	INVESTMENT RECOVERY OFFER TO PURCHASE OLT1285789 – HDPE LINERS AND PIPE OFF-CUTS	Template Identifier	240-43921804	Rev	1
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		Effective Date	26 October 2020		
		Review Date	October 2023		

PURCHASE AND REMOVAL OF HDPE LINERS AND PIPE OFFCUTS FROM MEDUPI POWER STATION IN LEPHALALE

TENDER ENQUIRY NUMBER: OLT1285789
TENDER CLOSING DATE: 26 NOVEMBER 2021

VIEWING CONTACT:
Mathews Sebonego at 082 2973 0733

Issue Date:	Ref:	Enquiry:
8 NOVEMBER 2021	OLT1285789	Lexon Mahafha
		015 299 0221

INVESTMENT RECOVERY SECTION

PURCHASE AND REMOVAL OF HDPE LINERS AND PIPE OFF-CUTS FROM MEDUPI POWER STATION IN LEPHALALE

TENDER ENQUIRY: OLT1285789

You are kindly invited to submit an offer for purchase and removal of HDPE Liners and pipe off-cuts from Medupi Power Station in Lephalale.

INSPECTION AND VIEWING


The HDPE Liners Offcuts and HDPE pipes can be inspected at Medupi Power Station on Thursday 18 November 2021 at 10h00. For direction and arrangement for access please contact Mathews Sebonego at 082 2973 0733 or Sakutanya Mamabolo at 072 275 7546. This is compulsory site meeting.

The contact person for technical information is Harold Marais at 071 443 5335 and Lexon Mahafha for commercial information on (015) 299 0221. **KINDLY NOTE THAT IT IS YOUR RESPONSIBILITY TO VIEW THE HDPE LINERS OFFCUTS AND HDPE PIPES AS NO REFUNDS OR SWOP OUTS WILL BE DONE. KINDLY NOTE THAT PPE (SAFETY BOOTS, HARD HAT WITH CHIN STRIP, SAFETY GLASS AND REFLECTOR VEST) IS TO BE WORN AT ALL TIMES.**

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AND ALL ESKOM SAFETY RULES AND REGULATIONS MUST BE ADHERED TO AT ALL TIMES. WHEN YOU ARE ON ESKOM SITES KINDLY NOTE THAT ALL REQUESTS MUST BE ADHERED TO AS PER ESKOM SITE AGENT.

REQUIRED PPE TO BE WORN ON ALL ESKOM SITES DURING VIEWING. YOU WILL NOT BE GIVEN ACCESS TO THE SITE IF THE MINIMUM PPE (SAFETY BOOTS, HARD HAT WITH CHIN STRIP, SAFETY GOOGLE AND REFLECTOR VEST) IS NOT WORN.

1. SUBMISSION OF THE “OFFER TO PURCHASE”

Informaltendering@eskom.co.za


Please note the following rules with respect to the OLT system (Informal Tendering)

- a. Please ensure that the email subject line only contains the OLT1269743 Enquiry number as per heading and no other information. Do not add any text to the subject line. Do not add any space in between the prefix and the enquiry number.
- b. Ensure that all files submitted are in a PDF format.
- c. Ensure that the enquiry number is stipulated in the subject line on all e-mails if multiple emails are sent
- d. Ensure that you receive a confirmation email after submitting your documentation. Please follow up immediately via the email address of the respective asset disposal officer if you did not receive this.
- e. Maximum attachment size per email is 10MB. It is the supplier’s obligation to ensure that the attachments per email do not exceed this limit.
- f. Please note closing date and time on the RFQ. Your submission will not be evaluated if it is received after the closing date and time of the RFQ.
- g. All tender returnables/documentation must be submitted to Informaltendering@eskom.co.za only. E-mails to any other address (except for clarifications) will not be accepted. Failure to comply will these rules will result in your tender being disqualified.

