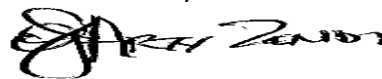


**37.2 Agreement in terms of Occupational
Health and Safety Act No. 85 of 1993**



Document Title	37.2 Agreement in terms of the OHS Act of 1993
Client	eThekweni Municipality – City Fleet Unit
Project Name	Reconditioning and supply of radiators, fuel tankers and related coolers for 36 months
Contract Number	1J - 31966
Revision	01
Date	30/05/2025
Internal Reference No.	37.2 AGM/055/05/2025
Compiled by (Safety officer)	Name and surname: Siya Nkosi Signature:  Date: 30 May 2025
Reviewed by (Manager: Safety & Risk)	Name and surname: Arty Zondi Signature:  Date: 30 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 ETHEKWINI Municipality (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 ETHEKWINI Municipality premises shall be by the provisions of the said Act.

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

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

The Service Provider’s driver must obey the traffic signs and speed limit within eThekwini Municipality premises.

The Service Provider shall ensure his/her vehicle is in good working condition and safe for use, and that it is used according to its design and intended use.

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 control are always wearing the appropriate Personal Protective Equipment.

The Service Provider must be familiar with the City Fleet Emergency Evacuation Plan and comply in the event of any emergency.

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)