
<b>Annexure G</b> (applicable for all suppliers including Foreign suppliers)  <b>JV's to submit individually</b>	SBD 1- to be submitted with the tender at tender submission deadline	✓	
<b>Annexure F1-F4</b>	SBD 6.2 -Declaration certificate for local production and content and Annexure C	✓	
	Annexures D and E		✓
<b>Authority Form / Letter</b>	<b>Authority Form / Letter</b> - Authorised to sign all documents in connection with this tender offer and any contract resulting from it on behalf of the company	✓	

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		


	<p>(same signature to appear throughout the tender documents)</p> <p>If the form is not signed the tender will be deemed to be non-responsive</p> <p>If tendering as a JV and the form is not signed by both parties, the tender will be deemed to be non-responsive</p>		
<b>Tax Clearance Certificates</b>  <b>JV's to submit individually</b>	<p>A certified copy of a tax clearance certificate is still required by Foreign suppliers (with a footprint in South Africa- but who are not on CSD and have not provided a SARS pin number ) and Local suppliers (who have not provided their SARS e-filing PIN number for verification by Eskom and/or their CSD profile / CSD number) .</p> <p>Foreign suppliers (even those with no deemed footprint in South Africa) must still complete the relevant section in Part A of the SBD1 document, however, no proof of tax compliance is required if the supplier answers “no” to all questions. If they answer “yes” to any of the questions, however, they are required to register and be tax compliant as per Part B- section 2 of the SBD 1 document and relevant legislation governing tax compliance.</p>		✓
<b>Tax Questionnaire</b>	<p>Evaluation questionnaire to determine whether a company, close corporation (CC) or Trust is a personal service provider for purposes of PAYE]</p>		✓
<b>Compliance with Employment Equity Act</b>  <b>JV's to submit individually</b>	<p>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)</p>		✓
<b>Shareholding</b>  <b>JV's to submit individually</b>	<p>Shareholding organogram and detailed breakdown (for each individual company/JV member) clearly identifying percentages owned by individual shareholders (full names &amp; ID Numbers) and other entities (provide full legal/trading name and respective identifying registration/trust numbers)</p>		✓

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.




	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

<b>Due Diligence (if applicable)</b>  <b>JV's to submit individually</b>	Audited Financial Statements of the <i>tenderer</i> for the previous 18 months, or to the extent that such statements are not available, for the last year. Tenderers must note that in the case of a joint venture or special purpose vehicle (SPV) especially formed for this tender, audited financial statements for each participant in the JV / SPV is required. Start-up enterprises formed within the last 12 months are not required to send in statements, but if successful with their tender will be required to send statements for the first year when once available.		✓
<b>NEC Documents</b>	C1.1 Offer and Acceptance ( <b>no alternative offers after tender submission</b> ) <b>Offer and acceptance to be signed with the total contract value included</b>	✓	
	C1.2 Contract Data (Part Two – Data provided by the Contractor) <b>To be completed in full</b>	✓	
	Price List <b>Do don't make any changes to the price list Tender for all line items</b> <b>Failure to meet the requirements above will render the tender to be non-responsive</b> <b>Price list to be signed</b>	✓	
<b>CIDB Questionnaire</b>  <b>To be completed in full and submitted. JV's to complete individually</b>	CIDB Compulsory Enterprise Questionnaire (Annex G)	✓	
	CIDB SBD4 Declaration of Interest	✓	
	CIDB SBD9 Certificate Independent Bid	✓	

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.


	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

Supplier Development & Localisation			
<b>*B-BBEE Certificates</b>	<ul style="list-style-type: none"> <li>Copy of B-BBEE Certificate issued by a SANAS Accredited Verification Agent; <b>or</b></li> <li>Certified copy of B-BBEE Sworn Affidavit for either EME or QSE.; <b>or</b></li> <li>Copy of B-BBEE Certificate issued by CIPC for EMEs' only.</li> </ul> <p><b>KEY NOTES OF DETERMING VALIDITY OF B-BBEE SWORN AFFIDAVITS:</b></p> <p><b>Tenderers submitting B-BBEE Sworn Affidavits must ensure that the affidavits meet the following key pointers to ensure their validity:</b></p> <p>a) Name/s of deponent as they appear in the identity document and the identity number.</p> <p>b) Designation of the deponent as either the <b>director, owner or member</b> must be indicated in order to know that person is duly authorised to depose of an affidavit. <b><u>(Mark the applicable option).</u></b></p> <p>c) Name of enterprise as per enterprise registration documents issued by the CIPC, where applicable, and enterprise business address.</p> <p>d) Percentage of black ownership, black female ownership and designated group. In the case of specialised enterprises as per Statement 004, the percentage of black beneficiaries must be reflected. <b><u>(No blank spaces to be left).</u></b></p> <p>e) Indicate total revenue for the year under review and whether it is based on <b>audited financial statements</b> or <b>management account</b>. <b><u>(Mark the applicable option).</u></b></p> <p>f) Financial year end as per the <b>enterprise's registration documents</b>, which was used to determine the total revenue. <b><u>(Financial year end to be stipulated by day/month/year).</u></b></p> <p>g) B-BBEE Status level. An enterprise can only have one status level. <b><u>(Tick applicable level)</u></b></p>	✓	

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.


	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

	<p>h) Empowering supplier status must be indicated. For QSEs, the deponent must select the basis for the empowering supplier status.</p> <p>i) Date deponent signed and date of Commissioner of Oath must be the same. <b><u>(The sworn affidavit must be signed in the presence of the Commissioner of Oath. Furthermore the Commissioner must also sign and stamp)</u></b></p> <p>j) Commissioner of Oath cannot be an employee or ex officio of the enterprise because, a person cannot by law, commission a sworn affidavit in which they have an interest.</p>		
<b>Additional Documents required in event of JV:-</b>	Letter of intent to form a JV/consortium	✓	
	Valid joint venture agreement confirming the rights and obligations of each of the joint venture partners and their profit-sharing ratios.		✓
	Written confirmation that the joint venture will operate as a single business entity (incorporated) for the duration of the contract (this may be included as an obligation within the JV agreement)		✓
	* A trust, consortium or joint venture (including unincorporated consortia and joint ventures) must submit a consolidated B-BBEE Certificate from the accredited agency for every separate tender.	✓	
	Details and confirmation of a single designated bank account in the name of the JV and independent of the individual JV partners, as set out in the joint venture agreement.		✓
<b>Annexure H</b>	SBD 6.1- Preference Points Claim Form in terms of PPPFA 2017 regulations	✓	
<b>SDL&amp;I Undertaking</b>	SDL&I Undertaking Proposal sheet (will form part of contractual requirements)  <b>Skills development:</b> <ul style="list-style-type: none"> <li>• TLB Operator x 2; Drilling Operator x 2</li> <li>• Job creation – tenderer to propose</li> </ul>		✓

