INVITATION TO TENDER FOR A PROPOSED CONTRACT BETWEEN:

ESKOM HOLDINGS LIMITED

AND

CONTRACTOR

FOR (the works):

FIRE SYSTEM MAINTENANCE

CONTENTS:

T1.1: INVITATION TO TENDER LETTER
T1.2: TENDER DATA
T1: ESKOM HOLDINGS LIMITED’S STANDARD CONDITIONS OF TENDER

TENDER No. MPGXC004299

Deadline for tender submission: 10:00 hours on 26 October 2016
T1.1 INVITATION TO TENDER LETTER

Eskom Holdings Limited invite you to submit a tender to provide the works identified on the cover sheet. The list of documents provided for the purpose of the tender is attached to this Letter of Invitation.

The scope of work is given in the Employer’s Service Information. The terms and conditions of the proposed contract are identified in Agreements and Contract Data.

Eskom Holdings Limited’s Standard Conditions of Tender specifies the actions to be taken during the process of tendering. The section entitled ‘Tender Data’ provides the details which make the standardised Conditions of Tender specific to this tender, including the criteria you are required to comply with in order to be able to submit a tender in response to this Invitation.

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

- Free of charge

We have delegated the responsibility for this tender to Eskom Holdings Limited’s Representative whose name and contact details are given in the Tender Data. We deem that a submission of a tender by you in response to this invitation constitutes your acceptance of the Conditions of Tender.

Please complete the attached Acknowledgement Form and return by Fax as indicated on the form within 5 days of receiving this Invitation. If you do not intend submitting a tender kindly return all the enclosed documentation together with the Acknowledgement Form, giving your reason for not wishing to participate.

We look forward to receiving and evaluating your tender.

Yours faithfully,

M Prinsloo
INVITATION TO TENDER NO. MPGXC004299
ACKNOWLEDGEMENT: RECEIPT OF INVITATION TO TENDER FOR THE PROVISION OF FIRE SYSTEM MAINTENANCE (THE WORKS)

We are in receipt of Eskom Holdings Limited's letter dated __________. We confirm that the documentation received by us is: (delete / complete as applicable)

Either: Correct as stated in the attached list of Contents, and that each document is complete.
(tick box if documentation complete)

Or: Incorrect or incomplete for the following reasons:

Please select either statement 1 or 2 below and delete the other:

1. We have noted the deadline for tender submission (given in the Tender Data) and will be submitting our tender before the closing date as instructed.

Indicate the status of the tenderer by ticking the appropriate box hereunder. The tenderer must complete the certificate set out below for his category of organisation.

A. COMPANY
B. PARTNERSHIP
C. JOINT VENTURE

A. Certificate for company

I, __________________________, chairperson of the board of directors of __________________________, hereby confirm that by resolution of the board taken on __________ (date), Mr/Ms __________________________, acting in the capacity of __________________________, was authorised to sign all documents in connection with this tender offer and any contract resulting from it on behalf of the company.

Signed

Date

Name __________________________
Position Chairman of the Board of Directors

Jan 2007
B. **Certificate for partnership**

We, the undersigned, being the **key partners** in the business trading as ____________________________, hereby authorise Mr/Ms ____________________________, acting in the capacity of ____________________________, to sign all documents in connection with the tender offer for Contract ____________________________ and any contract resulting from it on our behalf.

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<tr>
<th>Name</th>
<th>Address</th>
<th>Signature</th>
<th>Date</th>
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**NOTE:** This certificate is to be completed and signed by the full number of Partners necessary to commit the Partnership. Attach additional pages if more space is required.

C. **Certificate for Joint Venture**

We, the undersigned, are submitting this tender offer in Joint Venture and hereby authorise Mr/Ms ____________________________, an authorised signatory of the company ____________________________, acting in the capacity of lead partner, to sign all documents in connection with the tender offer for Contract ____________________________ and any contract resulting from it on our behalf.

This authorisation is evidenced by the attached power of attorney signed by legally authorised signatories of all the partners to the Joint Venture.

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

<table>
<thead>
<tr>
<th>Name of firm</th>
<th>Address</th>
<th>Authorising signature, name (in caps) and capacity</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lead partner</td>
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</table>
2. We do not intend to submit a tender for this work, and return all of the attached documentation herewith.
Our reason for not wishing to submit a tender is as follows:

Yours faithfully

for the tenderer
T1.2 TENDER DATA

1 General

- [1.1] Eskom Holdings Limited's Representative is
  - Name: Madelaine Prinsloo
  - Address: Eskom Holdings SOC Limited, Majuba Power Station, Private Bag 9001, Volksrust, 2470
  - Tel No.: 017 799 3211
  - Fax No.: 017 799 3259
  - E mail: madelaine.prinsloo@eskom.co.za