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- h. Requests for Clarifications must be sent in writing to the respective asset disposal officer at mahafhml@eskom.co.za and not to Informaltendering@eskom.co.za. All requests for clarifications and responses must be in writing. Eskom will respond to requests for clarification received within one (1) – two (2) working days before the tender closing deadline, depending on the enquiry duration and complexity.

The closing date is 10:00am, 26 November 2021.

ALL OFFERS TO PURCHASE ARE TREATED AS CONFIDENTIAL!

NO LATE TENDERS WILL BE ACCEPTED!

2. STANDARD CONDITIONS OF TENDER

- Please quote the tender enquiry number on all correspondence.
- Please take note of the STANDARD CONDITIONS OF TENDER attached as a tender document and any amendments that accompany the **TENDER ENQUIRY OLT1283143**. The tenderer should understand that his / her signed Offer to Purchase serves as his legal agreement to the Standard conditions of tender.
- **Please take note that a bidder 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.**
- **A bidder who has an open non-conformance will also be disqualified and not awarded a new contract.**
- **Collection will only take place after full payment has been made.**


3. SCOPE OF WORK

Complete purchase and removal of HDPE Liners Offcuts and HDPE pipes at Medupi Power Station in **Lephalale**. The project will be undertaken according to the latest construction regulations, environmental regulations and removed according to the National Road Traffic Act 93 of 1996 as amended.

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NOTES

- a. Eskom will not be responsible for any damages or losses suffered during the removal of the equipment 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 firefighting equipment must be available on site during all stages of the work programme.
- e. The successful contractor will be responsible for the oil spillage, should there be any.
- f. You will be required to be put on an Eskom permit, prior to commencement of and 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 contractor.


4. ENVIRONMENTAL REQUIREMENTS

The intended activities at the Medupi Power Station will have an impact on the environment and as such have to be properly management. Proper management requires that there is compliance with all the relevant pieces of legislation that impact on the development or intended activities. Therefore, the list below indicates the pieces of legislation that impact on the proposed activities. It is important that the Construction

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Team complies with these. Non-compliance will be unwise and may prove to be very costly for the organisation.

ACT NAME	ACT NO	NOTES/REMARKS
Constitution of the Republic of South Africa	108 of 1996	States that everybody has a right to the environment that is not harmful to their health and well-being List of activities and competent authorities identified in terms of sections 24 and 24d
National Environmental Management Act	107 of 1998	Protects the rights of all citizens to a healthy and safe environment
National Environmental Management Air Quality Act	39 of 2004	To reform the law regulating air quality in order to protect the environment by providing reasonable measures for the prevention of pollution and ecological degradation and for securing ecological sustainable development while promoting justifiable economic and social development.
Conservation of Agricultural Resources Act	43 of 1983	Control of utilisation and protection of wetlands; soil conservation; control and prevention of veld fires; control of weeds and invader plants. NB: applicable for use of weed killers

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National Environmental Management Waste Act and its regulations	59 of 2008	The NEM:WA regulates waste management in order to protect health and the environment by providing reasonable measures for the prevention of pollution and ecological degradation and for securing ecologically sustainable development. It provides for institutional arrangements and planning matters; national norms and standards for regulating the management of waste; and specific waste management measures. It also provides for the licencing and control of waste management activities, the remediation of contaminated land
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		and a national waste information system. It also deals with issues of compliance and enforcement.
Fencing Act	31 of 1963	Prohibition of damage to a property owner's gates and fences Climbing or crawling over or through fences without permission Closing gates
Hazardous Substance Act	15 of 1973	Sale of Group I, II, III and letting, use, operation, application and installation of Group III hazardous substances. NB: No hazardous substances will be used during this phase of construction
Occupational Health and Safety Act	85 of 1993	Control of health aspects of Waste disposal and water Treatment. Regulates nuisances and/or odours particularly due to rubbish, night soil, sewage, or other waste Regulations relating to nuisances NB: applicable to the rented toilet facilities
National Water Act	36 of 1998	Protect and regulates the use of water Manage aspects relating to pollution of surface and ground water. NB: this includes all rainwater channels.

