NATIONAL TRANSMISSION COMPANY SOUTH AFRICA SOC LTD (NTCSA)

INVITATION TO TENDER (ITT)

FOR

Muldersvlei 11kV Switchgear Supply, Install, Termination, Commissioning & Handover for a period of 6 months.

Tender number	**E3191NTCSAMWPR**
Issue date	**20 November 2026**
Closing date and time	**17 December 2026 at 10:00AM**
Tender validity period	**12 weeks from the closing date and time**
Clarification meeting	Two (2) Clarification Meetings are required. 1st Non-Compulsory Meeting will be conducted Virtual via MS Team-Meeting. **Date: 01 December 2026** **Time: 10:00-12:30** **Venue: MS Teams** Tenderers who are interested in attending this session must ensure that they access the clarification meeting link in the clarification documentation on the NTCSA's Tender Bulletin in the clarification meeting folder. (Please check the NTCSA Tender Bulletin, post clarification meeting, for any additional document questions etc). Should the supplier not be able to access the appointment they must contact Thembi Peter: via email on PeterTP@ntcsa.co.za who will be Co-ordinating this virtual meeting. Suppliers must report any access issues **no later than 30 November 2026** to avoid any misunderstandings. Emails received after this date may not be attended to in time, which could result in the supplier not receiving the meeting link before the scheduled meeting.

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It is therefore important for suppliers to check that they can access the appointment well before **01 December 2026**, allowing sufficient time to resolve any technical issues before the virtual meeting.

2. Second Meeting-Compulsory Site Visit-Face to Face in Muldersvlie.

Compulsory Site visit meeting:

Date: 01 December 2026
Time: 14:00-16:00
Venue: Muldersvlie Substation-Face to Face Compulsory Meeting

Compulsory Site visit meeting:
It is required so that contractors have understanding of what will be expected in terms of the deliverables of the contract, such as

- The uniqueness and specialised type of equipment they must work on and all the installation points and all the outstanding work/equipment.
- The site visit will enable the contractor to get on site clarity which will simplify the process in terms of submit all the required information within the tender stipulated time.
- The competent contractor who has been on site will be expected to have knowledge and expertise to complete all the outstanding work, terminate, commission and handover.

Street address Muldersvlei Substation,
R101, Old Paarl Road, Klapmuts, Cape Town
(Traveling on the N1 from Cape Town to Paarl.
Take the Stellenbosch turn-off R304 to Stellenbosh.
After the weighbridge, turn left on the R101.
Proceed for about 1 km and turn left to the station.)
GPS coordinates, -33.817868S 18.808316E
Should the supplier not be able to access the above address or GPS coordinates they must contact:
Peter Clifton-Smith: via Tel:

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	0798350774……Eskom Site Supervisor for Site Meeting (Face To Face meeting) **Please note that tenderers that do not attend compulsory site meetings as well as coming late on site by more than 30 minutes will be disqualified and will not be evaluated.**
Tenders are to be submitted electronically via Eskom E- tendering site by the stipulated closing date 17 December 2026 and time: 10:00 https://tenderadmin.ntcsa.co.za/Tenders/Docs?TENDERID=80351***Please note it is the responsibility of the supplier to ensure that the tender submission is submitted before the closing time***	***Open Tenders are uploaded and published on NTCSA Tender Bulletin TenderBulletin NTCSA***

Invitation to Tender/Request for Proposal

National Transmission Company South Africa SOC Ltd (hereinafter "NTCSA") invites you to submit a tender for the **Muldersvlei 11kV Switchgear Supply, Install, Termination, Commissioning & Handover for a period of 6 months.**

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

1. Free of charge

NTCSA has delegated the management of this enquiry to the NTCSA Representative whose name and contact details are set out in the Tender Data. The submission of a tender/proposal by you in response to this enquiry will be deemed as your acceptance of the Standard Conditions of Tender which may be accessed at www.ntcsa.co.za.

All queries and clarifications relating to the enquiry documents must be addressed in writing to the NTCSA *Representative.* Tenderers must refrain from communicating issues related to this enquiry with any person within the NTCSA environment other than the NTCSA *Representative* named in the Tender Data. Tenderers must not in any way contact any NTCSA employee who is involved in the tender during the tender process, either telephonically, by email or through private appointments before and after submitting tenders. NTCSA employees not involved in this enquiry process are not allowed to contact those that are involved in this process or share enquiry related information with potential tenderers.

Where a potential tenderer or a tenderer has any question or query on the contents of the enquiry or any issue related to the enquiry, the first point of contact is the NTCSA *Representative* whose name and contact details are stated in the Tender Data of this enquiry document.

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Should the tenderer not be satisfied with a response from the NTCSA *Representative* stated in the enquiry document, and would like to escalate, the tenderer may refer the issue to the Procurement Manager identified in the Tender Data through the NTCSA *Representative*. Should the tenderer still be dissatisfied, they can then escalate the matter to the Middle Manager or Senior Manager Procurement.

Escalation of enquiry issues to NTCSA Chief Executive or Eskom Group Chief Executive is an avenue of last resort and tenderers should refrain from escalating enquiry issues to this level without following the escalation process set out above

Yours faithfully

A. Velani

Manager Procurement

Ayanda Velani

Date: 20/11/2026

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Annexures and Returnable Documents to the Tender

The documents listed in this paragraph are either attached to this enquiry or should be submitted by the tenderer.

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.

The 5 working days period does not apply to CIDB proof of grading. Refer to the returnable table the prescribed period for CIDB proof of grading. (The contractor will be afforded the benefit of the period of twenty-one (21) working days after the closing date of their submission) **(Not From Their Renewal Of Registration)** To Determine Whether The Contractor's Purported Status Has Indeed Been Renewed.

 # 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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[Annexures that are identified with an asterisk (*) are mandatory for all tenders and must not be deleted or removed. Other annexures must be included/attached only when they are applicable.]

No.	Description	Annexure	Attached (Y / N / N/A)	Returnable required at Tender closing (disqualifiable) *	Returnable required at Tender closing. (Non-disqualifiable) **	Returnable required prior to Contract Award.
1.1.1	Basic Compliance Electronic copy of the tender in a PDF format. The price list needs to be submitted in PDF and a copy in excel format (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes))			√		
1.1.2	*Authorisation Form	Annexure A	Y		√	
1.1.3	*Acknowledgement form	Annexure B	Y		√	
1.1.4	*Tenderer's particulars	Annexure C	Y		√	
1.1.5	*Integrity Declaration Form (refer to www.ntcsa.co.za for the Supplier Integrity Pact that suppliers are required to download and read)	Annexure D	Y		√	

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1.1.6	*CPA Requirements for Local Goods/Services ***[Note: If not submitted, tenderers will not be disqualified however prices will be evaluated as fixed and firm, and the contract price will be treated as fixed and firm for the entire duration of the contract.]***	Annexure E	Y	√		
1.1.7	*CPA(IG) for Foreign Goods/Services (if applicable) ***[Note: If not submitted, tenderers will not be disqualified however prices will be evaluated as fixed and firm, and the contract price will be treated as fixed and firm for the entire duration of the contract.]***	Annexure F	Y	√		
1.1.8	SBD 6.2 Declaration Certificate for Local Production and Local Content **(only applicable if designated materials are included and**	Annexure G1	Y Y		√	

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	then Tenderers will be required to complete and submit Annexures G2 to G4 as evidence of compliance with this requirement). Annexure C Local Content Declaration-Summary Schedule Annexure D Imported Content Declaration – Supporting Schedule to Annexure C Annexure E Local Content Declaration-Supporting Schedule to Annexure C	Annexure G2 Annexure G3 Annexure G4	Y Y			
1.1.9	SBD 1 Invitation to Bid must be filled out by all tenderers. ***[Foreign suppliers will be subjected to SARS verification and confirmation of whether the respective supplier is liable to be registered for tax in South Africa]***	Annexure H	Y			√

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1.1.10	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 NTCSA 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.				√	
1.1.11	Tax Evaluation questionnaire to determine whether a company, close corporation (CC) or Trust is a personal service provider for purposes of PAYE ***[only to be attached for services type of contracts]***.				√	

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	Not Applicable					
1.1.12	*SBD 6.1 Preference Points Claim Form in terms of PPPFA 2022 regulations	Annexure I	Y		√	
1.1.13	# Specific Goals A tenderer's failure to submit proof that it meets the specific goals will not result in its disqualification. The tenderer will, however, be scored zero for Specific Goals for purposes of PPPFA scoring and ranking.				√	
1.1.14	Compliance with Employment Equity Act To the extent that the tenderer falls within the definition of a "designated Employer" as contemplated in the Employment Equity Act 55 of 1998, the tenderer is required to furnish the Employer with proof of compliance with the Employment Equity Act, including proof of submission of the Employment					√

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	Equity report to the Department of Labour. (South African tenderers only)					
1.1.15	**SBD 4 – Bidders Disclosure	Annexure J	Y		√	
1.1.16 Additional Documents required in event of JV:-						
1.1.16.1	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.				√	
1.1.16.2	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.				√	
1.1.16.3	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.					√

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1.1.17	Reverse e-auction training acknowledgement form **(Not Applicable)**	***[To be uploaded from Open Text]*** ***Reverse E-auction Training Acknowledgement Form.docx - Content Suite Platform CE 21.3 (ntcsa.co.za)***			√	
1.1.18	Reverse e-auction process **(Not Applicable)**	***[To be uploaded from Open Text]*** ***Reverse E-auction Process Template - Content Suite Platform CE 21.3 (ntcsa.co.za)***				
1.1.19	E-tendering Help Manual acknowledgement form	*[To be uploaded by the Buyer from OpenText and attached to the enquiry]*			√	
1.1.20	E-tendering Help Manual for supplier	*[To be uploaded by the Buyer from OpenText and attached to the enquiry]*				
1.1.21	CIDB Electrical Engineering Works				√	

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	(Infrastructure) (Grade 3EP) or Higher. CIDB Valid proof of the required CIDB grading designation for the main contractor; JV and /or sub-contractor as may be required in the tender data at tender closing deadline or within 21 working days from the closing date of submission of tenders if this is agreed with the Employer CIDB-					
1.1.22	CIDB Contract Skills Development Goals (CSDG) **(Not Applicable)** ***[CSDG is applicable to a contract or an order issued in terms of a framework agreement that has a duration of 12 months or more, and to:*** ***a) a contract of R5 million or more, in the case of a professional service or service contract or an order***					√

