

	Invitation to Tender	Document Identifier	240-114238630	Rev	28
		Effective Date	07 April 2026		
		Review Date	April 2031		

ESKOM HOLDINGS SOC LTD

INVITATION TO TENDER (ITT)

FOR

THE SUPPLY AND DELIVERY OF SIX (6) PORTABLE ULTRASONIC FLOW SENSOR METERS AND ASSOCIATED EQUIPMENT TO KOEBERG NUCLEAR POWER STATION

Tender number	E3296GXNOU
Issue date	27 July 2026
Closing date and time	13 August 2026 at 10h00
Tender validity period	90 days from the closing date and time
Clarification meeting	Not applicable
Tenders are to be submitted electronically via Eskom E- tendering site by the stipulated closing date and time.	<i>Please note it is the responsibility of the supplier to ensure that the tender submission is submitted before the closing date and time</i>



- No Engineering/PQE input
2026-07-27

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		Review Date	April 2031		

Invitation to Tender

Eskom Holdings SOC Ltd (hereinafter "Eskom") invites you to submit a *tender* for **the supply and delivery of six (6) portable ultrasonic flow sensor meters and associated equipment to Koeberg Nuclear Power Station (KNPS).**

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

1. Free of charge

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

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

Yours faithfully



Ms. Wandisa Kula

Nuclear Commercial (Procurement Manager)

Procurement and Supply Chain Management (PSCM)

Date: 2026-07-27

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1.1 Annexures to the Tender

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

Number	Description	Annexure	Attached (Y / N / N/A)
1.1.1	*Authorisation Form	Annexure A	Y
1.1.2	*Acknowledgement form	Annexure B	Y
1.1.3	*Tenderer's particulars	Annexure C	Y
1.1.4	*Integrity Declaration Form (Suppliers are required to download and read the Supplier Integrity Pact. It is accessible on the Eskom Tender Bulletin via Eskom Supplier Integrity Pact (eskom.co.za) link)	Annexure D FOR INFO_Eskom_Supplier_Integrity_Pact	Y
1.1.5	*CPA Requirements for Local Goods/Services The contract / purchase order period is less than twelve (12) months therefore CPA is not applicable.	Not Applicable	N
1.1.6	SBD 6.2 Declaration Certificate for Local Production and Local Content	Not Applicable	N
1.1.7	*SBD 1 Invitation to Bid must be filled out by all tenderers and submitted with the tender at tender submission deadline	Annexure H	Y
1.1.8	*SBD 6.1 Preference Points Claim Form in terms of PPPFA 2022 regulations	Annexure I	Y
1.1.9	*SBD 4 – Bidders Disclosure	Annexure J	Y
1.1.10	E-tendering Help Manual acknowledgement form	03_Annexure M2 E-Tendering Training Acknowledgement Form	Y
1.1.11	E-tendering Help Manual for supplier It is the supplier's responsibility to familiarise themselves with the e-tendering process and to use the acknowledgement form provided above to confirm their understanding.	02_Annexure M1-E-tendering Help Manual for supplier	Y
1.1.12	Scope of Work	Refer Page 45	Y
1.1.13	General Conditions of Purchase (GCOP)	Attachment 1_Eskom GCOP	Y
1.1.14	Bill of Quantities (BOQ) PDF and a copy in excel format. The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes.	Attachment 3_BOQ	Y

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1.2 Tender Data

The Tender Data makes several references to the **Eskom Standard Conditions of Tender** and in those instances, the clause numbers are referenced hereunder. If the **Eskom Standard Conditions of Tender** are not attached to the **Invitation to Tender/Request for Proposal**, then tenderers are required to download this from www.eskom.co.za. The "**Tender Data**" as detailed herein shall take precedence over the **Standard Conditions of Tender** in the event of any ambiguity or inconsistency between the two documents.

Clause Number from Standard Conditions of Tender	Tender Data
1.1 Parties	The Employer is Eskom Holdings SOC Ltd The Eskom Representative is: Name: Sheilah Brown Tel: +27 (0) 21 522 1221 E-mail: Tender Clarifications TenderClarifications@eskom.co.za
1.3 Tender documents	The Invitation to tender number is: E3296GXNOU See the content list above for the tender documents.
1.4 Type of Invitation to Tender	This Invitation to Tender is: An open Invitation to Tender
1.6 Eskom's right to accept or reject any tender	The tender shall be for the whole of the works
2.1 Eligibility	Tenderers (whether a single company or an incorporated or unincorporated joint venture or consortium) must meet the eligibility criteria stated in the Tender Data. The tenderer, or any of its principals, must not be under any restriction to do business with Eskom or State-Owned Companies. Tenderers are ineligible to submit a tender if: 1. Tenderers have the nationality of a country on any international sanctions list. A tenderer shall be found to have the nationality of a country if the tenderer is a national or is constituted, incorporated, or registered and operates in conformity with the provisions of the laws of that country. This criterion shall also apply to the determination of the nationality of proposed subcontractors or suppliers for any part of the Contract including related services. 2. Tenderers submit more than one [tender/proposal] either individually or as a partner in a joint venture (JV) or consortium, except on an E-Tendering system where there is a limit size (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes). 3. Tenders submitted by a joint venture or consortium where the JV/consortium agreement does not explicitly state that the parties of the JV or consortium shall be jointly and severally liable for the execution of the Contract in accordance with the Contract terms. 4. A Tenderer must not have a conflict of interest. All Tenderers found to have a conflict of interest shall be disqualified. Prima facie

