Annexure B: Eskom Acknowledgement Form for OHS legal and other requirements

The contractor may be instructed to provide copies of testimonials/references and the contact detail of clients (including Eskom) for whom the Company has done previous work of a similar nature.

1. The **supplier/contractor/tenderer** shall comply or conform with all applicable legislation, standards, policies, procedures and any other requirements relevant to the services rendered to Eskom, including but not limited to the following:
   a. Occupational Health and Safety Act,1993 (Act No. 85 of 1993), and its Regulations.
   b. Compensation for Occupational Injuries a Diseases Act,1993 (Act No. 130 of 1993), as amended.

Note: Please note that after contract award, it is your responsibility as a contractor to fully align your company's processes to Eskom's OHS requirements (policies, procedures, standards etc).

2. Contractual Penalties shall be enforced on the main supplier for non-compliances or conformances (identified for the main supplier and/or its contractor and/or supplier) to statutory or any other requirements, in particular Eskom OHS requirements.

3. Ensure that all employees (contractors/suppliers) undergo the relevant Eskom induction and their company's induction.

4. Management of Contractor/ Supplier

The main Supplier/Contractor/Tenderer:

a) Shall provide evidence of a documented contractor and supplier selection process, incorporating competency, compliance, and OHS performance requirements
b) Shall notify Eskom prior to the appointment of any contractor or supplier and before the commencement of work
c) Shall ensure that contractors and suppliers have the necessary resources and competencies to execute the work scope
d) Shall be accountable for the management and oversight of its contractors and suppliers, ensuring compliance with all applicable legal, regulatory, contractual, and other requirements applicable to the principal supplier during contract execution
e) Shall implement a programme of audits and assessments to verify contractor and supplier compliance with OHS requirements throughout the execution of the work
f) Shall manage all contractor and supplier (all tiers) non-conformances and non-compliances in accordance with agreed performance and penalty mechanisms, aligned to Eskom processes where applicable
g) Note: Eskom reserves the right to verify any action taken on Contractor/Supplier (all tiers) as per above when deemed necessary

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I, the undersigned, hereby acknowledge that I have access to copies of the above-mentioned documents and confirm that I fully understand their contents, as well as the consequences of any non-compliance or non-conformance with the requirements contained therein.

Signed at …… on …….. day of …… 20……..

Company/Supplier Name: ----------

Name of Authorised person (CEO/Director/ Managing Director)

---------- **----------**

Signature **Date**

Witness's Name & Surname

Signature

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