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	issued in terms of such a contract; or b) a cidb grading designation of grade 7 or higher, in case of an engineering and construction works, or design and build contract or an order issued in terms of such a contract. The contractor shall achieve in the performance of the contract the CSDG established in the CIDB Standard for Developing Skills through Infrastructure contracts published in GN 1779, Government Gazette No. 48481 of 28 April 2023]. ***Not Applicable***					
1.1.23	Building/Civil: Contract Skills Development Goals (CSDG)	*To be downloaded from NTCSA tender documents and/or CIDB Webside, CSDG Standard Guide (Form A1 List of*	Y			√

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	Standard for developing Skills Th Form A1 Recognised Skills De Form A2 Baseline Training Plan PSP.dc Form A2 Baseline Training Plan Versio Form A3 Interim Compliance Training Form A4 Supervisor Agreement.docx Form A5 Final Training Report.xlsx	*Recognised Skills Development Agencies, Form A2 Baseline Training Plan, Form A3 Project Interim Report, Form A4 Supervisor Agreement, Form A5 Project Completion Report* ***Not Applicable***				
1.1.24	CIDB: Indirect Targeting for Enterprise Enterprise Development Through Works. Standard for Indirect Targeting for Enterprise Development through Construction Works Contracts Standard for Indirect Targeting fc The Minimum 5% Indirect Targeting	*To be downloaded from CIDB (Annexure A-Targeted Enterprise Declaration Affidavit; Project Interim Report, Project Completion Report and Declaration)*	Y			√

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	For Enterprise Development is included as part of the minimum 30% subcontracting, of which the main contractor has to fulfil/comply with during the execution of the contract.					
1.1.25	Contract Participation Goals (CPG) (if applicable) ***[Note that the requirements of a contract participation goal relating to the engagement of targeted enterprises as established in the aforesaid standard applies to:*** ***(a) construction works contracts in the General Building (GB) and to Civil Engineering (CE) classes of construction works;*** ***(b) construction works contracts of an estimated minimum project duration of 6 months; and*** ***(c) construction works contracts in which at least***	*[To be downloaded from CIDB (Annexure A-Targeted Enterprise Declaration Affidavit; Project Interim Report, Project Completion Report and Declaration)]*				√

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	25% of the main contract could reasonably be expected to be subcontracted out in one or more of the following CIDB classes of construction works: ***i) Civil Engineering (CE)*** ***ii) Electrical Engineering Work (EB)*** ***iii) General Building Works (GB)*** ***iv) Mechanical Engineering (ME)***					
1.1.26	a) Scope of Work Refer to Rev 1 240-185000522	*Refer to the Technical Folder*				
1.1.27	NEC3 Engineering and Construction Contract (ECC3)	*Refer to the Technical Folder (ECC3)*		√		
1.1.28	BOQ (is not contained in Contract)	*Refer to the Technical Folder*		√		
1.1.29	Additional documents required (ECSA/ SACPCMP/CVs/ permits/licenses/ specific registration documents (if applicable to scope of work)			√		
1.1.30	Standard Terms and Conditions				√	

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1.1.31	Supplier Non-Disclosure Agreement				√	
1.1.32	SD&L Undertaking				√	
1.1.33	Insurance Deductibles				√	
1.1.34	List of Acceptable Guarantors (where applicable)				√	

MANDATORY CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE
[applicable to all tenders]

Contractual Requirements include the following:

1. **Mandatory Technical Contractual Requirement**

Appendix D– OEM Specific Documents for Contractual Obligations

The items specified in Table 3 below are required to assess the technical compliance of the cable accessories and verify that the proposed Level 4 switchgear training meets the applicable training requirements. These shall be submitted before contract award.

Table 3: Contractual Obligations.

	Level 2 Scoring Criteria		
Item	**Criteria**	**Weight**	**Comment**
1.	Type test reports for cable accessories.	4	
2.	Signed letter from type tested cable accessories supplier confirming supply of all cable accessories for this project to the tenderer.	2	
3.	Offer letter for level 4 training in accordance with 240-56065202.	2	
Sub-total		**/8**	
Level 2 scoring weighted score = (obtained score/8) × 100%			

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1.1.35	Mandatory Contractual Requirement Proof of valid and current CSD Registration CSD number/CSD Report) [applicable to all tenderers of local origin and foreign tenderers with local footprint SDL&I-Contractual Requirements	SDL&I-Contractual Requirements-Refer to the SDL&I Folder				√
ADDITIONAL CONTRACTUAL REQUIREMENTS SUPPORTING EVIDENCE						
1.1.36	Safety 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)					√
1.1.37	Quality **Refer to the Quality Folder**					√
1.1.38	Other safety/quality documents as required per scope of works					√

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	Refer to the Health & Safety Folder					
1.1.39	Environmental **Refer to the Environmental Folder**					√
1.1.40	Due Diligence/financial analysis Audited Financial Statements of the tenderer for the previous 18 months, or to the extent that such statements are not available, for the last year. In the case of a joint venture or special purpose vehicle (SPV) specially formed for this tender, audited financial statements for each participant in the JV / SPV must be submitted. Start-up enterprises formed within the last 12 months are not required to submit audited financial statements, but if successful in this enquiry; will be required to furnish statements for the					√

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	first year once available.					
DOCUMENTS REQUIRED UNDER FUNCTIONALITY/TECHINICAL CRITERIA						
1.1.41	Functionality/ Technical			√		
Stage1	**a) Stage 2(a): Mandatory Requirements (i.e. Tender returnable) - Refer to Appendix C Table 1 of 240-185000522 Rev 2. Technical Evaluation will consist of Levels:** **Appendix C– Technical evaluation criteria for the Muldersvlei 11 kV cable systems project** **Table 1: Mandatory technical evaluation criteria**			✓		

	Level 1 Mandatory criteria		
Item	**Criteria**	**Compliant (Yes/No)**	**Comment**
1.	Fully completed Technical Schedules.		
2.	Qualifications for the jointer who will be performing the work.		
3.	Installation/joint instruction for 630mm^2 1 core, XLPE outdoor termination.		
4.	Installation/joint instruction for 185mm^2 3 core, XLPE outdoor termination.		
5.	Installation/joint instruction for 630mm^2 1 core, XLPE SSC.		

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		6.	Installation/joint instruction for 185mm^2 1 core, XLPE SSC.				
		7.	Installation or jointer instruction for station class surge arrestors to be used in the indoor switchgear.				
		Compliant		**Yes/No**			
		Level 1 Mandatory: all or nothing (Proceed to Level 2 only if all mandatory criteria are met)					
	Table 2: Scoring technical evaluation criteria. Failure to provide all the required mandatory documentation will lead to immediate disqualification. **Compliance with all Mandatory Requirements is 100% Compulsory for all suppliers. Any supplier who fails to comply with the mandatory requirements will be deemed non-responsive and will Not Qualify for Further Evaluation**.						
Stage 2	**Step 2 (b) Evaluation of Tenders on functionality Level 2.** **Technical evaluation shall be performed in accordance with the Technical Evaluation Criteria as stated in Refer to Annex B, Table 2 of 240-185000522 Rev 1. Scoring technical evaluation criteria.**				✓		

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	Level 2 Scoring Criteria		
Item	**Criteria**	**Weight**	**Comment**
1.	Preliminary Project plan (schedule) indicating time frame and sequence for all activities	4	
2.	Project reference list of a minimum of 5X (11kV and above) cable systems installed over the last 5 years. Project name, voltage level, as well as client name, email, and telephone contact details to be provided	2	
3.	A CV per jointer and/or installer team member/s indicating joining and installation experience at MV cable level as outlined in clause 5.	2	
4.	Proposal for after installation tests as outlined in clause 3.8.	2	
5.	Tool list to perform the SoW as stated in section 3 of this document.	2	
Sub-total		**/12**	
Level 2 scoring weighted score = (obtained score/12) × 100%			

Threshold for Step 2(b) Technical Evaluation: Tenderers must achieve a minimum score of 80% in the Technical Evaluation to qualify for further evaluation.

Any supplier who fails to achieve the

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	minimum threshold of 80% will not be considered for the subsequent stages of the evaluation process.					
	Step 2(c) Site Compliance Technical Evaluation: **Step 2(c) Only suppliers who have successfully passed Step 2(b) by achieving the required minimum technical evaluation threshold of 90 will qualify and be eligible for evaluation in Step 2(c).** **The weight for the Site Compliance Technical Review will be 100 points and will be based on:** **Tenderers who do not meet minimum threshold of 80 points for technical Site Compliance scoring will be disqualified**			✓		

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1.2. Tender Data

The Tender Data makes several references to the Standard Conditions of Tender and in those instances, the clause numbers are referenced hereunder. If the Standard Conditions of Tender are not attached to the enquiry, then tenderers are required to download this from www.ntcsa.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 **NTCSA SOC Ltd** The NTCSA *Representative* is: Name: **Thembi Peter** Tel: **021 980 7509** E-mail: **Petertp@ntcsa.co.za** 1st Escalation: Procurement Manager Name: **Ayanda Velani** Email: YelaniA@ntcsa.co.za 2nd Escalation: Middle Manager Procurement Name: **Esther Seshabela** Email address: SeshabE@ntcsa.co.za
1.3 Enquiry documents	The Invitation to tender number is **E3191NTCSAMWPR** See the content list above for the enquiry documents.
1.4 Type of enquiry	This enquiry is: **1.** An open invitation to tender
1.6 NTCSA's rights 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 NTCSA 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

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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/proposal] 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 (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes).

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/RFP] 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.