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Clause Number from Standard Conditions of Tender	Tender Data
	evidence that a tenderer has a conflict of interest with one or more parties in this [tendering/RFP] process is: (a) they have a controlling partner or majority shareholder in common; or (b) they have a relationship with each other, directly or through common third parties, that puts them in a position to have access to information about or influence on the tender of another tenderer, or to influence the decisions of the Employer regarding this bidding process; 5. Tenders signed by non-authorized persons. 6. Any tenderer that is restricted by National Treasury. 7. Any tenderer on the Tender Defaulters list. 8. Any tenderer and/or its director/s that is restricted by Eskom. 9. A tenderer that sub-contracts 100% of the Scope of Work Eskom will disqualify tenderers that are found not to have met the eligibility criteria.
2.2 - 2.5 Tender Closing	E3296GXNOU - The deadline for Tender submission is: Date: 13 August 2026 Time: 10:00 Late Tenders will not be accepted. Tenders are uploaded via Eskom Tender bulletin site on the Eskom E- tendering page It is the supplier's responsibility to ensure their returnable documents are loaded correctly on the e-Tendering portal, as the Employer's Representative shall not take responsibility for either incorrect or incomplete submissions provided. If the document is to be completed, ensure that it is signed and submitted in the correct submission folder.
2.7-.2.11 Submitting a tender	For Electronic Tender Submissions The tenderer must upload the tender via Eskom Tender bulletin site on the Eskom E- tendering page. The documents need to be upload under the folder Technical, Commercial, Financial, and other. All documents need to be submitted in a PDF format (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes). The price list needs to be submitted in PDF and a copy in excel format. No Zip/condense files can be uploaded No hard copy will be accepted

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	If for some reason you resubmit your tender, then the latest version of the tender submitted will only be accepted and all previous submission/s will be null and void. Please ensure that the submission status is indicated as complete. Supplier Help Manual guide and video can be found on Eskom E-Tendering page
2.12 Tender Validity Period	The tender validity period is 90 days from the closing date and time.
2.15 Site visit and/or clarification meeting	Not applicable If required, a non-compulsory clarification meeting can be set up with the potential supplier/s via the Microsoft Teams platform. The supplier/s are also requested to send any tender clarification to the procurement practitioner, and this will be clarified by the Cross Functional Team (CFT) members. Any clarifications after the clarification meeting will be dealt with via email and also posted on the tender bulletins.
2.16 Seeking clarification	The tenderer will notify Eskom of any clarifications required before the closing time for clarification queries, which is three (3) working days before the deadline for tender submission.
2.22 Alternative tenders	Alternative tenders are not allowed. The design calls for specific product type; therefore no alternative product will be accepted.
2.33 Cataloguing	The successful tenderer may be required to provide the cataloguing information per item after contract award and will need to ensure that all materials delivered to Eskom are labelled in line with Eskom's labelling specifications as may be stipulated by Eskom. Where cataloguing is a requirement, the Pricing Schedule includes a line item for cataloguing, which tenderers are required to quote for. Eskom will pay for the cataloguing.
2.34 Provision of Security for Performance	Not applicable
3.4 Tender Opening	For E-tendering. There will be no public opening of tenders. Tenders will be made available electronically to the Eskom evaluators.
3.5 Tender Prices	Prices will not be read out .
3.9 Basic Compliance	Basic compliance with this Invitation to Tender requires a tenderer to meet all the following requirements: Basic compliance for this invitation to tender are:

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	1. Meet the eligibility criteria for a tenderer 2. Submit a complete tender with commercial, financial and technical information 3. Submission of the mandatory commercial tender returnables as at stipulated deadlines. For E-Tendering, a tenderer's failure to have submitted/uploaded tender documents will render the tender non-responsive.								
3.10 Mandatory tender returnables	A tenderer that does not submit mandatory documents by or the complete information required in mandatory documents by the deadlines stipulated in the Tender Returnable section of the respective Invitation to Tender/RFP will be deemed non-responsive.								
3.12 Designated materials and thresholds	Not applicable								
3.13 Functionality requirements	Functionality requirements are applicable The following criteria will be applicable for this transaction under functionality criteria: A minimum of 80% is required for functional in order to be considered for further evaluation. <table border="1"> <thead> <tr> <th>Functionality Criteria</th><th>Maximum number of points /percentage</th></tr> </thead> <tbody> <tr> <td>Company Profile and Experience</td><td>15%</td></tr> <tr> <td>Technical Requirements</td><td>85%</td></tr> <tr> <td>Total</td><td>100%</td></tr> </tbody> </table> The minimum qualifying score for functionality is 80 points out of 100 (80%). Tenderers who obtain a functionality score of less than 80 points will be deemed non-responsive (disqualifiable) and will not be considered for further evaluation.	Functionality Criteria	Maximum number of points /percentage	Company Profile and Experience	15%	Technical Requirements	85%	Total	100%
Functionality Criteria	Maximum number of points /percentage								
Company Profile and Experience	15%								
Technical Requirements	85%								
Total	100%								
3.15 Evaluation of Price	Prices will be evaluated as follows: 1. Inclusive of VAT; 2. Corrected for arithmetical errors; 3. Excluding contingencies in any bill of quantities or activity schedule' 4. Adjusted for any other acceptable variations, deviations, or alternative tenders submitted; and 5. Making a comparison of the Net Present Value of each adjusted tender based on the tendered programme (if provided) and prices, on the estimated effect of Price Adjustment Factors and rate of exchange fluctuations (if applicable) and on other evaluation parameters relating to uncertainty and risk, where applicable. 6. Unconditional discounts will be taken into account for evaluation purposes.								

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	7. Conditional discounts will not be taken into account for evaluation purposes but will be implemented when payment is effected. Prices will be scored out of 80 points
3.18 Evaluation of Specific Goals	Specific goals will be scored out of 20 points in accordance with the PPPFA. A maximum of 20 points may be awarded to a tenderer for the specific goal specified for the tender. The points scored for the specific goal must be added to the points scored for price and the total must be rounded off to the nearest two decimal places. Subject to section 2(1)(f) of the Preferential Procurement Policy Framework Act, the contract must be awarded to the tenderer scoring the highest points. The following evidence may have been submitted in support of a claim for a specific B-BBEE Level, and must be evaluated: • An original/certified copy of a valid B-BBEE Status Level Verification Certificate issued by a B-BBEE verification professional accredited by B-BBEE verification professionals; - or • A sworn affidavit from an EME (or QSE to the extent that it qualifies for enhanced BBEE recognition) signed by representative of the EME / QSE and attested by a Commissioner of Oaths; - or • In the case of a trust, consortium or joint venture (including unincorporated consortia and joint ventures), a consolidated B-BBEE Status Level Verification Certificate. Where a tenderer has failed to submit valid evidence of its claim in respect of a Specific Goal, the tenderer will not be disqualified but will be awarded a score of zero (0) for that Specific Goal when points are scored.
3.19 Ranking of tenders	Tenderers will be ranked by applying the preferential point scoring for the 80/20 system. Eskom will add the score from Pricing and Specific Goals together and rank the suppliers from the highest to the lowest.
3.20 Objective Criteria (if applicable)	Objective Criteria are not applicable to this tender.
3.21 Reverse e-auction (if applicable)	Reverse e-auction is not applicable
Contractual Requirements	<u>Mandatory Contractual Requirements that must be included in all tenders is the following: -</u> • CSD registration <i>[Please Note: Unlike the Additional Contractual requirements hereunder that may be applied for a specific tender, proof of CSD registration is a mandatory requirement for all tenders].</i>

