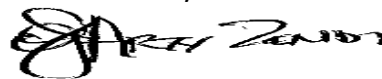


Occupational Health & Safety Unit

37.2 Agreement in terms of Occupational Health and Safety Act No. 85 of 1993



Document Title	37.2 Agreement in terms of OHS Act of 1993
Client	eThekweni Municipality – UMW
Project Name	Supply and Installation of 4 off New Chillers and the servicing and maintenance thereof for 24 months
Contract Number	5U - 31120
Revision	01
Date	22/05/2025
Internal Reference no.	37.2 AGM/052 /05/2025
Compiled by (Safety officer)	Name and surname: Siya Nkosi Signature:  Date: 22 May 2025
Reviewed by (Manager: Safety& Risk)	Name and surname: Arty Zondi Signature:  Date: 22 May 2025

ETHEKWINI MUNICIPALITY

OCCUPATIONAL HEALTH AND SAFETY

OCCUPATIONAL HEALTH AND SAFETY ACT 1993, (ACT NO. 85 OF 1993) MANDATORY AGREEMENT – 37.2

Service Provider Acknowledgement of Responsibility in terms of the Occupational Health and Safety Act

A written agreement between uShaka Marine World (the “employer”)

And

(the “Service Provider”)

as provided for in terms of Section 37 (2) of the Occupational Health and Safety Act No.85 of 1993 as amended by Act 181 of 1993.

I hereby declare that I,, am authorised to represent the “Service Provider” and acknowledge that the “Service Provider” is an employer with all duties and responsibilities as prescribed in the Occupational Health and Safety Act no. 85 of 1993.

I agree to ensure that all work performed, or machinery and plant used by the “Service Provider” on any uShaka Marine World premises shall be in accordance with the provisions of the said Act.

Furthermore, I agree the “Service Provider” shall comply with all uShaka Marine World site rules and safety, health, and environmental requirements as may be communicated or stipulated by uShaka Marine World prior to and during any Contract awarded to the “Service Provider” by uShaka Marine World.

Furthermore, I undertake to ensure that uShaka Marine World is timeously informed should the “Service Provider”, for whatever reason, be unable to perform in terms of this agreement.

The Service Provider must be familiar with the uShaka Marine World emergency evacuation plan.

The Service Provider must develop a safety file which shall be approved by UMW Health and Safety Department.

The Service Provider must conduct activities-based risk assessments and develop safe working procedures, train all its employees regarding risk assessments and safe operating procedures and keep the records in the safety file.

The Service Provider must ensure that all his or her employees have a valid medical certificate of fitness.

The Service Provider shall ensure that all employees under his/her control are always wearing the appropriate Personal Protective Equipment.

The Service Provider must be registered and in good standing with the Compensation for Occupational Injuries and Diseases Commissioner or Personal Accident Cover.

Signed thisday of20.....

On behalf of the “Service Provider” (print).....

(sign)

On behalf of the “employer” (print).....

(sign)