ESKOM HOLDINGS SOC LTD

INVITATION TO TENDER (ITT)

FOR

Purchase, collection and disposal of scrapped ferrous metals (CT/VTs, Glass and/or Ceramic Insulators, Reclosers/Breakers, Isolators, Steel Cages , Porcelain, Steel, Sub-Grade, Line Hardware , General Waste and Mixed Insulators and anything that falls with the ferrous commodities) at North West Operating Unit (OU) on an "as and when" required basis for a period of 36 Months.

Tender number	**E3781DXNWOU**
Issue date	**02 November 2026**
Closing date and time	**16 November 2026 at 10h00 AM**
Tender validity period	**90 days from the closing date and time**
Clarification meeting	**Non-Compulsory Clarification Meeting**
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 time***	

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Invitation to Tender

Eskom Holdings SOC Ltd (hereinafter “Eskom”) invites you to submit a tender for the Purchase, collection and disposal of scrapped ferrous metals (CT/VTs, Glass and/or Ceramic Insulators, Reclosers/Breakers , Isolators , Steel Cages , Porcelain, Steel, Sub-Grade, Line Hardware , General Waste and Mixed Insulators and anything that falls with the ferrous commodities) at North West OU on an “as and when” required basis for a period of 36 Months.

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 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.

All queries and clarifications relating to the Invitation to Tender 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



Lunga May

Investment Recovery

Procurement and Supply Chain Management

Date: 02 November 2026

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1.1 Annexures to the Tender

The following document listed hereunder are attached to this Invitation to Tender.

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 (refer to www.eskom.co.za for the Supplier Integrity Pact that suppliers are required to download and read)	Annexure D	Y
1.1.5	*SBD 1 Invitation to Bid must be filled out by all tenderers and submitted with the tender at tender submission deadline	Annexure H	Y
1.1.6	*SBD 6.1 Preference Points Claim Form in terms of PPPFA 2022 regulations	Annexure I	Y
1.1.7	*SBD 4 – Bidders Disclosure	Annexure J	Y
1.1.8	Technical Evaluation Criteria	Annexure K	Y
1.1.9	Section 37 (2) Agreement	Annexure L	Y
1.1.10	Safety Evaluation Requirements	Annexure M	Y
1.1.11	Environmental Evaluation Requirements	Annexure N	Y
1.1.12	Reverse e-auction training acknowledgement form (if applicable)	Not Applicable	
1.1.13	Reverse e-auction process (if applicable)	Not Applicable	
1.1.14	E-tendering Help Manual acknowledgement form	Attached Separately	
1.1.15	E-tendering Help Manual for supplier	Attached Separately	
1.1.16	Pricing Schedule/BOQ (if not contained in Contract) PDF and excel format	Refer Page 15-16 of the Invitation to Tender	

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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,** 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: Lunga May Tel: 071 167 7937 E-mail: Mayl@eskom.co.za
1.3 Tender documents	The Invitation to tender number is: **E3781DXNWOU** See the content list above for the tender documents.
1.4 Type of Invitation to Tender	This Invitation to Tender is: **1.** 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 contract.
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] 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 (900MB) for submission and the tenderers may submit more than one submission with the same tender number.

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Clause Number from Standard Conditions of Tender	Tender Data
	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 evidence that a tenderer has a conflict of interest with one or more parties in this [tendering] 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-authorised persons. **6.** Any tenderer that is restricted by National Treasury. **7.** Any tenderer on the Tender Defaulters list. **8.** 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	The deadline for ***Tender submission*** is: Date: **16 November 2026** Time: **10h00am** **Late Tenders will not be accepted.** **THE TENDER OFFICE** **Tenders are uploaded via Eskom Tender bulletin site on the Eskom E- tendering page**
2.7-.2.11Submitting 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 uploaded under the folder Technical, Commercial, Financial, and other. All documents need to be submitted in a PDF and Excel format (The limit is 50MB per file and total submission of 900MB per submission). No Zip/condense files can be uploaded

