

	Invitation to Tender KZN113	Document Identifier	240-114238630	Rev	16
		Effective Date	February 2023		
		Review Date	February 2028		

ESKOM HOLDINGS SOC LTD

INVITATION TO TENDER

FOR

The Manufacture, Test and Supply of various Medium and Low Voltage Cable Accessories on an “as and when” required basis for various Regional Distribution Centres located in the Central East Cluster (KwaZulu Natal and Free State Operating Units) over a period of thirty-six (36) months. Rotek will be responsible for transportation of the goods.

Tender number	KZN113
Issue date	12 December 2023
Closing date and time	15 March 2024 at 10h00
Tender validity period	Six (6) months from the closing date and time
Clarification meeting	<p>A non-compulsory “Online Clarification Meeting” on Microsoft Teams with representatives of the <i>Employer</i> will take place as follows:</p> <p>Date: 01 February 2024 Time: 10h00 Venue: Microsoft Teams</p> <p>Join on your computer, mobile app or room device Click here to join the meeting Meeting ID: 347 569 599 697 Passcode: C6cbKc Download Teams Join on the web</p> <p>Or call in (audio only) +27 21 834 0825,,206416118# South Africa, Cape Town</p> <p>Although this will not be a compulsory clarification meeting, tenderers are encouraged to attend to ensure that they are able to submit a responsive tender.</p>
Tenders are to be delivered to the following address on the stipulated closing date and time:	The Tender Office Commercial Building 25 Valley View Road New Germany 3620

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Invitation to Tender

Eskom Holdings SOC Ltd (hereinafter “Eskom”) invites you to submit a *tender* for the **Manufacture, Test and Supply of various Medium and Low Voltage Cable Accessories on an “as and when” required basis for various Regional Distribution Centres located in the Central East Cluster (KwaZulu Natal and Free State Operating Units) over a period of thirty-six (36) months.**

The enquiry documents are supplied to you on the following basis:

1. Free of charge

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

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

Yours faithfully



Acting Procurement Manager (CEC KZN5273)

Thandi Xaba

Date: 11 December 2023

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1.1 The following documents listed hereunder are attached to this enquiry.

Number	Description	Annexure	Attached (Y/N/ N/A)
1.1.1	Acknowledgement form	Annexure A	Y
1.1.2	Tenderer's particulars	Annexure B	Y
1.1.3	Integrity Declaration Form	Annexure C	Y
1.1.4	*CPA Requirements for Local Goods/Services	Annexure D	Y
1.1.5	CPA(IG) for imported goods/services	Annexure E	Y
1.1.6	SBD 1 -Invitation to Bid	Annexure G	Y
1.1.7	SBD 6.1- Preference Points Claim Form in terms of PPPFA 2022 regulations	Annexure H	Y
1.1.8	SBD 4 – Bidders Disclosure	Annexure I	Y

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1.2 The Tender Data makes several references to the **Eskom Standard Conditions of Tender** and in those instances, the clause numbers are referenced hereunder. The **“Tender Data”** as detailed herein shall take precedence over the **Standard Conditions of Tender** in the event of any ambiguity or inconsistency between the two documents.

Clause Number from Standard Conditions of Tender	Tender Data																																										
1.1 Parties	<p>The <i>Employer</i> is Eskom Holdings SOC Ltd</p> <p>The Eskom <i>Representative</i> is: Name: Thabile Sibiyath Tel: +2731 710 5396 E-mail: Sibiyath@eskom.co.za</p>																																										
1.3 Enquiry documents	<p>The Invitation to tender number is: KZN113.</p> <p>All relevant documentation for this Tender will be published on: 1. Eskom’s Tender Bulletin 2. National Treasury e-Tender Portal</p> <p>The tender is uploaded as follows and it is recommended that the tender be submitted in the following manner:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">SECTION</th> <th style="text-align: center;">ORIGINAL</th> <th style="text-align: center;">COPY</th> </tr> </thead> <tbody> <tr> <td>SECTION 1 – Commercial</td> <td style="text-align: center;">✓</td> <td style="text-align: center;">✓</td> </tr> <tr> <td>SECTION 2 – Technical</td> <td style="text-align: center;">✓</td> <td style="text-align: center;">✓</td> </tr> <tr> <td>SECTION 3 – Quality</td> <td style="text-align: center;">✓</td> <td style="text-align: center;">✓</td> </tr> <tr> <td>SECTION 4 – SDL & I</td> <td style="text-align: center;">✓</td> <td style="text-align: center;">✓</td> </tr> </tbody> </table> <p>It is the responsibility of the tendering party to ensure all the required documentation is downloaded and completed.</p>	SECTION	ORIGINAL	COPY	SECTION 1 – Commercial	✓	✓	SECTION 2 – Technical	✓	✓	SECTION 3 – Quality	✓	✓	SECTION 4 – SDL & I	✓	✓																											
SECTION	ORIGINAL	COPY																																									
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SECTION 2 – Technical	✓	✓																																									
SECTION 3 – Quality	✓	✓																																									
SECTION 4 – SDL & I	✓	✓																																									
1.4 Type of Invitation to Tender	<p>This invitation to tender is:</p> <ol style="list-style-type: none"> An open Invitation to tender. 																																										
1.6 Eskom's rights to accept or reject any tender.	<p>The tender shall be for the whole/parts of the contract.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center;">NO</th> <th style="text-align: center;">ESKO M SAP NO</th> <th style="text-align: center;">DDT</th> <th style="text-align: center;">Rev</th> <th style="text-align: left;">DESCRIPTION</th> <th style="text-align: center;">UOM</th> <th style="text-align: center;">QTY</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">1</td> <td style="text-align: center;">674801</td> <td style="text-align: center;">8031</td> <td style="text-align: center;">0</td> <td>KIT CABLE JOINT:2C;1000 V;50-150 MM2</td> <td style="text-align: center;">EA</td> <td style="text-align: center;">10</td> </tr> <tr> <td style="text-align: center;">2</td> <td style="text-align: center;">675509</td> <td style="text-align: center;">8031</td> <td style="text-align: center;">0</td> <td>KIT CABLE JOINT:4C;1000 V;50-150 MM2</td> <td style="text-align: center;">EA</td> <td style="text-align: center;">2533</td> </tr> <tr> <td style="text-align: center;">3</td> <td style="text-align: center;">674817</td> <td style="text-align: center;">8031</td> <td style="text-align: center;">0</td> <td>KIT CABLE JOINT:1C;1000 V;500 MM2; PVC</td> <td style="text-align: center;">EA</td> <td style="text-align: center;">5</td> </tr> <tr> <td style="text-align: center;">4</td> <td style="text-align: center;">674860</td> <td style="text-align: center;">8031</td> <td style="text-align: center;">0</td> <td>KIT CABLE JOINT:1C;1000 V;120-240 MM2</td> <td style="text-align: center;">EA</td> <td style="text-align: center;">10</td> </tr> <tr> <td style="text-align: center;">5</td> <td style="text-align: center;">674861</td> <td style="text-align: center;">8031</td> <td style="text-align: center;">0</td> <td>KIT CABLE JOINT:2C;1000 V;4-35 MM2; PVC</td> <td style="text-align: center;">EA</td> <td style="text-align: center;">860</td> </tr> </tbody> </table>	NO	ESKO M SAP NO	DDT	Rev	DESCRIPTION	UOM	QTY	1	674801	8031	0	KIT CABLE JOINT:2C;1000 V;50-150 MM2	EA	10	2	675509	8031	0	KIT CABLE JOINT:4C;1000 V;50-150 MM2	EA	2533	3	674817	8031	0	KIT CABLE JOINT:1C;1000 V;500 MM2; PVC	EA	5	4	674860	8031	0	KIT CABLE JOINT:1C;1000 V;120-240 MM2	EA	10	5	674861	8031	0	KIT CABLE JOINT:2C;1000 V;4-35 MM2; PVC	EA	860
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4	674860	8031	0	KIT CABLE JOINT:1C;1000 V;120-240 MM2	EA	10																																					
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6	675510	8031	0	KIT CABLE JOINT:4C;1000 V;4-35 MM2; PVC	EA	1440
7	674862	8031	0	KIT CABLE JOINT:2C;1000 V;25-70 MM2; PVC	EA	120
8	675513	8031	0	KIT CABLE JOINT:4C;1000 V;25-70 MM2; PVC	EA	2000
9	675514	8031	0	KIT CABLE JOINT:3C;1000 V;4-35 MM2; PVC	EA	10
10	675515	8031	0	KIT CABLE JOINT:3C;1000 V;25-70 MM2; PVC	EA	10
11	694468	8031	ROA	KIT CABLE JOINT:4C;1000 V;180-240 MM2	EA	500
12	168325	3147	7	TERM KIT 4C 1kV 70-95 SQ OD HSH D3147	EA	1531
13	168481	3147	7	TERM KIT 4C 1kV 120-150 SQ OD HSH D3147	EA	418
14	168870	3147	7	TERM KIT 4C 1kV 185-240 SQ OD HSH D3147	EA	22
15	168958	3148	5	CABLE END 4-25mm SQ D3148	EA	1021
16	168956	3148	5	CABLE END 35-70mm SQ D3148	EA	622
17	249440	3138	4	TUBING SET 4-10 SQ 2C LV CABLE D3138	EA	10
18	186788	3138	4	TUBING SET 16-25 SQ 2C LV CABLE D3138	EA	321
19	186789	3138	4	TUBING SET 16-25 SQ 3C LV CABLE D3138	EA	56
20	186790	3138	4	TUBING SET 16-25 SQ 4C LV CABLE D3138	EA	406
21	186791	3138	4	TUBING SET 35-50 SQ 2C LV CABLE D3138	EA	6
22	186792	3138	4	TUBING SET 35-50 SQ 3C LV CABLE D3138	EA	20
23	186793	3138	4	TUBING SET 35-50 SQ 4C LV CABLE D3138	EA	20
24	186794	3138	4	TUBING SET 70-95 SQ 3C LV CABLE D3138	EA	25
25	251724	8004	2	TRIFUR KIT, SCR MV 2.5m XLPE 95-300 D8004	EA	236
26	527743	2805	0	KIT, TERM:ID 3C 16-35MM2 PILC ES;11 KV	EA	11
27	168957	2805	0	TERM KIT 3C 11kV 16-35SQ ID PILC D2805	EA	459
28	175652	2805	0	TERM KIT 3C 11kV 16-35SQ OD PILC D2805	EA	211
29	168567	2806	1	TERM KIT 3C 11kV 16-35SQ ID XLPE D2806	EA	170
30	169133	2806	1	TERM KIT 3C 11kV 16-35SQ OD XLPE D2806	EA	297
31	555265	2806	1	KIT, TERM: OD 3C 50-95MM2 XLPE;33 KV	EA	5
32	169105	2808	1	JOINT KIT 3C 11kV 16-35SQ XLPE D2808	EA	171
33	182555	2808	1	JOINT KIT 3C 22kV 25SQ XLPE D2808	EA	34
34	175772	2816	1	CONNECTOR KIT, SEP UNSCR 11kV 16-35 D2816	EA	716
35	168796	8005	12	TERM KIT 1C 11kV 500-800SQ ID PILC D8005	EA	11
36	168793	8005	12	TERM KIT 1C 11kV 500-800SQ OD PILC D8005	EA	7
37	168797	8005	12	TERM KIT 1C 22kV 400-630SQ ID PILC D8005	EA	10
38	168794	8005	12	TERM KIT 1C 22kV 400-630SQ OD PILC D8005	EA	5
39	169005	8005	12	TERM KIT 3C 11kV 50-95SQ ID PILC D8005	EA	310
40	168789	8005	12	TERM KIT 3C 11kV 50-95SQ OD PILC D8005	EA	304
41	168801	8005	12	TERM KIT 3C 22kV 70-185SQ ID PILC D8005	EA	31
42	168802	8005	12	TERM KIT 3C 11kV 120-185SQ ID PILC D8005	EA	74
43	168791	8005	12	TERM KIT 3C 11kV 120-185SQ OD PILC D8005	EA	51
44	215113	8005	12	TERM KIT 3C11kV120-185SQ ID ES PILCD8005	EA	10
45	168803	8005	12	TERM KIT 3C 22kV 240-300SQ ID PILC D8005	EA	10
46	168792	8005	12	TERM KIT 3C 11kV 240-400SQ OD PILC D8005	EA	10
47	168798	8005	12	TERM KIT 3C 22kV 25-50SQ ID PILC D8005	EA	2
48	168804	8005	12	TERM KIT 3C 22kV 25-50SQ OD PILC D8005	EA	59
49	169128	8005	12	TERM KIT 3C 11kV 240-400SQ ID PILC D8005	EA	19
50	168806	8005	12	TERM KIT 3C 22kV 70-185SQ OD PILC D8005	EA	54
51	175653	8005	12	TERM KIT 3C 11kV 50-95SQ ID ES PILCD8005	EA	115
52	168795	8005	12	TERM KIT 3C 22kV 240-300SQ OD PILC D8005	EA	10

