

## TENDER

### FOR (2019-LE-11) PROCUREMENT OF TECHNICAL DUE DILIGENCE SERVICES FOR WIND ENERGY PROJECT

#### 1. INFORMATION ON THE SUPPLIER

Name of the Supplier / Names of the Members of a Group of Suppliers	EMD International A/S
Representative or the Lead Member of a Group of Suppliers <i>(to be completed, if the Tender is submitted by a Group of Suppliers)</i>	

#### 2. AGREEMENT TO THE PROCUREMENT CONDITIONS

We do hereby confirm that, by submitting our Tender, we agree to the further Procurement procedures set out in the Procurement Conditions (as defined in the General Procurement Conditions), the terms and conditions of the Principal Contract to be concluded (both the General Part and the Special Part).

We do hereby confirm that we have carefully read all the requirements set out in the Procurement Conditions, including the Technical Specifications, that our Tender is fully compliant therewith, and that we do hereby undertake to observe them within the course of implementation of the Principal Contract. We do hereby also undertake to comply with all requirements established by the effective legislations of the Republic of Lithuania that apply to the Object of the Procurement and the Principal Contract. Preparation of our Tender included taking into consideration of the regulations on occupational safety and working conditions.

In the event we are invited to conclude the Principal Contract but refuse to conclude it, we do hereby undertake to pay to the Authorising Authority a fine amounting to 5 percent of the price of the Principal Contract, in EUR, excluding VAT, and to compensate the direct losses incurred by the Authorising Authority to the extent to which they are not compensated by the aforementioned fine.

#### 3. INFORMATION ON SUB-SUPPLIERS PLANNED TO BE HIRED OR RELYING ON THE CAPACITIES OF OTHER UNDERTAKINGS

3.1. The following Sub-Suppliers would be hired for implementation of the Principal Contract:

Item No.	Name of the Sub-Supplier <sup>1</sup>	Description of the part of the object of the Principal Contract transferred to the Sub-Supplier for implementation <sup>2</sup>

Upon the Buyer's request, we would submit digital copies of the Sub-Suppliers' declarations completed in the form provided in Annex 5 to the Tender Form, as a confirmation of their agreement to act in the capacity of the Supplier's Sub-Suppliers in the Procurement being conducted by the Buyer.

3.2. Capacities of the following undertakings would be relied upon within the course of implementation of the Principal Contract:

Item No.	Name of the undertaking, whose capacities would be relied on	Nature of requirements, which would be met by relying on other undertakings' capacities <sup>3</sup>	Names of the provided proofs

Upon the Buyer's request, we would submit proofs that we would have access to the capacities of the undertakings listed on the table within the course of implementation of the Principal Contract.

<sup>1</sup> A specific name of the Sub-Supplier must be given, if it is known at the time of submission of the Tenders. If there are plans for hiring, but a specific name is not known, specify "unknown".

<sup>2</sup> Such transfer does not affect the liability of the main Supplier in respect of implementation of the Contract planned to be concluded.

<sup>3</sup> Such transfer does not affect the liability of the main Supplier in respect of implementation of the Contract planned to be concluded.

#### 4. TENDER PRICE

4.1. The Tender Price is quoted in Euro.

4.2. The Tender Price is quoted by completing the following table:

Item No.	Object of the Procurement	Preliminary volume** during the validity period of the Principal Contract <sup>4</sup>	Measurement unit	Price rate per 1 measurement unit, EUR, excluding VAT <sup>5</sup>	Price, EUR, excluding VAT <sup>6</sup>
1.	<b>Technical due diligence services for wind energy development project*:</b>				
1.1.	Annual energy production estimation and validation services	100	hours	150	15,000.00
	<b>Tender Price, EUR, excluding VAT<sup>7</sup></b>				15,000.00
	<b>VAT<sup>***</sup></b>				
	<b>Tender Price, EUR, including VAT<sup>***</sup></b>				

Supplier is based in another EU-country and has been informed of Buyers VAT number. Buyer is therefore obliged to pay VAT on the services received at the applicable rate in their country (using the reverse charge procedure).

\* Technical due diligence services would be provided for wind energy development project (1 project of approx. 20 WTG (possible power range of one WTG from 3 to 6 MW)) located in the Republic of Lithuania (Mažeikiai region).

\*\* The Buyer shall not undertake to purchase all indicated Preliminary quantity.