- [1.1 & 2.1] A tenderer is a person, partnership, firm or company eligible to submit a tender in accordance with these criteria (note the requirements on BEE [2.33]):
  - Registered in South Africa
  - Meet all mandatory requirements
  - Meet functionality criteria’s

- [3.12] A responsive tender will be evaluated on the following tender criteria:
  (refer to applicable annexure) PPPFA

2 Tenderer’s obligations

- [2.3 & 2.5] The tender documents are
  - Volume 1 Tendering procedures
  - Volume 2: Returnable documents
  - Volume 3: Contract
  - Addenda [2.7; 3.2] issued by Eskom Holdings Limited

- [2.8] A site visit/clarification meeting has not been arranged.

- [2.9] The closing time for clarification of queries is 5 days before the deadline for tender submission.


- [2.16] Alternative tender(s) may be based only on the following criteria and subject to acceptance by Eskom Holdings Limited:
  - A different completion date.
  - A different main option and other combinations of secondary option clauses, acceptable to the Employer, selected from the NEC Engineering and Construction Contract.
  - Provision of a financing package where none has been requested by this tender.
  - Different technical methods and specifications.

- [2.18] The tender may be for the whole only of the works

- [2.19] Tender returnables are generally in the document called Tender Returnables, but may also be in other tender documents where the tenderer is requested to return something as part of his tender.
The tender shall be submitted as an original and a copy of all documentation. Failure to provide an original and a copy will render a tender non responsive, and the tender will not be evaluated.

- The invitation to tender number is MPGXC004299
- The tender shall be addressed to Eskom Holdings Limited as follows:
  
  **Eskom Holdings SOC Limited**
  **Majuba Power Station**
  **Attention: M Prinsloo**
  **Enquiry: MPGXC004299**

- The place for delivery of the tender is Eskom Holdings Limited's Tender Box located at:
  
  **Eskom Tender Box**
  **Ground Floor**
  **No. 10 Smuts Avenue**
  **Witbank/Emalahleni**
  **Mpumalanga**

  No alternative delivery destinations, and no faxed tenders will be accepted.

- The deadline for tender submission is 10:00 hours on 26 October 2016
- The validity period is 12 weeks

### 3 Eskom Holdings Limited's undertakings

- The tenders will be opened at 10h00 on 26 October 2016 at the following location
  
  **Eskom Tender Box**
  **Ground Floor**
  **No. 10 Smuts Avenue**
  **Witbank/Emalahleni**
  **Mpumalanga**

  **GPRS Coordinates**
  Latitude: 25.87723S
  Longitude: 29.21629E

- Eskom Holdings Limited's Representative will determine the evaluated tender price by adjusting the total of the Prices (if any) as follows:

  - Making the specified correction for arithmetical errors [3.12].
  - Excluding contingencies in any bill of quantities or activity schedule.
  - Making an adjustment based on the application of the quantitative information entered by tenderers in the Contract Data provided by the Contractor to provisional amounts assessed by Eskom Holdings Limited's Representative. A model tender assessment schedule suitable for use with Options A and B of the NEC3 TSC may be included in the tender returnables for this purpose.
  - Making an appropriate adjustment for any other acceptable variations, deviations, or alternative tenders submitted.
  - Making a comparison of the Nett 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.

- [3.19, 3.20, 3.22] The number of copies of signed contract documents to be supplied by Eskom Holdings Limited are:
  - For the NEC3 Term Services Contract: one

4 Additional conditions of tender

- Faxing of tenders is not allowed for formal tenders.
- No correctional fluid to be used in the tender documents.
- The Telkom time signal is used to establish when the tender/enquiry has closed.
- Tender closing time is 10h00 am. Late tenders / offers will not be accepted under any circumstances.
- Any tenders received not in the tender box by any means at closing time and date they will not be accepted under any circumstances.
- It is the supplier’s responsibility to ensure that his/her tender is in the tender box by the closing time or date.
- Eskom Employees will not launch tenders on behalf of the suppliers in the tender box.
- During tender process communication is to be done via the buyer to avoid disadvantaging other suppliers of vital information.
- Suppliers must not use Post Office for tendering, rather use courier services or drop tenders personally in the tender box.
- 24 HOUR TENDER BOX AVAILABLE.
TENDER RETURNABLES AND SCHEDULES

