



SCHEDULE 1 – SCHEDULE OF REQUIREMENTS

DESCRIPTION	ESTABLISHMENT OF AN APPROVED PANEL OF SERVICE PROVIDERS TO BE APPOINTED AS OPERATOR(S) OF LAST RESORT OF TNPA PORT TERMINAL/FACILITY OPERATIONS, FOR A PERIOD OF THREE (3) YEARS FOR AS AND WHEN REQUIRED, AS A TRANSITIONAL MECHANISM UNTIL NEW TERMINAL OPERATOR(S) ARE APPOINTED THROUGH THE SECTION 56 PROCESS.
SERVICE PROVIDER
CONTRACT NUMBER	TNPA/2023/11/0015/49564/RFP
DURATION	THREE (3) YEARS
COMMENCEMENT DATE
EXPIRY DATE

With reference to the Master Agreement, Reference Number TNPA/2023/11/0015/49564/RFP dated , ("Contract") between Transnet SOC Ltd ("Transnet") and (the "Service Provider") pursuant to which you have agreed to perform certain services for and on behalf of Transnet subject to such Contract.

The defined terms in the Contract will, unless otherwise indicated, have the same meaning in this Schedule of Requirements. In consideration of the mutual covenant and agreements contained in the Contract and in this Schedule of Requirements, it is agreed as follows:

1. Description of the Services

The scope of services to be performed by the service provider as Operator(s) of Last Resort of TNPA Port Terminal/Facility Operations as a Transitional Mechanism Until New Terminal Operator(s) are Appointed Through the Section 56 Process for a Period of Three (3) Years as and when required.

2. Scope of Services

2.1 Deliverables

The service provider shall render services as follows;

- 2.1.1 The appointed Terminal Operators will provide "cargo handling services" in the operation and maintenance of these terminals for commodities such as containers liquid bulk, dry bulk and multi – purpose etc.
- 2.1.2 TNPA will, based on a diagnostic of the problems and the peculiarities at a particular terminal prepare a revised and detailed scope and invite Terminal Operators on the panel to submit competitive bids in response thereto.
- 2.1.3 In operating and maintaining these terminals the appointed Terminal Operator will engage in, inter alia the following activities:
 - i. the import/export, transit storage, handling, and distribution of cargo on to and off the vessel with appropriate terminal equipment;
 - ii. organisation of traffic flow, including safe and adequate parking of all terminal related traffic;
 - iii. distribution of cargo to inland customers through rail or road; and
 - iv. maintain terminal infrastructure and equipment.

3. Contract Manager/s & Personnel to provide the Services

Transnet Contract Manager	
Designation	Senior Project Manager
Operating Division	Transnet National Ports Authority
Address	eMendi Building, N2 Neptune Road, Off Klub Road, Port of Ngqura, Port Elizabeth, 6100,

Telephone	
Email	

Service Provider's Account Manager	
Designation	
Address	
Telephone	
Email	

4. Performance Review Meetings

Contract management and performance review meetings will be held as required by Transnet's Contract Manager.

5. CONTRACT VALUE AMOUNT

In consideration of the performance of the Services by the Service Provider pursuant to this Work Order, Transnet will pay once the Terminal Operator has been allocated a terminal to operate based on the terms of payments agreed upon in the Terminal Operator Agreement and Master of Agreement.

IN WITNESS of which this Schedule of Requirements has been duly executed by the parties.

SIGNED for and on behalf of

SIGNED for and on behalf of

Xxxxxxx

Transnet SOC Ltd

Signature.....

Signature.....

Name.....

Name.....

Position.....

Position.....

Date.....

Date.....

APPENDIX 1

Address for Notices

Any notice or communications between the parties to be given under this Agreement shall be deemed to have been received at the following times:

- i. by email transmission – when the sender receives confirmation of receipt;
- ii. by hand delivery - immediately upon receipt by the recipient.

Any notice or communications between the parties shall be delivered to the addresses set out below:

The Service Provider

Addressee:

Xxxxxxx

Attention: Xxxxxxx

Physical Address:

Postal Address:

email:

Transnet

Addressee:

Transnet SOC Ltd

Attention: TNPA Legal Counsel

Physical Address:

eMendi Building
N2 Neptune Road, Off Klub Road
Port of Ngqura
Port Elizabeth
6100

Postal Address:

eMendi Building
N2 Neptune Road, Off Klub Road
Port of Ngqura
Port Elizabeth
6100

email:

Either party may, by a notice given in accordance with this Schedule 1, change its address or email address for the purpose of this Schedule 1.

APPENDIX 2

Non- Disclosure Agreement

Date: 20--

I (*name*)

Of (*address*)
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Undertake to Transnet SOC Ltd ("Transnet") that:

1. I shall keep confidential and not to disclose or make available to any third party, except with the express prior written consent of Transnet, any Confidential Information relating to Transnet business, assets, customers or staff which is disclosed to me or to which I may have access during the course of providing Services to Transnet ("my assignment"); and
2. Upon termination of my assignment, I shall return to Transnet all documents, books, discs, tapes or other records (in whatever medium) which I may have in my possession, custody or control and which are the property of Transnet, its customers, staff or agents and any copies thereof.

For the purposes of this Confidentiality Agreement, "Confidential Information" shall mean any information in whatever form including, without limitation, any information relating to systems, operations, plans, intentions, market opportunities, know-how, trade secrets and business affairs of the Transnet Group or its customers, whether in writing, conveyed orally or by machine-readable medium.

I understand that this Confidentiality Agreement shall survive the termination of my assignment.

SIGNED at _____ on _____ 20--

(*Signature*)

in the presence of:-

Witness name:

Witness Signature:

Witness address:
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