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	<u>Additional Contractual Requirements that may be included if applicable:</u> - SHEQ requirements; and/or - Any other as may be stipulated. Due diligence: Financial Analysis, if required: An analysis of the tenderer's financial statements may be conducted for the purpose of establishing the tenderer's financial viability and ability to meet all its contractual obligations for the duration of the contract, should the tenderer be awarded the contract. However, as this is a once-off supply and delivery of goods a financial analysis might not be required. Contractual Requirements are not evaluation criteria. They will be assessed after the evaluation and ranking of the tenders. Proof that the tenderer recommended for award has met the stipulated contractual requirements must be submitted prior to contract award. Failure to meet stipulated Contractual Requirements by the stipulated deadlines may result in the tenderer being regarded as non-responsive and ineligible for contract award.
3.24 Sign form of Agreement/ Contractual Conditions	The conditions of the contract will be the General Conditions of Purchase (GCOP)
2.28 CIDB Requirements (where applicable for Engineering and Construction Works Contracts)	CIDB Requirements are not applicable
2.29 Contract Skills Development Goals (CSDG) is	Not applicable
2.30 Contract Participation Goals is	Not applicable

Please note:

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

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

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

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

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

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

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

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

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1.3 TENDER RETURNABLES

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

NOTE THE FOLLOWING: -

*** Returnables required at Tender closing (disqualifiable): -**

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

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

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

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

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

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

Returnable required prior to Contract Award.

Returnables that are mandatory for contract award must be submitted prior to award, completed if completion is a requirement and signed if signature is a requirement.

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Reference	Returnable From Suppliers	Returnable required at Tender closing (disqualifiable)*	Returnable required at Tender closing. (Non-disqualifiable) **	Returnable required prior to Contract Award.
Basic Compliance	Electronic copy of the tender in a PDF format. The price list needs to be submitted in PDF and a copy in excel format (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes)	✓		
Annexure A	Authorisation Form		✓	
Annexure B	Acknowledgement Form		✓	
Annexure C	Tenderers Particulars		✓	
Annexure D	Integrity Pact Declaration form		✓	
Annexure G1-G4	Not Applicable to this transaction			✓
Annexure H (applicable for all suppliers including Foreign suppliers)	SBD 1- to be completed and submitted by all tenderers.			✓
# Annexure I	SBD 6.1- Preference Points Claim Form in terms of PPPFA 2022 regulations			
Annexure J	SBD 4 – Bidders Disclosure		✓	
E-tendering Help Manual acknowledgement form	Annexure M2 E-Tendering Training Acknowledgement Form to be completed and returned by tenderer		✓	
Additional Documents required in the event of JV: -	Letter of intent to form a JV/consortium or Valid joint venture agreement confirming the rights and obligations of each of the joint venture partners and their profit-sharing ratios.		✓	
	Separate written confirmation that the joint venture will operate as a single business entity (incorporated) for the duration of the contract, or this may be included as an obligation within the JV agreement.		✓	
	Details and confirmation of a single designated bank account in the name of the JV and independent of the individual JV partners, as set out in the joint venture agreement.			✓
# Specific Goals	A tenderer's failure to submit proof that it meets the specific goals will not result in its disqualification. The tenderer will, however, be scored zero for Specific Goals for purposes of PPPFA scoring and ranking.			
Tax Clearance Certificates	A certified copy of a tax clearance certificate is required from foreign tenderers (with a footprint in South Africa but that are not registered on CSD and have not provided a SARS pin number) and local tenderers (that have not provided their SARS e-filing PIN number for verification by Eskom and/or their CSD profile / CSD number). Foreign suppliers with no footprint in South Africa must complete the SBD1 document; however, no proof of tax compliance is required.			✓

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Reference	Returnable From Suppliers	Returnable required at Tender closing (disqualifiable)*	Returnable required at Tender closing. (Non-disqualifiable) **	Returnable required prior to Contract Award.
Eskom's General Conditions of Purchase (GCOP)	The procurement will be made via the Eskom General Conditions of Purchase (GCOP) where Eskom Holdings SOC Ltd (hereinafter referred to as 'Eskom') and the Supplier enter into an order/contract on those conditions to supply the goods or execute the works/services as described in the agreement.	✓		
Pricing schedule	Completed pricing schedule (if not already submitted in the NEC or other Contract).	✓		
	For e-tendering price schedule needs to be submitted in <i>PDF and a copy in excel format</i> . The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes.		✓	
MANDATORY CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE				
Mandatory Contractual Requirement	CSD Registration (CSD number/CSD Report)			✓
ADDITIONAL CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE				
Safety	COIDA - Original certificate of good standing or proof of application issued by the Compensation Fund (COID) or a licensed compensation insurer (South African tenderers only)			✓
Quality	The quality level of the work has been classified as Q4 service and safety Level L3 (Q4/L3). No additional information is required for this scope.			✓
Other safety/quality documents as required per scope of works	If any, this will be requested from the successful tenderer upon contract award.			✓
DOCUMENTS REQUIRED UNDER FUNCTIONALITY/TECHNICAL CRITERIA				
Functionality/Technical	Refer Attachment 2_Functional Evaluation - Engineering FINAL. Compliance is Mandatory as this is required for evaluation / scoring	✓		

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ANNEXURE A

AUTHORISATION FORM

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

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

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

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

A. Certificate for company

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

Signed:	Date:
Name:	Position:

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B. Certificate for close corporation

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

Signed:	Date:
Name:	Position:

C. Certificate for partnership

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

Name	Address	Signature	Date

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

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D. Certificate for Joint Venture

We, the undersigned, are submitting this tender offer in Joint Venture and hereby authorise Mr/Ms _____, an authorised signatory of _____, being the lead member in the Joint Venture, to sign all documents in connection with the tender and any contract that may result from it on behalf of all the members in the Joint Venture. This authorisation is evidenced by the attached power of attorney signed by the legally authorised signatories of all the members in the Joint Venture.