\*\*\* In cases when the Supplier is not a VAT payer in accordance with the effective legislations, the Supplier is not required to complete these sections of the Table and must explain the reasons for exemptions from VAT payments.

#### 5. VALIDITY TERM OF THE TENDER

5.1. The Tender shall be valid for a period specified in Item 8.1. of the GPC.

#### 6. ANNEXES TO THE TENDER FORM

- 6.1. Annex 1. The Supplier's Details and Other Information.
- 6.2. Annex 2. Completed Declaration of Conformity with the Minimum Qualification Requirements.
- 6.3. Annex 3. Confidential Information.
- 6.4. Annex 4. Declaration regarding Participation in the Procurement as a Group of Suppliers Engaged in a Joint Venture (to be submitted in case when the Tender is submitted by a Group of Suppliers Engaged in a Joint Venture).
- 6.5. Annex 5. The Sub-Supplier's (Undertaking's) Declaration.
- 6.6. Annex 6. Declaration on Agreement to be Employed by the Supplier in the Event the Tender is Successful.
- 6.7. Annex 7. List of Properly Implemented or Ongoing Contracts.
- 6.8. Annex 8. List of Specialists Suggested by the Supplier.

*\*NOTE: Annexes 3, 5-8 do not need to be completed and submitted along with the Tender. Only the potentially Successful Tenderer would be required to submit the documents.*

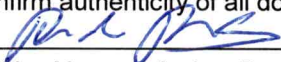
<sup>4</sup> A preliminary volume of the Object of the Procurement has been specified. The Buyer shall not undertake to purchase the whole specified volume.

<sup>5</sup> The Supplier confirms that the rate of the Services includes all costs incurred in relation to provision of the Services, including any costs incurred by the team of specialists hired for implementation of the Principal Contract, as well as all fees, except for the ones, which do not depend on the Supplier's will and have been established by legislations (the Overheads, as defined in the Technical Specification).

<sup>6</sup> Price, EUR, excluding VAT, shall be calculated by multiplying the Price Rate, EUR, excluding VAT, by the preliminary volume.

<sup>7</sup> Tender Price, EUR, excluding VAT, would be used for evaluation of the Tenders. Tender Price, EUR, excluding VAT, shall include all costs, all taxes, except for VAT tax, to be paid in accordance with the effective laws of the Republic of Lithuania, including invoice submission costs via the "E-Invoice" System.

By signing this Tender, I do hereby confirm authenticity of all documents submitted as a part of the Tender.



Sales Manager Anders Brask

(job title, name, surname, and signature of the Supplier or the authorised person thereof)<sup>8</sup>

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<sup>8</sup> If the Tender for the Procurement is signed by a person authorised by the CEO, a written authorisation or another document granting the right of signature must be appended to the Tender.

## THE SUPPLIER'S DETAILS AND OTHER INFORMATION

Name of the Supplier / Names of the Members of a Group of Suppliers	EMD International A/S
Address(-es) of the Supplier <sup>9</sup> (also indicate address for correspondence, if it is different)	Niels Jernes Vej 10, 9220 Aalborg, Denmark
Legal entity code(s) <sup>8</sup> (Business Licence No., etc., in case when the Tender is submitted by a natural entity)	27491529
The Supplier's VAT Payer's code(s) <sup>8</sup>	DK-27491529
Account number and bank name of the Supplier / Representative or the Lead Member of a Group of Suppliers	Danske Bank, Hamburg Germany BLZ: 203 205 00 Account: 4989505734 S.W.I.F.T.code: DABADEHH IBAN: DE56 2032 0500 4989 5057 34
Telephone number of the Supplier / Representative or the Lead Member of a Group of Suppliers	+45 96 35 44 44
Name, surname of the person authorized for signing of the Tender by the Supplier / Representative or the Lead Member of a Group of Suppliers	Anders Brask
Name and surname of the contact person of the Supplier / Representative or the Lead Member of a Group of Suppliers having submitted the Tender	Madalina Marilena Jogararu
Telephone number / mobile telephone number of the contact person of the Supplier / Representative or the Lead Member of a Group of Suppliers having submitted the Tender	+45 96 35 44 68
E-mail address of the contact person of the Supplier / Representative or the Lead Member of a Group of Suppliers having submitted the Tender	mj@emd.dk
Name, surname, tel. No., e-mail address of the person appointed for implementation of the Contract by the Supplier / Representative or the Lead Member of a Group of Suppliers.	Madalina Marilena Jogararu, +45 96 35 44 68, mj@emd.dk

NOTE: If the Tender is submitted by a Group of Suppliers, each member of such a group is required to submit the Supplier's Details and Other Information.