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			


<b>Pre-Qualification</b>	Sub-contracting 20% for casing for EME's and QSE's level 1 to 2  Signed Sub-contracting intent agreement between the main and sub-contractor to be submitted	✓	
<b>CSI</b>	CSI% to be negotiated to 1.5%		✓
<b>Company Documents</b>	<ul style="list-style-type: none"> <li>• CIPC Registration Documents</li> </ul>		✓
	<ul style="list-style-type: none"> <li>• Financial Statements or Management Accounts</li> </ul>		✓
	<ul style="list-style-type: none"> <li>• ID copy of Member/s, Shareholder/s and/or Director/s</li> </ul>		✓
	<ul style="list-style-type: none"> <li>• Share Certificate/s</li> </ul>		✓

DOCUMENTS REQUIRED UNDER CONTRACT REQUIREMENTS			
<b>DOCUMENTS REQUIRED AS CONTRACTUAL REQUIREMENTS</b> <b>SHEQ DOCUMENTS REQUIRED UNDER CONTRACTUAL OBLIGATION</b> Please Note: Contractual requirements are not evaluation criteria – does not result in a disqualification if not submitted at tender stage. They are required to be met and assessed after the evaluation and ranking of the tenders. Failure to meet “Contractual Requirements “by the stipulated deadlines; may result in the tenderer being regarded as non-responsive and ineligible for contract award. However it is advisable to submit the documents at tender stage to avoid delays and possible disqualification.			
Safety C1			
<b>Annexure B</b>	Is the acknowledgement of <b>Eskom's SHE rules</b> and requirements form ( <b>Annexure B</b> ) signed and submitted by the tenderer?		✓
<b>Costing for Safety Health and Environmental management</b>	Has the tenderer submitted detailed (The cost should be broken down not provided as a lump sum) costing for SHE, i.e. – <ol style="list-style-type: none"> <li>1. based on the overall scope of work/service to be performed;</li> <li>2. the generic scope of work/service risk assessment – this may serve as a guideline.</li> </ol>		✓
<b>Safety, Health and Environmental Plan for Scope of work not limited to the following: (Applicable to High risk)</b>	<ol style="list-style-type: none"> <li>1. SHE organization within the Company-Responsibility &amp; Accountability</li> <li>2. SHE Incident management</li> <li>3. Planning of conduct of work activities including planning for changes and emergency work</li> <li>4. Waste management plan</li> </ol>		✓

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.


	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

	5. PPE- Personal Protective Equipment 6. Emergency planning and fire risk management 7. Vehicle and driver behavior safety 8. Contractor or supplier selection and management 9. Design and specifications 10. Competency, training, appointments 11. Communication and awareness Management commitment and visible felt leadership		
<b>Environmental Management plan</b>	(Applicable to high risk work only)		✓
<b>OHS plan</b>	(Applicable to high risk work only) 12. OHS organization within the Company- Responsibility & Accountability 13. SHE Incident management 14. Planning of conduct of work activities including planning for changes and emergency work 15. PPE- Personal Protective Equipment 16. Emergency planning and fire risk management 17. Vehicle and driver behavior safety 18. Contractor or supplier selection and management 19. Design and specifications 20. Competency, training, appointments 21. Communication and awareness Management commitment and visible felt leadership		✓
<b>Baseline Risk Assessment (BRA)</b>	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, should be in line with the hazard checklist provided		✓
<b>Valid Letter of Good Standing (COIDA or equivalent)</b>	The date of Expiry should not be later then the date of closing date for the tender		✓
<b>SHE policy signed by CEO/ MD-</b>	Comply to OHS Act Section 7 or OSHAS 18001		✓
<b>Medical fitness certificate</b>	x 1 or Medical surveillance program for non-operational suppliers or supplier with no employees		✓

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		


<b>SHE Competency</b>	(Consider scope of work, risks, SHE plan and applicability) CV,s and qualifications / certificates e.g. <ul style="list-style-type: none"> <li>- First aiders</li> <li>- Safety officer</li> <li>- Environmental officer</li> <li>- SHE officer</li> <li>- SHE Representative</li> <li>- HCS Controller</li> <li>- Incident investigator</li> </ul>		✓
-----------------------	---	--	---

Quality Cat 2			
<b>SECTION A : Quality Management System Requirements ISO 9001 (Option 1) Valid certification of Quality Management System by an ISO accredited body</b>	<ul style="list-style-type: none"> <li>- A.1 Product / Service Scoping on ISO 9001 certificate is defined and relevant</li> <li>- A.2 Certificate by Approved and Authorized certification authority</li> <li>- A.3 Certification Authority has Recognized International Accreditation</li> <li>- A.4 Validity (expiry date) of certificate</li> </ul>		✓
<b>SECTION A : Quality Management System Requirements ISO 9001 (Option 2) Objective evidence of documented QMS that is not certified but complies with ISO 9001</b>	<ul style="list-style-type: none"> <li>- A.1 QMS Manual or a document that defines and describes the QMS and its scope or Quality Method statement based on scope.</li> <li>- A.2 Quality Policy Approved by top management.</li> <li>- A.3 Quality Objectives Approved by top management.</li> <li>- A.4 Records required by ISO 9001 standard (List of Records)</li> <li>- A.5 Control of documented information</li> <li>- A.6 Documented information for Control of nonconforming outputs</li> <li>- A.7 Documented information for Nonconformity and Corrective action</li> <li>- A.8 Documented information for Internal audit</li> </ul>		✓
<b>SECTION B :Evidence of QMS in operation (Tender Quality Requirements -Ref QM-58 /240-105658000)</b>	<ul style="list-style-type: none"> <li>- B.1 Documented information for defined roles, responsibilities and authorities</li> <li>- B.2 Documented information for Control of Externally Provided Processes, Products and Services</li> <li>- B.3 Latest copy of an internal management system audit report (with Nonconformity, Correction and/ or Corrective Action Reports)</li> </ul>		✓
<b>SECTION C: Contract Quality Plan</b>	<ul style="list-style-type: none"> <li>- NB! Draft Contract/Project Quality Plan has important QA deliverables</li> </ul>		✓

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.