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Clause Number from Standard Conditions of Tender	Tender Data
	No hard copy will be accepted 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: **12** weeks/**90** days
2.15 Site visit and/or clarification meeting	A ***non-compulsory clarification meeting*** with representatives of Eskom will take place as follows: Date: 10 November 2026 Time: 10h00 Venue: https://teams.microsoft.com/meet/3338672548709233?p=VU9bbwkWb3PIp8xhhV Tenderers must confirm their intention to attend with the Eskom Representative, stating the name, position and contact details of each proposed attendee before **16:00pm on the 06 November 2026.** **Please note that if the tender stipulates that a site/clarification meeting is mandatory/compulsory, then tenderers must attend such meeting. Tenderers that do not attend such mandatory/compulsory meetings will be disqualified and will not be evaluated.**
2.16 Seeking clarification	The tenderer will notify Eskom of any clarifications required before the closing time for clarification queries, which is **5** working days before the deadline for tender submission.
2.22 Alternative tenders	Alternative tenders are **not allowed**
3.4 Tender Opening	For E-tendering. There will be no public opening of tenders. Tenders will be downloaded electronically.
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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Clause Number from Standard Conditions of Tender	Tender Data
	1. Meet the eligibility criteria for a tenderer 2. Submit a complete tender with commercial 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 as stipulated in the Tender Returnable section of the respective Invitation to Tender will be deemed non-responsive.
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. **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. If a tenderer fails to submit evidence of its points claim for a Specific Goal, it will not be disqualified. However, it will be awarded 0 points for that Specific Goal.

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Clause Number from Standard Conditions of Tender	Tender Data
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.
3.21 Reverse e-auction (if applicable)	Reverse e-auction is **not *applicable*** For costing purposes, the following table and text messages have been compiled. Please bear in mind that each material classification is for a type of scrap, and you must factor your costs into your prices. For each disposal transaction the rand price will be calculated by multiplying the quoted percentage of the ITAC (**International Trade Administration Commission South Africa)** **and price by the ITAC** **ITEM NO** | **DESCRIPTION** | **ITAC Code** | **OFFERED PRICE PERCENTAGE OF ITAC METAL BULLETIN (% excluding VAT)** 1 | Mixed Steel | **201** | It has been noted from the previous ferrous contracts that most of the high volumes of scrap is coming from the mixed steel category (ITAC Code 201). Based on that the evaluations on that category will be highly considered and at a favorable and fair value. Suppliers should utilise the provided price schedule of price per ton, failure of which will lead to non-responsive. hereafter referred to as the total offer prices, excluding VAT, remittances in respect of the agreement is to be made payable to Eskom Holdings SOC Limited and are to be paid within five (5) working days after sale. All payments due and payable to Eskom shall be by electronic bank transfer only. The contract will be for a period of thirty-six (36) months for the disposal of ferrous metals.
Contractual Requirements	Mandatory Contractual Requirements that **must** be included in all tenders is the following: - • Proof of CSD registration • Invitation to Tender document completed/filled in. Additional Contractual Requirements that may be included if applicable: • SHEQ requirements; and/or

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Clause Number from Standard Conditions of Tender	Tender Data
	• Any other as may be stipulated **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 ***Other***

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:

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.

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.

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1.2 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 fully completed, signed (if required on the returnable) and submitted with the tender at Tender closing date and time. If not fully 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 fully 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 fully completed, signed if required and/or received by the Procurement Practitioner within 5 working days of the request, the tenderer will be disqualified.