Sales Manager Anders Brask

(job title, name, surname, and signature of the Supplier or the authorised person thereof)<sup>10</sup>

<sup>9</sup> In case when the Tender is submitted by the Group of Suppliers, information on all members of the Group of Suppliers must be provided.

<sup>10</sup> If the Tender for the Procurement is signed by a person authorised by the CEO, a written authorisation or another document granting the right of signature must be appended to the Tender.



## DECLARATION OF CONFORMITY WITH THE MINIMUM QUALIFICATION REQUIREMENTS

04-02-2019

(Date)

Aalborg, Denmark

(Place of drawing up)

I, Sales Manager Anders Brask (job title, name and surname of the Supplier's CEO or his/ her authorised person), do hereby declare that the qualification details<sup>11</sup> of EMD International A/S (name of the Supplier) managed (represented) by me, Tenderer in (2019-LE-11) Procurement of Technical Due Diligence Services for Wind Energy Project conducted by "Verslo Aptamavimo Centras", UAB, under an authorisation, are as follows (the Supplier indicates conformity with the specified qualification requirements by marking "Yes" or "No" in the columns):

No.	Requirement	Documents to be submitted	Qualification requirement must comply with:		Qualification requirement meets:		
			If Tender is provided by supplier	If Tender is provided by as a member of a group of Suppliers engaged in a joint venture	Supplier or a member of a group of Suppliers engaged in a joint venture	Undertaking, whose capacities would be relied on	
Technical and professional capacity							
1.	The Supplier must have duly fulfilled or is executing at least 1 (one) or more contracts of consultation services or implementation of Technical Due diligence (hereinafter referred to as TDD) in Wind Energy Projects and the total value of the implemented part thereof in EUR, excluding VAT, must be no less than 20.000,00 EUR (twenty thousand euros, 00 euro cents) over the past 3 years or over the time period since the Supplier's registration (if the Supplier has been in operation for less than 3 (three) years).	<p>The list of fulfilled and/or ongoing contracts, by filling in the table presented in Annex No 7 of the Tender Form, which must indicate all the information requested therein.</p> <p>Note: In case of doubt, the Buyer shall have the right to request the Supplier to submit additional documents certifying the provision of the Services, i.e. certificates issued by the Customers, statements of acceptance and transfer, etc.</p>	Supplier or undertaking whose capacities would be relied on	At least one a member of a group of Suppliers engaged in a joint venture or undertaking whose capacities would be relied on	X	<input type="checkbox"/>	X

<sup>11</sup> Values of the specified requirements are interpreted in accordance with the conditions established in the Procurement Documents.

	implementation of TDD must be related to the technical conditions and/or technical specification (technical requirements) preparation for Wind Energy Projects. Preparation of Technical Design or implementation of construction works are not attributable to consultation services or implementation of TDD								
2.	At least 1 (one) of the Supplier's Energy Production Expert responsible for annual energy production estimation, who would be assigned for implementation of the Contract, must: <ul style="list-style-type: none"> <li>- have at 3 (three) years of experience in estimation of annual energy production (AEP) including preparation of a bankable report of wind plants (the capacity of at least one plant could not be less than 20 MW).</li> </ul>	A list of specialists by filling in the table given in Annex No. 8 to the Tender Form and by giving all information requested on it.	Supplier or whose capacities would be relied on	At least one a member of a group of Suppliers engaged in a joint venture or undertaking whose capacities would be relied on	X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	X

NOTES:

1. If the Tender could be acknowledged as the Successful Tender based on the evaluation results (prior to determination of the ranking of the Tenders), I would provide the specified documents proving conformity with the qualification requirements (proving documents are indicated in Column 3 of the tables given in this Annex) upon the Buyer's request.

  
Sales Manager Anders Brask

(name, surname, and signature of the Supplier or the authorised person thereof)<sup>12</sup>

<sup>12</sup> If the Declaration of Conformity with the Minimum Qualification Requirements of the Supplier is signed by a person authorised by the CEO, a written authorisation or another document granting the right of signature must be appended to the Tender.