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53	635322	8006	15	KIT, TERM:1C; XLPE; ID;50-120 MM2;11 KV	EA	300
54	644723	8006	15	KIT, TERM:1C; LCC; ID ;50-120 ;11 KV	EA	100
55	635349	8006	15	KIT, TERM: XLPE; 1C; LCC; ID ;95-185MM2;11 KV	EA	100
56	251729	8006	15	KIT, TERM:1C; XLPE ;95-185 MM2;11KV; ID	EA	246
57	635352	8006	15	KIT, TERM: XLPE; 1C; LCC; ID ;185-300 ;11 KV	EA	50
58	635334	8006	15	KIT, TERM:1C; XLPE; ID;185-300 MM2;11 KV	EA	130
59	635341	8006	15	KIT, TERM:1C; LCC; XLPE; OD;630 MM2;11 KV	EA	5
60	635343	8006	15	KIT, TERM:1C; XLPE; ID;630 MM2;11 KV	EA	67
61	635321	8006	15	KIT, TERM:1C; XLPE; ID;50-120 MM2;22 KV	EA	200
62	644724	8006	15	KIT, TERM:1C; LCC; ID ;50-120 ;22 KV	EA	100
63	644725	8006	15	KIT, TERM:1C; LCC; ID ;95-185 ;22 KV	EA	100
64	251731	8006	15	KIT, TERM:1C; XLPE;22KV; ID;95-185 MM2	EA	15
65	635333	8006	15	KIT, TERM:1C; XLPE; ID;185-300 MM2;22 KV	EA	120
66	644726	8006	15	KIT, TERM:1C; LCC; ID ;185-300 ;22 KV	EA	60
67	182550	8006	15	KIT, TERM:1C; XLPE ;22KV; ID ;630 MM2	EA	28
68	635364	8006	15	KIT, TERM:1C; LCC; OD ;630 ;22 KV; XLPE	EA	60
69	635318	8006	15	KIT, TERM:1C; XLPE; ID;50-120 MM2;33 KV	EA	36
70	644727	8006	15	KIT, TERM:1C; LCC; ID ;50-120 ;33 KV	EA	20
71	635345	8006	15	KIT, TERM:1C; LCC; ID ;95-185 MM2;33 KV	EA	20
72	635325	8006	15	KIT, TERM:1C; XLPE; ID;95-185 MM2;33 KV	EA	40
73	635330	8006	15	KIT, TERM:1C; XLPE; ID;185-300 MM2;33 KV	EA	30
74	635355	8006	15	KIT, TERM:1C; LCC; ID ;185-300 MM2;33 KV	EA	15
75	635342	8006	15	KIT, TERM:1C; XLPE; ID;630 MM2;33 KV	EA	60
76	635365	8006	15	KIT, TERM:1C; LCC; OD ;630 MM2;33 KV; XLPE	EA	60
77	175643	8006	15	KIT, TERM:3C; XLPE ;11KV; OD ;50-120 MM2	EA	354
78	175642	8006	15	KIT, TERM:3C; XLPE;11KV; ID 50-120 MM2	EA	436
79	175645	8006	15	KIT, TERM:3C; XLPE ; ;11KV; ID 95-185	EA	251
80	175646	8006	15	KIT, TERM:3C; XLPE ;11KV; OD ;95-185 MM2	EA	241
81	624548	8006	15	KIT, TERM:3C; XLPE ;33 kV OD ;95-185; XLPE	EA	60
82	644722	8006	15	KIT, TERM:3C; ID ;185-300 ;11 KV; XLPE	EA	100
83	184239	8006	15	KIT, TERM:3C; XLPE ;11KV; OD ;185-300 MM2	EA	153
84	168309	8006	15	KIT, TERM:3C; XLPE ;22KV; ID ;25-70 MM2	EA	22
85	169094	8006	15	KIT, TERM:3C; XLPE ;22KV; OD ;25-70 MM2	EA	174
86	635316	8006	15	KIT, TERM:3C; OD ;50-120 ;22 KV; XLPE	EA	250
87	175647	8006	15	KIT, TERM:3C; XLPE ;22KV; ID ;95-185	EA	220
88	175648	8006	15	KIT, TERM:3C; XLPE ;22KV; OD ;95-185 MM2	EA	340
89	635328	8006	15	KIT, TERM:3C; ID ;185-300 ;22 KV; XLPE	EA	100
90	624566	8006	15	KIT, TERM:3C; XLPE; OD ;185-300 ;22 KV	EA	47
91	624563	8006	15	KIT, TERM:3C; XLPE; OD ;50-120 ;33 KV	EA	60
92	635317	8006	15	KIT, TERM:3C; ID ;50-120 ;33 KV; XLPE	EA	60
93	635324	8006	15	KIT, TERM:3C; ID ;95-185 ;33 KV; XLPE	EA	60
94	635329	8006	15	KIT, TERM:3C; ID ;185-300 ;33 KV; XLPE	EA	40
95	624564	8006	15	KIT, TERM:3C; XLPE; OD ;185-300 ;33 KV	EA	40
96	687232	8006	15	KIT TERM:3C; ID;25-70 MM2;11 KV; XLPE	EA	250
97	687233	8006	15	KIT TERM:3C; OD;25-70 MM2;11 KV; XLPE	EA	300
98	175644	8006	15	KIT, TERM:3C; XLPE; ES;11KV; ID ;50-120 MM2	EA	159
99	215114	8006	15	KIT, TERM:3C; XLPE; ES ;11KV; ID ;95-185 MM2	EA	20
100	687940	8006	15	KIT TERM:3C; ID;25-70 MM2;11 KV; ES; XLPE	EA	200
101	687231	8006	15	KIT TERM:3C; ID;185-300 MM2;11 KV; ES; XLPE	EA	100
102	175742	8007	6	JOINT KIT 1C 11kv 500-630 SQ PILC D8007	EA	10
103	175743	8007	6	JOINT KIT 1C 22kv 500-800 SQ PILC D8007	EA	10

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104	168833	<u>8007</u>	6	JOINT KIT 3C 11kv 50-95 SQ PILC D8007	EA	600
105	168837	<u>8007</u>	6	JOINT KIT 3C 11kv 120-185 SQ PILC D8007	EA	120
106	168839	<u>8007</u>	6	JOINT KIT 3C 11kv 240-400 SQ PILC D8007	EA	30
107	168834	<u>8007</u>	6	JOINT KIT 3C 22kv 35-70 SQ PILC D8007	EA	33
108	168836	<u>8007</u>	6	JOINT KIT 3C 22kv 95-240 SQ PILC D8007	EA	75
109	168840	<u>8007</u>	6	JOINT KIT 3C 22kv 300-400 SQ PILC D8007	EA	10
110	635506	<u>8008</u>	11	KIT, CABLE JOINT:1C ;11 KV ;50-120; XLPE	EA	20
111	635509	<u>8008</u>	11	KIT, CABLE JOINT:1C ;11 KV ;95-185; XLPE	EA	20
112	635510	<u>8008</u>	11	KIT, CABLE JOINT:1C ;11 KV ;185-300	EA	20
113	182553	<u>8008</u>	11	KIT, CABLE JOINT:1C ;11 KV ;630; XLPE	EA	20
114	580854	<u>8008</u>	11	KIT, CABLE JOINT:3C ;11 KV ;50-120; TRIF	EA	300
115	580846	<u>8008</u>	11	KIT, CABLE JOINT:3C ;11 KV ;95-185; XLPE	EA	189
116	580847	<u>8008</u>	11	KIT, CABLE JOINT:3C ;11 KV ;185-300	EA	105
117	580855	<u>8008</u>	11	KIT, CABLE JOINT:3C ;11 KV ;185-300; TRIF	EA	100
118	635507	<u>8008</u>	11	KIT, CABLE JOINT:1C ;22 KV ;50-120; XLPE	EA	20
119	635508	<u>8008</u>	11	KIT, CABLE JOINT:1C ;22 KV ;95-185; XLPE	EA	20
120	624549	<u>8008</u>	11	KIT, CABLE JOINT:1C ;22 KV ;185-300	EA	20
121	635511	<u>8008</u>	11	KIT, CABLE JOINT:3C ;22 KV ;185-300 TRIF	EA	200
122	635505	<u>8008</u>	11	KIT, CABLE JOINT:1C ;22 KV ;630; XLPE	EA	60
123	175805	<u>8008</u>	11	KIT, CABLE JOINT:3C ;22 KV ;25-70; TRIF	EA	100
124	580856	<u>8008</u>	11	KIT, CABLE JOINT:3C ;22 KV ;50-120; TRIF	EA	100
125	180200	<u>8008</u>	11	KIT, CABLE JOINT:3C ;22 KV ;50-120; XLPE	EA	150
126	580861	<u>8008</u>	11	KIT, CABLE JOINT:3C ;22 KV ;95-185; TRIF	EA	100
127	580849	<u>8008</u>	11	KIT, CABLE JOINT:3C ;22 KV ;95-185; XLPE	EA	100
128	580850	<u>8008</u>	11	KIT, CABLE JOINT:3C ;22 KV ;185-300	EA	100
129	580857	<u>8008</u>	11	KIT, CABLE JOINT:3C ;22 KV ;185-300; TRIF	EA	100
130	624550	<u>8008</u>	11	KIT, CABLE JOINT:3C ;33 KV ;50-120; CU/AL	EA	40
131	624551	<u>8008</u>	11	KIT, CABLE JOINT:1C ;33 KV ;185-300; XLPE	EA	20
132	629722	<u>8008</u>	11	KIT, CABLE JOINT:1C ;33 KV ;630; CU/AL	EA	40
133	580851	<u>8008</u>	11	KIT, CABLE JOINT:3C ;33 KV ;25-70; XLPE	EA	20
134	635503	<u>8008</u>	11	KIT, CABLE JOINT:3C ;33 KV ;50-120; TRIF	EA	20
135	580858	<u>8008</u>	11	KIT, CABLE JOINT:3C ;33 KV ;50-120; XLPE	EA	20
136	580859	<u>8008</u>	11	KIT, CABLE JOINT:3C ;33 KV ;95-185; TRIF	EA	20
137	580852	<u>8008</u>	11	KIT, CABLE JOINT:3C ;33 KV ;95-185; XLPE	EA	20
138	580853	<u>8008</u>	11	KIT, CABLE JOINT:3C ;33 KV ;185-300	EA	20
139	580860	<u>8008</u>	11	KIT, CABLE JOINT:3C ;33 KV ;185-300 TRIF	EA	20
140	683106	<u>8008</u>	11	KIT CABLE JOINT:3C;11 KV;25-70 MM2; XLPE	EA	70
141	683107	<u>8008</u>	11	KIT CABLE JOINT:3C;11 KV;50-120 MM2; XLPE	EA	81
142	683108	<u>8008</u>	11	KIT CABLE JOINT:3C;22 KV;25-70 MM2; XLPE	EA	40
143	683109	<u>8008</u>	11	KIT CABLE JOINT:1C;33 KV;95-185 MM2; XLPE	EA	20
144	683110	<u>8008</u>	11	KIT CABLE JOINT:3C;11 KV;95-185 MM2; TRIF	EA	20
145	175531	<u>8011</u>	4	SHROUD, STRAIGHT 95-300 3 CORE D8011	EA	80
146	184237	<u>8011</u>	4	SHROUD, STRAIGHT 630 1 CORE D8011	EA	37
147	175773	<u>8016</u>	7	CONNECTOR KIT, SEP UNSCR 11kv 50-95 D8016	EA	719
148	175774	<u>8016</u>	7	CONNECTOR KIT, SEP UNSCR 11kv 120-185	EA	139
149	687350	<u>8017</u>	8	CONNECTOR ELECT: SSC;25-70 MM2;22 KV	EA	110
150	687351	<u>8017</u>	8	CONNECTOR ELECT: SSC;50-120 MM2;22 KV	EA	100
151	687352	<u>8017</u>	8	CONNECTOR ELECT: SSC;95-185 MM2;22 KV	EA	100
152	687353	<u>8017</u>	8	CONNECTOR ELECT: SSC;185-300 MM2;22 KV	EA	100
153	687354	<u>8017</u>	8	CONNECTOR ELECT: SSC;630 MM2;22 KV; CU/AL	EA	30
154	687355	<u>8017</u>	8	CONNECTOR ELECT: EXT;25-70 MM2;22 KV	EA	5
155	687356	<u>8017</u>	8	CONNECTOR ELECT: EXT;50-120 MM2;22 KV	EA	5