5. COLLECTION


The purchaser can only collect the goods when in possession of a valid Eskom Sales Contract and after Eskom have received legal payment of the full purchase price including VAT. Collection and removal of the goods must be in line with the Eskom activity for the removal of the HDPE Liner Offcuts and HDPE Pipes that must be arranged between the purchaser and Eskom. Kindly contact Harold Marais for direction at **071 443 5335** to arrange for collection. In addition, Medupi Waste Removal Checklist (SPO No. 348-669234) must be submitted for approval prior collection and/or removal of the goods.

6. GUARANTEE / WARRANTY

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Eskom Holdings SOC Limited gives no guarantee or warranty to the workability or condition of the equipment for sale, other than allow each tenderer to familiar themselves at the site prior to tendering in terms of the Consumer Protection Act. All equipment will be sold “Voetstoots”.

7. OFFERS

Offers received for this tender will be deemed valid for a period of 1 month (30 days) from the e-auction date.

Eskom reserves the right not to accept the lowest or any tender / offer or withdraw any item it wishes to retain.

Only the successful tenderer will be notified.

8. VALUE ADDED TAX (VAT)

Value Added Tax Act No. 89 of 1991 and VAT invoices will be issued on request.

DECLARATION (BY TENDERERS) OF GOOD STANDING REGARDING TAX IT IS

A CONDITION OF TENDERERS THAT:


- 8.1 It is an absolute requirement that the taxes of the successful tenderer must be in order, or that suitable arrangement is made with the Receiver of Revenue to satisfy them.
- 8.2 The tenderer must include with his tender documents a copy of a Tax Clearance Certificate (in respect of Tenders)
- 8.3 If the certificate is not included or found to be incorrect, Eskom may, in addition to any other remedy it may have:
- 8.4 Recover from the contractor all costs, losses or damage incurred or sustained by Eskom as a result of the award of the disposal agreement: and/or
- 8.5 Cancel the disposal agreement and claim any damages, which Eskom may suffer by having to make less favourable arrangements after such cancellation.
- 8.6 Each party to Consortium /Sub-contractor must complete a separate declaration.

The onus will be on the tenderer to obtain “Tax Clearance Certificate (in respect of tenders)”, from the office of the South African Revenue Services (SARS) and submit the same with their tenders.

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9. PAYMENT

Payment of the full purchase price including VAT in South Africa Rand into a South Africa bank account is required before the goods can be removed. The procedure for payment will be covered in the Sales Contract the relevant Investment Recovery Officer will issue to the successful purchaser.

Full payment is required within two (2) working days as from the date the sale was notified to the purchaser.

10. VARIATION

No variation or modification of the proposed agreement shall be in force, unless the same is confirmed in writing.

11. CRITERIA USED FOR EVALUATION OF OFFERS

In terms of the ESKOM Purchasing Pact, the following criteria will be used in the evaluation and awarding of the contract:

Evaluation Criteria	Weighting
Financial	80%
BBBEE	20%

12. TENDER RETURNABLES


Kindly ensure that the tender returnables listed hereunder are submitted as per stipulated deadlines as non-compliance with mandatory tender returnables at RFQ closing deadline will result in disqualification.

Your tender returnables will not include your offer price at this stage as that will only be offered by bidders on e-auction after the tender closing date. Therefore, this tender enquiry does not have a pricing schedule as this is a prequalification stage. Only prequalified tenderers will receive registration details in order to

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participate on the e-auction system for this tender enquiry. See Annexure A.2 - Definition of e-auctioning.

Non-compliance with mandatory tender returnables due at tender close stage will impact award and you will also be rated 0 for BBBEE if you did not submit your Valid BBBEE certificate.