	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

<b>Requirements (Ref QM-58 and 240-109253698). Draft Contract Quality Plan specific to the scope of work as described in the tender documents (Ref ISO 10005)</b>			
<b>SECTION D: Quality Control Plan Requirements (Ref QM-58 or 240-109253302) QCP /Checklist/ ITP (Quality Control Plans) as per Scope of Works (Ref ISO 10005 &amp; QM 58)</b>	NB! Example of an Inspection and Test Plan (ITP) or Quality Control Plan (QCP) on similar and/ or previous work done		✓
<b>SECTION E: User defined additional Requirements &amp; miscellaneous (Ref QM-58) Customer specific requirements &amp; other standards and required can be listed and evaluated here</b>	<ul style="list-style-type: none"> <li>- E.1 Form A is completed and signed.</li> <li>- E.2 Add other requirements (if applicable) as per the scope of work and/ or specification</li> </ul>		✓
<b>ENVIRONMENTAL</b>			
<b>Environmental Policy</b>	The contractor must submit an Environmental Policy and proof of communicating it with the employees (project team). The policy should demonstrate your organization (top management)'s commitment to protection of the environment which is not only intended to prevent adverse environmental impacts through prevention of pollution, but to protect the natural environment from harm and degradation arising from the organisation's activities, products and services . The policy must also demonstrate commitment to compliance with legal and other requirements, prevent pollution and continually improve environmental performance.		✓
<b>Environmental Aspects and Impacts Register</b>	The contractor shall determine the aspects related to the scope of work. Aspect is an element of organization's activity, products or service which may interact with the environment and may cause negative or		✓

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

	<p>positive impact. While impact – refers to any change on the environment whether adverse or beneficiary. Changes to the environment, either adverse or beneficial, that result wholly or partially from environmental aspects are called environmental impacts. The environmental impact can occur at local, regional and global scales, and also can be direct, indirect or cumulative by nature. The relationship between environmental aspects and environmental impacts is one of cause and effect.</p>		
<b>Environmental Management Plan</b>	<p>The contractor must develop an environmental management plan (EMP) specific to the project - Kriel Ash Dam Drain Installation Project for a period of 2 years. The EMP shall address how activities, which have potential to cause environmental impacts, will be managed during the lifespan of a project. Issues to be addressed may include but are not limited to noise, odour, dust, air quality, water quality, erosion, use of hazardous chemicals as well as waste generated.</p>		✓
<b>DOCUMENTS REQUIRED UNDER FUNCTIONALITY/TECHINICAL CRITERIA</b>			
Technical (required for functionality scoring)	Construction Execution Plan/ Method Statement for the entire works	✓	
	proposed schedule	✓	
	Key Resource Requirements for the construction team	✓	
	Constructability analysis for the entire works	✓	
	Quality Management System/Plan	✓	

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.



	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

	<b>Mandatory Technical Criteria Description</b>	<b>Reference to Technical Specification / Tender Returnable</b>	<b>Motivation for use of Criteria</b>
1.	<p>Tenderer's relevant experience, as the principle contractor, in installation of drains into pre existing dams including drilling expertise, and associated civil infrastructures (Evidence of 5 completed drilling and drain installation projects of similar scope undertaken by the Contractor in the last 5 years in South Africa). The Contractor must submit evidence of traceable reference projects with the following information:</p> <ul style="list-style-type: none"> <li>• Project Name</li> <li>• Description of work performed</li> <li>• Project cost (for Engineering and Construction works)</li> <li>• Project start and end date</li> <li>• Name, designation and contact number of the reference person</li> </ul>	Tender Returnable – List of completed projects	Criteria assists to mitigate risk of Contractor with no prior experience executing these works.

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

--	--	--	--

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

## QUALITATIVE TECHNICAL EVALUATION CRITERIA

**Table 1: Qualitative Technical Evaluation Criteria**

	Qualitative Technical Criteria Description		Reference to Technical Specification / Tender Returnable	Criteria Weighting (%)	Criteria Sub Weighting (%)
1.	<b>Civil Engineering</b>			<b>100</b>	
	1.1	<p><b>Construction Execution Plan/ Method Statement for the entire works:</b></p> <p>High-level construction execution plan/method statement for the construction works demonstrating understanding of the scope and includes the following as a minimum:</p> <ul style="list-style-type: none"> <li>• Proposed plant and equipment</li> <li>• Sourcing of materials (i.e. concrete, steel, etc.) for the works</li> <li>• Methodology and approach including compliance with required SANS and/or other applicable standards and the technical specification</li> <li>• Site establishment</li> </ul>	As per List of Technical Tender Returnable within Works Information package	20	

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.


	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

		<ul style="list-style-type: none"> <li>• Testing and inspection requirements</li> <li>• Quality Control Plan</li> <li>• Required temporary works (if any)</li> </ul> <p>Scoring Criteria:</p> <p>5 = 100% = COMPLIANT</p> <ul style="list-style-type: none"> <li>• Technical proposal details fully how scope will be met and provides comprehensive methodology of approach</li> </ul> <p>4 = 80% = COMPLIANT WITH ASSOCIATED QUALIFICATIONS</p> <ul style="list-style-type: none"> <li>• Technical proposal describes how scope will be met and includes minor details on methodology of approach</li> </ul> <p>2 = 40% = NON-COMPLIANT</p> <ul style="list-style-type: none"> <li>• Technical proposal does not contain methodology of approach but contains high level descriptions of how the works will be conducted OR Technical proposal reiterates the Employer's scope of works</li> </ul> <p>0 = 0% = NON RESPONSIVE</p>			
--	--	---	--	--	--