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156	687357	<u>8017</u>	8	CONNECTOR ELECT: EXT;95-185 MM2;22 KV	EA	5
157	687358	<u>8017</u>	8	CONNECTOR ELECT: EXT;185-300 MM2;22 KV	EA	16
158	687359	8017	8	CONNECTOR ELECT: EXT;630 MM2;22 KV; CU/AL	EA	30
159	687360	<u>8017</u>	8	CONNECTOR ELECT: SARR;25-70 MM2;11 KV	EA	27
160	687361	<u>8017</u>	8	CONNECTOR ELECT: SARR;50-120 MM2;11 KV	EA	27
161	687362	<u>8017</u>	8	CONNECTOR ELECT: SARR;95-185 MM2;11 KV	EA	30
162	687363	8017	8	CONNECTOR ELECT: SARR;185-300 MM2;11 KV	EA	30
163	687364	8017	8	CONNECTOR ELECT: SARR;630 MM2;11 KV CU/AL	EA	20
164	687365	<u>8017</u>	8	CONNECTOR ELECT: SARR;25-70 MM2;22 KV	EA	15
165	687366	<u>8017</u>	8	CONNECTOR ELECT: SARR;50-120 MM2;22 KV	EA	15
166	687367	<u>8017</u>	8	CONNECTOR ELECT: SARR;95-185 MM2;22 KV	EA	15
167	687368	8017	8	CONNECTOR ELECT: SARR;185-300 MM2;22 KV	EA	13
168	687369	<u>8017</u>	8	CONNECTOR ELECT: SARR;630MM2;22KV CU/AL	EA	20
169	179495	<u>8017</u>	8	TRIFURCATING KIT, SCR 22kV 3C 25-50 D8017	EA	114
170	179496	<u>8017</u>	8	TRIFURCATING KIT, SCR 22kV 3C 70-185D8017	EA	138
171	687449	8017	8	CONNECTOR ELECT: EXT;185-300 MM2;33 KV	EA	20
172	687450	<u>8017</u>	8	CONNECTOR ELECT: EXT;50-120 MM2;33 KV	EA	20
173	687451	8017	8	CONNECTOR ELECT: SSC;630 MM2;33 KV; CU/AL	EA	10
174	687452	<u>8017</u>	8	CONNECTOR ELECT: SSC;185-300 MM2;33 KV	EA	20
175	687453	<u>8017</u>	8	CONNECTOR ELECT: SSC;50-120 MM2;33 KV	EA	20
176	687454	<u>8017</u>	8	CONNECTOR ELECT: SSC;95-185 MM2;33 KV	EA	20
177	687455	<u>8017</u>	8	CONNECTOR ELECT: EXT;95-185 MM2;33 KV	EA	20
178	687456	8017	8	CONNECTOR ELECT: EXT;630 MM2;33 KV; CU/AL	EA	10
179	687457	8017	8	CONNECTOR ELECT: SARR;630MM2;33KV CU/AL	EA	10
180	687458	8017	8	CONNECTOR ELECT: SARR;185-300 MM2;33 KV	EA	10
181	687459	<u>8017</u>	8	CONNECTOR ELECT: SARR;50-120 MM2;33 KV	EA	10
182	687460	<u>8017</u>	8	CONNECTOR ELECT: SARR;95-185 MM2;33 KV	EA	10
183	184780	<u>8021</u>	7	JOINT KIT, TRANS 3C 11kV 16-35 D8021	EA	240
184	179925	<u>8021</u>	7	JOINT KIT, TRANS 3C 11kV 50-95 D8021	EA	119
185	179926	<u>8021</u>	7	JOINT KIT, TRANS 3C 11kV 120-185 D8021	EA	24
186	179927	8021	7	JOINT KIT, TRANS 3C 11kV 240-400 D8021	EA	50
187	184801	<u>8021</u>	7	JOINT KIT, TRANS 3C 22kV 25 D8021	EA	23
188	179928	<u>8021</u>	7	JOINT KIT, TRANS 3C 22kV 35-70 D8021	EA	43
189	179929	<u>8021</u>	7	JOINT KIT, TRANS 3C 22kV 95-240 D8021	EA	20
190	580862	<u>8021</u>	7	KIT, CABLE JOINT:6.35/11 KV; TRATR50-95	EA	110
191	580863	<u>8021</u>	7	KIT, CABLE JOINT:6.35/11 KV; TRTR120-185	EA	100
192	580864	8021	7	KIT, CABLE JOINT:6.35/11 KV; TRTR240-400	EA	50
193	580865	<u>8021</u>	7	KIT, CABLE JOINT:12.7/22 KV; TRATR50-95	EA	80
194	580866	<u>8021</u>	7	KIT, CABLE JOINT:12.7/22 KV; TRTR120-185	EA	80

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195	580867	8021	7	KIT, CABLE JOINT:12.7/22 KV; TRTR240-400	EA	20
196	580868	8021	7	KIT, CABLE JOINT:19/33 KV; TRATR50-95	EA	10
197	580869	8021	7	KIT, CABLE JOINT:19/33 KV; TRTR120-185	EA	10
198	580870	8021	7	KIT, CABLE JOINT:19/33 KV; TRTR240-400	EA	10
199	683111	8021	7	KIT CABLE JOINT:1C;33 KV;630 MM2; TRANS	EA	10
200	683112	8021	7	KIT CABLE JOINT:3C;11 KV;185-300 MM2	EA	30
201	689139	8021	7	KIT CABLE JOINT:3;11 KV;25-70 MM2; TRANS	EA	100
202	175534	8010	5	S/ARR DIST 11kv 10ka POLYMER I/D D8010	EA	10
203	175535	8010	5	S/ARR DIST 22kv 10ka POLYMER I/D D8010	EA	10
204	194060	8077	2	SLEEVE, CABLE REPAIR 60-120 1m LG. D8077	EA	8
205	169146	8015	2	CAP, CABLE END SEAL 45-65 DIA. D8015	EA	20
206	175759	8015	2	CAP, CABLE END SEAL 65-95 DIA. D8015	EA	52
207	30000 33493			TRAIN, PERSONNEL; COURSE TYPE MV POWER CABLES JOINTING, DURATION AS AND WHEN REQUIRED (Group of 30 people per session) Additional note: This is for the MV cable accessory application workshop.	EA	8
208				Accommodation	nig ht	8
Accommodation may not exceed R1 173,91 excluding VAT per night per person (including dinner & breakfast). This amount is subject to change based on the National Treasury Guideline.						
209				Sedan/LDV	km	
Kilometres will be claimed from the allocated Eskom home centre to the relevant site. Kilometres from the Suppliers office to the allocated Eskom home centre cannot be claimed.						
Item 207-209 is only applicable for Training purposes only						

Contracts will be split according to the highest ranked items.

For items that require a quantity of 100 and above, over the contract period, the outcome may result in the award of two contracts to two suppliers.

- The highest and second highest ranked tenderers will be appointed.
- Should the variance in the prices between the highest and second ranked suppliers be 1% - 5%, the split will be 60 – 40,
- If the variance is between 6% – 10%, the split will be 70 – 30.
- If there are no variances or deadlock in the ranking, the split will be 50 – 50.
- If after negotiations the variance is still greater than 10% Eskom reserves the right not to award to the second supplier.

If two or more tenders are equal in all respects, the award will be decided by the drawing of lots.

For items that require a quantity of below 100 over the contract period, the outcome will result in the award of a single contract to a single supplier.

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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 ineligible to submit a tender if</p> <ol style="list-style-type: none"> 1. Tenderers have the nationality of a country on any international sanctions list. A tenderer shall be deemed to have the nationality of a country if the tenderer is a national or is constituted, incorporated, or registered and operates in conformity with the provisions of the laws of that country. This criterion shall also apply to the determination of the nationality of proposed subcontractors or suppliers for any part of the Contract including related services. 2. Tenderers submit more than one [tender/proposal] either individually or as a partner in a joint venture (JV) or consortium. 3. [Tenders/proposals] submitted by a JV or consortium where the JV/consortium agreement does not explicitly state that the parties of the JV or consortium shall be jointly and severally liable for the execution of the Contract in accordance with the Contract terms. 4. A Tenderer must not have a conflict of interest. All Tenderers found to have a conflict of interest shall be disqualified. A Tenderer may be considered to have a conflict of interest with one or more parties in this [tendering] process, if: <ol style="list-style-type: none"> 1. (a) they have a controlling partner/majority shareholder in common; or 2. (b) they have a relationship with each other, directly or through common third parties, that puts them in a position to have access to information about or influence on the tender/proposal of another Tenderer or influence the decisions of the Employer regarding this bidding process. 5. Tenders signed by non- authorized persons. 6. Where the tenderers are not registered on National Treasury's Central Supplier Database (except Foreign Suppliers) 7. Any tenderer that is restricted by National Treasury 8. Any tenderer on the Tender Defaulters list. 9. A tenderer that sub-contracts 100% Scope of Work. <p>Ineligible tenderers will be disqualified.</p>
2.2 -2.5 Tender Closing	<p>The deadline for <i>Tender</i> submission is: Date 15 March 2024 Time 10h00</p> <p>Late Tenders will not be accepted.</p>

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	<p>Tenders are to be submitted to the Eskom <i>tender box</i> at the following physical address:</p> <p>THE TENDER OFFICE Commercial Building Eskom New Germany Complex, 25 Valley View Road, New Germany, 3620</p> <p>If your document is too big to fit into the tender box, the documents can be submitted to an Eskom Tender Office Official at the Eskom Tender Office, during the following times:</p> <p>Monday – Friday: 07H30 – 16H00 prior to tender closing. No tender documents will be accepted after the stipulated tender closing date and time.</p> <p>NB: The onus is upon the tenderer to ensure that their tender reach the Tender Office on or prior to the due date and time when making use of the post or courier services.</p> <p>Eskom employees are not permitted to deposit a tender into the Eskom tender box on behalf of a tenderer.</p>
2.9 Copy of original tender	<p>The tenderer must submit the tender as a one (1) complete original tender, plus one (1) complete hard copy of the original tender at tender submission deadline.</p> <p>Where a Tenderer does not submit one (1) complete original tender, plus one (1) complete hard copy of the original tender, the tenderer will be disqualified.</p>
2.13 Tender Validity Period	<p>The tender validity period is six (6) months from the closing date and time.</p>
2.16 Clarification meetings	<p>A non-compulsory clarification meeting with representatives of the <i>Employer</i> will take place as follows:</p> <p>Date: 01 February 2024 Time: 10h00 Venue: Online - Microsoft Teams</p> <p>Join on your computer, mobile app or room device! Click here to join the meeting Meeting ID: 347 569 599 697 Passcode: C6cbKc Or call in (audio only) +27 21 834 0825,206416118# South Africa, Cape Town</p>

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	<p>It is noted that this is a non-compulsory clarification meeting, suppliers who do not attend the meeting will not be disqualified and may still submit a tender.</p>
2.17 Clarification on enquiry documents	<p>The tenderer will notify the <i>Employer</i> of any clarifications required before the closing time for clarification queries, which is five (5) working days before the deadline for tender submission.</p> <p>All clarification and additional information sought during the tendering process must be submitted in writing to the Eskom Representative sibiyath@eskom.co.za.</p> <p>All Clarification queries and responses will be published on Eskom's Tender Bulletin and the National Treasury e-Tender Portal.</p> <p>Tenderers are encouraged to continuously check the bulletins for the latest updates or addendums during the tender process.</p>
2.23 Alternative tenders	Alternative tenders are not allowed.
2.31 Provision of security for performance	Tenderers may be requested to provide a performance bond if they are deemed financially unacceptable for the full value of the contract.
3.4 Opening of tenders	Tenders will not be opened.
3.5 Prices to be read out	Prices will not be read out.
3.9 Basic Compliance	<p>Basic compliance for this invitation to tender are:</p> <p><u>Commercial Mandatory Returnable (Disqualifiable)</u> These returnables are required to be submitted with the tender at Tender closing date and time. If not submitted by tender closing the tender will be disqualified.</p> <ul style="list-style-type: none"> ▪ Meet the eligibility criteria for a tenderer. ▪ CSD Registration – Companies are required to provide a valid CSD (MAAA.....) number. ▪ Signed NEC 3 Supply Contract together with Price List <p>The Returnable mentioned hereunder are required at Tender closing. (Non-disqualifiable) – These returnables are required to be fully completed, signed and submitted with Tender at Tender closing date and time, however, if not submitted by Tender closing, the Procurement Practitioners will request in writing the outstanding returnable to be submitted within 5 working days. If the requested returnable are not fully</p>

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	<p>completed, signed and/or received by the Procurement Practitioner within 5 working days of the request; the tender will be disqualified.</p> <ul style="list-style-type: none"> ▪ Acknowledgement Form – Annexure A ▪ Tenderers Particulars – Annexure B ▪ Integrity Pact Declaration Form – Annexure C ▪ CPA for local goods/services – Annexure D ▪ CPA(IG) for imported goods/services – Annexure E ▪ SBD 1 – Invitation to Bid – Annexure G ▪ SBD 6.1- Preference Points Claim Form – Annexure H ▪ SBD 4 – Bidders Disclosure – Annexure I
3.10 Mandatory tender returnables	<p>A tenderer that does not submit mandatory documents/information 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.</p> <p><u>Commercial Mandatory Returnable (Disqualifiable)</u> These returnables are required to be submitted with the tender at Tender closing date and time. If not submitted by tender closing the tender will be disqualified.</p> <ul style="list-style-type: none"> ▪ Meet the eligibility criteria for a tenderer. ▪ CSD Registration – Companies are required to provide a valid CSD (MAAA.....) number. ▪ Signed NEC 3 Supply Contract together with Price List <p>Functionality - Technical In order for prospective tenderers to understand what is required of them when submitting the technical evaluation criteria returnable, Suppliers are required to use the addendum together with the mentioned standards listed in the normative references in the addendum.</p> <p>Sections 3.1.1 of the Eskom documents: Technical Evaluation Criteria for Medium Voltage Cable Accessories 240-129903077 and Technical Evaluation Criteria for Low Voltage Cable Accessories 240-170000105 are affected as follows:</p> <ul style="list-style-type: none"> ▪ Existing paragraphs in sections 3.1.1 as below shall be replaced with new paragraphs. ▪ The new paragraphs shall be the valid and applicable paragraphs in both TEC's 240-129903077 and 240-170000105.