 # 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.

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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	Invitation to Tender	√		
Annexure A	Authorisation Form		**√**	
Annexure B	Acknowledgement Form		**√**	
Annexure C	Tenderers Particulars		√	
Annexure D	Integrity Pact Declaration form		√	
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		√	
Reverse e-auction training acknowledgement form **(if applicable)**	E-auction training acknowledgement form **(Attached Separately)**	**Not Applicable**		
E-tendering Help Manual acknowledgement form			√	
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.			√
B-BBEE	Affidavit (on DTI Template) confirming that the B-BBEE Contribution level of the entity.		√	

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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.
	B-BBEE Verification Certificate from Accredited verification agency			
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.		√	
CSD	Submitted proof of the registration on National Treasury's Central Supplier Database (CSD) registration Report or MAAA registration number (Valid & Current) **It should be noted that as per National Treasury Instruction No: 09 of 2017/18; a tender will not be awarded to a recommended tenderer that has a tax non-compliance status**		√	
Second-Hand Good Certificate	Second-hand goods act certificate from SAPS/License (for scrap dealers and recyclers) (Valid & Current)		√	
Company Registration Documents	The tenderer must submit (Companies and Intellectual Property Commission (CIPC) company registration documents or CIPRO documents or any declaration of Shareholding and Directorship - in order for Eskom to assess any conflict of interest.		√	
COIDA	Valid certificate of good standing		√	
Pricing schedule	Completed pricing schedule (if not already submitted in the NEC or other Contract).	√		

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<tr><td></td><td>MANDATORY CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE</td><td></td><td></td><td></td></tr>
<tr><td>Mandatory Contractual Requirement</td><td>Proof of valid and current CSD Registration (CSD number/CSD Report)</td><td></td><td></td><td>√</td></tr>
<tr><td></td><td>ADDITIONAL CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE</td><td></td><td></td><td></td></tr>
<tr><td>Safety</td><td>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)
Refer Annexure M for detailed Safety Returnables</td><td></td><td></td><td>√</td></tr>
<tr><td>Environmental</td><td>Refer Annexure N for detailed Environmental Returnables</td><td></td><td></td><td>√</td></tr>
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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.
DOCUMENTS REQUIRED UNDER FUNCTIONALITY/TECHINICAL CRITERIA				
Technical Requirements • Technical inventory list • Method statement based on scope of work			✓	

SCOPE OF WORK

Purchase, collection and disposal of scrapped ferrous metals (CT/VTs, Glass and/or Ceramic Insulators, Reclosers/Breakers, Isolators , Steel Cages , Porcelain, Steel, Sub-Grade, Line Hardware , General Waste and Mixed Insulators and anything that falls with the ferrous commodities) at North West Operating Unit on an “as and when” required basis for a period of 36 months from the date of contract signature.

Collection of scrap materials

The Works include the following:

- The contractor shall purchase and removal of redundant scrap materials from Eskom sites in North West OU during this period.
- The contractor shall comply with all applicable legislation and regulatory requirements.
- The contractor shall ensure that it uses only roads designated as such for its traveling purposes.
- The contractor shall be responsible for the provision of their own accommodation, transport, water, and toilet facilities at their own cost.

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- Security of the site will be responsible for monitoring the contract during the contract.
- Eskom will not accept any responsibility as to damages or losses incurred while working on this project arising from theft, damage or personal injury.
- All dumping of rubble will need to be monitored and must be dumped at the approved municipal dump for construction waste.
- The contractor shall grant Eskom or its authorised site agent, free and unrestricted access to the premises, without prior notice for the duration of the project.
- The contractor shall be required to adhere to the condition as laid out by the Eskom site agent with regards to site access etc.
- Littering is always prohibited. Facilities will have to be made available on-site during collection and removal operations for the collection of disposal waste material. No rubble whatsoever is to be left on site.
- Additional precautions must be taken when using cutting equipment. Portable firefighting equipment must be available on site during all stages of the work program.
- No burning of waste or any material will be allowed on the site.
- TOR shall be required to be issued with an Eskom permit to work, prior to commencement of and work. After completion of the work, it is imperative that you notify the Eskom site agent, so that the permit can be signed off.
- All work must comply with the OHSA Act no 85 of 1993. All Safety requirements and documentation shall be available on the site.
- All work must be carried out and comply with the stipulated environmental requirements were impacted. Any damage done to property by **the contractor** must be reported to Eskom. Repairs to damage will need to be done immediately at the contractor's cost.
- The contractor must rehabilitate any oil spills caused during the work program. Contaminated ground will need to be removed in accordance with the latest environmental legislation.
- The contractor shall provide a minimum of 6 marked skip bins is to be placed at designated sites around the power station.
- The contractor to weigh the truck empty and once loaded to weigh the truck full and provide the Eskom manager materials management with weigh bridge tickets.
- The contractor to submit the reconciliation of the collection of scrap every 2 weeks.
- The contractor to make payment within 5 days of the recon verification and submit proof of payment.
- The contractor to submit safe disposal certificate of scrap collected during the month
- The contractor to collect all scrap ferrous metal from site without sorting or choosing scrap and ensure a clean area collection.