9. Flagged suppliers.

Ineligible of the flagged suppliers/tenderers will be due to the following reasons:

a) Those suppliers implicated in serious misconduct by the Zondo Report or the SIU pending the finalisation of supplier disciplinary measures against these suppliers; and

b) Other suppliers implicated in serious misconduct and a breach of the Eskom Supplier Integrity Pact by a forensic report or other source of credible information, such as the SAPS, the NPA, the SIU or other related source.

c) List of Restricted Suppliers and Defaulters as per PRECCA as issued by National Treasury

The implications of this “flag” are as follows:

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	○ No new contracts or extension of existing contracts may be awarded to the supplier pending finalisation of supplier disciplinary processes against the supplier. Where a As such, the supplier's bid should be removed from any tender evaluation at the "eligibility" or "compliance" assessment stage of the evaluation. **NTCSA 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 **:17 December 2026** Time**10:00AM** **Late Tenders will not be accepted.** **Tenders are uploaded via NTCSA Tender bulletin site on the Eskom E- tendering page** TenderBulletin NTCSA
2.9 Submitting a tender -For Electronic Tender	For Electronic Tender Submissions The tenderer must upload the tender via NTCSA Tender bulletin site on the Eskom E- tendering page. The documents need to be upload under the following folders Technical, Commercial, Financial, and other. ❖ **Technical (NEC3, Evaluations and (BOQ)** ❖ **Commercial, (SDL&I, BOQ)** ❖ **Financial, and** ❖ **Other (Environmental, Health & Safey, and Quality)** All documents need to be submitted in a PDF format (The upload size per document is 500 megabytes and total submission is restricted to 4 gigabytes). **The price list needs to be submitted in PDF and a copy in excel format. If supplier submitted BOQ either in excel or PDF, the supplier won't be disqualified.** No Zip/condense files can be uploaded 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

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2.12 Tender Validity Period	The tender validity period is 12 weeks: From the date of the closing. ***[Note: For construction-related work the initial tender validity must not exceed 12 weeks]*** **NTCSA may extend the validity period for a specified additional period. Should extension of validity be required by NTCSA, tenderers agreeing to the request will not be required or permitted to modify a tender. If a tenderer modifies a tender, such a tender will be disqualified from the evaluation process.**
2.15 Site visit and/or clarification meeting	**Two Clarification Meetings are required.** 1st - Non-Compulsory Meeting will be conducted Virtual via MS Team-Meeting. **Date: 01 December 2026** **Time: 10:00-12:30** **Venue: MS Team** 1st meeting will be conducted via MS Teams meeting. Tenderers who are interested in attending this session must ensure that they access the clarification meeting link in the appointment on the NTCSA's Tender Bulletin in the "Clarification Meeting folder". (Please check the Tender Bulletin, Post Clarification Question etc. Tenderers must confirm their intention to attend with the NTCSA Representative, Thembi Peter: via email on PeterTP@ntcsa.co.za Suppliers must report any access issues **no later than 30 November 2026** to avoid any misunderstandings. Emails received after this date may not be attended to in time, which could result in the supplier not receiving the meeting link before the scheduled meeting. It is therefore important for suppliers to check that they can access the appointment well before **1 December 2026**, allowing sufficient time to resolve any technical issues before the virtual meeting. 2. Second Meeting-Compulsory Site Visit-Face to Face in Muldersvlie. Compulsory Site visit meeting: **Date: 1 December 2026** **Time: 14:00-16:00** **Venue: Muldersvlie Substation-Face to Face Compulsory Meeting**

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	It is required so that contractors have understanding of what will be expected in terms of the deliverables of the contract, such as • The uniqueness and specialised type of equipment they must work on and all the installation points and all the outstanding work/equipment. • The site visit will enable the contractor to get on site clarity which will simplify the process in terms of submit all the required information within the tender stipulated time. • The competent contractor who has been on site will be expected to have knowledge and expertise to complete all the outstanding work, terminate, commission and handover. **Street address** Muldersvlei Substation R101, Old Paarl Road, Klapmuts, Cape Town. (Traveling on the N1 from Cape Town to Paarl. Take the Stellenbosch turn-off R304 to Stellenbosh. After the weighbridge, turn left on the R101. Proceed for about 1 km and turn left to the station.) **GPS coordinates**, -33.817868S 18.808316E Should the supplier not be able to access the above address or GPS coordinates they must contact: **Peter Clifton-Smith**: Via **Email/ Tel …0798350774**……Eskom Site Supervisor for Site Meeting (Face To Face meeting). **Please note that tenderers that do not attend compulsory meetings and who are late by more than 30 minutes onsite will be disqualified and will not be evaluated.**
2.16 Seeking clarification	The tenderer will notify NTCSA of any clarifications required before closing time for clarification queries, which is **10** working days before the deadline for tender submission. This includes the requests for extension for tender closing date. In this case it's **the 02 of December 2026.** Any addenda or clarifications to the Invitation to Tender (ITT) will be posted on the e-tender portal and the Tender Bulletin. Tenderers must review these platforms for updates before finalizing their bid submissions. NTCSA will not be responsible for any disadvantages or disqualifications resulting from Tenderers not accessing the latest ITT information.
2.22 Alternative tenders	Alternative tenders are ***not allowed***.

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	If alternative tender(s) are allowed, it may be based only on the following criteria and subject to acceptance by NTCSA*:* **1.** A different completion date; **2.** A different payment method; **3.** Different technical methods and specifications; and/or **4.** A different main option and other combinations of secondary option clauses, acceptable to NTCSA as the Employer, selected from the NEC Engineering and Construction Contract.
2.33 Cataloguing	The successful tenderer may be required to provide the cataloguing information per item after contract award, and in that instance, will need to ensure that all materials delivered to NTCSA are labelled in line with NTCSA's labelling specifications as may be stipulated. **Where cataloguing is a requirement**, the Pricing Schedule must also include a line item for cataloguing, which tenderers are required to quote for. NTCSA will pay for the cataloguing.
2.34 Provision of Security for Performance	The following forms of security are required for this enquiry: If the provision of security for performance in the form of a performance bond or a demand guarantee is a requirement, the tenderer must select a minimum of two (2) financial institutions that it is likely to approach.
3.4 Tender Opening	Due to the tender closing Electronically via NTCSA E-tendering. For E-tendering. There will be no public opening of tenders. Tenders will be downloaded electronically.
3.5 Prices to be read out or not	Prices will ***not be read out***
3.9 Basic Compliance	Basic compliance with this enquiry requires a tenderer to meet all the following requirements: Basic compliance for this invitation to tender are: 1. Meet the eligibility criteria for a tenderer 2. Submit a complete tender with commercial, financial and technical 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	Tender will be Evaluated on **Commercial and Technical** which are Mandatory Stage**s**

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a) Commercial Mandatory Requirements:

- Supplier to submit price list/ BOQ
- The price list/BOQ needs to be submitted in PDF and OR a copy in excel format.

Failure by the supplier to submit the Bill of Quantities (BOQ) in PDF or in Excel Format will result in the supplier being disqualified and excluded from further evaluation.

If supplier submitted BOQ either in excel or PDF, the supplier won't be disqualified.

a) Step 2 (a): Technical Evaluation Criteria (i.e. Tender returnable) - Refer to Appendix C Table 1 of 240-185000522 Rev 2.

Technical Evaluation will consist of Levels:

Appendix C– Technical evaluation criteria for the Muldersvlei 11 kV cable systems project

Table 1: Mandatory technical evaluation criteria

	Level 1 Mandatory criteria		
Item	**Criteria**	**Compliant (Yes/No)**	**Comment**
1.	Fully completed Technical Schedules.		
2.	Qualifications for the jointer who will be performing the work.		
3.	Installation/joint instruction for 630mm^2 1 core, XLPE outdoor termination.		
4.	Installation/joint instruction for 185mm^2 3 core, XLPE outdoor termination.		
5.	Installation/joint instruction for 630mm^2 1 core, XLPE SSC.		
6.	Installation/joint instruction for 185mm^2 1 core, XLPE SSC.		

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	7.	Installation or jointer instruction for station class surge arrestors to be used in the indoor switchgear.		
	Compliant		**Yes/No**	
	Level 1 Mandatory: all or nothing (Proceed to Level 2 only if all mandatory criteria are met)			

Table 2: Scoring technical evaluation criteria.

Failure to provide all the required mandatory documentation will lead to immediate disqualification. •

Compliance with all Mandatory Requirements is 100% Compulsory for all suppliers. Any supplier who fails to comply with the mandatory requirements will be deemed non-responsive and will Not Qualify for Further Evaluation.

Mandatory technical criteria have been stipulated in Annexure B of 240-185000522 Rev 2 this section Is a Mandatory Requirement. Should the supplier fail to meet the 100% Compliance. The tender will be disqualified and excluded from further evaluation.

3.13 Functionality requirements	Functionality requirements are A***pplicable*** The following criteria will be applicable for this transaction under functionality criteria: 1. **Step 2(a) Evaluation of Tenders on functionality /Technical capability** (Setting of minimum qualifying score for Functionality (Threshold) (Technical evaluation stated below. Technical evaluation shall be performed in accordance with the Technical Evaluation Criteria as stated in **Refer to Annex B, Table 2 of 240-185000522 Rev 2.** Scoring Technical Evaluation Criteria. **Threshold for Step 2(b) Technical Evaluation:** **Tenderers must achieve a minimum score of 80% in the Technical Evaluation to qualify for further evaluation.**

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	Level 2 Scoring Criteria		
Item	**Criteria**	**Weight**	**Comment**
1.	Preliminary Project plan (schedule) indicating time frame and sequence for all activities	4	
2.	Project reference list of a minimum of 5X (11kV and above) cable systems installed over the last 5 years. Project name, voltage level, as well as client name, email, and telephone contact details to be provided	2	
3.	A CV per jointer and/or installer team member/s indicating joining and installation experience at MV cable level as outlined in clause 5.	2	
4.	Proposal for after installation tests as outlined in clause 3.8.	2	
5.	Tool list to perform the SoW as stated in section 3 of this document.	2	
Sub-total		**/12**	
Level 2 scoring weighted score = (obtained score/12) × 100%			

Threshold for Step 2(b) Technical Evaluation: Tenderers must achieve a minimum score of 80% in the Technical Evaluation to qualify for further evaluation.

Any supplier who fails to achieve the minimum threshold of 80% will not be considered for the subsequent stages of the evaluation process.

2. Step 2(c) Site Compliance Technical Evaluation:

Step 2(c) Only suppliers who have successfully passed Step 2(b) by achieving the required minimum technical evaluation threshold of 90%will qualify and be eligible for evaluation in Step 2(c).