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

		Technical proposal does not contain methodology of approach or a description of how the works will be conducted			
1.2		<p>A proposed schedule encompassing</p> <ul style="list-style-type: none"> <li>The CPM (Critical path method) technique is used for programme and planning milestones and key dates.</li> <li>The programme has in it, hold points for approving of the works by the Employers professional team ( i.e. key milestones are incorporated into the programme)</li> <li>The works is complete within accepted durations that are in consistence within the start and hand/over completion dates provided for in the contract data</li> </ul> <p>Scoring Criteria:</p> <p>5 = 100% = COMPLIANT</p> <ul style="list-style-type: none"> <li>Schedule is fully compliant with the three details mentioned above</li> </ul> <p>4 = 80% = COMPLIANT WITH ASSOCIATED QUALIFICATIONS</p>	As per List of Technical Tender Returnables within Works Information package	20	

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

		<ul style="list-style-type: none"> <li>Schedule describes lacks one of the 3 details mentioned above</li> </ul> <p>2 = 40% = NON-COMPLIANT</p> <ul style="list-style-type: none"> <li>Schedule lacks 2 of the 3 details specified above.</li> </ul> <p>0 = 0% = NON RESPONSIVE</p> <ul style="list-style-type: none"> <li>Schedule not included</li> </ul>			
1.3	<p><b>Key Resource Requirements for the construction team:</b></p> <p>CV's of the proposed key resources each having a minimum of 5 years' relevant experience (construction manager, site civil engineer/civil technician, site foreman). Construction manager to be professionally registered with SACPCMP or similar professional body. Copy of valid certificate to be provided.</p> <p>Site Civil Engineer/Civil Technician to be professionally registered with ECSA. Copy of valid certificate to be provided.</p> <p>Letter of intent signed by both parties where subcontractor to be used for resources else CV not considered</p>	As per List of Technical Tender Returnables within Works Information package	30		

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.


	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

	<p>Organogram of site team to be provided</p> <p>Scoring Criteria:</p> <p>5 = 100% = COMPLIANT</p> <ul style="list-style-type: none"> <li>• Meet technical requirement(s)/AND</li> <li>• No foreseen technical risk(s) in meeting technical requirements</li> <li>• At least 5 years relevant experience for resources</li> <li>• Valid Professional registration certificates submitted for all key personnel</li> <li>• Organogram submitted clearly indicating all key project personnel and associated roles.</li> </ul> <p>4 = 80% = COMPLIANT WITH ASSOCIATED QUALIFICATIONS</p> <ul style="list-style-type: none"> <li>• At least 5 years relevant experience for resources.</li> <li>• Valid Professional registration certificates submitted for all key personnel</li> <li>• No project organogram submitted but all CV's of key personnel have been submitted indicating their role in the project</li> </ul> <p>2 = 40% = NON-COMPLIANT</p>			
--	---	--	--	--

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

		<ul style="list-style-type: none"> <li>Less than 5 years relevant experience for resources</li> <li>Valid Professional registration certificates not submitted for all key personnel</li> </ul> <p>0 = 0% = NON RESPONSIVE</p> <ul style="list-style-type: none"> <li>No submissions made</li> </ul>			
	1.4	<p><b>Constructability analysis for the entire works.</b></p> <p>High-level constructability analysis for the works demonstrating understanding of the scope and includes the following as a minimum:minimum</p> <ul style="list-style-type: none"> <li>Constraints identified</li> <li>Foreseeable construction risks</li> <li>Sequence of construction</li> </ul> <p>Scoring Criteria:</p> <p>5 = 100% = COMPLIANT</p> <ul style="list-style-type: none"> <li>Constructability assessment is comprehensive and all information is provided</li> </ul> <p>4 = 80% = COMPLIANT WITH ASSOCIATED QUALIFICATIONS</p>	As per List of Technical Tender Returnable within Works Information package	20	

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.



	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

		<ul style="list-style-type: none"> <li>Minor details of the constructability assessment are missing</li> </ul> <p>2 = 40% = NON-COMPLIANT</p> <ul style="list-style-type: none"> <li>Minor details of the constructability assessment provided OR Technical proposal reiterates the Employer's scope of works</li> </ul> <p>0 = 0% = NON RESPONSIVE</p> <p>Constructability assessment not provided</p>			
1.5	<p><b>Quality Management System/Plan:</b></p> <p>The Contractor is to provide a high level quality control plan to be used in the execution of the works.</p> <p>Scoring Criteria:</p> <p>5 = 100% = COMPLIANT</p> <ul style="list-style-type: none"> <li>A comprehensive quality management system/plan is provided with all steps and intervention points for the works</li> </ul> <p>4 = 80% = COMPLIANT WITH ASSOCIATED QUALIFICATIONS</p> <ul style="list-style-type: none"> <li>Minor details of the quality control plan is missing</li> </ul> <p>2 = 40% = NON-COMPLIANT</p>	As per List of Technical Tender Returnable within Works Information package	10		

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		


		<ul style="list-style-type: none"> <li>Major details of the quality control plan were missing OR Technical proposal reiterates the Employer's scope of works</li> </ul> <p>0 = 0% = NON RESPONSIVE</p> <p>Quality management system/plan not provided</p>			
--	--	---	--	--	--

Tenderers who do not meet the threshold of 70% will not be evaluated further.

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

**ANNEXURE A**

**ACKNOWLEDGEMENT FORM**

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

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_

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

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

Or: Incorrect or incomplete for the following reasons:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**Cataloguing Acknowledgement:**

**[Please select the relevant statement by ticking the appropriate box below]:**

1. We agree to provide the cataloguing information as described in the *tender submission*.
2. We have already supplied Eskom with the cataloguing information pertaining to this enquiry in a previous contract/order [***insert previous invitation to tender/RFQ number***]  \_\_\_\_\_
3. We do not intend to provide the cataloguing information for the required scope / specifications. for the reasons stated hereunder:

\_\_\_\_\_

\_\_\_\_\_


\_\_\_\_\_

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

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.