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- If it is a requirement for Contractor to do cutting or baling on site due to the size of commodity to be collected. The contractor shall make necessary arrangements and such arrangements will be made in writing. Due permission will be given in writing by the site supervisor who will get authorization from the Materials Management Manager
- The contractor to comply with all the above and any deviation from this scope of work will be regarded as a non-conformance and failure to correct the situation within reasonable time will result in the termination of this contract.

Nature of Scrapped Ferrous Metals includes but not limited to :

- CT/VTs;
- Glass
- Ceramic Insulators,
- Reclosers/Breakers,
- Isolators,
- Steel Cages,
- Porcelain,
- Steel,
- Sub-Grade and Line Hardware.
- Mixed Insulators.

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PRICE SCHEDULE

For costing purposes, the following table and text messages have been compiled. Please bear in mind that each material classification is for a type of scrap, and you must factor your costs into your prices.

For each disposal transaction the rand price will be calculated by multiplying the quoted percentage of the ITAC (**International Trade Administration Commission South Africa)** **and price by the ITAC**

ITEM NO	DESCRIPTION	ITAC Code	OFFERED PRICE PERCENTAGE OF ITAC METAL BULLETIN (% excluding VAT)
1	Mixed Steel	**201**	

It has been noted from the previous ferrous contracts that most of the high volumes of scrap is coming from the mixed steel category (ITAC Code 201). Based on that the evaluations on that category will be highly considered and at a favorable and fair value.
Suppliers should utilise the provided price schedule of price per ton, failure of which will lead to non-responsive. hereafter referred to as the total offer prices, excluding VAT, remittances in respect of the agreement are to be made payable to Eskom Holdings SOC Limited,
and are to be paid within five (5) working days after sale, All payments due and payable to Eskom shall be by bank cheque or electronic bank transfer only. The contract will be for a period of thirty-six (36) months for the disposal of ferrous metals.

NOTES

a. Eskom will not be responsible for any damages or losses suffered during the removal of the oil incurred while working on this project arising from theft, damage or personal injury.
b. You will be required to adhere to the condition as laid out by the Eskom site agent with regards to site access etc.
c. Littering is prohibited at all times. Facilities will have to be made available on site during dismantling operations for the collection of disposal waste material. No rubble whatsoever is to be left on site.
d. Additional precautions must be taken when using cutting equipment. Portable fire fighting equipment must be available on site during all stages of the work programme.
e. The SCRAP OIL is sold with unknown quantity, unless specifically mentioned of oil but any oil remaining in the equipment shall become the property of successful tenderer and the tenderer will be responsible for any oil spillage.

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f. The successful tenderer will be required to be obtain an Eskom permit, prior to commencement of work. After completion of the work, it is imperative that you notify the Eskom site agent, so that the job can be signed off.
g. All work must comply with the OHSA Act no 85 of 1993. All Safety requirements and documentation shall be available on the site
h. Any oil spills caused during the work programme will need to be rehabilitated by the successful tenderer.
i. This is an open tender.
j. A tender who has an **existing or expired contract with Eskom** and has **defaulted in terms of that contract** will be disqualified and not be awarded a new contract
k. A tender who has an open non-conformance that has not been closed, will be disqualified and not awarded a new contract.
l. No accommodation will be allowed on site.