The weight for the step 2 (c) Site Compliance Technical review will be 100 points and will be based on:

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TECHNICAL EVALUATION CRITERIA	Scores	Comments	Total
ORHVS: The Responsible Person /Site Supervisor must have Modules 1-6 (Responsible Persons). Must be able to accept a Permit & Supervise his/her team within a High Voltage (HV) Substation. NB! The Site Supervisor is a stand-alone resource, who must be competent, that is, he/she must not be part of the hands-on workforce. The person must have a valid (Transmission) authorised ORHVS.Should the supplier not provide this requirement the supplier will score 0 points	25		
SACPCMP Construction Site Supervisor Certification must be provided: This is a legal requirement for a site supervisor. Should the supplier not provide this requirement the supplier will score 0 points and please note that application letter is not acceptable	20		
Record of similar work completed in the past and reference contact details of such contracts, e.g. no outstanding NCR's 5 years -15 3 years-10 2 years- 5	15		
Schedule of scope to be executed giving the timelines of scheduled activities. **NB! Use of MS Projects is mandatory not MS Xcel** Should supplier not submit MS Project the supplier will score 0.	20		
Contractor to ensure that all relevant artisans are appointed in writing. Competency certificates and CV's must be provided at tender stage. Should supplier not	20		

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	submit the required proof at the tendered stage the supplier will score 0				
	Total Minimum Threshold	80			

Tenderers who do not meet minimum threshold of 80 point for technical scoring will be disqualified.

Tenderers who do not meet the threshold for functionality scoring will be disqualified.
(*NTCSA reserves the right to reduce the functionality threshold to a predetermined lower threshold in the event that no tenderer meets the stipulated functionality threshold. If this possibility is reasonably anticipated, the reservation of right must be stated clearly in the Enquiry together with the predetermined lower threshold*)

3.14 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. The points scored for the specific goal must be added to the points scored for price and the total must be rounded off to the nearest two decimal places.

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	Subject To Section 2(1)(F) Of The Preferential Procurement Policy Framework Act, the contract must be awarded to the tenderer scoring the highest points.

B-BBEE Status Level of Contributor	Number of points claimed (80/20 system)
1	20
2	18
3	14
4	12
5	8
6	6
7	4
8	2
Non-compliant contributor	0

NB: The following documents are required to claim preference points,

- Valid B-BBEE certificate issued by SANAS accredited verification agency / sworn affidavit / CIPS affidavit
- Proof of ownership / shareholding (preferably CIPC documentation) inclusive of shareholding breakdown
- Certified ID copies of shareholder(s)
- Proof of Disability (where applicable)

Tenderer failing to provide documentation for the allocation of preference points will not be disqualified, but'

- May only score point out of 80 for price.
- Scores 0 points out of 20 for specific goals.

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.**

3.19 Ranking of tenders	Therefore 80/20 will apply for this tender with rand value due to it being equal to or below R50 million.

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3.2 Objective Criteria That Are Applicable	Objective Criteria Are **Applicable** Objective SDL&I Requirements Criteria The inclusion of objective criteria in an enquiry is not mandatory but a condition for contract award, and if included, this must align with the requirements of the PPPFA [clause 2(1)(f)] and be clearly stated in the enquiry together with the consequence of such objective criteria (i.e., if the tenderer does not meet objective criteria; it may lead to the second-ranked tenderer being recommended for award). Tenderers who complete and submit the objectives as required, but who do not meet NTCSA's targets, will not be disqualified. SDL&I objectives do not form part of scoring, but commitments will form part of contractual obligations 1. **Transformation – BBBEE Improvement or Retention Plan** Transformation remains an area of focus, where NTCSA continuously strives to align itself with national transformation imperatives to unlock growth, drive industrialization, create employment and contribute to skills development. NTCSA encourages its suppliers to constantly strive to improve their B-BBEE rating. Whereas Tenderer/s will be allocated points in terms of a preference point system based on specific goals, NTCSA also requests that tenderer/s submits their B-BBEE improvement or retention plan within 30 days of signing the contract. Tenderer/s are therefore requested to indicate the extent to which they will maintain (only if the respondent is a Level 1) or may improve/maintain their B-BBEE status over the contract period if their B-BBEE status is level 2 or 3. Tenderer/s with a B-BBEE status level 4 at the time of contract award, shall migrate and achieve as a non-negotiable a milestone of B-BBEE Level 3 by the end of the first year of the contract and thereafter improve their B-BBEE status level or migrate by one level higher. Tenderer/s with a B-BBEE recognition status of Level 5 to Level 8 or non-compliant at the time of contract award, shall migrate and achieve as a non-negotiable a milestone of Level 4 by the end of the first year of the contract and thereafter improve at least one B-BBEE Level higher of each year from the second year of the contract.

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Tenderer/s are requested to submit their B-BBEE Improvement Plan as an essential document within 30 days of signing the contract.

NB: A valid B-BBEE certificate or Sworn Affidavit is a condition for contract award, if your company's annual Total Revenue is R10 Million or less you qualify as an Exempted Micro Enterprise therefore you can submit Sworn Affidavit. If your annual Total Revenue is R50 Million or less, you qualify as Qualifying Small Enterprise and must comply with all of the elements of QSE score card relevant to your sector unless an entity is at least 51% Black owned you are required to obtain a Sworn affidavit. If your Annual Total Revenue is above R50m you need to submit a Valid B-BBEE certificate

2. Local Procurement Content

"Local Procurement Content" refers to value added in South Africa by South African resources. Where a single contract involves a combination of local and imported goods and/or services, the tender response must be separated into its components as per the Price Schedule included with the tender documents. Local procurement content is total spending minus the imported component.

Tenderers are required to submit their proposals in the table below.

Local Procurement Content	NTCSA target	Tenderer Proposal
	100%	

3.Jobs. Tenderers are required to submit proposals for the type and number of jobs that will be created and retained in South Africa as a direct result of being awarded a contract.

Type of Jobs to be created	Number of Jobs to be created

Type of Jobs to be retained	Number of Jobs to be retained

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4.Skills development

Tenderers are required to submit proposals in a table below for developing the skills of unemployed candidates in the country. Skills development is intended to address Eskom's core, scarce and critical skills and the scarce and critical skills. These skills are also included in a 2020 list of occupations in high demand as stipulated in the Government Gazette 43937. Candidates shall be from all provinces in the country, and their composition shall be representative of the population demographics of South Africa

Skills Development

Tenderers are required to propose against the following training initiatives

Criteria	NTCSA Proposal	Tenderer Commitment
On job training-Electrician	1	

The process of developing these skills shall involve the participation by tenderers directly and through their supply network. In certain cases, the SETA's accredited training providers can be approached to participate in developing critical and scarce skills.

Note: That these targets for skills development candidates categorically exclude Eskom employees and registered learners. The tenderers are required to take full responsibility for the total cost of developing the requisite skills, and Eskom shall not make any financial contribution towards the fulfilment of this obligation. Tenderers also are advised to approach their relevant SETAs to access grants, subsidies, and incentives as well as South African Revenue Services for tax rebates that are earmarked for skills development initiatives

[**Please note Functionality and elements of Contractual requirements must not be used as objective criteria**.]

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3.21 Reverse e-auction (if Applicable)	Reverse e-auction is ***[not applicable]*** ***[Note for procurement practitioners:*** ***Where reverse e-auction is intended to be utilized in a specific enquiry this must be indicated in the enquiry and the relevant reverse e-auction supporting documents will form part of the enquiry. The Tenderers will be required to submit a complete tender but without prices. Where a supplier includes prices in their tender; these prices will not be considered and will be disregarded.]***
Contractual Requirements	Mandatory Contractual Requirements that **must** be included in all tenders is the following:- **Contractual Requirements include the following:** 2. **Mandatory Technical Contractual Requirement** **Appendix D– OEM Specific Documents for Contractual Obligations** The items specified in Table 3 below are required to assess the technical compliance of the cable accessories and verify that the proposed Level 4 switchgear training meets the applicable training requirements. These shall be submitted before contract award. **Table 3: Contractual Obligations.**

	Level 2 Scoring Criteria		
Item	**Criteria**	**Weight**	**Comment**
1.	Type test reports for cable accessories.	4	
2.	Signed letter from type tested cable accessories supplier confirming supply of all cable accessories for this project to the tenderer.	2	

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3.	Offer letter for level 4 training in accordance with 240-56065202.	2	
Sub-total		**/8**	
Level 2 scoring weighted score = (obtained score/8) × 100%			

- Proof of CSD registration

[Please Note: Unlike the Additional Contractual requirements hereunder that may be applied for a specific tender, proof of CSD registration is a mandatory requirement for all tenders]

Additional Contractual Requirements that may be included if applicable:

Contractual Requirements include the following:

1. SDL&I Requirements:

Please refer to the SDL&I Folder.

2. Environment Requirements:

Please refer to the Environmental Folder for Environmental Evaluation Criteria.

3. Health & Safety Requirements

Please refer to the Health & Safety Folder for Health & safety Evaluation Criteria.

4. Quality Requirements:

Please refer to the Quality Folder for Quality Evaluation Criteria.