	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

Invitation to Tender MPGXC006632	Kriel Ash Dam Drain Installation Project for a period of 2 years
Name of company <b>OR</b> JV	
Company Registration Number	
Physical Address	
Postal Address	
Country of registration	
Name of contact person	
<b>Contact details of contact person:</b>	
Tel (landline)	
Fax	
Cell phone	
e-mail address	

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

## **ANNEXURE B**

### **TENDERER'S PARTICULARS**

The *tenderer* must furnish the following particulars where applicable:

Indicate the type of tendering structure by marking with an 'X' (where applicable provide registration number):	
Individual tenderer	
Unincorporated Joint venture (registration number for each member of the JV)	
Incorporated JV	
Other	


Please complete the following: Both single entities and joint ventures to complete the information below (lead partner to complete in the case of a Joint Venture)

Name of lead partner/member in case of JV	
CIPC Registration Number (for each individual company / JV member)	
VAT registration number (for each individual company / JV member)	
CIDB registration number (for each individual company/JV member if applicable), respective contractor grading designation for each individual company/JV member , and combined cidb contractor grading designation (for JVs)	
Shareholding information (for each individual company/JV member) clearly identifying percentages owned by individual shareholders (full names & ID Numbers) and other entity shareholders (provide full legal/trading name and respective identifying registration/trust numbers)	Include as separate tender returnable if required.
Contact person	
Telephone number	
E-mail address	
Postal address (also of each member in the case of a JV)	
Physical address (also of each member of the JV)	

### **Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		


If subcontractors are to be used, indicate the following for the main sub-contractor(s). Add to the list of applicable. – Pre-qualification – to be completed

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

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.


	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

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 Treasury Central Supplier Database(CSD) please provide your supplier registration number with Treasury					
3	Please note that it is mandatory for you to register on National Treasury's CSD, if you intend doing work with any State department or State owned entity/company.					
4.	You may register online at National Treasury website on <a href="http://www.treasury.gov.za">www.treasury.gov.za</a>					
5	Alternatively, you may contact for assistance (Eskom Vendor Management): Maluta Mukwevho, tel 013 693 2520, <a href="mailto:Maluta.mukwevho@eskom.co.za">Maluta.mukwevho@eskom.co.za</a>					
6.	If you are registered on SARS Efiling system, please provide your pin number in order to verify your tax compliant status					
7	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 / will send a copy of a current valid tax compliant certificate as a tender returnable (by contract award stage).	<table border="1"> <tr> <td>YES</td> <td></td> </tr> <tr> <td>NO</td> <td></td> </tr> </table>	YES		NO	
YES						
NO						
8	<b>If sub-contracting is prescribed in the specific enquiry, you need to compete 8.1- 8.9</b>					
8.1	Confirm if you intend sub-contracting	<table border="1"> <tr> <td>YES</td> <td></td> </tr> <tr> <td>NO</td> <td></td> </tr> </table>	YES		NO	
YES						
NO						
8.2	What percentage will you be sub-contracting ?	%				
8.3	To whom do you intend sub-contracting					
8.4	Is the said sub-contractor registered on CSD?	<table border="1"> <tr> <td>YES</td> <td></td> </tr> <tr> <td>NO</td> <td></td> </tr> </table>	YES		NO	
YES						
NO						
8.5	If yes to 8.4, please provide CSD number					
8.6	Please confirm B-BBEE level of said sub-contractor					
8.7	<ul style="list-style-type: none"> <li>Which designated group does the sub-contractor belong to:-</li> </ul>					

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

	a. Black people b. Black people who are youth c. Black people who are women d. Black people with disabilities e. Black people living in rural or underdeveloped areas or townships f. Cooperatives which are 51% owned by Black people g. Black people who are military veterans					
	If Eskom decides to apply the sub-contracting provision as specified in Regulation 4(c) all tenders above the prescribed maximum threshold for quotations must be advertised through an open competitive bidding process subject to potential tenderers meeting the 30% minimum subcontracting requirement to EMEs or QSEs that are 51% owned by the following enterprises					
8.8	Please confirm that you have attached your signed intent to sub-contract document.	<table border="1"> <tr> <td>YES</td> <td></td> </tr> <tr> <td>NO</td> <td></td> </tr> </table>	YES		NO	
YES						
NO						
8.9	Have you attached proof of sub-contractor's belonging to designated group	<table border="1"> <tr> <td>YES</td> <td></td> </tr> <tr> <td>NO</td> <td></td> </tr> </table>	YES		NO	
YES						
NO						

**A. Single tenderers**

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


<b>Signed:</b>	<b>Date:</b>
<b>Name:</b>	<b>Designation:</b>

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.



	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

### B. Joint Ventures

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

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


**Note: Both parties of the JV to sign below**

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

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

## **ANNEXURE C**

### **INTEGRITY DECLARATION FORM**

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

#### **1. DECLARATION OF INTEREST**

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


- the *tenderer/s* employees/directors are also employees/contractors/consultants/ directors in the state or a state owned entity.
- the *tenderer/s* employees/directors are also employees/contractors/consultants/ directors of Eskom
- the *tenderer/s* employees/directors are also employees/contractors/consultants or directors in another entity together with Eskom employees/consultants/contractors/ directors
- the *legal person/s (including its employees/contractors/directors/members/ shareholders)* on whose behalf the tender documents are signed, is in some other way “related” to an Eskom employee/contractor/consultant/director involved in the tender evaluation/tender adjudication/tender negotiation. “Related” meaning that:-
  - an individual is related to another individual if they are married, or live together in a relationship similar to marriage;
  - or are separated by no more than two degrees of natural or adopted consanguinity or affinity;
  - an individual is related to a juristic person if the individual directly or indirectly controls the juristic person, as determined in accordance with the definition of “control” (as per Companies Act section 2(1) ) ; and
- **a juristic person is “related” to another juristic person if :-**
  - (1) either of them directly/indirectly controls the other, or the business of the other, as determined in accordance with the definition of “control”(as per Companies Act section 2(1) );
  - (2) either is a subsidiary of the other; or
  - (3) a person directly/indirectly controls each of them, or the business of each of them, as determined in accordance with the definition of “control”
- the *tenderer/s* and one or more of the *tenderers* in this tendering/RFP process have a controlling partner in common, or a relationship with each other, directly or through common third parties, that puts them in a position to have access to information about or influence on the tender/proposal of another tenderer, or influence the decisions of Eskom regarding this bidding process;

To give effect to the provisions above, please complete the table hereunder with all required information.