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	<p>Qualitative Technical Evaluation Criteria consist of a scoring system. Tenderers are required to score a minimum of 70% in this section to proceed to the Factory Evaluation and Factory Sample Evaluation stage. Any tenderer that does not achieve the minimum 70% threshold score required for the qualitative technical evaluation criteria shall be disqualified.</p> <p>Only tenderers that have scored a minimum of 70% in the Qualitative Technical Evaluation Criteria will proceed to the next stage of the Factory Evaluation and Factory Sample Evaluation. During this stage the tenderers shall be required to provide clarifications to ensure full compliance with Eskom’s technical criteria.</p> <p>Note: This will ensure that the product is fully compliant with the technical evaluation criteria.</p> <p>Such post tender clarifications as required shall not be used to render a non-responsive tender responsive or to change the outcome of scoring or ranking. Clarifications shall not trigger changes in the price, scope, lead times or risk position of Eskom or the tenderer. The objective is to provide assurance to Eskom that any remaining ambiguities arising during the qualitative technical evaluation stage are resolved prior to contract award recommendation. During this stage of clarification that will be administered through the relevant appointed Procurement Practitioner, documents that are required to resolve outstanding matters for full compliance in support of the technical requirements shall be submitted by the tenderer. This is required prior to contract award recommendation.</p> <p>Technical Evaluation Criteria for MV Cable Accessories - 240-129903077</p> <table border="1"> <thead> <tr> <th>Criteria</th> <th>Clause</th> </tr> </thead> <tbody> <tr> <td>Is a detailed covering letter containing a list of items offered submitted?</td> <td>Buyer’s Guide</td> </tr> <tr> <td>Is the manufacturer manufacturing location and component description of each type tested component submitted? Note: Location for the OEM</td> <td>240-56030619 Cause 3.2.1d)</td> </tr> <tr> <td>the location of the final assembly manufacturing location of the offered product submitted. Note: Final assembly shall be done in RSA.</td> <td>240-56030619 Clause 3.2.1e)</td> </tr> <tr> <td>Is a written guarantee stating that the accessories are suitable for cables that</td> <td>SANS 1332 Clause 5.5</td> </tr> </tbody> </table>	Criteria	Clause	Is a detailed covering letter containing a list of items offered submitted?	Buyer’s Guide	Is the manufacturer manufacturing location and component description of each type tested component submitted? Note: Location for the OEM	240-56030619 Cause 3.2.1d)	the location of the final assembly manufacturing location of the offered product submitted. Note: Final assembly shall be done in RSA.	240-56030619 Clause 3.2.1e)	Is a written guarantee stating that the accessories are suitable for cables that	SANS 1332 Clause 5.5
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	comply with SANS 97 and SANS 1339 provided?	
	Is a training proposal for the cable accessories submitted? Note: training proposal to state the type, level of training and duration of training.	
	Are all the type test reports for the MV cable accessories submitted in accordance with SANS 1332? Note: Type test reports shall be in English.	SANS 1332, 240-56030619 and Type test
	Has type testing been performed at an ILAC or IAF accredited test facility?	SANS 1332 Clause 6.3.4.4, and 5.2
	Are the completed tests schedule summaries submitted electronically in the provided Excel format?	240-56030619
	Are the completed technical schedules B electronically submitted in the provided Excel format?	Schedule A&B
	Is at least one bill of material per product range submitted?	SANS 1332 Clause 6.3.3
	Is a copy of the installation instruction per product range offered submitted?	240-56030619 Clause 3.2.2
	Do the completed Technical Schedules A & B comply with Eskom requirements?	Schedule A&B
	For any single "NO" on the above the supplier will be disqualified. The type testing should fully comply with the requirements of SANS 1332 (or equivalent) in order to obtain YES under the testing requirements.	
	TECHNICAL EVALUATION CRITERIA FOR LV CABLE ACCESSORIES-240-17000105	
	Criteria	Clause
	Is a detailed covering letter containing a list of items offered submitted?	DDT 8014 and DDT 8031
	Is a written consent between the RSA cable accessory manufacturing company and the OEM submitted? Note: The letter of consent to indicate the name of the OEM, the items manufactured by the OEM and supplied to the RSA cable accessory manufacturer (kiting company).	
	Is the manufacturing location and component description of each type tested component submitted? Note: Location for the OEM.	
	Is the location of final assembly manufacturing location of the offered product submitted?	

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	Note: Final assembly (kiting) shall be done in RSA.	
	Is a written guarantee stating that the accessories are suitable for cables that comply with SANS 1507-3 provided?	
	Are the completed tests schedule summaries submitted electronically in the provided excel format?	NRS 074-2 Schedule A&B
	Are the completed technical schedules B electronically submitted in the provided excel format?	Schedule A&B
	Do the completed Technical Schedules A&B comply with Eskom requirements?	Schedule A&B
	Are Type testing requirements met in accordance with Eskom requirements?	NRS 074-2 and BS EN 50393
	Is the torque shear lug or ferrule tested in accordance with SANS 61238-1?	SANS 61238-1
	Does the LV cable joint range taking comply with the requirements of DDT 8014 (for cast resin joints) or DDT 8031 (for heat shrink joints)?	DDT-8014 and DDT 8031
	Is at least one bill of material per product range offered submitted?	NRS 074-2 Clause 5.3.3
	Is a copy of the installation instruction per product range offered submitted?	NRS 074-2 Clause 5.3.2
	Required for cables $\geq 150 \text{ mm}^2$: Has a screen short circuit type test report been submitted in accordance with BS EN 50393? Note: This clause will be waived for joints required for cables $< 150 \text{ mm}^2$.	NRS 074-2 and BS EN 50393
	For single core cable joints: $3 \times 70 \text{ mm}^2$ earth braids connections are required. Does the provided bill of material include $3 \times 70 \text{ mm}^2$ earth braids for single core cable joints? Note: This clause will be waived if tenderer did not offer single core cable joints.	240-56062542 Clause 4.
	For multiple core cable joints: thermal short-circuit (earth fault) test in accordance with clause 10 of SANS 61442 shall be performed at 10 kA for 1 s. Has the type test report for the 10 kA for 1s been submitted? Note: This clause will be waived if tenderer did not offer multiple core cable joints.	NRS 074-2 Clause 4.6
	Any one "NO" on the above scores the supplier will be disqualified. The Type testing should fully comply with the requirements of NRS 074-2 and BS EN 50393 or equivalent in order to obtain YES under testing requirements.	

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	<p>The evaluation of the type test reports in accordance with equivalent standard shall be at the discretion of Eskom. The range of approval for type test report shall be applied in accordance with NRS 074-2 clause 4.6.</p>
<p>3.13 Functionality requirements</p>	<p>Functionality requirements are applicable.</p> <p>In order for prospective tenderers to understand what is required of them when submitting the technical evaluation criteria returnable, Suppliers are required to use the addendum together with the mentioned standards listed in the normative references in the addendum.</p> <p>Sections 3.1.1 of the Eskom documents: TECHNICAL EVALUATION CRITERIA FOR MEDIUM VOLTAGE CABLE ACCESSORIES 240-129903077 and TECHNICAL EVALUATION CRITERIA FOR LV CABLE ACCESSORIES 240-170000105 are affected as follows:</p> <ul style="list-style-type: none"> ▪ Existing paragraphs in sections 3.1.1 as below shall be replaced with new paragraphs. ▪ The new paragraphs shall be the valid and applicable paragraphs in both TEC's 240-129903077 and 240-170000105. <p>Qualitative Technical Evaluation Criteria consist of a scoring system. Tenderers are required to score a minimum of 70% in this section to proceed to the Factory Evaluation and Factory Sample Evaluation stage. Any tenderer that does not achieve the minimum 70% threshold score required for the qualitative technical evaluation criteria shall be disqualified.</p> <p>Only tenderers that have scored a minimum of 70% in the Qualitative Technical Evaluation Criteria will proceed to the next stage of the Factory Evaluation and Factory Sample Evaluation. During this stage the tenderers shall be required to provide clarifications to ensure full compliance with Eskom's technical criteria. Note: This will ensure that the product is fully compliant with the technical evaluation criteria.</p> <p>Such post tender clarifications as required shall not be used to render a non-responsive tender responsive or to change the outcome of scoring or ranking. Clarifications shall not trigger changes in the price, scope, lead times or risk position of Eskom or the tenderer. The objective is to provide assurance to Eskom that any remaining ambiguities arising during the qualitative technical evaluation stage are resolved prior to contract award recommendation. During this stage of clarification that will be</p>

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administered through the relevant appointed Procurement Practitioner, documents that are required to resolve outstanding matters for full compliance in support of the technical requirements shall be submitted by the tenderer. This is required prior to contract award recommendation.

Technical Evaluation Criteria for MV Cable Accessories – 240-129903077

The following evaluation criteria will be applicable for this transaction under functionality. The evaluation methodology includes four main parts:

	Criteria	Comments
1	Document Evaluation	
1.1	Mandatory Evaluation	The tender submission must meet all the Mandatory Technical Evaluation Criteria in order to proceed to the Qualitative Technical Evaluation Criteria.
1.2	Qualitative Evaluation	Qualitative Technical Evaluation Criteria consist of a scoring system. Tenderers are required to score a minimum of 70% in this section to proceed to the Factory Evaluation and Factory Sample Evaluation stage. Any tenderer that does not achieve the minimum 70% threshold score required for the qualitative technical evaluation criteria shall be disqualified.
2	Factory Evaluation	At the factory, the Eskom evaluating representative(s) will conduct the evaluation through the use of checklists. The checklists are used to verify factory capability and packaging method compliance with the type tested MV cable accessories offered. The factory evaluation will be done at the South African factory/site where the packaging of the MV cable accessories will be performed (as indicated by the tenderer during the tender submission). The following areas shall be assessed during the Factory Evaluation in accordance with 240-56030619 clause 3.3:

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		<p>a) Ordering and receiving of goods from OEM.</p> <p>b) Procedure for quality checks of received goods.</p> <p>c) Handling, packaging, and storage of goods.</p> <p>d) Procedure followed for ordering of goods to be delivered to the client.</p>
3	Factory Sample Evaluation	<p>The factory sample evaluations will be the evaluation of the exact replica product, this means that the exact unit that will be supplied to Eskom shall be evaluated as a factory sample that is offered to Eskom during the tendering. A product range sample quantity allowance will be made by Eskom whereby each tenderer will be required to prepare only one exact replica sample per product range type offered for factory sample evaluations. The factory sample evaluation shall be performed at the respective supplier's facilities in RSA.</p> <p>Note: The factory evaluation and factory sample evaluation shall be performed on the same date and at the same location as indicated by the tenderer.</p> <p>The following shall be assessed during the factory sample evaluation:</p> <p>a) Packaging and marking (including Eskom SAP number) of the sample.</p> <p>b) Verification of components with type test reports.</p> <p>c) Verification of components with bill of material in each package, and</p> <p>d) Verification of installation instruction.</p>

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<p>TECHNICAL EVALUATION CRITERIA FOR LV CABLE ACCESSORIES-240-170000105</p> <p>The evaluation methodology includes three main phases:</p>		
1	Document Evaluation	
1.1	Mandatory Evaluation	The tender submission must meet all the Mandatory Technical Evaluation Criteria to proceed to the Qualitative Technical Evaluation Criteria.
1.2	Qualitative Evaluation	Qualitative Technical Evaluation Criteria consist of a scoring system. Tenderers are required to score a minimum of 70% in this section to proceed to the Factory Evaluation and Factory Sample Evaluation stage. Any tenderer that does not achieve the minimum 70% threshold score required for the qualitative technical evaluation criteria shall be disqualified. Only tenderers that have scored a minimum of 70% in the Qualitative Technical Evaluation Criteria will proceed to the next stage of the Factory Evaluation and Factory Sample Evaluation.
2	Factory Evaluation	The factory evaluations will only be performed on the submissions that have met all the Mandatory Technical Evaluation Criteria as stated in this document and have scored the minimum of 70% Qualitative Technical Evaluation Criteria. At the factory, the Eskom evaluating representative(s) conducts the evaluation through the use of checklists. The checklists are used to verify factory capability and packaging method compliance to the type tested LV cable accessories offered. The factory evaluation will be done at the South African Factory/ Site where the packaging of the LV cable accessories will be performed (as indicated by the Tenderer during Tender submission).