5. Financial Evaluation Requirements:

Financial viability (submission of financial statements); and/or

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	• Latest, approved (No draft annual financial statements or managements accounts are allowed for this process) annual financial statements of the tendering company (Not Parent or ultimate holding company) , including: o Background to the company o A signed director's report. o A signed auditor's/reviewer's/compiler's/accounting officer's report o Statement of financial position o Statement of comprehensive income o Statement of changes in equity o Statement of cash flows o Notes to the financial statements. • A signed copy of the public interest score (only applicable to South African entities that are not audited) o Giving the actual score o Indicating whether the company is owner managed or not o Confirming whether the annual financial statements were externally prepared or not. • Copies of the ITA34C for the current & previous years of assessment (only applicable to South African entities that are not audited) • For unincorporated JV or a SPV, each partner in the JV or a SPV must submit its annual financial statements including all items listed above. **6.Due diligence by State Security Agency (SSA)** • Name list of all contractors on site: In following format: – On Company Letterhead – Full Names; Surnames and Identity Number – Home address and Contact numbers • Short listed service provider will be required to be vetted by Eskom Vetting office with support from State Security Agency (SSA). • Proof of Criminal Record Clearance results not older than 3 months to be supplied to Security 7 days prior to work commencing (of all contractors to perform work on site/substation/servitude)

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	• Criminal Records can be obtained from SAPS, PostNet-- and www.afiswitch.com) • **Foreign Nationals:** Criminal Record Clearance from Country of Origin *(Not older than 12 months)* and Criminal Record Clearance in RSA *(not older than 3 months)* before commencement of work but will be valid for 12 months after work has commenced. Permit to Work Section 11(2) Immigrations Act and Valid Passport. • An Equipment list of all movable equipment / material / tools to be utilized / stored on site / substation/servitude are to be kept by the contractor and a copy provided to security • A List of vehicle registration numbers to be supplied of all vehicles accessing site/substation /servitude for duration of work. **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.**
Payment Terms	**Tenderers are requested to bear in mind NTCSA's standard payment terms as stipulated hereunder when submitting tenders and concluding contracts with NTCSA:** For contracts valued below R50 000 000 (Fifty Million Rand) including VAT, NTCSA is committed to paying Suppliers within 30 days of receipt of undisputed invoices. For contracts valued above R50 000 000 (Fifty Million Rand) including VAT, NTCSA is committed to paying suppliers within 60 days of receipt of undisputed invoices.
2.29-2.30 Contract Skills Development Goal (CSDG) and Contract Partcipition Goals (CPG)	The conditions of contract will be the ***[NEC Engineering Construction Contract (ECC3)*** [***For contracts to which CIDB Contract Participation Goals (CPG) are applicable***] The recommended supplier shall submit all the documentation (Form A2 Baseline Training Plan, Form A3 Project Interim Report, Form A4 Supervisor Agreement, Form A5 Project Completion Report) that may be required as returnables after contract

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	award as stipulated by Clause 4 of the Contract Skills Development Goals Standard published in GGN 36760 of March 2020. [***For contracts to which CIDB Contract skills development goals (CSDG) are applicable***] The recommended supplier shall submit all the documentation (Annexure A-Targeted Enterprise Declaration Affidavit; Project Interim Report, Project Completion Report and Declaration) that may be required as returnables after contract award and as stipulated by Clause 3.3 of the Standard for Indirect Targeting for Enterprise Development through Construction Works Contract *(published in GN 1779, Government Gazette No. 48481 of 28 April 2023)* ***[In the event that there are further documents/actions that are required during execution of the contract, these must be made contractual conditions and compliance thereto must be managed in terms of the contract.]***
2.28 CIDB Requirements (where applicable for Engineering and Construction Works Contracts)	CIDB Requirements Are A**pplicable** It is estimated that tenderers must have a Construction Industry Development Board (CIDB) Contractor **Grading of (Grade 3EP) CIDB Electrical Engineering Works (Infrastructure) (Grade 3EP) or Higher.** **Anything lower than this will not be accepted, and supplier will be disqualified.** A valid CIDB must be submitted, in a case where the CIDB certificate expired, a Letter from CIDB confirming re-application will be accepted, however, a valid CIDB certificate to be submitted prior to contract award. Based on clause C.2.1, a contractor with an expired or suspended registration would be deemed non-responsive and disqualified OR; Joint ventures are eligible to submit tenders provided that:- **1.** every member of the Joint venture (JV) is registered with the cidb; **2.** the lead partner has a contractor grading designation in the …… or……. *class of construction work; or not lower than one level below the required grading designation in the class of works construction works under consideration and possesses the required recognition status; **3.** the combined contactor grading designation calculated in accordance with the cidb regulations is equal to or higher

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than a contractor grading designation determined in accordance with the sum tendered for a or ……* class of construction work or a value determined in accordance with Regulations 25 (1B) or 25 (7A) of the cidb Regulations.

[*insert class of construction work and delete "or…" where only one class of construction works is applicable].

[Please note that only those tenderers that are registered with the Construction Industry Development Board or are capable of being so registered within twenty-one (21) working days from the closing date for submission of tenders in a contractor grading designation as stipulated in the tender data and determined in accordance with the best estimated value of the scope of works are eligible to submit tenders.

NTCSA must, within 21 working days from date when contractors offer to perform a construction works contract is accepted in writing, register and publish the award of all contracts equal to or exceeding R10 M inclusive of VAT.]

2.29 **Contract Skills Development Goals (CSDG)** is
[not applicable]

1. The CSDG applicable to this tender is in terms of the Engineering and Construction Works contract with respect to the _____ class of works or_____ class of works [delete "or" where only one class of construction works is applicable] and the applicable percentage is ___ % and is contained in the relevant BOQ/Pricing schedule attached.

OR

2. The CSDG is applicable to this tender in terms of Professional Services/Service contract/order and must be achieved in one of the following ways:-

1. by multiplying 150 against the total estimated contract value in the relevant BOQ/Pricing schedule to derive the relevant hours required in terms of this CSDG; or
2. by main contractor devolving its obligations required in terms of the CSDG to respective sub-contractor; or
3. by providing structured workplace learning opportunities for Employer's seconded employees as included in the relevant scope of work.

[Please note: [Not applicable]

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Contractor shall achieve in the performance of the contract the CSDG established in the CIDB Standard for Developing Skills through Infrastructure contracts (published in GN 1779, Government Gazette No. 48481 of 28 April 2023)
CSDG is applicable to a contract or an order issued in terms of a framework agreement that has a duration of 12 months or more, and to:
a) a contract of R5 million or more, in the case of a professional service or service contract or an order issued in terms of such a contract; or
b) a cidb grading designation of grade 7 or higher, in case of an engineering and construction works, or design and build contract or an order issued in terms of such a contract].

2.31 **Contract Participation Goals** is ***[Not Applicable]***

[Please note:
Contractor shall achieve in the performance of the contract the Contract Participation Goals (CPG) relating to the engagement of targeted enterprises as established in the CIDB Standard for Indirect Targeting for Enterprise development through Construction Works Contract (published in Government Gazette No. 36190 of 25 February 2013)

The requirements of a contract participation goal relating to the engagement of targeted enterprises as established in the aforesaid standard applies to:
a) construction works contracts in the General Building (GB) and to Civil Engineering (CE) classes of construction works;
b) construction works contracts of an estimated minimum project duration of 6 months; and
c} construction works contracts in which at least 25% of the main contract could reasonably be expected to be sub-contracted out in one or more of the following CIDB classes of construction works:

- ***Civil Engineering (CE)***
- ***Electrical Engineering Work (EB)***
- ***General Building Works (GB)***
- ***Mechanical Engineering (ME)***

The contractor shall engage targeted enterprise/s in the performance of the contract to the extent that at least 5 % contract participation goal is achieved.
The contractor shall determine the contract skills participation goals expressed in Rands which shall not be less than the contract amount multiplied by a percentage factor.]

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3.24 Sign Form of Agreement	Arrange for authorised signatories of both parties to complete and sign the original and one copy of the Form of Agreement.

Please note:

Tenderers are requested to bear in mind NTCSA's standard payment terms as stipulated hereunder when submitting tenders and concluding contracts with NTCSA:

For contracts valued below R50 000 000 (Fifty Million Rand) including VAT, NTCSA is committed to paying Suppliers within 30 days of receipt of undisputed invoices.

For contracts valued above R50 000 000 (Fifty Million Rand) including VAT, NTCSA is committed to paying suppliers within 60 days of receipt of undisputed invoices.

NTCSA 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.

A report containing a list of potential sub-contractors may be drawn by accessing the following link: www.csd.gov.za

"proof of B-BBEE status level of contributor" means-

(a) the B-BBEE status level certificate issued by an authorised body or person; or
(b) a sworn affidavit as prescribed by the B-BBEE Codes of Good Practice; or
(c) any other requirement prescribed in terms of the Broad-Based Black Economic Empowerment Act

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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

The *tenderer* must complete the appropriate certificate set out below for its category of organisation. If the *tenderer* is a company, close corporation or joint venture, 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, or power of attorney in the case of a joint venture).
Note further that the authorised representative of the *tenderer* will in addition be required to sign the form at the end in addition to the relevant certificate for category of organisation.

A. Certificate for company

I,_ _ _ _

vote of the members taken on _ _ _ _ _ _ _ _ (date), Mr/Ms _ _ _ _ _ _ _ _

Venture, to sign all documents in connection with the tender and any contract that may result from it on behalf of all the members in the Joint Venture.
This authorisation is evidenced by the attached power of attorney signed by the legally authorised signatories of all the members in the Joint Venture.

Furthermore we attach to this Form a copy of the Joint Venture Agreement which incorporates a statement that all members in the Joint Venture are liable jointly and severally for the execution of the contract, a term that indicates the member that will be the lead member, and terms that indicate the ratios according to which work and payment will be divided amongst the members.

Name of JV member	**Address**	**Authorised signature, name and capacity**
Lead partner		

E. Certificate for sole proprietor

I, _, hereby confirm that I am the sole proprietor of the business trading as _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _

NOTE: The table hereunder to also be fully completed by all *tenderers* irrespective of the category of organisation selected and completed above.

Name of tenderer:	
Full names of authorised signatory:	
Designation and capacity:	
Signature of authorised signatory	
Date of signature:	

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ANNEXURE B

ACKNOWLEDGEMENT FORM

We are in receipt of the Invitation to Tender/Proposal from NTCSA SOC Ltd and the following addenda issued by NTCSA:

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

Correct as stated in the Invitation to Tender / RFP 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 enquiry ☐
2. We have already supplied NTCSA with the cataloguing information pertaining to this enquiry 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/Request for Proposal 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)	
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 NTCSA, please provide your Vendor registration number with NTCSA._____

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 enquiry, tenderers must complete 7.1 to 7.9.

7.1 Confirm if you intend sub-contracting

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YES		NO	

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 7.4, please provide CSD number._____

7.6 Please confirm B-BBEE level of said sub-contractor_____

7.7 Please confirm that you have attached your signed intention to sub-contract document.

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 NTCSA employee/director as per the definition of "related" set out hereunder, may submit a tender to NTCSA. 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 NTCSA.
2. the *tenderer/s* employees/directors are also employees/contractors/consultants or directors in another entity together with NTCSA 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 NTCSA 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/RFP 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/proposal of another tenderer, or influence over the decisions of NTCSA 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 NTCSA 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 NTCSA, 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/RFP process share a controlling partner or have any relationship with each other, directly or through common third parties? _____(
[Yes/No]

If Yes, attach proof.