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

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

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

E. Certificate for sole proprietor

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

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

F. Certificate for trust

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

Signed:	Date:
Name:	Position:

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

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

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ANNEXURE B

ACKNOWLEDGEMENT FORM

We are in receipt of the Invitation to Tender/Proposal 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 / RFP Content List, and that each document is complete. ☐

Or: Incorrect or incomplete for the following reasons: ☐

Cataloguing Acknowledgement:

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

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

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

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Invitation to Tender/Request for Proposal No: _____

Name of Tenderer: _____

Country of registration: _____

Full names of contact person: _____

Contact details:

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

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

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ANNEXURE C

TENDERER'S PARTICULARS

The tenderer must furnish the following particulars where applicable:

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

Please complete the following:

Name of lead partner/member in case of JV	
CIPC Registration Number or CIPC disclosure certificate (for individual companies and each JV member) or trust number.	
VAT registration number (for individual companies and each JV member)	
CIDB registration number (for individual companies and each JV member), contractor grading designation (for individual companies and each JV member) and combined cidb contractor grading designation (for JVs)	
Contact person	
Telephone number	
E-mail address	
Postal address (also of each member in the case of a JV)	
Physical address (also of each member in the case of a JV)	

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

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

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

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

YES		NO	

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

7.1 Confirm if you intend sub-contracting

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

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

7.3 To whom do you intend sub-contracting? _____

7.4 Is the said sub-contractor registered on CSD?

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

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

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

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

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

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

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

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

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

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

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ANNEXURE D

INTEGRITY DECLARATION FORM

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

1 DECLARATION OF INTEREST

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

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

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

Related:

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

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

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

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

Control:

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

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

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

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

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

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

If Yes, attach proof. to this declaration

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2 DECLARATION OF FAIR TENDERING PRACTICES

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

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

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

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

Item	Question	Yes	No
1.1	Is the tenderer/s or any of its shareholders/ directors/ members/ partners/ owners/ trustees/ beneficiaries listed on National Treasury's Database of Restricted Suppliers as companies/persons prohibited from doing business with the public sector. The Database of Restricted Suppliers can be accessed on the National Treasury's website (www.treasury.gov.za).		
1.2	Is the tenderer/s or any of its shareholders/directors/members/partners/owners/trustees/beneficiaries listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combatting of Corrupt Activities Act (No 12 of 2004) The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za).		
1.3	Was the tenderer/s or any of its shareholders/directors/members/partners/owners/trustees/beneficiaries convicted by a court of law (including a court outside South Africa) of fraud and/or corruption in respect of any procurement/tendering processes/procedures during the past five years?		
1.3.1	If "Yes", provide details including a case number and a copy of the judgement.		
1.4	Was the tenderer/s or any of its shareholders/ directors/ members/ partners/ owners/ trustees/ beneficiaries prohibited from doing business with any International Financial/Lending Institution or Development/ Funding Agency?		
1.5	Is there any history/record of the tenderer/s or any of its shareholders/directors/members/partners/owners/turstees/beneficiaries failing to meet their contractual obligation with the State or any State Owned Entity(SOC)?		
1.5.1	If "Yes", provide details		
1.6	Is the tenderer/s or any of its directors restricted by Eskom?		

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3. DECLARATION OF SHAREHOLDING / BENEFICIARY INFORMATION

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

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

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

Individuals:

Full Name	Identity Number	Shareholding Percentage / Beneficiary Share

Other Entities*:

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

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

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

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

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

Joint Ventures

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

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

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

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

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ANNEXURE H

SBD 1

PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)					
BID NUMBER:	E3296GXNOU	CLOSING DATE:	13 August 2026	CLOSING TIME:	10:00
DESCRIPTION	The supply and delivery of six (6) portable ultrasonic flow sensor meters and associated equipment to Koeberg Nuclear Power Station (KNPS)				
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT (STREET ADDRESS)					
Tenders are to be submitted electronically via Eskom E- tendering site by the stipulated closing date and time. Please note it is the responsibility of the supplier to ensure that the tender submission is submitted before the closing date and time.					
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO			TECHNICAL ENQUIRIES MAY BE DIRECTED TO:		
CONTACT PERSON	Ms Sheilah Brown		CONTACT PERSON	Ms Lydia Zeko	
TELEPHONE NUMBER	021 522 1221		TELEPHONE NUMBER		
FACSIMILE NUMBER	N/A		FACSIMILE NUMBER		
E-MAIL ADDRESS	TenderClarifications TenderClarifications@eskom.co.za		E-MAIL ADDRESS	TenderClarifications TenderClarifications@eskom.co.za	
SUPPLIER INFORMATION					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		OR	CENTRAL SUPPLIER DATABASE	MAAA

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				No:			
ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES OFFERED?	☐ Yes ☐ No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES OFFERED?			☐ Yes ☐ No [IF YES, ANSWER THE QUESTIONNAIRE BELOW]		

QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS

IS THE ENTITY A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? ☐

YES ☐ NO

DOES THE ENTITY HAVE A BRANCH IN THE RSA? ☐

YES ☐ NO

DOES THE ENTITY HAVE A PERMANENT ESTABLISHMENT IN THE RSA? ☐

☐ YES ☐ NO

DOES THE ENTITY HAVE ANY SOURCE OF INCOME IN THE RSA? ☐

☐ YES ☐ NO

IS THE ENTITY LIABLE IN THE RSA FOR ANY FORM OF TAXATION? ☐

YES ☐ NO

IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN IT IS NOT A REQUIREMENT TO REGISTER FOR A TAX COMPLIANCE STATUS SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 BELOW.