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			<p>The following areas shall be assessed during the Factory Evaluation:</p> <ul style="list-style-type: none"> a) Plant setup and machinery capabilities, b) Routine testing and testing facilities at the factory, c) Validity of calibration certificates for testing labs and machineries, d) Research, testing and design (RT&D): (department responsible for designs, design tools and etc), e) Ordering and receiving of goods (component) from OEM, f) Procedure for quality checks of received goods, g) Handling, packaging and storage of goods, and h) Procedure followed for ordering of goods to be delivered to the client. <p>Any non-conformances on the Factory Evaluation ((a) to (d) above) will have to be addressed before contract award if a tenderer is successful.</p>
	3	Factory Sample Evaluation	<p>The factory sample evaluations will be the evaluation of the exact replica product; this means that an exact unit that would be supplied to Eskom shall be evaluated as a factory sample that was offered to Eskom during tender.</p> <p>The number of samples to be prepared by each Tenderer will be indicated by Eskom; where each tenderer will be required to prepare only one exact replica sample per product range type offered for factory sample evaluations.</p> <p>The factory sample evaluation shall be performed at the South African Factory/ Site where the packaging of the LV cable accessories will be performed (as indicated by the Tenderer during Tender submission).</p>

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	<p>The following shall be assessed during Factory Sample Evaluation:</p> <p>a) Packaging and Marking (including Eskom SAP number) of the sample,</p> <p>b) Verification of components with type test reports,</p> <p>c) Verification of components with bill of material in each package, and</p> <p>d) Verification of installation instruction.</p> <p>Failure to produce sample/s to be evaluated during factory sample evaluation shall lead to immediate disqualification.</p> <p>Any non-conformances on the Factory sample Evaluation ((a) to (d) above) will have to be addressed before contract award if a tenderer is successful; provided a sample was prepared and submitted for the factory sample evaluation.</p> <p>Tenderers who do not meet the threshold for functionality scoring will be disqualified and not be evaluated further</p>												
<p>3.15 Evaluation of price</p>	<p>Prices will be evaluated as follows:</p> <ol style="list-style-type: none"> 1. Inclusive of VAT 2. Making the specified correction for arithmetical errors <p>Prices will be scored out of 80 or 90 points.</p>												
<p>3.17 Evaluation of Specific Goals</p>	<p>Specific goals will be scored out of 10 or 20 points in accordance with PPPFA.</p> <table border="1" data-bbox="627 1617 1406 1863"> <thead> <tr> <th>B-BBEE Level of Contributor</th> <th>Number of pints (80/20) system</th> <th>Number of pints (90/10) system</th> </tr> </thead> <tbody> <tr> <td align="center">1</td> <td align="center">20</td> <td align="center">10</td> </tr> <tr> <td align="center">2</td> <td align="center">18</td> <td align="center">9</td> </tr> <tr> <td align="center">3</td> <td align="center">14</td> <td align="center">6</td> </tr> </tbody> </table>	B-BBEE Level of Contributor	Number of pints (80/20) system	Number of pints (90/10) system	1	20	10	2	18	9	3	14	6
B-BBEE Level of Contributor	Number of pints (80/20) system	Number of pints (90/10) system											
1	20	10											
2	18	9											
3	14	6											

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4	12	5
5	8	4
6	6	3
7	4	2
8	2	1
Non-compliant contributor	0	0

NB: The following documents are required to claim preference points:

- Valid BBEE certificate issued by a SANAS accredited verification agency **or** a **valid** affidavit **or** a **valid** BBEE Certificate issued by CIPC for EME companies.

NB: Supporting documents may be requested during evaluation (This list is not exhaustive):

- Proof of ownership / shareholding (CIPC registration documentation) inclusive of shareholding breakdown
- ID copies of shareholder(s) or owner(s) of the business
- Proof of Disability of owner(s) of the business (where applicable)

Tenderer failing to provide documentation for the allocation of preference points will not be disqualified, but:

- May only score point out of 80/90 for price.
- Scores 0 points out of 10/20 for specific goals

Tenderers submitting B-BBEE Sworn Affidavits must ensure that the affidavits meet the following key pointers to ensure their validity:

- Name/s of deponent as they appear in the identity document and the identity number.
- Designation of the deponent as the **director, owner or member** must be indicated in order to know that person is duly authorised to depose of an affidavit. **(Mark the applicable option).**
- Name of enterprise as per enterprise registration documents issued by the CIPC, where applicable, and enterprise business address.
- Percentage of black ownership, black female ownership and designated group. In the case of specialised enterprises as per Statement 004, the percentage of black

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	<p>beneficiaries must be reflected. <u>(No blank spaces to be left).</u></p> <ul style="list-style-type: none"> ▪ Indicate total revenue for the year under review and whether it is based on audited financial statements or management account. (Mark the applicable option). ▪ Financial year end as per the enterprise’s registration documents, which was used to determine the total revenue. <u>(Financial year end to be stipulated by day/month/year).</u> ▪ B-BBEE Status level. An enterprise can only have one status level. (Tick applicable level) ▪ Empowering supplier status must be indicated. For QSEs, the deponent must select the basis for the empowering supplier status. ▪ Date deponent signed and date of Commissioner of Oath must be the same. <u>(The sworn affidavit must be signed in the presence of the Commissioner of Oath. Furthermore the Commissioner must also sign and stamp)</u> ▪ 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>Criteria for breaking deadlock in scoring</p> <p>(1) If two or more tenderers score an equal total number of points, the contract must be awarded to the tenderer that scored the highest points for specific goals.</p> <p>(2) If two or more tenderers score equal total points in all respects, the award must be decided by the drawing of lots.</p>
3.18 Ranking of tenders	Suppliers will be ranked by applying the preferential point scoring based on the relevant system as stipulated hereunder]:- Either the 90/10 or 80/20 preference point system will be applicable in this tender. The lowest/ highest acceptable tender will be used to determine the accurate system once tenders are received.
3.19 Objective Criteria	<p><u>National Industrial Participation Programme</u></p> <p>Eskom will implement the NIPP requirement, which determines that the contractor/supplier must contact the Department of Trade, Industry and Competition (DTIC) to arrange for support and development of local businesses. Eskom is required to inform the tenderers of this requirement. NIPP will only be applicable for contracts with an FGN component or content of USD 5 million or more.</p>

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	<p><u>The following narrative must be captured in all tenders that have import/foreign content equal to or in excess of USD 5 million:</u></p> <p>“NIPP is a programme that seeks to leverage economic benefits and support the development of South African industry by effectively utilising the instrument of government procurement. The NIPP programme is mandatory for all government and parastatal purchases or lease contracts (goods and services) with an imported content equal to or exceeding USD 5 million.</p> <p>“The programme targets South African and foreign industries, enterprises, and suppliers of goods and services to government/parastatals, where the imported content of such goods and services equals to or exceeds USD 5 million. The first customer of NIPP is the South African industry that benefits through the NIPP business plans, which, when implemented, generate new or additional business activities through one or more of the following: investment, export opportunities, job creation, increased local sales, SMME and BEE promotion, R&D, and technology transfer.</p> <p>“Companies with an NIPP obligation must sign this obligation agreement with the Department of Trade, Industry and Competition (DTIC) before the contract with Eskom Holdings SOC Ltd, as a purchasing entity, is signed. The obligation agreement governs the relationship between the DTIC and the supplier. It defines the NIPP obligation value(s), requirements to fulfil the NIPP obligation, performance milestones, performance monitoring processes, and the NIPP credit allocation criteria.</p> <p>“All tenders with an import content that is equal to or exceeds the threshold of USD 5 million compels the winning bidder to negotiate and enter into a NIPP obligation agreement with the DTIC before signing the contract with Eskom.”</p>
3.20 Reverse e-auction	Reverse e-auction is not applicable.
Contractual Requirements	<p>Please Note: Tenderers must meet the contractual requirements prior to contract award recommendation.</p> <p>The recommended supplier/suppliers still in the running for this contract will be evaluated in terms of their contractual requirements. Should they not pass the initial evaluation they will be advised of their shortcomings and have a maximum period of seven (7) days in which to correct their shortcomings. Failure to correct the shortcomings within the stipulated time period will result in the supplier being deemed unacceptable in terms of their contractual requirements and will not be considered for the contract.</p>

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	Contractual Requirements include the following: <ul style="list-style-type: none"> ▪ Quality ▪ Financial Evaluation of Companies ▪ SDL&I (including NIPP and Subcontracting)
2.25 Contractual Condition	The conditions of contract will be the <i>NEC3 Supply Contract.</i>

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Please note:

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

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

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

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

“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

1.3 TENDER RETURNABLES

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

NOTE:

* Returnable required at Tender closing (disqualifiable) - These returnable are required to be fully completed, signed and submitted with the tender at Tender closing date and time. If not fully completed, signed and/or submitted by tender closing the tender will be disqualified.

** Returnable required at Tender closing. (Non-disqualifiable) – These returnable are also required to be fully completed, signed and submitted with Tender at Tender closing date and time, however, if not submitted by Tender closing, the Procurement Practitioners will request in writing the outstanding returnable to be submitted within 5 working days. If the requested returnable are not fully completed, signed and/or received by the Procurement Practitioner within 5 working days of the request; the tender will be disqualified.

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These returnable are mandatory for evaluation and therefore required at tender closing time and date. These will not be requested by the Procurement Practitioner; however, the tenderer will not be disqualified but score zero.

Reference	Returnable From Suppliers	Returnable required at Tender closing (disqualifiable)*	Returnable required at Tender closing. (Non-disqualifiable)	Returnable required prior to Contract to Award.
Basic Compliance	Meet the eligibility criteria for a tenderer	✓		
	The tenderer must submit one (1) complete original tender, plus one (1) complete hard copy of the original tender	✓		
	Registration on the National Treasury Central Supplier Database (CSD) and provision of the MAAA number	✓		
	Completed and Signed NEC 3 Supply Contract pricing schedule and contract data.	✓		
	Annexure A - Acknowledgement Form		✓	
	Annexure B - Tenderers Particulars		✓	
	Annexure C -Integrity Declaration Form - Fully completed and signed form must be filled out by all tenderers and submitted with the tender		✓	
	Annexure D - CPA for local goods/services (if applicable)		✓	
	Annexure E - CPA(IG) for imported goods/services		✓	
	Annexure G - SBD 1 - Invitation to Bid must be filled out by all tenderers and submitted with the tender		✓	
	Annexure H - SBD 6.1- Preference Points Claim Form in terms of PPPFA 2022 regulations must be filled out by all tenderers and submitted with the tender		✓	
	Annexure I - SBD 4 – Bidders Disclosure – Fully completed and signed Bidders Disclosure Document must be filled out by all tenderers and submitted with the tender		✓	
	Letter of intent to form a JV/consortium or Valid joint venture agreement confirming the rights and obligations of each of the joint venture partners and their profit-sharing ratios.		✓	
	Separate written confirmation that the joint venture will operate as a single business entity (incorporated) for the duration of the contract, or this may be included as an obligation within the JV agreement.		✓	
	Details and confirmation of a single designated bank account in the name of the JV and independent of the individual JV partners, as set out in the joint venture agreement.			✓
	Joint Ventures need to submit a Valid BBBEE certificate issued by a SANAS accredited verification agency in the name of the Joint Venture.			