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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,_ _ _ _

B. Certificate for close corporation

I,_ _ _ _

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 _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _

F. Certificate for trust

I,_ _ _ _

ANNEXURE B

ACKNOWLEDGEMENT FORM

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

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

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

Or: Incorrect or incomplete for the following reasons: ☐

_____

_____

_____

Cataloguing Acknowledgement:

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

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

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** 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.

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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		

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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 in full 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 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 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:	E3781DXNWOU	CLOSING DATE:	16 November 2026	CLOSING TIME:	10:00
DESCRIPTION	Purchase, collection and disposal of scrapped ferrous metals (CT/VTs, Glass and/or Ceramic Insulators, Reclosers/Breakers , Isolators , Steel Cages , Porcelain, Steel, Sub-Grade, Line Hardware , General Waste and Mixed Insulators and anything that falls with the ferrous commodities) at North West OU on an "as and when" required basis for a period of 36 Months.				
BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT *(STREET ADDRESS)*					
n/a e-tendering					

BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO		**TECHNICAL ENQUIRIES MAY BE DIRECTED TO:**	
CONTACT PERSON	**Lunga May**	CONTACT PERSON	**Lunga May**
TELEPHONE NUMBER	**071 167 7937**	TELEPHONE NUMBER	
FACSIMILE NUMBER	**n/a**	FACSIMILE NUMBER	
E-MAIL ADDRESS	**Mayl@eskom.co.za**	E-MAIL ADDRESS	

SUPPLIER INFORMATION					
NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
SUPPLIER COMPLIANCE STATUS	TAX COMPLIANCE SYSTEM PIN:		**OR**	CENTRAL SUPPLIER DATABASE No:	MAAA

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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 SUBMITTED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION. (e-tendering only)
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

1.2 **To be completed by the organ of state**

(*delete whichever is not applicable for this tender*).

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

b) Either the 80/20 preference point system will be applicable in this tender. The lowest/ highest acceptable tender will be used to determine the accurate system once tenders are received.

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
B-BBEE	20
Total points for Price and SPECIFIC GOALS	**100**

1.5 Failure on the part of a tenderer to submit proof or documentation required in terms of this

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

3.1.1. POINTS AWARDED FOR PRICE

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

80/20

$$Ps = 80\left(1 + \frac{Pt - P\,max}{P\,max}\right)$$

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmax = Price of highest acceptable tender

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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.

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]

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

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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. 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, 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

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]

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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 **T**here have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the 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.

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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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ANNEXURE K:

TECHNICAL EVALUATION CRITERIA

Technical evaluation is going to be two phase, desktop evaluation and site visit inspection. It will be an inherent requirement for each tenderer to demonstrate their technical capability to perform the requirement of the contract.

Technical evaluation criteria (100%)	**Weight**
Approach and Methodology • Does the contractor have necessary technical and mechanical ability, and have the acumen to manage and process the project quantities for the project? • Does the contractor have experience of the industry and display an ethical track record in line with the Second-Hand Good Act? • Is there confidence that the contractor will be able to perform in this contract effectively, efficiently, timeously, and economically?	**100%**
Total	**100%**

The following criteria and their individual weight in % will be used for the evaluation of technical proposal.

Questions – Evaluation of a Scrap Dealer

(RATE COMPANIES 1-5, 1 – POOR, 2 – FAIR, 3 – AVARAGE, 4 – GOOD AND 5 – EXCELLENT)

Scrap Dealer's Name:_____

Location: _____

	1	2	3	4	5
Company Documentation					
Vat / Tax Certificate					
Registration at any relevant industry					
Second Hand Act Registration for scrap or recycling.					
Safety Policy					

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Environmental Policy					
Safety File					
Coida					
Site/ Yard Cleanliness					
Oil spills Kit					
Suitable Fire Fighting Equipment					
Hazardous & Non-Hazardous separated					
PPE					
Security					
Storage facilities					
Dismantling & Demolition					
Machinery/plant					
Type of trucks Number of Trucks					
Do they process or agent only					
Do they buy off the street					
Total					100%

Comments: _____

_____

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ANNEXURE L

SECTION 37(2) AGREEMENT

CONCLUDED BETWEEN

Eskom Holdings SOC Limited

AND

.....