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PART B TERMS AND CONDITIONS FOR BIDDING

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

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

SIGNATURE OF BIDDER:

CAPACITY UNDER WHICH THIS BID IS SIGNED:

.....
(Proof of authority must be submitted e.g. company resolution)

DATE:

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ANNEXURE I

SBD 6.1

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

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

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

1. GENERAL CONDITIONS

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

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

1.2 To be completed by the organ of state

a) The applicable preference point system for this tender is the **80/20** preference point system.

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

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

1.4 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

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

2. DEFINITIONS

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

3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

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

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

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

Where

- P_s = Points scored for price of tender under consideration
- P_t = Price of tender under consideration
- P_{min} = Price of lowest acceptable tender

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

3.2.1. POINTS AWARDED FOR PRICE

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

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

80/20
or
90/10

Where

P_s = Points scored for price of tender under consideration
 P_t = Price of tender under consideration
 P_{max} = Price of highest acceptable tender

4. POINTS AWARDED FOR SPECIFIC GOALS

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

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

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

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

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

DECLARATION WITH REGARD TO COMPANY/FIRM

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

4.4. Company registration number:

4.5. TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One-person business/sole proprietor
- ☐ Close corporation
- ☐ Public Company
- ☐ Personal Liability Company
- ☐ (Pty) Limited
- ☐ Trust
- ☐ Non-Profit Company
- ☐ State Owned Company

[TICK APPLICABLE BOX]

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

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

..... SIGNATURE(S) OF TENDERER(S)	
SURNAME AND NAME:	
DATE:	
ADDRESS:	

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ANNEXURE J

SBD 4

TENDERER'S DISCLOSURE

1. PURPOSE OF THE FORM

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

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

2. TENDERER'S DECLARATION

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

[YES/NO]

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

Full Name	Identity Number	Name of State Institution

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

[YES/NO]

If so, furnish particulars:

.....
.....

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

[YES/NO]

If so, furnish particulars:

.....
.....

3. DECLARATION

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

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

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submit the tender, tendering with the intention not to win the tender and conditions or delivery particulars of the products or services to which this tender invitation relates.

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

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

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

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

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SUPPLIER DECLARATION OF INTEREST

I, the undersigned **[insert full name of signatory]**....., in my capacity as **[insert capacity, i.e., member, director, partner, etc.]** of the supplier **[insert registered full legal name of the supplying entity AND their company registration number]**, certify under oath that, to the best of my knowledge, the information furnished herein is true and correct. I accept that Eskom reserves its right to act against the supplier named above or me personally in terms hereof, should this declaration prove to be false.

Eskom employees and directors that engage in **private work** for or on behalf of the Supplier are not permitted to financially benefit from the procurement associated with this **enquiry / tender / negotiation** **[delete whichever option is not applicable]**

In order to manage situations where conflicts of interests may exist, involving Eskom employees and/or directors engaging in **private work** with the Supplier (named above) associated with this **enquiry / tender / negotiation** **[delete whichever option is not applicable]**, you are hereby required to declare their positions to Eskom and take an oath declaring their interests.

For the purposes of this Declaration:

- **Private Work** includes private interests, and means any employment or commercial activity, or any other interests embarked on by an employee outside the scope of his/her Eskom employment.
 - A **commercial activity** means any activity an employee engages in outside Eskom for the purpose of generating income, whether or not the activity actually produces income and/or is profitable.
3. **Close Family** means persons related to the employee or director by birth, marriage, domestic partnership, adoption, guardianship or the like, who may influence, or be seen to influence the objectivity of the employee or director **OR** related persons who may be influenced by the employee or director in their dealings with Eskom;

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- 4. Associate** means any person (i.e. a friend, rival, business partner, neighbour or the like) who has a relationship with an employee or director who may influence, or be seen to influence the objectivity of the employee or director **OR** who may be influenced by the employee or director in their dealings with Eskom;
- 5. Participation in the Procurement Process** means conceptualisation, proposal, specification, feasibility studies, sourcing, evaluation, benchmarking, negotiation, approval and awarding or withdrawal of offers / tenders in relation to orders / contracts for performing any work, providing any services, or supplying any material, article or equipment or performing any other act; and
- 6. Business Courtesy** means a gift or favour received from a person or a firm for which fair market value is not paid, and includes non-monetary gifts, meals, drinks, entertainment, hospitality, recreation, transportation, attendance prizes, discounts, tickets, passes, promotional items, materials, equipment and the like.

In order to give effect to the above, the following questionnaire must be completed and submitted as a returnable with your enquiry / tender/ attendance at a negotiation.

*** Delete whichever is not applicable.**

Are you or any other person who holds an interest in the Supplier named above (i.e. a shareholder, a director, or a member or partner, a line manager, or a fellow employee), employed by Eskom or serves as a director at Eskom?

***YES/NO**

If so, state particulars

.....

.....

.....

Are you, or any other person who holds an interest in the Supplier named above, a **close family** member to or an **associate** of an Eskom employee and/or director, who may be **participating in the procurement process** associated with this enquiry / tender / negotiation?

***YES/NO**

If so, state particulars

.....

.....

.....

Are you aware of any relationship which amounts to that of **close family** (i.e. related by birth, marriage, domestic partnership, adoption, guardianship or the like) or that of an **associate** (i.e. a friend, rival, business partner, neighbour, etc.) between person/s acting for or on behalf of the Supplier and an Eskom employee and/or director, who may be **participating in the procurement process** associated with this enquiry / tender / negotiation?

***YES/NO**

If so, state particulars

.....

.....

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.....

Have you, or any other person who holds an interest in the Supplier named above, given a **business courtesy** to or received a business courtesy from an Eskom employee and/or director over the last 12 (twelve) months?

***YES/NO**

If so, state particulars

.....

.....

.....

If providing services as a consultant to Eskom, please state the particulars of any other services that the Supplier named above is currently rendering to any other Eskom business units, Eskom Divisions, Eskom subsidiaries, Eskom suppliers of primary energy (coal, water, fuel and associated logistics), Eskom suppliers of strategic commodities (specifically primary plant, IT hardware, IT software, construction services, consulting services and professional services), and key industrial customers.