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# Specific Goals	Failure on the part of the supplier to submit “ proof of specific goals for purposes of evaluation and scoring by the tender closing will not result in disqualification (if tenderer is otherwise deemed to be responsive/acceptable in all other aspects). The tenderer will, however, be scored zero for Specific goals for purposes of PPPFA scoring and ranking.			
	# Valid B-BBEE certificate issued by a SANAS accredited verification agency / sworn affidavit / BBBEE Certificate issued by CIPC for EME companies	✓		
Tax Clearance Certificates	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) . Foreign suppliers with no footprint in South Africa, must still complete the SBD1 document, however no proof of tax compliance is required.			✓
Compliance with Employment Equity Act	To the extent that the tenderer falls within the definition of a “designated Employer” as contemplated in the Employment Equity Act 55 of 1998, the tenderer is required to furnish the Employer with proof of compliance with the Employment Equity Act, including proof of submission of the Employment Equity report to the Department of Labour. (South African tenderers only).			✓
DOCUMENTS REQUIRED UNDER CONTRACTUAL REQUIREMENTS (WHERE CONTRACTUAL REQUIREMENTS ARE STIPULATED)				
Quality	The Quality requirement are as per Category 3 (Appendix A) with the following supporting documents. <ul style="list-style-type: none"> ▪ Form A ▪ Supplier Quality Management Specification ▪ Recommended templates: <ul style="list-style-type: none"> ○ ITP/QCP/CQP ○ Part 4 – Quality Requirements 			✓
Due Diligence	Requirements for Financial Evaluation of Companies <ul style="list-style-type: none"> ▪ Public Interest Score (PIS) and the calculations to arrive at the score (refer to annexure attached for calculation of PIS). The PIS letter must specify whether: <ul style="list-style-type: none"> ▪ Whether the AFS were internally or externally prepared. ▪ Whether the company was owner managed or not owner managed. ▪ Latest approved financial statements including comparative amounts. ▪ AFS must be valid and not outdated, received within 18 months after year-end. ▪ A signed director’s / member’s report. 			✓

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	<ul style="list-style-type: none"> ▪ Signed Compilers / Accounting Officers / Independent Reviewers / Audit report whichever is applicable, based on the PIS above. ▪ Where the PIS requires an Audit or Independent Reviewers report, the Compilers / Accounting Officers report must still be submitted. ▪ Approved Annual Financial statements must comprise: <ul style="list-style-type: none"> ○ Statement of financial position (Balance Sheet) ○ Statement of comprehensive income (income statement) ○ Statement of changes in Equity ○ Statement of cash flows ○ Notes to the financial statements ○ ITA 34C Income Tax Assessment for companies that have NOT been audited. ▪ The notes to the AFS specifically referring to Accounts Receivable and Accounts Payable must give a complete breakdown of the amounts. A clear distinction must be made between Trade Debtors and other receivables as well Trade Creditors and other payables. The note must clearly show the amounts subject to interest and the terms and condition of interest. ▪ The notes to the AFS must clearly specify the current and non-current liabilities that are subject to interest. ▪ Member / Directors loans must be accompanied by a note specifying the terms of the loan, whether secured or unsecured, terms of repayment and interest rates. ▪ Name of Holding company if the company is a subsidiary company. ▪ Where there is a Holding company the Latest Signed Group Annual Financial Statements of the Holding Company may be requested at a later stage. ▪ Information requested from companies via Procurement Office not received within five working days from date of Finance request will result in the financial evaluation being closed. Finance will issue a 1-page report stating that an opinion could not be expressed due to insufficient information. ▪ Tenderers may be requested to provide a performance bond if they are deemed financially unacceptable for the full value of the contract. <p>Note: Draft, bi-annual, management accounts and unsigned financial statements will NOT be accepted. Soft copies of the</p>			
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	AFS submitted with the tender documents may be requested at a later stage.			
	<p>SDL&I Objectives in line with Reconstruction and Development Programme (RDP) Goals</p> <p>Tenderers who complete and submit the objectives as required, but who do not meet Eskom’s targets, will not be disqualified. SDL&I objectives do not form part of scoring, but commitments will form part of contractual obligations.</p> <p>Transformation – BBEE Improvement or Retention Plan</p> <p>Transformation remains an area of focus, where Eskom continuously strives to align itself with national transformation imperatives to unlock growth, drive industrialization, create employment and contribute to skills development.</p> <p>Eskom encourages its suppliers to constantly strive to improve their B-BBEE rating. Whereas Tenderer/s will be allocated points in terms of a preference point system based on specific goals, Eskom also requests that tenderer/s submits their B-BBEE improvement or retention plan within 30 days of signing the contract.</p> <p>Tenderer/s are therefore requested to indicate the extent to which they will maintain (only if the respondent is a Level 1) or may improve/maintain their B-BBEE status over the contract period if their B-BBEE status is level 2 or 3. Tenderer/s with a B-BBEE status level 4 at the time of contract award, shall migrate and achieve as a non-negotiable a milestone of B-BBEE Level 3 by the end of the first year of the contract and thereafter improve their B-BBEE status level or migrate by one level higher.</p> <p>Tenderer/s with a B-BBEE recognition status of Level 5 to Level 8 or non-compliant at the time of contract award, shall migrate and achieve as a non-negotiable a milestone of Level 4 by the end of the first year of the contract and thereafter improve at least one B-BBEE Level higher of each year from the second year of the contract. Tenderer/s are requested to submit their B-BBEE Improvement Plan as an essential document within 30 days of signing the contract.</p> <p>NB: A valid B-BBEE certificate or Sworn Affidavit is a condition for contract award, if your company’s annual Total</p>			

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Revenue is R10 Million or less you qualify as an Exempted Micro Enterprise therefore you can submit Sworn Affidavit. If your annual Total Revenue is R50 Million or less, you qualify as Qualifying Small Enterprise and must comply with all of the elements of QSE score card relevant to your sector unless an entity is at least 51% Black owned you are required to obtain a Sworn affidavit. If your Annual Total Revenue is above R50m you need to submit a Valid B-BBEE certificate.

Local Procurement Content

“Local Procurement Content” refers to value added in South Africa by South African resources. Where a single contract involves a combination of local and imported goods and/or services, the tender response must be separated into its components as per the Price Schedule included with the tender documents. Local procurement content is total spending minus the imported component.

Tenderers are required to submit their proposals in the table below.

Local Procurement Content	Eskom target	Tenderer’s Proposal
	100%	

Procurement spend on entities with a minimum 51% black ownership

The winning tenderer is encouraged to procure/spend on designated groups on the following paid invoices for both:

- the indirect expenses (e.g., overheads) on goods and services supplied to the contractor/supplier by designated groups; and
- direct spend on goods and services supplied by the subcontractors for the execution of the scope of work.

Activities, as a proportion of the local procurement content, which may be subcontracted to designated black owned enterprises must be submitted in a table below.

Procurement from Designated Group	Eskom Target	Tenderer Proposal
Black Owned	4.0%	
Black Women Owned	3.0%	
Black Youth Owned	2.0%	

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Black Persons with Disability	1.0%	
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Jobs

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

Jobs to be created	Jobs to be retained

Skills Development

Tenderers are required to submit proposals in a table below for developing the skills of unemployed candidates in the country. Skills development is intended to address Eskom’s core, scarce and critical skills and the scarce and critical skills. These skills are also included in a 2020 list of occupations in high demand as stipulated in the Government Gazette 43937. Candidates shall be from the Free State and KwaZulu Natal **area**, and their composition shall be representative of the population demographics of South Africa

Skill Type / Occupation	Eskom target	Proposed Number of Candidates
N1 Civil/Electrical Engineering (FET/TVET)	2	
N2 Civil/Electrical Engineering (FET/TVET)	2	
N3 Civil/Electrical Engineering (FET/TVET)	2	
N4 Civil/Electrical Engineering (FET/TVET)	2	
N5 Civil/Electrical Engineering (FET/TVET)	2	
N6 Civil/Electrical Engineering (FET/TVET)	2	

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	<p>The process of developing these skills shall involve the participation by tenderers directly and through their supply network. In certain cases, the SETA's accredited training providers can be approached to participate in developing critical and scarce skills.</p> <p>Note: That these targets for skills development candidates categorically exclude Eskom employees and registered learners. The tenderers are required to take full responsibility for the total cost of developing the requisite skills, and Eskom shall not make any financial contribution towards the fulfilment of this obligation. Tenderers also are advised to approach their relevant SETAs to access grants, subsidies, and incentives as well as South African Revenue Services for tax rebates that are earmarked for skills development initiatives.</p> <p>SDL&I Penalty and Performance Security</p> <p>For the duration of the contract, Eskom will retain 2.5% of every invoice (excluding VAT) as security for the fulfilment of all SDL&I Obligations. The retained amounts shall only be released to the Contractor upon:</p> <ul style="list-style-type: none"> • Eskom receives the SDL&I progress report/s from the contractor. • Fulfilment of all SDL&I obligations by the contractor. • Submission of an approved compliance report by SDL&I Department <p>Reporting and Monitoring</p> <ul style="list-style-type: none"> • The suppliers shall on a yearly basis submit a report to Eskom in accordance with Data Collection Template on their compliance with the SDL&I obligations described above. • Eskom shall review the SDL&I reports submitted by the suppliers within 30 (thirty) days of receipt of the reports and notify the suppliers in writing if their SDL&I obligations have not been met. • Upon notification by Eskom that the suppliers have not met their SDL&I obligations, the suppliers shall be required to implement corrective measures to meet those SDL&I obligations before the commencement 				
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	<p>of the following report, failing which Retention clauses shall be invoked.</p> <p>Every contract shall be accompanied by the SDL&I Implementation Schedule, which must be completed by the suppliers and returned to SDL&I representative for acceptance 28 days after contract award. This will be used as a reference document for monitoring, measuring and reporting on the supplier's progress in delivering on their stated SDL&I commitments.</p> <p><u>Mandatory Subcontracting as condition of award</u></p> <p>Subcontracting is mandatory on contracts above R30 million and is a condition for contract award.</p> <p>If feasible tenderers shall subcontract a minimum of 30% of the contract value to any of the following designated groups:</p> <ul style="list-style-type: none"> • an EME or QSE which is at least 51% owned by black people. • an EME or QSE which is at least 51% owned by black people who are youth. • an EME or QSE which is at least 51% owned by black people who are women. • an EME or QSE which is at least 51% owned by black people with disabilities. • an EME or QSE which is 51% owned by black people living in rural or underdeveloped area or townships. • a cooperative which is at least 51% owned by black people. • a EME or QSE which is at least 51% owned by black people who are military veterans. <p><u>NOTE 1: Tenderers shall submit the following mandatory returnables for Subcontracting by contract award.</u></p> <ul style="list-style-type: none"> • Subcontracting agreement signed by both parties or • Copies of signed letters from the tenderer to the sub-contractors stating the intent to sub-contract • Subcontractors' Company registration documents • Subcontractor's valid BBEE certificate issued by a SANAS accredited verification agency or valid sworn 			
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	<p>affidavit or valid BBEE Certificate issued by CIPC for EME companies.</p> <p>Potential scope to be subcontracted and/or outsourced:</p> <ul style="list-style-type: none"> ▪ Main contractor to propose the areas of subcontracting and the subcontracting percentage. <p>Subcontracting, in this instance, will be treated as a condition for contract award. A supplier awarded a contract may not subcontract more than 25% of the value of the contract to any other entity that does not have an equal or higher B-BBEE status level of a contributor than the supplier concerned unless the contract is subcontracted to an EME that has the capability and ability to execute the subcontract.</p> <p><u>National Industrial Participation Programme</u></p> <p>Eskom will implement the NIPP requirement, which determines that the contractor/supplier must contact the Department of Trade, Industry and Competition (DTIC) to arrange for support and development of local businesses. Eskom is required to inform the tenderers of this requirement. NIPP will only be applicable for contracts with an FGN component or content of USD 5 million or more.</p> <p><u>The following narrative must be captured in all tenders that have import/foreign content equal to or in excess of USD 5 million:</u></p> <p>“NIPP is a programme that seeks to leverage economic benefits and support the development of South African industry by effectively utilising the instrument of government procurement. The NIPP programme is mandatory for all government and parastatal purchases or lease contracts (goods and services) with an imported content equal to or exceeding USD 5 million.</p> <p>“The programme targets South African and foreign industries, enterprises, and suppliers of goods and services to government/parastatals, where the imported content of such goods and services equals to or exceeds USD 5 million. The first customer of NIPP is the South African industry that benefits through the NIPP business plans, which, when implemented, generate new or additional business activities through one or more of the following: investment, export opportunities, job creation, increased local sales, SMME and BEE promotion, R&D, and technology transfer.</p>			
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	<p>“Companies with an NIPP obligation must sign this obligation agreement with the Department of Trade, Industry and Competition (DTIC) before the contract with Eskom Holdings SOC Ltd, as a purchasing entity, is signed. The obligation agreement governs the relationship between the DTIC and the supplier. It defines the NIPP obligation value(s), requirements to fulfil the NIPP obligation, performance milestones, performance monitoring processes, and the NIPP credit allocation criteria.</p> <p>“All tenders with an import content that is equal to or exceeds the threshold of USD 5 million compels the winning bidder to negotiate and enter into a NIPP obligation agreement with the DTIC before signing the contract with Eskom.”</p>			
	<p>DOCUMENTS REQUIRED UNDER FUNCTIONALITY/TECHINICAL CRITERIA</p>			
<p>Technical (required for functionality scoring)</p>	<p>This document with the other applicable documentation will be found in the Technical Pack that will be uploaded on the Eskom tender bulletin and National Treasury e-tender portal.</p>	✓		