### **Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

<b>Full Name &amp; Capacity/ Position within tenderer (e.g. employee/Director/member/ owner/shareholder)</b>	<b>Identity Number</b>	<b>Confirm and provide details (including employee number) if you are a State/State owned entity employee/contractor/ director.</b>	<b>Full Names &amp; Capacity/Position of Eskom employee/ director/ consultant and details of the relationship or interest(marital/ familial/personal/ financial etc.)</b>	<b>To your knowledge is this person involved in the evaluation/ adjudication/ negotiation of tenders</b>


1. If any employee/director/member/shareholder/owner of tenderer/s is also currently employed by Eskom, state whether this has been declared and whether there is authorisation(Y/N) to undertake remunerative work outside public sector employment, and attach proof to this declaration.  
\_\_\_\_\_
2. Do the tenderer/s and other tenderer in this tendering/RFP process share a controlling partner or have any relationship with each other, directly or through common third parties? (Y/N) If Yes, attach proof to this declaration.\_\_\_\_\_

**Note: Failure to sign in full and to answer the two questions above will result in a non-responsive tender.**

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

## 2. DECLARATION OF FAIR TENDERING PRACTICES

This serves as a declaration that when goods/services are being procured, all reasonable steps have been taken to address and/or prevent the exploitation of the procurement process and the use of any unfair tendering practices.

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

- abused the institution's procurement process (e.g. bid rigging/collusion)
- committed fraud or any other improper conduct in relation to such system.


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

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

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

1.3	Was the <i>tenderer/s</i> (or any of its directors/members/shareholders) convicted by a court of law (including a court outside South Africa) for fraud and/or corruption with respect to the procurement/tendering processes/procedures during the past five years?		
1.3.1	Provide details.		
1.4	Was the <i>tenderer/s</i> (or any of its directors/members/shareholders) prohibited from doing business with any International Financial Development/funding Agency or Lending Institution		
1.5	<i>Is there any history/record of the tenderer/s (or any of its directors/members/shareholders) failing to meet their contractual obligation with any SOC?</i>		

**Note: Failure to answer all the questions above will result in a non-responsive tender. Failure to sign the document in full will result in a non-responsive tender**

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


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

<b>Signature:</b>	
<b>Designation and capacity in which signing:</b>	
<b>Date:</b>	

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

**Joint Ventures**

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

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

<b>Signature:</b>	
<b>Designation and capacity in which signing :</b>	
<b>Date:</b>	


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

**Note: Lead partner of the JV to sign above**

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

## **ANNEXURE D**

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

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

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

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

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

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

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

Tenderers shall comply with the following requirements:

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

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

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

##### **b. Additional/Alternative offer:**

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


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

Additional/Alternative Offers must be clearly indicated as such

### **Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

### 3. ESKOM'S PREFERRED INDEX LIST

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

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

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

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

### 5. NUMBER OF FORMULAE & INDICES

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

### 6. CPA FIXED PORTION

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

### 7. BASE DATE


- In instances of indices or other references published monthly, the Base Date is to be:  
*The month before the month in which the Enquiry closes*
- In instances where the reference figures, e.g. market prices, are published daily or at more intervals than once a month:  
*The average for the month before the month in which the Enquiry closes*
- In this case, the following shall apply:
  - Where the average is published:  
*The average published price in the currency Eskom will be exposed to. e.g. The currency in which Eskom will effect payment*
  - Where a high, low and mean are published:  
*The mean*

## Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.



	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

- Where other prices than the Cash Settlement or Cash Sellers Price are published:

*The Cash Settlement or Cash Sellers Price*

- Where applicable, these principles, must also apply for the CPA “cut-off” date.

## 8. CPA FOR PROFESSIONAL SERVICES

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

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

No fixed portion is mandatory.

Signed

Date

Name


Position

Tenderer

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

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


Labour	Transport	Others
<b>Labour general (hourly paid)</b> SEIFSA, C3, actual labour cost	SEIFSA, L2, road freight costs	StasSA, PO141 <b>CPI</b> (Headline) all items OR SEIFSA, D-2 (CPI)
<b>Labour general</b> SEIFSA, C3 (a), actual labour cost (field force) where subsistence allowance is paid		StasSA, PO142.1), <b>PPI</b> <ul style="list-style-type: none"> <li>• Final Manufactured Goods</li> </ul> Or <ul style="list-style-type: none"> <li>• Intermediate Manufactured Goods OR</li> <li>• SEIFSA Table U Producer Price Index (PPI</li> </ul> - final manufactured GOODS OR Intermediate Manufactured Goods

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

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

## **Contract Price Adjustment**

**Submit your CPA proposal for this contract for a period of 2 years.**

The prices will be fixed and firm for the first year of the contract and thereafter subject to CPA as per the formula below.

### **Proposed portions to add up to 100%**

Description of Work	Proportion %	Source of Index (CPI, PPI, )	Index Table
Fixed	15%		
Total Percentage:	100%		

Signed

Date

Name

Position


Tenderer

**Note: if CPA tables are not proposed above, the prices tendered will be deemed to be fixed and firm for the duration of the contract**

### **Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

## **ANNEXURE F1**

SBD 6.2

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

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

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

#### **1. General Conditions**

- 1.1. Preferential Procurement Regulations, 2017 (Regulation 8) make provision for the promotion of local production and content.
- 1.2. Regulation 8.(2) prescribes that in the case of designated sectors, organs of state must advertise such tenders with the specific bidding condition that only locally produced or manufactured goods, with a stipulated minimum threshold for local production and content will be considered.
- 1.3. Where necessary, for tenders referred to in paragraph 1.2 above, a two stage bidding process may be followed, where the first stage involves a minimum threshold for local production and content and the second stage price and B-BBEE.
- 1.4. 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.
- 1.5. 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)

### **Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

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.**

- 1.6. A bid may be disqualified if this Declaration Certificate and the Annex C (Local Content Declaration: Summary Schedule) are not submitted as part of the bid documentation;
- 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>
<u>HDPE Pipe</u>	<u>100%</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](http://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):

<b>Currency</b>	<b>Rates of exchange</b>
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.