For purposes of this declaration a consultant is deemed to be a supplier that is providing Eskom with advice / contracted deliverables linked to specific technical and /or strategic issues that are core to Eskom's approved strategic direction, and /or where the services of a registered professional are required (e.g. attorneys, auditors, engineers, etc.).

Declaration of other work			
Name of Client	Nature of Services	Date/s of contract	Contact person/s and contact details

Name	Designation	Signature	Date
Telephone number	Fax and/or e-mail address		

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T1.4 FINANCIAL TENDER RETURNABLES

The tenderer must submit the returnables set out hereunder as part of its tender. (Mandatory returnables are indicated by a tick (✓), and if they are not included by tender deadline, the tenders will be disqualified from further evaluation).

ReferenceTender Returnable	Returnable From Suppliers	Returnable required at Tender closing (disqualifiable)*	Returnable required at Tender closing. (Non-disqualifiable) **	Returnable required prior to Contract Award.
Refer below	Data provided by the Contractor			
	Contract Data – Acceptance of the GCOP Attachment 1 Eskom GCOP	✓		
Refer below	Scope of work			
Refer below	Pricing Schedule			
	Bill of Quantities (BOQ) Attachment 3_Copy of Attachment 3_BOQ_As per SAP_Rev 1	✓		

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Contract Data

Important Notice to Tenderers

This procurement will not be contracted under the NEC suite of contracts. The resulting purchase order/contract shall be governed by **Eskom's General Conditions of Purchase (GCOP)**, attached to this Invitation to Tender. Tenderers are required to carefully review the GCOP and to take all provisions thereof into account when preparing and submitting their tenders. Submission of a tender shall be deemed to constitute acknowledgement and acceptance of the GCOP unless deviations are expressly identified in the tender submission

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

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Scope of Work

The Contractor shall provide for the **supply, testing, packaging, transportation and delivery** of six (6) portable ultrasonic flow sensor meters and associated equipment to Koeberg Nuclear Power Station (KNPS), in accordance with the Bill of Materials, technical requirements and tender documentation. The equipment shall be supplied complete with all accessories, fittings, transducers, adapters, probes and associated components required for the intended application.

The scope includes, but is not limited to, the supply and delivery of:

- Six (6) portable battery-powered ultrasonic flow measurement units;
- Twelve (12) transducer mounting fixtures (mounting frames);
- Twelve (12) standard ultrasonic transducers;
- Twelve (12) connection system adapters;
- Two (2) portable ultrasonic thickness measurement devices compatible with the flow meter system;
- Six (6) RTD temperature probes; and
- Any associated documentation, certification, labelling and cataloguing information required by Eskom.

Supplier must provide:

- Operating manuals and technical documentation.
- Calibration certificates (where applicable).
- Recommended accessories required for operation.
- A Certificate of Conformity (CoC) for all applicable equipment.
- OEM-authorized product training for Eskom personnel covering installation, operation, configuration, troubleshooting, maintenance, and interpretation of measurement results.
- One (1) day of OEM-authorized training, which shall be included in the supply and delivery scope at no additional cost.

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- Details of the proposed training programme, training material, trainer qualifications, and training schedule as part of the tender submission.
- Receipt inspection will be performed by Procurement Quality Engineering upon delivery.

Post-delivery technical support

- Tenderers shall provide details of their post-delivery technical support arrangements, including troubleshooting assistance, outage support, availability, contact details, escalation procedures, and standard response times.
- Post-delivery technical support shall be provided by the OEM or an OEM-authorised representative for the supplied equipment.
- Tenderers shall indicate their standard service levels for remote and on-site technical support, including response and mobilisation times, where applicable.
- The cost of the post-delivery technical support offered in respect of the supplied equipment shall be included in the tendered price.
- Tenderers shall clearly indicate any limitations, exclusions, or conditions applicable to the support provided.
- The tenderer shall acknowledge support requests within two (2) working hours and provide technical assistance within one (1) business day. Where on-site support is required, the supplier shall mobilise suitable technical resources within one (1) business days.

The equipment shall be new, unused, commercially available off-the-shelf products and shall comply with the technical requirements stipulated in the tender documentation. Installation, commissioning and site works do not form part of this scope unless specifically instructed by Eskom in writing.

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

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Bill of Quantities (BOQ)

Portable Ultrasonic Flow Measurement Equipment

The Supplier shall provide and deliver portable ultrasonic flow measurement equipment and associated accessories, complete and compliant with the following requirements:

Refer Attachment 3_Copy of Attachment 3_BOQ_As per SAP_Rev 1

No.	Description	Internal Text	Qty	Class	Spec No.	Price (ZAR)
1	Transducer mounting fixture - variofic L - Pipe OD 10 - 130mm (MOU-VLQ-DS-S0250)	Permanent or semi-permanent mounting frames for consistent positioning of ultrasonic transducers Constructed from corrosion-resistant material (e.g. stainless steel). Must enable repeatable, accurate, and rapid installation/removal of transducers	12	NSF/ND/Q4/NEV/AR/M0043/22C	Certificate of Conformity (CoC)	
2	Portable ultrasonic flow meter (DE6-F601GP-NNNNN-2PG3-NN.CS2.TT4)	Portable, battery-powered ultrasonic flow measurement unit. Suitable for clamp-on (non-intrusive) measurement of liquid flow in closed pipes. Capable of accurate flow measurement across the expected pipe sizes, materials, and operating conditions. Must allow input of pipe parameters (e.g. diameter, wall thickness, material, fluid properties). Shall provide real-time flow readings and data display	6	CLASSIFICATION: NSF/NC/Q4/NEV/AR/0036/88Q	Certificate of Conformity (CoC) Calibration Certificate	