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/proposal will be disqualified if the tenderer/s, or any of its directors have:

1. abused NTCSA's procurement process (e.g. bid rigging/collusion); or
2. committed fraud or any other improper conduct in relation to such procurement process.

Please complete the declaration with an '**X**" under YES or NO

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Item	Question	Yes	No
1.1	Is the tenderer/s or any of its shareholders/directors/members/partners/owners 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 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 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 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 failing to meet their contractual obligation with the State or any State owned entity?		
1.5.1	If "Yes", provide details		

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3. DECLARATION OF SHAREHOLDING 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 in _____ [*Name of Tenderer*]:

Note that the information in the table below 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

Other Entities*:

Full Legal / Trading Name	Entity Registration Number/Trust Number	Shareholding Percentage	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/proposal may be rejected, and that NTCSA 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 NTCSA. 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/proposal may be rejected, and that NTCSA 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

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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 NTCSA. 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 E

CONTRACT PRICE ADJUSTMENT (CPA) REQUIREMENTS FOR LOCAL GOODS AND SERVICES.

The application of contract price adjustment (CPA) to tender submissions

Note: This Section will not be applicable to Professional services contracts (See relevant section hereunder for guidelines on this).

1. Application of CPA

- CPA conditions may apply if the contractual duration is to be longer than 12 months.
- If the contractual duration will be less than or equal to 12 months, a fixed priced offer must be submitted.
- For contracts with a duration more than twelve (12) months, CPA will not be applicable for the first year. CPA will then only be applied from sixteen (16) months from the base date onwards.
- Failure to propose contract price adjustment, or submit a CPA formula with the tender submission, will result in the pricing being considered fixed and firm and the contract price will be treated as fixed for the duration of the contract.
- NTCSA will not accept Rate of Exchange adjustment to be included in any CPA formula.
- Local indices may not be used for CPA purposes for any imported component.
- There must be separate CPA formulae for local and foreign CPA. Local and foreign escalation may not be combined into one formula.

2. Tender Submissions

[Procurement Practitioner/QS to populate table hereunder as per scope of work for relevant Tender]

NTCSA Proposed CPA breakdown for Local Goods and Service

Formula A						
Index Reference	***Proposed portions/Weightings of each index***	***Description of Index***	***Full Title of Index as published***	***Source Publisher of Index***	***Base Month***	**Base Price/Base Index Figure**
A1						
A2						
A3						
	15%	***Fixed portion not subject to CPA***				
Total	***100%***					

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Note: Tenderers to take note that, if the NTCSA proposed CPA breakdown is not populated, they are required to refer to the Pricing Schedule in the NEC or other Contract or standalone Pricing Schedule for NTCSA's proposed CPA breakdown.

NTCSA CPA Conditions/Requirements

- Tenderers are required to submit CPA that is aligned to NTCSA's proposed CPA breakdown in this Tender; or Tenderers may submit an alternative CPA proposal from NTCSA's CPA proposal, and this will be considered if deemed acceptable to NTCSA;
- Note that for contracts exceeding a duration of 12 months if there is no CPA catered for by the tenderer; then prices will be deemed to be fixed, and the contract price will be deemed as fixed for the duration of the contract.
- A minimum of 15% of the total agreement value is to be fixed when a CPA formula is applied,
- Each CPA formula must add up to a final total of 100.
- Only official published CPA indices that are in the public domain must be used.
- No in-house indices may be used for CPA.
- There may be more than 1 CPA formula (Formula A, B, C etc) or a combination of all the cost components into 1 Formula (depending on how the pricing is to be submitted.
- If there are specific line items for Labour and Transport, individual Formulae might be used.

Note: NTCSA reserves the right to negotiate CPA terms and conditions during negotiations held with tenderers.

3. BASE DATE AND BASE PRICE

- In instances of indices or other references published monthly, the Base Date is to be the month before the month in which the Enquiry closes.

- In instances where the reference figures, e.g. market prices, are published daily or at intervals more than once a month; then the average for the month before the month in which the Enquiry closes should be used as the Base Price.

4. CPA FOR PROFESSIONAL SERVICES

- The preferred index to be used for adjusting these agreements is the country specific CPI Headline index.

- The price adjustment factor will be effective from each contractual anniversary of the contract date. This must be the average of the country specific CPI Headline index figures published for the last twelve-month period (cycle) ending before the contract anniversary date.

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Closing date of tender:	
Name of tenderer:	
Full names of authorised signatory:	
Signature:	
Date of signature:	

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ANNEXURE F

CPA (IG) REQUIREMENTS FOR FOREIGN GOODS AND SERVICES

The application of contract price adjustment (CPA) to tender submissions

Note: This Section will not be applicable to Professional services contracts (See relevant section hereunder for guidelines on this).

1. Application of CPA

- CPA conditions may apply if the contractual duration is to be longer than 12 months.
- If the contractual duration will be less than or equal to 12 months, a fixed priced offer must be submitted.
- For contracts with a duration more than twelve (12) months, CPA will not be applicable for the first year. CPA will then only be applied from year two (2) onwards.
- Failure to propose contract price adjustment, or submit a CPA formula with the tender submission, will result in the pricing being considered fixed.
- NTCSA will not accept Rate of Exchange adjustment to be included in any CPA formula.
- Local indices may not be used for CPA purposes for any imported component.
- There must be separate CPA formulae for local and foreign CPA. Local and foreign escalation may not be combined into one formula.

2. Tender Submissions

NTCSA Proposed CPA breakdown for Local Goods and Service
Not Applicable

Formula A						
Index Reference	***Proposed portions/Weightings of each index***	***Description of Index***	***Full Title of Index as published***	***Source Publisher of Index***	***Base Month***	**Base Price/Base Index Figure**
A1						
A2						
A3						
	15%	***Fixed portion not subject to CPA***				
Total	***100%***					

Note: Tenderers to take note that, if the NTCSA proposed CPA breakdown is not populated, they are required to refer to the Pricing Schedule in the NEC or other Contract or standalone Pricing Schedule for NTCSA's proposed CPA breakdown.

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NTCSA CPA Conditions/Requirements

- Tenderers are required to submit CPA that is aligned to NTCSA's proposed CPA breakdown in this Tender; or Tenderers may submit an alternative CPA proposal from NTCSA's CPA proposal and this will be considered if deemed acceptable to NTCSA;
- Note that for contracts exceeding a duration of 12 months if there is no CPA catered for by the tenderer; then prices will be deemed to be fixed and firm.
- A minimum of 15% of the total agreement value is to be fixed when a CPA formula is applied,
- Each CPA formula must add up to a final total of 100.
- Only official published CPA indices that are in the public domain must be used.
- No in-house indices may be used for CPA.
- There may be more than 1 CPA formula (Formula A, B, C etc) or a combination of all the cost components into 1 Formula (depending on how the pricing is to be submitted.
- If there are specific line items for Labour and Transport, individual Formulae might be used.

Note: NTCSA reserves the right to negotiate CPA terms and conditions during negotiations held with tenderers.

3. BASE DATE AND BASE PRICE

- In instances of indices or other references published monthly, the Base Date is to be the month before the month in which the Enquiry closes

- In instances where the reference figures, e.g. market prices, are published daily or at intervals more than once a month; then the average for the month before the month in which the Enquiry closes should be used as the Base Price.

4. CPA FOR PROFESSIONAL SERVICES

- The preferred index to be used for adjusting these agreements is the country specific CPI Headline index.

- The price adjustment factor will be effective from each contractual anniversary of the contract date. This must be the average of the country specific CPI Headline index figures published for the last twelve-month period (cycle) ending before the contract anniversary date.

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PAYMENT OF FOREIGN COMMITMENTS

NOT APPLICABLE TO THIS TENDER

PART 1: The application of importation payment requirements to tender submissions.

Where foreign exchange is involved, NTCSA will take measures to mitigate any exposure to foreign currency exposure or exchange rate risk.

Tenderers:-

- Who wish to submit tenders with pricing in foreign currency for imported goods/services must establish **prior** to tender close (via the Procurement Practitioner), that the foreign currency that is being priced in the submission, is an acceptable foreign currency to NTCSA.
- Who are pricing for imported goods/services in a foreign currency or linking their pricing of goods to a foreign currency exchange rate, **must be the direct importers** of the goods/services. For payment purposes, NTCSA will require proof of importation.
- Who import goods into stock, for delivery to various customers, including NTCSA, the price quoted must be in South African Rand. In such cases, NTCSA will not undertake any foreign exchange commitment or arrange forward cover.
- Who have submissions where pricing for imported goods/services in a foreign currency or linked to a foreign currency exchange rate, must ensure that their pricing indicates the foreign currency and the foreign currency values.

Tenderers should note that all domestic value-added process, i.e., costs incurred in the Republic of South Africa, for example, transport costs will only be paid in Rands.

Tenderers who have submitted tenders, which have goods/services priced, are linked to a foreign currency or exchange rate, are required to select one of the payment methods indicated below for the payment relating to those imported goods/services:

Payment of NTCSA's foreign commitment in foreign currency will be made either:

Payment Method 1A:
To a nominated bank account in a foreign country in a foreign currency
(Payment will be made to the party and account nominated by the supplier
In the contract, and not to any other party).

Please note that the contracting party OR NTCSA SOC Limited must be the direct importer of the goods

Documentation to be submitted with payment:

- Commercial invoice (from the foreign supplier)

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Import payments

- SAD 500
- Bill of Entry as evidence that goods have been cleared by the Department of Customs and Excise
- Customs release notification
- Transport documents from the freight company
- Marine/ ocean bill of lading

Any one of the following documents as per the mode of transportation:-

- Airway bill / air transport document
- Road or rail consignment note.
- Postal receipt “goods despatched”.
- Certificate of posting
- Courier dispatch note or air waybill.