(Name of contractor/supplier)

I, ……..[*(insert name of person representing contractor/supplier company*)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 [*insert name of subsidiary or Eskom Holdings SOC Limited*] 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

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such 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 …….. **(Contractor/supplier)**

Contractor Responsible Manager (*responsible for signing the contract on behalf of the contractor/supplier*)

Witnesses

1. ……
2. ……..……

Signed this …… day of ……... 20 ……. at …… (*Place*)

(*Full name*…….. (*Signature*) …… on

behalf of [insert name of subsidiary or Eskom Holdings SOC Limited]
(Contracts and/or Project Manager or Representative)

Witnesses

1. ……...
2. ……

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ANNEXURE M-SAFETY REQUIREMENTS

Ref	OHS Tender Returnable
1	**Annexure B** Is the acknowledgement of **Eskom's OHS** legal and other requirements form signed and submitted by the tenderer?
2	**OHS plan** (Must address the project /scope of work OHS risk(s) and aligned with the health and safety specification or requirements)
3	**Baseline OHS Risk Assessment (BRA)** Identification, assessment and management of OHS risks related to the scope of work. The methodology used for the risk assessment must be provided together with the BRA
4	Valid Letter of Good Standing **(COIDA or equivalent)**
5	**OHS policy signed by CEO** The submitted policy document must comply to OHS Act Section 7
Recommendation	

OR

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PART B

Annotation: This section is only applicable to suppliers/consultants/contractors that have been certified for an auditable OHS system.

Ref	OHS Tender Returnable
1	**Annexure B** Is the acknowledgement of **Eskom's OHS** legal and other requirements form signed and submitted by the tenderer?
2	ISO 45001 certificate or equivalent
3	Valid Letter of Good Standing **(COIDA or equivalent)**
Recommendation	

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ANNEXURE N-ENVIROMENTAL REQUIREMENTS

Ref.	KPIs
1	Environmental Policy (including commitment to ISO 14001:2015 establishment, pollution prevention, continual improvement and compliance obligation)
2	Signed Company Organogram – with the inclusion of an Environmental Responsible Person
3	Valid Environmental appointment letter (outlining roles and responsibilities relevant to scope of work)
4	Communication Plan/ Strategy (not limited to events of communication, when and how)
5	Environmental Incidents Register, including incident reporting template/form (include previous incidents encountered)
6	Environmental Aspects and Impacts Register (specific to scope of work)
7	Environmental Objectives and Planning Action to address Targeted Objectives
8	Environmental Emergency Plan (including emergency contact details and emergency drill form)
9	Evaluation of Compliance, Monitoring and Measurement Procedure/ Plan
10	Non-Conformances, Corrective and Preventative Action (including Non-conformance's form/ template)
11	Environmental Management Plan (with method statements specific to scope of work)

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12	Waste Management Plan (with detailed information in relation to the below)
	12.1 Procedure/ method statement for handling of waste (not limited to storage, handling, transportation, and disposal)
	12.2 Register for possible waste to be generated on site
	12.3 Waste Separation
	12.4 Waste Minimisation
	12.5 Records of Waste quantities to be disposed (template)
	12.6 Compliance Obligation (Legal requirements)
13	Certified Environmental Law Certificate
14	Training Schedule and training Matrix (Indicating resources trained dates and scheduled dates for planned environmental trainings)

ANNEXURE O-Security checks

Number	Security requirements	
1	**Criminal checks**	Proof of criminal checks from SAPS showing that employees have no criminal records.
2	**Access**	Copies of IDs or passport √and work permit for foreign employee

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