1.1. Cover sheet
1.2. Form of offer and acceptance
1.3. Contract Data Part 2: Data provided by the Contractor
1.4. Activity Schedule or Bill of Quantities
1.5. Original SARS Tax Clearance Certificate
1.6. Certificate of Compliance with the Employment Equity Act (if employing more that 50 employees)
1.7. SD&L Feedback/Documentation
1.8. B-BBEE Verification Certificate
1.9. Safety Feedback as per the attached SHE evaluation document.
1.10. Letter of Goodstanding
1.11. Quality Requirements and Evaluation Criteria Feedback
1.12. Curriculum Vitae’s of Key Personnel
1.13. Company Structure
1.14. Proof of Registration with FDIA
1.15. Proof of SAQCC Qualifications
1.16. Proof of Skills and Knowledge of Fire Detection Systems
1.17. Proof of Knowledge/understanding of SANS 10139
1.18. Knowledge of Ziton Fire Detection Systems
1.19. Life Saving Rules
1.20. PPFA Form
1.21. Declaration of Fair Tendering Practice
1.22. Supplier Declaration of Interest
1.23. Authority to Submit a Tender
1.24. CPA Requirements Form
1.25. Confirmation of Employment Equity
1.27. Contact Person Details
1.28. Eskom Supplier Integrity Pack
1.29. Proof of registration with CSD (mandatory requirement)
VOLUME 3 : CONTRACT

1. AGREEMENTS AND CONTRACT DATA
   1.1 Contract Data Part 1: Data provided by the Employer
   1.2 Adjudicator’s contract (if required with contract establishment)

2. PRICING DATA
   2.1 Pricing instructions

3. EMPLOYER’S WORKS INFORMATION
   3.1. See list of contents within the document itself

4. SITE INFORMATION
   4.1. List documents as applicable

5. DRAWINGS
   5.1. Works Information drawings
   5.2. Site Information drawings
Tenders will be evaluated based on the following steps:

1. Compliance to all submission and mandatory requirements including the following:
   - Proof of Registration with FDIA
   - Proof of Registration with SAQCC

2. FUNCTIONALITY

<table>
<thead>
<tr>
<th>Technical</th>
<th>Functionality Criteria</th>
<th>Maximum number of points percentage</th>
<th>Tenderers will be expected to score at least the minimum threshold per functional area to proceed to the next phase</th>
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<tbody>
<tr>
<td></td>
<td></td>
<td>100%</td>
<td>80%</td>
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<tr>
<td>Engineering</td>
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1. Proof that the company has been involved with fire detection installation and maintenance

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<th>30%</th>
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<tbody>
<tr>
<td>Previous experience of 5 years and more</td>
<td></td>
<td>30</td>
</tr>
<tr>
<td>Previous experience of 1-5 years</td>
<td></td>
<td>20</td>
</tr>
<tr>
<td>No experience</td>
<td></td>
<td>0</td>
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2. Technician (Eskom recommends (1) one) with N6 and a minimum of 10 years of experience on the fire detection system

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<th>35%</th>
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<tbody>
<tr>
<td>N6 with 10 years of experience on the fire detection system</td>
<td></td>
<td>35</td>
</tr>
<tr>
<td>N6 with 5 years of experience on the fire detection system</td>
<td></td>
<td>30</td>
</tr>
<tr>
<td>N6 with 0 years of experience on the fire detection system</td>
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<td>0</td>
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3. Artisans (Eskom recommends 3) with Minimum of trade test (electrical/Instrumentation) with 3 years Fire detection Experience

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<tbody>
<tr>
<td>Trade test with 3 years or more experience on the fire detection system</td>
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<td>35</td>
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<tr>
<td>Trade test with 1-3 years of experience on the fire detection system</td>
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<td>30</td>
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<tr>
<td>Trade test with 0 years of experience on the fire detection system</td>
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2.2 Safety (Objective Criteria)

As per the attached safety evaluation requirements

2.3 Quality (Objective Criteria)

As per the attached quality evaluation requirements
3. PRICE AND PREFERENCE ANALYSIS

The 90/10 preference point system is applicable to tenders.

It is compulsory for all Eskom’s suppliers/service providers to present a valid B-BBEE certificate in order to achieve preference points.

Note: The attached Preference Points claim form in terms of the Preferential Procurement Regulations 2011 is to be completed in full and provided as a returnable.

The tenderers obtaining the highest number of total points will be awarded the contract.

4. SKILLS DEVELOPMENT

Tenderers are encouraged to propose Skills Development initiatives in terms of the Skills required for this project as indicated in the attached SD&L requirements.

The tenderer who scores the highest points will be awarded the contract HOWEVER Eskom reserves the right not to award this tender to the highest ranked or highest scoring tenderer, as it needs to leverage and align its procurement practices to driving socio-economic development objectives that are enshrined in various government’s policies such as BBBEE, Industrial Policy Action Plan and the New Growth Path. Preference will be given to tenderers who score high in these areas. For further details on Eskom’s transformation objectives, please refer to the Eskom Supply Chain Policy 32-1033 on the following link: http://www.eskom.co.za/c/61/eskom-purchasing-policies/". 