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

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

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

**IN RESPECT OF BID NO. ....**

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

**NB**

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


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

- (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:

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

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 14 of the Preferential Procurement Regulations, 2017 promulgated under the Preferential Policy Framework Act (PPPFA), 2000 (Act No. 5 of 2000).

**SIGNATURE:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

**WITNESS No. 1** \_\_\_\_\_ **DATE:** \_\_\_\_\_

**WITNESS No. 2** \_\_\_\_\_ **DATE:** \_\_\_\_\_

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



Adobe Acrobat Document

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



Adobe Acrobat Document

**to Annex**

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



Adobe Acrobat Document

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.



# Invitation to Tender

<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
<b>Effective Date</b>	03 March 2020		
<b>Review Date</b>	March 2023		

## Annex C

### Local Content Declaration - Summary Schedule

(C1)	Tender No.
(C2)	Tender description:
(C3)	Designated product(s)
(C4)	Tender Authority:
(C5)	Tendering Entity name:
(C6)	Tender Exchange Rate:
(C7)	Specified local content %

Pula       EU       GBP

#### Calculation of local content

Tender item no's	List of items	Tender price each (excl VAT)	Exempted imported value	Tender value net of exempted imported content	Imported value	Local value	Local content % (per item)	Tender Qty	Total ten
(C8)	(C9)	(C10)	(C11)	(C12)	(C13)	(C14)	(C15)	(C16)	(C17)

Signature of tenderer from Annex B

(C20) Total tender value

(C21) Total Exempt imported

(C22) Total Tender value net of exempt imported

Date:

(C25) Average

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.





# Invitation to Tender

<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
<b>Effective Date</b>	03 March 2020		
<b>Review Date</b>	March 2023		


Annex D										
Imported Content Declaration - Supporting Schedule to Annex C										
(D1)	Tender No.									Note: VAT to be excluded all calculations
(D2)	Tender description:									
(D3)	Designated Products:									
(D4)	Tender Authority:									
(D5)	Tendering Entity name:									
(D6)	Tender Exchange Rate:			Pula	EU	R 9.00	GBP	R 12.00		
A. Exempted imported content					Calculation of imported content					
Tender item no's	Description of imported content	Local supplier	Overseas Supplier	Foreign currency value as per Commercial Invoice	Tender Exchange Rate	Local value of imports	Freight costs to port of entry	All local incurred & duties		
(D7)	(D8)	(D9)	(D10)	(D11)	(D12)	(D13)	(D14)	(D15)		
B. Imported directly by the Tenderer					Calculation of imported content					
Tender item no's	Description of imported content	Unit of measure	Overseas Supplier	Foreign currency value as per Commercial Invoice	Tender Rate of Exchange	Local value of imports	Freight costs to port of entry	All local incurred & duties		
(D20)	(D21)	(D22)	(D23)	(D24)	(D25)	(D26)	(D27)	(D28)		
C. Imported by a 3rd party and supplied to the Tenderer					Calculation of imported content					
Description of imported content	Unit of measure	Local supplier	Overseas Supplier	Foreign currency value as per Commercial Invoice	Tender Rate of Exchange	Local value of imports	Freight costs to port of entry	All local incurred & duties		
(D33)	(D34)	(D35)	(D36)	(D37)	(D38)	(D39)	(D40)	(D41)		
D. Other foreign currency payments				Calculation of foreign currency payments						
Type of payment	Local supplier making the payment	Overseas beneficiary	Foreign currency value paid	Tender Rate of Exchange						
(D46)	(D47)	(D48)	(D49)	(D50)						
Signature of tenderer from Annex B					(D52) Total of foreign currency payments de					
Date:					(D53) Total of imported content & foreign currency pay					

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.



	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

**ANNEXURE G**

**SBD 1**


**PART A  
INVITATION TO BID**

<b>YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)</b>					
BID NUMBER:	<b>MPGXC006632</b>	CLOSING DATE:	<b>10 June 2021</b>	CLOSING TIME:	<b>10:00</b>
DESCRIPTION	Kriel Ash Dam Drain Installation Project for a period of 2 years				
<b>BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)</b>					
<b>ESKOM TENDER BOX GROUND FLOOR NO. 10 SMUTS AVENUE WITBANK / EMALAHLENI MPUMALANGA</b>					
<b>GPS Co-ordinates:</b> <b>Latitude: 25.87723S</b> <b>Longitude: 29.21629E</b>					
<b>BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO</b>			<b>TECHNICAL ENQUIRIES MAY BE DIRECTED TO:</b>		
CONTACT PERSON		CONTACT PERSON			
TELEPHONE NUMBER		TELEPHONE NUMBER			
FACSIMILE NUMBER		FACSIMILE NUMBER			
E-MAIL ADDRESS		E-MAIL ADDRESS			
<b>SUPPLIER INFORMATION</b>					
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:		<b>OR</b>	CENTRAL SUPPLIER DATABASE No:	MAAA
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE	TICK APPLICABLE BOX]  <input type="checkbox"/> Yes <input type="checkbox"/> No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT	[TICK APPLICABLE BOX]  <input type="checkbox"/> Yes <input type="checkbox"/> No	

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

**[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/ SWORN AFFIDAVIT (FOR EMES & QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]**

ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES, ANSWER THE QUESTIONNAIRE BELOW ]
---	--	--	---

**QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS**


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.**

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

## PART B TERMS AND CONDITIONS FOR BIDDING

<b>1. BID SUBMISSION:</b>
<p>1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.</p> <p>1.2. <b>ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED–(NOT TO BE RE-TYPED) OR IN THE MANNER PRESCRIBED IN THE BID DOCUMENT.</b></p> <p>1.3. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT, 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER SPECIAL CONDITIONS OF CONTRACT.</p> <p>1.4. <b>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).</b></p>
<b>2. TAX COMPLIANCE REQUIREMENTS</b>
<p>2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.</p> <p>2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VERIFY THE TAXPAYER'S PROFILE AND TAX STATUS.</p> <p>2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) PIN MAY BE MADE VIA E-FILING THROUGH THE SARS WEBSITE WWW.SARS.GOV.ZA.</p> <p>2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS CERTIFICATE TOGETHER WITH THE BID.</p> <p>2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE TCS CERTIFICATE / PIN / CSD NUMBER.</p> <p>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.</p> <p>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."</p>

**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:

.....