- Offer to purchase form **(at Tender closing deadline)**
- Recent National Treasury CSD Summary report **(at Tender closing deadline)** Applicable to all
- Valid BBBEE certificate **(at Tender closing deadline)** Applicable to all
- Valid Tax Clearance certificate **(at Tender closing deadline)** Applicable to all
- Registration Certificate or approval issued in terms of the National Norms and Standards for Sorting, Shredding, Grinding, Crushing, Screening or Bailing of General Waste, 2017 and/or National Norms and Standards for Storage of Waste, 2013 **(at Tender closing deadline)** Applicable to all
- Registration certificate issued in terms of municipal waste bylaw **(at Tender closing deadline)** Applicable to all
- Annexure A.1 – Acknowledgement Form, E-Auctioning Training **(at Tender closing deadline)** Applicable to all

Yours Faithfully



Lexon Mahafha

Investment Recovery Officer


Investment Recovery Section


This has been sent electronically and must be considered as signed.

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 Eskom	INVESTMENT RECOVERY OFFER TO PURCHASE OLT1285789 – HDPE LINERS AND PIPE OFF-CUTS	OLT1285789
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ENQUIRY NO: OLT1285789

CLOSING DATE: 10:00 AM, 26 NOVEMBER 2021

CONTACT PERSON: Lexon Mahafha

Commercially required returnable documentation:


Your tender must be submitted strictly in accordance with the requirements stipulated in the following sections, forms and/or documents on the basis that tenders out of time or incomplete tenders will not qualify for consideration and the under mentioned documents and required declarations are to accompany the “Offer to Purchase” to qualify for evaluation purposes. **Non-compliance with mandatory tender returnables due at tender close stage will impact award and you will also be rated 0 for BBEE if you did not submit your Valid BBEE certificate.**

- Offer to purchase form **(at Tender closing deadline)**
- Recent National Treasury CSD Summary report **(at Tender closing deadline)**
Applicable to all
- Valid BBEE certificate **(at Tender closing deadline)** Applicable to all
- Valid Tax Clearance certificate **(at Tender closing deadline)** Applicable to all
- Registration Certificate or approval issued in terms of the National Norms and Standards for Sorting, Shredding, Grinding, Crushing, Screening or Bailing of General Waste, 2017 and/or National Norms and Standards for Storage of Waste, 2013 **(at Tender closing deadline)** Applicable to all
- Registration certificate issued in terms of municipal waste bylaw **(at Tender closing deadline)** Applicable to all
- Annexure A.1 – Acknowledgement Form, E-Auctioning Training **(at Tender closing deadline)** Applicable to all

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Your tender returnables will not include your offer price at this stage as that will only be offered by bidders on e-auction after the tender closing date. Therefore, this tender enquiry does not have a pricing schedule as this is a prequalification stage. Only prequalified tenderers will receive registration details in order to participate on the e-auction system for this tender enquiry. See Annexure A.2 - Definition of e-auctioning.

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	INVESTMENT RECOVERY OFFER TO PURCHASE OLT1285789 – HDPE LINERS AND PIPE OFFCUTS	TENDER CLOSING DATE: 26 NOVEMBER 2021 10H00am
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ITEM	DESCRIPTION	QUANTITY	(LOT PRICE) OFFERED EXCL VAT
1	HDPE LINERS AND PVC PIPES	LOT	R

FULL COMPANY NAME: _____

CSD REGISTRATION NUMBER: MAAA _____

BBBEE LEVEL CONTRIBUTOR: _____

CONTACT PERSON NAME: _____

EMAIL ADDRESS: _____

TELEPHONE NUMBER: _____

COMPANY PHYSICAL ADDRESS:

SIGNED: _____

DATE: _____

ADDITIONAL INFORMATION – (ESKOM WILL NOT BE LIABLE FOR THE ACCURACY OF THIS INFORMATION. IT IS YOUR RESPONSIBILITY AS THE SCRAP DEALER TO GO TO SITE TO VIEW THE SCRAP BEFORE YOU SUBMIT YOUR TENDER PRICES TO ESKOM. THERE WILL BE NO REFUNDS ON SCRAP.

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