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No.	Description	Internal Text	Qty	Class	Spec No.	Price (ZAR)
3	STD Transducer - CDQ2N52 (TRD-FSQ-NNNN-NNTS-003)	Clamp-on ultrasonic transducers compatible with the supplied transmitter. Suitable for the specified pipe sizes, materials, and operating temperatures. Standard (non-radiation-hardened) units acceptable for intermittent use Must support accurate signal transmission and reception for flow measurement	12	CLASSIFICATION: NSF/NC/Q4/NEV/AR/ 0036/88Q	COC and Calibration Certificate	
4	Coupling Foil (ACC-PO-F601-CFQL)	Acoustic coupling system between the ultrasonic transducer and the pipe.	12	CLASSIFICATION: NSF/NC/Q4/NEV/AR/ 0036/88Q	Certificate of Conformity (CoC)	
5	Adaptor from TS/T1 to NL. TA608A2 (ACC-PO-F601-1AT2)	Required interface components to connect ultrasonic transducers to the portable transmitter. Must ensure reliable signal integrity and compatibility between system components	12	CLASSIFICATION: NSF/NC/Q4/NEV/AR/ 0036/88Q	Certificate of Conformity (CoC)	
6	RTD temperature probe (clamp on)	Surface-mounted or clamp-on temperature sensors. Capable of accurately measuring pipe surface temperature. Integrated or compatible with the flow measurement system to improve measurement accuracy	6	CLASSIFICATION: NSF/NC/Q4/NEV/AR/ 0036/88Q	Certificate of Conformity (CoC)	

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No.	Description	Internal Text	Qty	Class	Spec No.	Price (ZAR)
7	Wall thickness probe (ACC-PO-F601-/W6)	Portable ultrasonic thickness measurement device compatible with the flow meter system. Used to determine pipe wall thickness for accurate flow calculation inputs	2	CLASSIFICATION: NSF/NC/Q4/NEV/AR/0036/88Q	Certificate of Conformity (CoC)	
8	Delivery, Collection, and Receipt Inspection of material	Receipt inspection will be performed by Procurement Quality Engineering upon delivery.	Lump Sum (LS)		Supply and delivery of portable ultrasonic flow sensor meters and associated equipment	
9	Cataloguing of supplied materials in accordance with Eskom Cataloguing Requirements, including completion and submission of cataloguing data and material information as required by Eskom		Lump Sum (LS)	Cataloguing Services		

TOTAL (excluding VAT)		R
VAT	15%	R
SUBTOTAL		R

General Requirements

1. Equipment must be **commercially available, standard off-the-shelf products**.
2. All components must be **fully compatible and supplied as a complete integrated system**.
3. Suitable for **portable, intermittent use** in industrial environments.

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4. Must provide **accurate and repeatable flow measurements** within acceptable engineering tolerances.
5. **Supplier must provide:**
 - * Operating manuals and technical documentation
 - * Calibration certificates (where applicable)
 - * Recommended accessories required for operation
 - * A Certificate of Conformity (CoC) shall be provided by the contractor.
 - * Receipt inspection will be performed by Procurement Quality Engineering upon delivery.
 - * OEM training and technical support shall be included in the supply and delivery scope at no additional cost.

No alternative tenders or alternative products will be accepted.

Tenderers shall offer the specific product and configuration detailed in the Scope of Work and Bill of Materials. Any tender based on an alternative product, alternative technology, substitute equipment, or deviation from the specified requirements may be rejected and not considered for further evaluation.

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

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T1.5 FUNCTIONAL TENDER RETURNABLES

The tenderer must submit the returnables set out hereunder as part of its tender. (Mandatory returnables are indicated by a tick (✓), and if they are not included by tender deadline, the tenders will be disqualified from further evaluation).

Reference Tender Returnable	Returnable From Suppliers	Returnable required at Tender closing (disqualifiable)*	Returnable required at Tender closing. (Non-disqualifiable) **	Returnable required prior to Contract Award.
Attachment 2	Functional Evaluation - Engineering FINAL	✓		
	Occupational Health and Safety Act: Section 37(2) Agreement - Form		✓	
	Annexure B: Eskom Acknowledgement Form for OHS legal and other requirements		✓	

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Refer, Attachment 2_Functional Evaluation_Engineering FINAL

Functional Evaluation Criteria for Enquiry No: MOD13030 RIS HHSI Flow Indicator project									
	Requirements	Criteria	Deliverables	Weighting	Rating	% Rating	% Score	[Supplier] Response	Eskom Comments
1. Company Profile	1.1	The bidder must demonstrate that they are an authorised supplier, distributor, or reseller of the original equipment manufacturer (OEM) for the products being offered.	Bidders must submit the following documentation as part of their technical proposal: (1) OEM Accreditation Letter or Certificate: - Must be on the OEM's official letterhead. - Must clearly state the bidder's name and their status (e.g., authorised distributor, reseller, or partner). - Must specify the scope of products or services covered. - Must be valid at the time of tender submission. (2) OEM Contact Details for Verification: - Name, email, and phone number of the OEM representative who can verify the accreditation. - OEM website	15%	0	0%	0%		
	TOTAL WEIGHTING			15%	NOT MEET	0%	0.0%		
2. Technical Requirements	2.1	Supplier must meet the delivery lead time of between 9 - 12 weeks.	Quoted delivery lead time as evidenced in tender submission.	15%	0	0%	0%		
	2.2	Demonstrate the ability to supply the proposed ultrasonic flow meters and associated equipment as detailed by Eskom.	Submit report indicating what will be supplied to Eskom, including part serial numbers, along with the supporting documents e.g. datasheets, technical brochures etc. Confirmation that a calibration certificate will be supplied upon delivery.	50%	0	0%	0%		
	2.3	Demonstrate that the OEM will provide Eskom with after sales service and basic training.	The supplier will provide written confirmation from the OEM that after sales support and basic training will be given to Eskom.	10%	0	0%	0%		
	2.3	Warranty period and availability of after-sales support and spares.	The supplier must provide a minimum 12-month warranty for the products being supplied, covering defects in materials, workmanship, and design. Warranty offered must be clearly stated in the tender submission.	10%	0	0%	0%		
	TOTAL WEIGHTING			85%	NOT MEET	0%	0.0%		
Final Analysis									
1. Company Profile				15%		0.0%			
2. Technical Requirements				85%		0.0%			
TOTAL				100%		0.0%			

The scoring of the Quality Evaluation Criteria is conducted as follows:

A supplier is given a score in each of the sub-categories. These sub-categories are requirements detailed in the specification or contract. Scores are allocated as follows:

- 0 - 0% - Does not meet
- 1 - 50% - Partial meet (Large gap)
- 2 - 75% - Partial Meet (Small gap)
- 3 - 100% - Meet

The overall score for functionality criteria is analysed as follows:

- 0% - 79% - Does not meet
- 80% - 100% - Meet

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Functional Evaluation Criteria and Threshold

Tenderers will be evaluated on functionality as the third stage of the evaluation process. The functionality criteria and weightings are as follows:

Functionality Criteria	Maximum number of points /percentage
Company Profile and Experience	15%
Technical Requirements	85%
Total	100%

The minimum qualifying score for functionality is **80 points out of 100 (80%)**. Tenderers who obtain a functionality score of less than 80 points will be deemed non-responsive and will not be considered for further evaluation.