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

## Annexure H

## SBD 6.1

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

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

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

#### 1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to all bids:

- 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

- a) The value of this bid is estimated to **exceed** R50 000 000 (all applicable taxes included) and therefore the 90/10 preference point system shall be applicable; or
- b) Either the 80/20 or 90/10 preference point system will be applicable to this tender (*delete whichever is not applicable for this tender*).

1.3 Points for this bid shall be awarded for:

- (a) Price; and
- (b) B-BBEE Status Level of Contributor.


1.4 The maximum points for this bid are allocated as follows:

	<b>POINTS</b>
<b>PRICE</b>	90
<b>B-BBEE STATUS LEVEL OF CONTRIBUTOR</b>	10
<b>Total points for Price and B-BBEE must not exceed</b>	<b>100</b>

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

- 1.5 Failure on the part of a bidder to submit proof of B-BBEE Status level of contributor together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.
- 1.6 The purchaser reserves the right to require of a bidder, either before a bid is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser.


## 2. DEFINITIONS

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

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

### 3. POINTS AWARDED FOR PRICE

#### 3.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

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

**80/20**                      or                      **90/10**

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

Where

$P_s$  = Points scored for price of bid under consideration

$P_t$  = Price of bid under consideration

$P_{min}$  = Price of lowest acceptable bid

### 4. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR

4.1 In terms of Regulation 6 (2) and 7 (2) of the Preferential Procurement Regulations, preference points must be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table below:

B-BBEE Status Level of Contributor	Number of points (90/10 system)	Number of points (80/20 system)
1	10	20
2	9	18
3	6	14
4	5	12
5	4	8
6	3	6
7	2	4
8	1	2
Non-compliant contributor	0	0

### 5. BID DECLARATION


5.1 Bidders who claim points in respect of B-BBEE Status Level of Contribution must complete the following:-

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.



	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

**6. B-BBEE STATUS LEVEL OF CONTRIBUTOR CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 4.1**

6.1 B-BBEE Status Level of Contributor: = .....(maximum of 10 or 20 points)  
 (Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 4.1 and must be substantiated by relevant proof of B-BBEE status level of contributor.

**7. SUB-CONTRACTING**

7.1 Will any portion of the contract be sub-contracted?

*(Tick applicable box)*

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

7.1.1 If yes, indicate:

- i) What percentage of the contract will be subcontracted .....%?
- ii) The name of the sub-contractor .....
- iii) The B-BBEE status level of the sub-contractor .....
- iv) Whether the sub-contractor is an EME or QSE *(Tick applicable box)*

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


v) Specify, by ticking the appropriate box, if subcontracting with an enterprise in terms of Preferential Procurement Regulations,2017:

Designated Group: An EME or QSE which is at least 51% owned by:	EME	QSE
	√	√
Black people		
Black people who are youth		
Black people who are women		
Black people with disabilities		
Black people living in rural or underdeveloped areas or townships		
Cooperative owned by black people		
Black people who are military veterans		

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6	
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10	
		<b>Effective Date</b>	03 March 2020			
		<b>Review Date</b>	March 2023			

<b>OR</b>		
Any EME		
Any QSE		

**8. DECLARATION WITH REGARD TO COMPANY/FIRM**

8.1 Name of company/firm:.....

8.2 VAT registration number:.....

8.3 Company registration number:.....

**8.4 TYPE OF COMPANY/ FIRM**

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

[TICK APPLICABLE BOX]

**8.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES**

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

**8.6 COMPANY CLASSIFICATION**

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

[TICK APPLICABLE BOX]

8.7 Total number of years the company/firm has been in business:.....


8.8 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contributor indicated in paragraphs 1.4 and 6.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we acknowledge that:

- i) The information furnished is true and correct;

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		


- 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 6.1, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
- iv) If the B-BBEE status level of contributor has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –
  - (a) disqualify the person from the bidding process;
  - (b) recover costs, losses or damages it has incurred or suffered as a result of that person’s conduct;
  - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
  - (d) recommend that the bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted by the National Treasury from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
  - (e) forward the matter for criminal prosecution.

<p>WITNESSES</p> <p>1. ....</p> <p>2. ....</p>	<p style="text-align: center;">.....</p> <p style="text-align: center;">SIGNATURE(S) OF BIDDERS(S)</p> <p>DATE: .....</p>
--	---

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

*(Note to tenderer: if there are deviations to the terms and conditions of the NEC document, use this form to detail the deviations. Prepare a separate document attached to this schedule if the proposed changes are extensive. No other deviations will be considered other than this schedule. If you do not have deviations, please indicate that the form is not applicable and sign on the form).*

**Do you have any deviations to the terms and conditions of the NEC3 Engineering and Construction Contract?**

Yes	No
-----	----

If there are deviations, complete the table below.

Contract Clause No.	Subject of the proposed change	Proposed change	Rationale for the proposed change

**The form must be signed even if there are no deviations to the terms and conditions of the NEC.**

Signed

Date

Name

Position


.....

.....

**Confidential**

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.

	<b>Invitation to Tender</b>	<b>Template Identifier</b>	240-43921804	<b>Rev</b>	6
		<b>Document Identifier</b>	240-114238630	<b>Rev</b>	10
		<b>Effective Date</b>	03 March 2020		
		<b>Review Date</b>	March 2023		

### Confirmation of Employment Equity

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)

Are you currently employing more than 50 employees?  
*(indicate with a tick)*

Yes	No
-----	----

If you employ **more than 50 employees** proof of submission of the Employment Equity report to the Department of Labour (South African *tenderers* only) is required and must be attached here.

Signed

Date

Name

Position

*tenderer*

### Confidential

When downloaded from the document management system, this document is uncontrolled and the responsibility rests with the user to ensure it is in line with the authorised version on the system.

No part of this document may be reproduced without the expressed consent of the copyright holder, Eskom Holdings SOC Ltd, Reg No 2002/015527/30.