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Appendix A – Quality Returnables

	Supplier Quality Management: List of Tender Returnables Documents	Unique Identifier	240-12248652
		Revision	7
		Effective Date	2022/01/26
		Specification	240-105658000
Category 3 : Quality Requirements		Deliverables to be evaluated indicator = 1	
SECTION A : Quality Management System Requirements ISO 9001 (Option 1) Valid certification of Quality Management System by an ISO accredited body			
		Apply =1	
A.1 Product / Service Scoping on ISO 9001 certificate is defined and relevant		0	
A.2 Certificate by Approved and Authorized certification authority		0	
A.3 Certification Authority has Recognized International Accreditation		0	
A.4 Validity (expiry date) of certificate		0	
Section A Score Option 1		0	
SECTION A : Quality Management System Requirements ISO 9001 Objective evidence of documented QMS that is not certified but complies with ISO 9001			
		Apply =1	
A.1 QMS Manual or a document that defines and describes the QMS and its scope		1	
A.2 Quality Policy Approved by top management.		1	
A.4 Control of documented information (i.e. document and record control) Clause 7.5 of ISO 9001:2015		1	
A.6 Documented information for Nonconformity and Corrective action Clause 10.2 of ISO 9001:2015		1	
A.7 Documented information for Internal audit Clause 9.2 of ISO 9001:2015		1	
Section A Score Option 2		5	
SECTION B : Evidence of QMS in operation (Tender Quality Requirements -Ref 240-105658000)			
		Apply =1	
B.1 Documented information for defined roles, responsibilities and authorities - Organization chart and Responsibility matrix (must include but not limited to quality management function/role) (Clause 5.3 of ISO 9001:2015)		1	
B.2 Documented information for Control of Externally Provided Processes, Products and Services - Must include criteria for evaluation, selection, monitoring of performance, and re-evaluation of external providers (Clause 8.4 of ISO 9001:2015)		1	
Section B Score		2	
SECTION C: Contract Quality Plan Requirements (Ref 240-105658000 and 240-109253698). Draft Contract Quality Plan specific to the scope of work as described in the tender documents (Ref ISO 10005)			
		Apply (Yes=1)	
NB! Draft Contract/Project Quality Plan has important QA deliverables		1	
Section C Score		1	
SECTION D: Quality Control Plan Requirements (Ref 240-105658000 or 240-109253302) QCP /Checklist/ ITP (Quality Control Plans) as per Scope of Works (Ref ISO 10005)			
		Apply = 1	
NB! Draft/ Example of an Inspection and Test Plan (ITP) or Quality Control Plan (QCP) on similar and/ or previous work done		1	
Section D Score		1	
SECTION E: User defined additional Requirements & miscellaneous (Ref 240-105658000) Customer specific requirements & other standards and required can be listed and evaluated here			
		Apply (Yes=1)	
E.1 Form A is completed and signed.		1	
Section E Score		1	

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ANNEXURE A

ACKNOWLEDGEMENT FORM

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

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

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

Or: Incorrect or incomplete for the following reasons:

Cataloguing Acknowledgement:

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

1. We agree to provide the cataloguing information as described in the *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.

Invitation to Tender/Request for Proposal No: _____

Name of company/JV: _____

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Country of registration: _____

Name of contact person: _____

Contact details of contact person:

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

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ANNEXURE B

TENDERER'S PARTICULARS

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

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

Please complete the following:

Name of lead partner/member in case of JV	
CIPC Registration Number or CIPC disclosure certificate (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)	
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)	

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

Name of contractor	
CIPC Registration number or CIPC disclosure certificate	
VAT registration number	
CIDB Registration number (if applicable) and CIDB grade specified for the sub-contractor as may be stipulated in the Tender Data	

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Proposed Scope of work to be done by sub-contractor	
Contact person	
Telephone number	
Fax number	
E-mail address	
Postal address	
Physical address	

1. If you are currently registered as a vendor with Eskom, please provide your vendor registration number with Eskom. _____
2. If you are currently registered as a vendor on the 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 www.treasury.gov.za
5. If you are registered on SARS Efiling system, please provide your pin number in order to verify your tax compliant status _____
6. If you are required to be tax compliant as per SBD 1 but are not registered on CSD (foreign suppliers) or have not provided your SARS Efiling 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).

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

8. If sub-contracting is prescribed in the specific enquiry, you need to complete 8.1- 8.7

8.1 Confirm if you intend sub-contracting.

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

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

8.3 To whom do you intend sub-contracting? _____

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8.4 Is the said sub-contractor registered on CSD?

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

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

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

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

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

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

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

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

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

1. Single tenderers

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

Signature: _____

Designation: _____

Date: _____

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2. Joint Ventures

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

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

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

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ANNEXURE C

INTEGRITY DECLARATION FORM

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

DECLARATION OF INTEREST

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

1. the *tenderer/s* employees/directors are also employees/contractors/consultants/ directors in the state or a state-owned entity.
2. the *tenderer/s* employees/directors are also employees/contractors/consultants/ directors of Eskom.
3. the *tenderer/s* employees/directors are also employees/contractors/consultants or directors in another entity together with Eskom employees/consultants/contractors/ directors.
4. the *legal person/s (including its employees/contractors/directors/members/ shareholders)* on whose behalf the tender documents are signed, is in some other way “related” to an Eskom employee/contractor/consultant/director involved in the tender evaluation/tender adjudication/tender negotiation. “Related” meaning that: -
 1. an individual is related to another individual if they are married or live together in a relationship similar to marriage.
 2. or are separated by no more than two degrees of natural or adopted consanguinity or affinity.
 3. an individual is related to a juristic person if the individual directly or indirectly controls the juristic person, as determined in accordance with the definition of “control” (as per Companies Act section 2(1)); and

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

1. 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”.
5. the *tenderer/s* and one or more of the *tenderers* in this tendering/RFP process have a controlling partner in common, or a relationship with each other, directly or through common third parties, that puts them in a position to have access to information about or influence on the tender/proposal of another tenderer, or influence the decisions of Eskom regarding this bidding process;

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

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

1. If any employee/director/member/shareholder/owner of tenderer/s is also currently employed by Eskom, state whether this has been declared and whether there is authorisation(Y/N) to undertake remunerative work outside public sector employment and attach proof to this declaration.

Do the tenderer/s and other tenderer in this tendering/RFP process share a controlling partner or have any relationship with each other, directly or through common third parties? (Y/N) If yes, attach proof to this declaration.

2. DECLARATION OF FAIR TENDERING PRACTICES

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

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

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

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

Item	Question	Yes	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>[Note: Companies/persons who are listed on the Database were informed in writing of this restriction by the Authority/Accounting Officer of the institution that imposed the restriction after the audi alteram partem rule was applied].</p> <p>The Database of Restricted Suppliers can be accessed on the National Treasury's website (www.treasury.gov.za).</p>		
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 (www.treasury.gov.za).</p>		
1.3	<p>Was the <i>tenderer/s (or any of its directors/members/shareholders)</i> 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?</p>		
1.3.1	Provide details.		
1.4	<p>Was the <i>tenderer/s (or any of its directors/members/shareholders)</i> prohibited from doing business with any International Financial Development/funding Agency or Lending Institution</p>		
1.5	<p>Is there any history/record of the <i>tenderer/s (or any of its directors/members/shareholders)</i> failing to meet their contractual obligation with any SOC?</p>		

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3. DECLARATION OF SHAREHOLDING INFORMATION

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

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

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

Individuals:

Full Name	Identity Number	Shareholding Percentage

Other Entities*:

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

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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 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, and

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

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

Signature:	
Designation and capacity in which signing	
Date:	

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Joint Ventures

I, the undersigned, _____(full names) 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); and

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

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

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

Signature:	
Designation and capacity in which signing	
Date:	

(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/Request for proposal).

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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.

4. 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.

5. TENDER SUBMISSIONS

Tenderers shall comply with the following requirements:

a. Main offer:

6. A Main Offer that is fully compliant with the CPA requirements as specified in the Enquiry.
7. 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:

8. A fixed priced offer in addition to the fully CPA compliant main offer; or
9. 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.

10. 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.

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11. 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:

12. 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.
13. The index must be the equivalent, or if unavailable, the nearest equivalent index to that of the specific prescribed local index.

14. 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.

15. 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.

16. BASE DATE

17. 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.
18. 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.
19. In this case, the following shall apply:
 1. Where the average is published:
The average published price in the currency Eskom will be exposed to. e.g. The currency in which Eskom will affect payment.
 2. Where a high, low and mean are published:
The mean
 3. Where other prices than the Cash Settlement or Cash Sellers Price are published:
The Cash Settlement or Cash Sellers Price
20. Where applicable, these principles, must also apply for the CPA "cut-off" date.

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21. 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 _____

Table 1: Preferred Local Index List -this list of indices needs to be relevant to the commodity. Buyers need to check and include the relevant indices.

Labour	Commodities	Processed material	Transport	Others
Labour general (hourly paid) SEIFSA, C3, actual labour cost	Steel StatsSA, P0142.1 Table 2, basic iron and steel	Mechanical engineering material SEIFSA, G, mechanical engineering material	SEIFSA, L2, road freight costs	StasSA, PO141 CPI (Headline) all items OR SEIFSA, D-2 (CPI)
	Copper SEIFSA, F, copper metric ton	Electrical engineering material SEIFSA, G-1, electrical engineering material		
Labour general SEIFSA, C3 (a), actual labour cost (field force) where subsistence allowance is paid	Aluminium SEIFSA, R, aluminium	Building and construction material SEIFSA, G, building and construction material		StasSA, PO142.1), PPI
	Zinc SEIFSA, F, zinc			22. Final Manufacture d Goods
	Lead SEIFSA, F, lead		23. Or Intermediate Manufacture d Goods OR	
			24. SEIFSA Table U Producer	

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				Price Index (PPI) - final manufactured GOODS OR Intermediate Manufactured Goods
--	--	--	--	--

Table 2: Preferred Foreign Index List

Labour	Commodities	Processed material	Transport	Others
National Statistical Institute, Country-specific general labour index	MEPS, Country-specific general steel index	National Statistical Institute, Country-specific mechanical engineering material	National Statistical Institute, Country-specific general transport cost index	National Statistical Institute, Country-specific CPI (Headline) National Statistical Institute, Country-specific PPI
	LME, Copper	National Statistical Institute, Country-specific electrical engineering material		
	LME, aluminium	National Statistical Institute, Country-specific building and construction material		
	LME, zinc			
	LME, lead			

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

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ANNEXURE E

CPA (IG) REQUIREMENTS FOR FOREIGN GOODS AND SERVICES

CONTRACT PRICE ADJUSTMENT AND FOREX PAYMENTS – IMPORTATION

Failure to propose contract price adjustment methods, either by completing this document or proposing alternative methods for any portion of the tender price, will lead to that portion of the tender price being considered fixed.

Where space in this document is insufficient, the tenderer shall submit the required information on separate schedules, duly referenced to this document.

Where foreign exchange is involved, and Eskom will cover the risk forward, the methods of payment listed in Part 1 are the only acceptable methods. It must be noted that Eskom considers Payment **Method 1** to be the default payment method.

PART 1: PAYMENT OF FOREIGN COMMITMENTS

Payment of Eskom's foreign commitment in foreign currency will be made either:

Payment Method 1A:

To a nominated bank account in a foreign country in a foreign currency (Payment will be made to the party and account nominated by the supplier in the contract, and not to any other party).

Please note that the contracting party must be the direct importer of the goods.

Applicable (Y / N)

Payment Method 1B.

To a valid SARB approved CFC account in South Africa, in a foreign currency (payment will be made to the party and account nominated by the supplier in the contract, and not to any other party).

Please note:

1. The contracting party must be the direct importer.
2. For payment purposes, Eskom will require both the foreign (commercial) invoice and the local tax invoice.
3. The foreign currency values on both the commercial and local invoice must be the same. Eskom will not pay any profit in foreign currency.
4. Service-related payments are excluded from this option;

Applicable(Y/N) or

Payment Method 2:

In South African Rand at the selling spot rate of exchange obtained by Eskom's Treasury on the date that the forward cover is cancelled. Eskom will notify the supplier of the date that the forward cover is cancelled as well as the intended payment date, which will be as per the agreed payment terms. Any exchange rate adjustment after Eskom has notified the supplier of the date and the rate which the forward cover is cancelled, will be for the account of the supplier.