NB: Evidencing transport of the relative goods to the Republic of South Africa

Service- related payments

Documents to submit with payment:

- Commercial invoice (invoice from the overseas supplier)

Not Applicable

OR

Payment Method 1B;

To a valid SARB approved CFC account in South Africa, in a foreign currency (payment will be made to the contracting party)

Please note:

- The contracting party must be the direct importer.
- For payment purposes, NTCSA will require both the foreign (commercial) invoice and the local tax invoice.
- The foreign currency values on both the commercial and local invoice must match. NTCSA will not pay any profit in foreign currency. (Please note that the commercial invoice used in the clearance of the imported goods must be from the country of origin)

- If Payment Method 1B is the option selected for the payment for any imported goods/services, then the following documentation is to be submitted with your submission:
  - Copy of tenderers bankers’ initial application to the Reserve Bank requesting approval to invoice a local entity or NTCSA, and for NTCSA to pay the invoiced currency into the contracting party’s CFC account.
  - Copy of the response from the Reserve Bank regarding the initial application, on the Reserve Bank’s letterhead

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- Copy of the latest application to the Reserve Bank to renew the approval.
- Copy of the response from the Reserve Bank to the application to renew the approval to invoice NTCSA in foreign currency.

Documents to submit with payment:

- Commercial invoice (from the foreign supplier, country of origin and used to clear the goods)
- Local invoice or Tax invoice
- Both the commercial invoice and local invoices must match

Import payments

- SAD 500
- Bill of Entry as evidence that goods have been cleared by the Department of Customs and Excise
- Customs release notification
- Transport documents from the freight company

Any of the following documents as per the mode of transportation:-

- Marine/ ocean bill of lading
- Airway bill / air transport document
- Road or rail consignment note.
- Postal receipt
- Certificate of posting
- Courier dispatch note or air waybill.

NB: Evidencing transport of the relative goods to the Republic of South Africa
All documents submitted to NTCSA should not have any alterations.
The information on the documents should be as originally issued from the authorities, freight companies and overseas suppliers.

Service-related payments

- Should a supplier select this option, they are required to provide proof that the South African Reserve Bank has given them approval to invoice NTCSA in foreign currency for services related payments and to receive foreign currency proceeds into that CFC account. The proof would consist of:-

  - A copy of a letter from the supplier's bankers to the Reserve Bank requesting authority to receive services related payments to be made into a CFC account.
  - A copy of the official response from the Reserve Bank authorising payments to be made into the supplier's CFC account. The supplier's documents to the Reserve Bank must make specific reference to NTCSA.

- This approval is only valid for a period of 1 year or as per SARB approval period.

Documents to submit with payment:

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- Commercial invoice (invoice from the overseas supplier to proof that we have foreign currency exposure)
- Local Tax invoice (from the local supplier)
- Both the commercial invoice and local invoices must match

NB: If a supplier is unable to produce or provide NTCSA with a commercial invoice, the contract will be concluded in rands. The contract cannot be linked to any Exchange Rate.

NOT APPLICABLE

OR

Payment Method 2:

In South African Rand at the selling spot rate of exchange obtained by NTCSA's Treasury on the date that the forward cover is cancelled. NTCSA will notify the supplier of the date that the forward cover is cancelled as well As the intended payment date, which will be as per the agreed payment terms. Any exchange rate adjustment after NTCSA has notified the supplier of the date and the rate which the forward cover is cancelled, will be for the account of the supplier.

Please note:

- The contracting party must be the direct importer of the goods.
- This payment option is not applicable for the payment of services
- Tenderers are required to indicate and request approval from NTCSA to use Payment Method 2 **prior to tender close**. Where a tenderer has failed to obtain the required approval prior to tender close, the tenderer will have to select one of the other Payment Methods indicated in this document.
- Together with their submission, Tenderers will be required to provide NTCSA with a written indemnity confirming that they will not buy and forward cover.,

Documents to submit with payment:

- Commercial invoice (from the foreign supplier)
- SAD 500
- Bill of Entry as evidence that goods have been cleared by the Department of Customs and Excise
- Customs release notification
- Transport documents from the freight company

Any of the following documents as per the mode of transportation:-

Marine/ ocean bill of lading
Airway bill / air transport document
Road or rail consignment note

- Postal receipt

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- Certificate of posting
- Courier dispatch note or air waybill

NB: Evidencing transport of the relative goods to the Republic

- Local invoice or Tax invoice

NB: If a supplier is unable to produce or provide NTCSA with a commercial invoice, the contract will be concluded in rands. The contract cannot be linked to any Exchange Rate.

NOT APPLICABLE

OR

Fixed ZAR Option (Payment Method 3)

This option is available to those tenderers who are the direct importers of the goods/services for which they have tendered, but do not find Payment Methods 1A, 1B or 2 and allows tenderers to be responsible for the foreign currency and exchange rate risk. If a tenderer selects this payment method, the process is as follows:

- NTCSA and the successful tender will engage, on a simultaneous basis, with their respective bankers and compare the exchange rate/s obtained. This is done to ensure that any exchange rate/s used is/are market related.
- Tenderers will be required to match or better the exchange rate/s obtained by NTCSA. If the tenderer's exchange rate/s is/are more expensive than the exchange rate/s indicated by NTCSA, the exchange rate/s to convert the foreign values into ZAR will be the NTCSA exchange rate/s.
- Once the exchange rate/s has/have been agreed by both parties, NTCSA will not be liable for any further exchange rate adjustments.

From a Commercial perspective, please take note of the following:

- The foreign currency and foreign currency amount/s that NTCSA is/are at risk to, need/s to be indicated in the pricing schedule submitted as part of the tender. If the pricing schedule does not allow for it, the foreign currency and foreign currency amount/s must be indicated in a covering letter.
- The exchange rate to be used in the tender submission is the exchange rate sourced from the South African Reserve Bank on the date the tender is advertised/published.
- Due to the payments being made in ZAR, but based on an agreed exchange rate, the tenderer will be required to submit proof of importation at time of payment.

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NOT APPLICABLE

Documents to submit with payment:

- Commercial invoice (from the foreign supplier)
- Local invoice or Tax invoice

Import payments

- SAD 500
- Bill of Entry as evidence that goods have been cleared by the Department of Customs and Excise
- Customs release notification
- Transport documents from the freight company

Any of the following documents as per the mode of transportation:-

- Marine/ ocean bill of lading
- Airway bill / air transport document
- Road or rail consignment note.
- Postal receipt
- Certificate of posting
- Courier dispatch note or air waybill.

NB: Evidencing transport of the goods to the Republic of South Africa

Documents to submit with payment:

- Commercial invoice (invoice from the overseas supplier to proof that we have foreign currency exposure)
- Local Tax invoice (from the local supplier)

NB: If a supplier is unable to produce or provide NTCSA with a commercial invoice, the contract will be concluded in RAND's Not in Currency

NOT APPLICABLE

Please note: NTCSA will require substantiating proof of importation at the time of invoicing.

Where the supplier, previously imported goods into stock for delivery to various customers, including NTCSA, the price quoted must be in South African Rand. In such cases, NTCSA will not undertake any foreign exchange commitment or arrange forward cover.

Take note of the following:

Service-related payment:

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When specialist skills are required in South Africa, the local supplier will source the appropriate talent from their network of specialist companies overseas. The specialist is then brought into the country (South Africa) on one of two possible methodologies.

1) **Secondment**

In this approach, the foreign specialist retains their employment contract with their home unit (Employer overseas) but are seconded to the local company that has a contract with NTCSA to work under the direction and control of the local management. Their salaries are paid to the foreign specialist by their home country and that foreign entity then invoices the local supplier (South Africa) in foreign currency for the cost relating to such employees. The invoices would typically be in Euro or GBP, this methodology is usually for short to medium term engagements.

Documents to be attached for payment:

- Commercial invoice from the specialist company
- Local invoice (South African company making use of the specialist services)
- Passport of the specialist and valid work permit
- Activity schedule signed by the contract manager.

2) **Payroll Transfer**

In this approach, the employee's contract with the overseas employer will be suspended and the specialist takes up a local contract with the local company. The remuneration is then **ZAR** based, the overseas employer is unable to provide the foreign invoice because the employment with the specialist is suspended this methodology is usually favoured for long term engagement. There is no foreign commitment, and the contract will be in ZAR.

PART 2: EXCHANGE RATES

The tenderer shall use the exchange rate as at 12H00 on the date of the advertisement of the tender. The source of the exchange rates shall be the South African Reserve Bank (www.resbank.co.za)
Please note that the tenderer is required to submit proof of the SARB rate/s used.

Date of advertisement of tender:	
Closing date of tender:	
Name of tenderer:	
Full names of authorised signatory:	
Signature:	

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Date of signature:	

ANNEXURE G1

SBD 6.2

DECLARATION CERTIFICATE FOR LOCAL PRODUCTION AND CONTENT FOR DESIGNATED SECTORS

This Standard Bidding Document (SBD) must form part of all bids invited. It contains general information and serves as a declaration form for local content (local production and local content are used interchangeably).

Before completing this declaration, bidders must study the General Conditions, Definitions, Directives applicable in respect of Local Content as prescribed by the dtic, the South African Bureau of Standards (SABS) approved technical specification number SATS 1286:2011 (Edition 1) and the Guidance on the Calculation of Local Content together with the Local Content Declaration Templates [Annex C (Local Content Declaration: Summary Schedule), D (Imported Content Declaration: Supporting Schedule to Annex C) and E (Local Content Declaration: Supporting Schedule to Annex C)].

1. General Conditions

1.1. Dtic makes provision for the promotion of local production and content.

1.2. Dtic prescribes that in the case of designated sectors, organs of state must advertise such tenders with the specific bidding condition that only locally produced or manufactured goods, with a stipulated minimum threshold for local production and content will be considered.

1.3. A person awarded a contract in relation to a designated sector, may not sub-contract in such a manner that the local production and content of the overall value of the contract is reduced to below the stipulated minimum threshold.

1.4. The local content (LC) expressed as a percentage of the bid price must be calculated in accordance with the SABS approved technical specification number SATS 1286: 2011 as follows:

LC = [1 - x / y] * 100

Where:
x is the imported content in Rand
y is the bid price in Rand excluding value added tax (VAT)

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Prices referred to in the determination of x must be converted to Rand (ZAR) by using the exchange rate published by South African Reserve Bank (SARB) at 12:00 on the date of advertisement of the bid as indicated in paragraph 4.1 below.