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

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**SECTION 37(2) AGREEMENT
CONCLUDED BETWEEN
ESKOM HOLDINGS SOC LIMITED
(Hereinafter referred to as Eskom)**

AND

.....
(Name of contractor/supplier)

I,[(name)representing
..... *[insert name of contractor/supplier]*, do
hereby acknowledge that *[insert name of
contractor/supplier]* is an employer in his/her own right, with duties as prescribed in the Occupational
Health and Safety Act No. 85 of 1993 ("the Act"), as amended, and agree to ensure that all work will be
performed and/or machinery or plant used in accordance with the provisions of the Act.

I undertake that *[insert name of contractor/supplier]* shall
strictly adhere to, and ensure that his/her employees adhere to, the provisions of the Occupational
Health and Safety Act, 1993 (Act 85 of 1993).

I have been provided with SHE specifications for project/service*[insert brief
details of project/service, for example, name, contract/project number]*
and will comply with the requirements set out in these.

I accept and agree that the SHE specifications constitute arrangements and procedures between
..... *[insert name of contractor/supplier]* and Eskom,
which will ensure compliance by *[insert name of
contractor/supplier]* with the provisions of the Act, as contemplated in section 37(2) of the Act.

This agreement constitutes the sole agreement between the parties, and no variation, modification, or
waiver of any of the provisions of this agreement or consent to any departure from these shall, in any
manner, be of any force or effect, unless confirmed in writing and signed by both parties, and such

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variation, modification, waiver, or consent shall be effective only in the specific instance and for the specific purpose and to the extent for which it was made or given.

This agreement is signed on behalf of the parties, each signatory to this warranting that he/she has the requisite authority to do so.

Signed this day of 20 at

..... (Place)

(Full name)..... (Signature)on

behalf of (supplier/contractor)

Contractor Responsible Manager (responsible for signing the Eskom contract on behalf of the contractor)

Witnesses

1.

2.

Signed this day of20.....

at (Place)

(Full name)..... (Signature).....on

behalf of **Eskom Holdings SOC Limited.**
(Contracts and/or Project Manager or Eskom's representative)

Witnesses

1.

2.

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Annexure B: Eskom Acknowledgement Form for OHS legal and other requirements

NOTE: the supplier/contractor/tenderer has to ensure that he/she understands the OHS requirements listed hereunder.

1. The supplier/contractor/tenderer is expected to comply to the following documents when working at/rendering a service to Eskom but not limited to the following: a. Eskom contractor Health and Safety requirements standards 32-136 b. OHS specification/requirements provided c. Occupational Health and Safety Act 85 of 1993 d. Compensation for Occupational Diseases and Illnesses Act 130 of 1993 Note: Please note that after contract award, it is your responsibility to fully align the company's processes to Eskom's OHS requirements (policies, procedures, standards etc).
2. Penalties shall be enforced on the main supplier for non-conformance/s (identified for the main supplier and/or its contractor and/or supplier) pertaining to Eskom and/or Statutory OHS requirement/s.
4. Ensure that all employees (contractors/suppliers) undergo the relevant Eskom induction and the 's induction
5. Management of Contractors/ Suppliers The main contractor/supplier: a) Has to demonstrate to Eskom the process and selection criteria applied when appointing contractors and suppliers. b) Has to provide notification to Eskom, prior to the appointment of contractors or suppliers for the commencement of work. c) Has to ensure that contractors/ suppliers have adequate resources and competencies. d) Is accountable for the management of its contractors/ suppliers in order to ensure that the applicable legal and Eskom requirements (that are applicable to the main supplier during contract execution) are complied with by the contractors or suppliers. e) The main supplier shall monitor contractors or suppliers through audits and assessments with regard to OHS compliance during the execution of the work. f) The grounds for the termination of work done by contractors/suppliers shall be provided by the main supplier. g) All non-conformances/non-compliance by the contractors/suppliers (all tiers) to the main supplier shall be dealt with directly with the main contractor/supplier in terms of performance and penalty processes. h) Eskom reserves the right to verify this when deemed necessary. The contractor may be instructed to provide copies of testimonials/references and the contact detail of clients (including Eskom) for whom the Company has done previous work of a similar nature

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I, the undersigned, hereby acknowledge that I have obtained copies of the above documents and confirm that I fully understand them and the consequences of non-compliance.

Signed at on day of 20.....

Company/Supplier Name: -----

Name of Authorised person (CEO/Director/ Managing Director)

Signature

Date

Witness 1

Witness 2

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ATTACHMENTS

- 01_Eskom - Standard Conditions of Tender - Rev 12
- 02_Annexure M1- E-tendering Help Manual for supplier
- 03_Annexure M2 E-Tendering Training Acknowledgement Form
- Attachment 1_Eskom General Conditions of Purchase (GCOP)
- Attachment 2_Functional Evaluation - Engineering FINAL
- Attachment 3_Copy of Attachment 3_BOQ_As per SAP_Rev 1
- Attachment 4_Tender Questions and Answers 240-7124948 rev 1
- Attachment 5_Non-Disclosure Agreement (NDA) Vendors_KBG2716
- Attachment 6_Declaration of Shareholding or Beneficiaries Form

FOR INFO_Eskom_Supplier_Integrity_Pact

FOR INFO_Procedure for Fitness for Duty Requirements Rev 5

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