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Please note:

1. The contracting party has to be the direct importer of the goods.
2. This payment option is not applicable for the payment of services.

Applicable (Y/N)

An indemnity in writing confirming that the supplier will not buy forward cover is required where Payment Method 1 or 2 is contracted.

[Payment Method 2 must be accepted by the Commercial Policy and Procedure Manager before the tender documentation is sent out, but at the latest before the tender closing date. If it is not approved before tender closing, Payment Method 1 will be the default.]

Fixed ZAR pricing

The tenderer may elect to be responsible for the hedging of the exposure of the imported content. However, Eskom reserves the right to have line of sight of the exchange rates to be quoted by the tenderer. This entails a simultaneous exercise of the verification of the exchange rates to be used.

Applicable (Y/N)

Please note: Eskom will require substantiating proof of importation at the time of invoicing, if payment methods 1A, 1B and 2 are selected.

Where goods were previously imported into stock by the supplier, for delivery to various customers, including Eskom, the price quoted must be in South African Rand. In such cases Eskom will not undertake any foreign exchange commitment or arrange forward cover.

PART 2: EXCHANGE RATES

The tenderer shall use the exchange rate as at 12H00 on the date of the advertisement of the tender. The source of the exchange rates shall be the South African Reserve Bank (www.resbank.co.za)

Please note that the tenderer is required to submit proof of the SARB rate/s used.

PART 3: ADJUSTMENT OF IMPORTATION COSTS, ETC

The values in Rand included in the tender/contract price for the following costs shall be based on rates ruling for the month prior to the closing date of the tender and any variation in these rates applied to the value included in the tender price will be for Eskom's account.

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	RATES/TARIFFS
Sea/Air Freight	
Bunker Adjustment Factor	
Currency Adjustment Factor	
Marine Risk Insurance (MRI) (Eskom will provide cover)	
Rate for Extension of MRI after Arrival of Goods at Site (if required)	
Wharfage	
Landing Charges	
Customs Duties	
RSA Port on which Import Charges are Based	

PART 4: ADJUSTMENT OF OVERSEAS MANUFACTURE, EXPATRIATE LABOUR AND OTHER COSTS *(To be read in conjunction with Eskom CPA Index)*

Eskom requires a fixed portion (free of price adjustment) appropriate to the nature of the contract.

The methods/formulae proposed in this part shall clearly identify the base month, the period over which adjustment will apply, the elements of labour and materials and source of the indices/rates/prices to be used.

The source of indices/prices/rates nominated in this part shall be from a recognised publishing authority. It must be clearly and completely defined. Supplier in-house indices are not acceptable.

The value of overseas manufacture, labour and material costs (ex-works), inland transportation, expatriate labour, etc. included in the tender/contract price shall be subject to adjustment in accordance with the methods stated hereunder.

The base indices/prices/rates shall be those ruling for the month prior to the month of the closing of the enquiry.

1. MANUFACTURING CPA METHOD (LABOUR AND MATERIAL)

Please submit your proposals for this section on a separate sheet of paper as an annexure.

2. EXPATRIATE LABOUR METHOD

Please submit your proposals for this section on a separate sheet of paper as an annexure.

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3. OTHER VALUES METHOD (e.g. Engineering fees, design fees, barging, inland transportation, etc.)

Please submit your proposals for this section on a separate sheet of paper as an annexure.

PART 5: ADJUSTMENT OF LOCAL MANUFACTURE/SUPPLY MATERIAL, TRANSPORT AND ERECTION COSTS

The contract price adjustment method for local manufacture or partly local manufacture from imported stock, equipment or plant cost, transport cost within the RSA and local erection/installation cost shall be in accordance with the attached Eskom CPA Principles

PART 6: GUIDELINES FOR CONTRACT PRICE ADJUSTMENT CLAIMS --- PART 2, 3 AND 4

1. When the percentage increase or decrease between two indices/prices/tariffs is calculated, the earlier figure shall be taken as the base.
2. Where portions of the works are delivered at different times, contract price adjustments shall be made in respect of appropriate portions of the contract price.
3. Where the terms of payment of the contract allow progress payments, other than Eskom's standard payment terms, the agreed contract price adjustment method shall be applied to the value of such payment and to the date and level of completion to which payment is linked.
4. Where any figure given in a table is therein stated to be a provisional figure or is subsequently amended, the figure as ultimately confirmed or amended in the publication concerned shall apply.
5. Where the appropriate claim indices/prices, as defined in terms of the agreed formulae, are not available or are provisional, interim claims based on the last published confirmed or revised indices/prices as at the date of delivery/installation may be submitted. When the confirmed or revised index/price becomes available the final claim may be submitted, provided that such claim is received within 180 days of the date of delivery/installation.
6. Where requested by Eskom, the contractor shall submit publications showing base indices/prices/rates as they become available as well as updated values at three monthly intervals during the course of the contract.
7. Where it is considered, necessary Eskom reserves the right to call for any documentary evidence to substantiate claims.

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

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ANNEXURE G

SBD 1

**PART A
INVITATION TO BID**

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)					
BID NUMBER:		CLOSING DATE:		CLOSING TIME:	
DESCRIPTION					
THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).					
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)					
SUPPLIER INFORMATION					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
	TCS PIN:		OR	CSD No:	
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	<input type="checkbox"/> Yes <input type="checkbox"/> No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT		<input type="checkbox"/> Yes <input type="checkbox"/> No
IF YES, WHO WAS THE CERTIFICATE ISSUED BY?					
AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA) AND NAME THE APPLICABLE IN THE TICK BOX	<input type="checkbox"/>	AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA)			
	<input type="checkbox"/>	A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDITATION SYSTEM (SANAS)			
	<input type="checkbox"/>	A REGISTERED AUDITOR			
		NAME:			
[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/SWORN AFFIDAVIT(FOR EMEs& QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]					

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ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ANSWER PART B:3 BELOW]
SIGNATURE OF BIDDER	DATE	
CAPACITY UNDER WHICH THIS BID IS SIGNED (Attach proof of authority to sign this bid; e.g. resolution of directors, etc.)			
TOTAL NUMBER OF ITEMS OFFERED		TOTAL BID PRICE (ALL INCLUSIVE)	
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		TECHNICAL INFORMATION MAY BE DIRECTED TO:	
DEPARTMENT/ PUBLIC ENTITY		CONTACT PERSON	
CONTACT PERSON		TELEPHONE NUMBER	
TELEPHONE NUMBER		FACSIMILE NUMBER	
FACSIMILE NUMBER		E-MAIL ADDRESS	
E-MAIL ADDRESS			

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PART B TERMS AND CONDITIONS FOR BIDDING

BID SUBMISSION:	
1.	BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
2.	ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED–(NOT TO BE RE-TYPED) OR ONLINE
3.	BIDDERS MUST REGISTER ON THE CENTRAL SUPPLIER DATABASE (CSD) TO UPLOAD MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS; AND BANKING INFORMATION FOR VERIFICATION PURPOSES). B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.
4.	WHERE A BIDDER IS NOT REGISTERED ON THE CSD, MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS MAY NOT BE SUBMITTED WITH THE BID DOCUMENTATION. B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.
5.	THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER LEGISLATION OR SPECIAL CONDITIONS OF CONTRACT.
TAX COMPLIANCE REQUIREMENTS	
1.	BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
2.	BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.
3.	APPLICATION FOR TAX COMPLIANCE STATUS (TCS) OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.
4.	BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID.
5.	IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE PROOF OF TCS / PIN / CSD NUMBER.
6.	WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.
QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS	
1.	IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? <input type="checkbox"/> YES <input type="checkbox"/> NO
2.	DOES THE BIDDER HAVE A BRANCH IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
3.	DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA? <input type="checkbox"/> YES <input type="checkbox"/> NO
4.	DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA? <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 OBTAIN A TAX COMPLIANCE STATUS / TAX COMPLIANCE SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.	

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

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ANNEXURE H

SBD 6.1

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

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

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

1. GENERAL CONDITIONS

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

1. To be completed by the organ of state

1. The applicable preference point system for this tender is the **80/20** preference point system.
 1. Points for this tender (even in the case of a tender for income-generating contracts) shall be awarded for:
 1. Price; and
 2. Specific Goals.

1. To be completed by the organ of state:

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80
SPECIFIC GOALS	20
Total points for Price and SPECIFIC GOALS	100

2. Failure on the part of a tenderer to submit proof or documentation required in terms of this tender to claim points for specific goals with the tender, will be interpreted to mean that preference points for specific goals are not claimed.

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3. The organ of state reserves the right to require of a tenderer, either before a tender is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the organ of state.

3. DEFINITIONS

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

6. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

1. POINTS AWARDED FOR PRICE

3.1.1 THE 80/20 PREFERENCE POINT SYSTEMS

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

80/20

$$Ps = 80 \left(1 - \frac{Pt - Pmin}{Pmin} \right)$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

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

1. POINTS AWARDED FOR PRICE

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

$$Ps = 80 \left(1 + \frac{Pt - Pmax}{Pmax} \right) \text{ or } Ps = 90 \left(1 + \frac{Pt - Pmax}{Pmax} \right)$$

Where

- Ps = Points scored for price of tender under consideration
- Pt = Price of tender under consideration
- Pmax = Price of highest acceptable tender

7. POINTS AWARDED FOR SPECIFIC GOALS

1. In terms of Regulation 4(2); 5(2); 6(2) and 7(2) of the Preferential Procurement Regulations, preference points must be awarded for specific goals stated in the tender. For the purposes of this tender the tenderer will be allocated points based on the goals stated in table 1 below as may be supported by proof/ documentation stated in the conditions of this tender:
2. In cases where organs of state intend to use Regulation 3(2) of the Regulations, which states that, if it is unclear whether the 80/20 or 90/10 preference point system applies, an organ of state must, in the tender documents, stipulate in the case of—
 1. an invitation for tender for income-generating contracts, that either the 80/20 or 90/10 preference point system will apply and that the highest acceptable tender will be used to determine the applicable preference point system: or
 2. any other invitation for tender, that either the 80/20 or 90/10 preference point system will apply and that the lowest acceptable tender will be used to determine the applicable preference point system, then the organ of state must indicate the points allocated for specific goals for both the 90/10 and 80/20 preference point system.

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

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

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

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system.)

The specific goals allocated points in terms of this tender	Number of points allocated (90/10 system) (To be completed by the organ of state)	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (90/10 system) (To be completed by the tenderer)	Number of points claimed (80/20 system) (To be completed by the tenderer)

DECLARATION WITH REGARD TO COMPANY/FIRM

1. Name of company/firm.....
2. Company registration number:
3. TYPE OF COMPANY/ FIRM
 - Partnership/Joint Venture / Consortium
 - One-person business/sole propriety
 - Close corporation
 - Public Company
 - Personal Liability Company
 - (Pty) Limited
 - Non-Profit Company
 - State Owned Company

[TICK APPLICABLE BOX]

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

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†X

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1. The information furnished is true and correct.
2. The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form.
3. In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 4.2, the contractor may be required to furnish documentary proof to the satisfaction of the organ of state that the claims are correct.
4. If the specific goals have been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the organ of state may, in addition to any other remedy it may have –
 1. disqualify the person from the tendering process.
 2. recover costs, losses or damages it has incurred or suffered as a result of that person's conduct.
 3. 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.
 4. recommend that the tenderer or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
 5. forward the matter for criminal prosecution, if deemed necessary.

<p>.....</p> <p>SIGNATURE(S) OF TENDERER(S)</p> <p>SURNAME AND NAME:</p> <p>DATE:</p> <p>ADDRESS:</p> <p>.....</p> <p>.....</p>

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Annexure I

SBD 4

BIDDER'S DISCLOSURE

1. PURPOSE OF THE FORM

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

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

2. Bidder's declaration

2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest¹ in the enterprise, employed by the state?

YES/NO

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

Full Name	Identity Number	Name of State Institution

2.2 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution? **YES/NO**

¹ the power, by one person or a group of persons holding the majority of the equity of an enterprise, alternatively, the person/s having the deciding vote or power to influence or to direct the course and decisions of the enterprise.

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2.2.1 If so, furnish particulars:

.....

2.3 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract? **YES/NO**

1. If so, furnish particulars:

.....

3. DECLARATION

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

3.1 I have read, and I understand the contents of this disclosure.

3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect.

3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium² will not be construed as collusive bidding.

3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.

3.4 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.

² Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

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- I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

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

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

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

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