The SABS approved technical specification number SATS 1286:2011 is accessible on http:/www.thedti.gov.za/industrial development/ip.jsp at no cost.

1.5. A bid may be disqualified if this Declaration Certificate and the Annex C (Local Content Declaration: Summary Schedule) are not submitted at the stipulated deadlines.

2. The stipulated minimum threshold(s) for local production and content (refer to Annex A of SATS 1286:2011) for this bid is/are as follows:

Description of services, works or goods	Stipulated minimum threshold
Cable	90 %
	%
	%

3. Does any portion of the goods or services offered have any imported content?

(***Tick applicable box***)

YES		NO	

3..1 If yes, the rate(s) of exchange to be used in this bid to calculate the local content as prescribed in paragraph 1.5 of the general conditions must be the rate(s) published by SARB for the specific currency at 12:00 on the date of advertisement of the bid.

The relevant rates of exchange information is accessible on www.reservebank.co.za

Indicate the rate(s) of exchange against the appropriate currency in the table below (refer to Annex A of SATS 1286:2011):

Currency	Rates of exchange
US Dollar	
Pound Sterling	
Euro	
Yen	
Other	

NB: Bidders must submit proof of the SARB rate (s) of exchange used.

4. Where, after the award of a bid, challenges are experienced in meeting the stipulated minimum threshold for local content the dti must be informed accordingly in order for the dti to verify and in consultation with the AO/AA provide directives in this regard.

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LOCAL CONTENT DECLARATION
(REFER TO ANNEX B OF SATS 1286:2011)

LOCAL CONTENT DECLARATION BY CHIEF FINANCIAL OFFICER OR OTHER LEGALLY RESPONSIBLE PERSON NOMINATED IN WRITING BY THE CHIEF EXECUTIVE OR SENIOR MEMBER/PERSON WITH MANAGEMENT RESPONSIBILITY (CLOSE CORPORATION, PARTNERSHIP OR INDIVIDUAL)

IN RESPECT OF BID NO. .....

ISSUED BY: (Procurement Authority / Name of Institution):
.....
NB

1 The obligation to complete, duly sign and submit this declaration cannot be transferred to an external authorized representative, auditor or any other third party acting on behalf of the bidder.

2 Guidance on the Calculation of Local Content is accessible on http://www.thdti.gov.za/industrial development/ip.jsp.

3 Local Content Declaration Templates (Annex C, D and E) is attached to this enquiry and must be submitted at the stipulated deadline.

4 Bidders should first complete Declaration D. After completing Declaration D, bidders should complete Declaration E and then consolidate the information on Declaration C. **Declaration C should be submitted at the stipulated deadline of the bid in order to substantiate the declaration made in paragraph (c) below.** Declarations D and E should be kept by the bidders for verification purposes for a period of at least 5 years. The successful bidder is required to continuously update Declarations C, D and E with the actual values for the duration of the contract.

I, the undersigned, ……..... (full names), do hereby declare, in my capacity as …… ……..
of .....(name of bidder entity), the following:

(a) The facts contained herein are within my own personal knowledge.

(b) I have satisfied myself that:

(i) the goods/services/works to be delivered in terms of the above-specified bid comply with the minimum local content requirements as specified in the bid, and as measured in terms of SATS 1286:2011; and

(c) The local content percentage (%) indicated below has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E which has been consolidated in Declaration C:

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Bid price, excluding VAT (y)	R
Imported content (x), as calculated in terms of SATS 1286:2011	R
Stipulated minimum threshold for local content (paragraph 3 above)	
Local content %, as calculated in terms of SATS 1286:2011	

If the bid is for more than one product, the local content percentages for each product contained in Declaration C shall be used instead of the table above.
The local content percentages for each product has been calculated using the formula given in clause 3 of SATS 1286:2011, the rates of exchange indicated in paragraph 4.1 above and the information contained in Declaration D and E.

(d) I accept that the Procurement Authority / Institution has the right to request that the local content be verified in terms of the requirements of SATS 1286:2011.

(e) I understand that the awarding of the bid is dependent on the accuracy of the information furnished in this application. I also understand that the submission of incorrect data, or data that are not verifiable as described in SATS 1286:2011, may result in the Procurement Authority / Institution imposing any or all of the remedies as provided for in Regulation 9.1 of the Preferential Procurement Regulations, 2022 promulgated under the Preferential Policy Framework Act (PPPFA), 2000 (Act No. 5 of 2000).

SIGNATURE: _____ **DATE:** _____

WITNESS No. 1 _____ **DATE:** _____

WITNESS No. 2 _____ **DATE:** _____

Annexure G2- _Local content Declaration-Summary Schedule (annex C)

Adobe Acrobat Document

Annexure G3 - Imports Declaration-Supporting schedule to Annex C (annex D)

Adobe Acrobat Document

Annexure G4 - Local Content Declaration-Supporting Schedule to Annex C (annex E)

Adobe Acrobat Document

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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:	E3191NTCSAMWPR	CLOSING DATE:	17 December 2026	CLOSING TIME:	10:00
DESCRIPTION	Muldersvlei 11kV Switchgear Supply, Install, Termination, Commissioning & Handover for a period of 6 months.				
THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).					

BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX SITUATED AT *(STREET 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					
	TCS PIN:		**OR**	CSD No:	
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	☐ Yes ☐ No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT	☐ Yes ☐ No	
IF YES, WHO WAS THE CERTIFICATE ISSUED BY?					
AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA) AND NAME THE APPLICABLE IN THE TICK BOX	☐	AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA)			
	☐	A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDITATION SYSTEM (SANAS)			
	☐	A REGISTERED AUDITOR			
		NAME:			
[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/SWORN AFFIDAVIT(FOR EMEs& QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]					

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ARE YOU THE ACCREDITED REPRESENTATIVE **IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?**	☐Yes ☐No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR **THE GOODS /SERVICES /WORKS OFFERED?**	☐Yes ☐No [IF YES ANSWER PART B:3 BELOW]
SIGNATURE OF BIDDER	……	**DATE**	
CAPACITY UNDER WHICH THIS BID IS SIGNED (Attach proof of authority to sign this bid; e.g. resolution of directors, etc.)			
TOTAL NUMBER OF ITEMS OFFERED		**TOTAL BID PRICE (ALL INCLUSIVE)**	

BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		**TECHNICAL INFORMATION MAY BE DIRECTED TO:**	
DEPARTMENT/ PUBLIC ENTITY	Procurement	CONTACT PERSON	
CONTACT PERSON	Thembi Peter	TELEPHONE NUMBER	
TELEPHONE NUMBER	021-9807509	FACSIMILE NUMBER	
FACSIMILE NUMBER		E-MAIL ADDRESS	
E-MAIL ADDRESS	PeterTP@ntcsa.co.za		

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PART B
TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:

1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
2. **ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED– (NOT TO BE RE-TYPED) OR ONLINE**
3. **BIDDERS MUST REGISTER ON THE CENTRAL SUPPLIER DATABASE (CSD) TO UPLOAD MANDATORY INFORMATION (NAMELY, BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS; AND BANKING INFORMATION FOR VERIFICATION PURPOSES). B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.**
4. **WHERE A BIDDER IS NOT REGISTERED ON THE CSD, MANDATORY INFORMATION (NAMELY. BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS) MAY NOT BE SUBMITTED WITH THE BID DOCUMENTATION. B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.**
5. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER LEGISLATION OR SPECIAL CONDITIONS OF CONTRACT.

2. TAX COMPLIANCE REQUIREMENTS

1. BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
2. BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.
3. APPLICATION FOR TAX COMPLIANCE STATUS (TCS) OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.
4. BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID.
5. IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE PROOF OF TCS / PIN / CSD NUMBER.
6. WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.

7. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS

1.	IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? YES ☐ NO	☐
2.	DOES THE BIDDER HAVE A BRANCH IN THE RSA?	☐ YES ☐ NO
3.	DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA?	☐ YES ☐ NO
4.	DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA? YES ☐ NO	☐

IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN, IT IS NOT A REQUIREMENT TO OBTAIN A TAX COMPLIANCE STATUS / TAX COMPLIANCE SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.

NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.

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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
- the 90/10 system for requirements with a Rand value above R50 000 000 (all applicable taxes included).

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) 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.

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1.4 **To be completed by the organ of state:**

The maximum points for this tender are allocated as follows:

	POINTS
PRICE	80
SPECIFIC GOALS	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 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).

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3. FORMULAE FOR PROCUREMENT OF GOODS AND SERVICES

3.1. POINTS AWARDED FOR PRICE

3.1.1 THE 80/20 OR 90/10 PREFERENCE POINT SYSTEMS

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

80/20

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

Where

Ps = Points scored for price of tender under consideration

Pt = Price of tender under consideration

Pmin = Price of lowest acceptable tender

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

3.2.1. POINTS AWARDED FOR PRICE

A maximum of 80 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

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:

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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 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 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 the 80/20 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 80/20 preference point system.

Table 1: Specific goals for the tender and points claimed are indicated per the table below.

(Note to organs of state: Where the 80/20 preference point system is applicable, corresponding points must also be indicated as such.

***Note to tenderers: The tenderer must indicate how they claim points for each preference point system.*)**

The specific goals allocated points in terms of this tender	Number of points allocated (80/20 system) (To be completed by the organ of state)	Number of points claimed (80/20 system) (To be completed by the tenderer)
1	20	
2	18	
3	14	
4	12	
5	8	
6	6	
7	4	
8	2	
Non-Compliant Contributor	0	

DECLARATION WITH REGARD TO COMPANY/FIRM

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4.3. Name of company/firm…….

4.4. Company registration number: ……...

4.5. TYPE OF COMPANY/ FIRM

- ϒ Partnership/Joint Venture / Consortium
- ϒ One-person business/sole propriety
- ϒ Close corporation
- ϒ Public Company
- ϒ Personal Liability Company
- ϒ (Pty) Limited
- ϒ Non-Profit Company
- ϒ 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 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.

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.....

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 / request for proposal. 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, NTCSA 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

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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]

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

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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.

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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