



АТОМКОМПЛЕКТ

ПРЕДПРИЯТИЕ ГОСКОРПОРАЦИИ «РОСАТОМ»

АТОМКОМПЛЕКТ Joint Stock Company
25/1, Bolshaya Polyanka St.
Moscow, Russian Federation, 119180
Tel. (499) 949-4740 Fax (499) 949-4736
E-mail: info@atomkomplekt.org
INN 7706738770 KPP 770601001
ОКРО 66859391 OGRN 1107746480490

31.07.2018 No. *304-07/4525*

PUBLIC NOTICE OF THE REQUEST FOR PROPOSALS

1) The form and method of the competitive bidding: Public multiphase request for proposals in hard copy.

The maximum number of phases: three.

2) The competitive bidding is conducted in accordance with the Industry Unified Procurement Standard (Regulations of Procurement) of Rosatom State Atomic Energy Corporation as amended by the decision of the Rosatom Supervisory Board (Minutes dated June 23, 2018 No. 105) (hereinafter - the "Standard") taking into account the order of the General Director of State Nuclear Energy Corporation Rosatom No. 1/267-P as of 29.03.2017 (as amended by the order of State Nuclear Energy Corporation Rosatom No. 1/175-P dated 16.02.2018) in respect to a part not inconsistent with the Procurement Policy and the Procurement Policy which is an appendix to the EPC-contract for engineering, procurement, construction of units No. 5, 6 of Paks-2 NPP, Hungary, No. 40/7570-D dated 09.12.2014, executed by and between the Customer and Private Company Limited by Shares Paks II (address: Paks, 7030, Gagarina Street 1, hereinafter referred to as "Paks II" LLC).

The terms of the competitive bidding are determined in accordance with the procurement strategy.

The competitive bidding is not regulated by Federal Law No. 223-FZ "On procurement of goods, works and services by certain types of legal entities" of July 18, 2011.

3) Procurement item: the right to sign the Contract on "Construction of the Paks-2 NPP facility: "Soil Improvement".

4) Customer: ASE Joint-Stock Engineering Company (ASE JSEC).
Registered office: 3 Svobody square, Nizhny Novgorod, 603006

Mailing address: 3 Svobody square, Nizhny Novgorod, 603006

5) Authorized body: Consolidated NPP Equipment Procurement Directorate Joint-Stock Company (DEZ JSC).

Registered office: 25, Bld. 1, Bolshaya Polyanka St., Moscow, Russia, 119180

Mailing address: 25, Bld. 1, Bolshaya Polyanka St., Moscow, Russia, 119180

Contact phone: (499) 949-27-38, fax: (499) 949-27-44, e-mail: dez@atomenergoprom.ru

6) Procurement initiator: Atomkomplekt Joint-Stock Company (Atomkomplekt JSC).

Registered office: 25, Bld. 1, Bolshaya Polyanka St., Moscow, Russia, 119180

Mailing address: 25, Bld. 1, Bolshaya Polyanka St., Moscow, Russia, 119180

Contact person: Vladimir Drobizhev, tel.: (499) 949-47-40 ext. 30-20, fax: (499) 949-47-36, E-mail: info@atomkomplekt.org

7) Number of lots: one (1).

8) Subject Matter of the Contract: construction of of the Paks-2 NPP facility: "Soil Improvement Facility".

Terms of works performance:

– Development of Design Documentation and Working Documentation: from the date of execution of the contract till 30.05.2019;

– Construction and installation works: from 30.05.2019- till 05.01.2020;

Place of works performance: in accordance with the Draft of the Contract (Part 3 "Draft of the Contract" of Volume 1 of the Procurement Documentation of phase one).

NUTS code (Nomenclature Of Units For Territorial Statistics) for the main point of work performance: HU23303.

Content and scope of works: all necessary details are provided in Volume 2 of the procurement documentation of the first phase.

CPV (Common Procurement Vocabulary) codes:

45000000-7	Construction work
45100000-8	Works on the preparation of the construction site
45111200-0	Preparation and clearing of the site
45111220-6	Works on the removal of vegetation
45111230-9	Works on soil stabilization
45111240-2	Drainage soil works
45112000-5	Digging and excavation works
45121000-1	Experimental drilling operations
45232453-2	Construction of sewage channels

No proposal of partial performance of works is allowed.

9) Payment Terms: in accordance with Part 3 "Draft of the Contract", Volume 1 of the procurement documentation of phase one.

10) The form and all the terms and conditions in the draft of the contract (Part 3 "Draft of the Contract" of Volume 1 of the procurement documentation) are specified in Part 3 "Draft of the Contract" of Volume 1 of the procurement documentation.

Planned price of the contract:

- €115 131 326.97, net of VAT;

including:

Development of Design Documentation and Working Documentation:

- €947 343.55, net of VAT;

Construction and installation works:

- €114 183 983,42 VAT exempt.

The initial (maximum) price of the Contract is set at the subsequent procurement phases.

The initial (maximum) price of the Contract includes all costs associated with the performance of the Contract specified in the draft Contract (Part 3 "Draft Contract" of Volume 1 of the procurement documentation of the last phase).

The participant's offer on the contract price, submitted at the last phase, including the types of work, shall not exceed the initial (maximum) price of the contract, type of work.

11) The official language of the competitive bidding: English.

In the course of this competitive bidding, documents are made in English.

The qualification application and the bid at subsequent competitive bidding phases prepared by the participant of the competitive bidding, including all correspondence and documents related to competitive bidding exchanged between the participants of competitive bidding and the tendering authority at any phase of competitive bidding shall be prepared in English. Any documents made in another language should be accompanied by a copy translated into English

The participant in competitive bidding shall be responsible for accuracy of translation.

The Tendering Committee shall examine the documents in English.

Any documents made in other languages that are not accompanied by a copy translated into English are considered as not submitted and the information specified in such documents shall not be taken into account when reviewing qualification application, bid for participation in subsequent competitive bidding phases.

12) Currency of the competitive bidding: EUR.

13) The security of the qualification application for participation in the first phase of the competitive bidding: not required.

The bid bond for participation in the last phase of the competitive bidding:

– funds or an irrevocable independent guarantee issued by the guarantor that meets the requirements for the guarantors providing the bid bond, given in Clause 2.1.3 of Section 2, Part 1, Volume 1 of the procurement documentation of the last phase:

– for the guarantors, being a bank, requirements to the banks;
– for the guarantors, not being a bank, the requirements for legal entities providing financial security of the participant's of competitive bidding obligation (similar to the sureties' requirements);

– in euro or in Russian rubles;

– in the amount of EUR 575 657,00, not subject to VAT;

or

– in the amount of RUB 42 420 170,00, not subject to VAT;

Beneficiary: Atomkomplekt JSC

INN (Taxpayer Identification Number) 7706738770

KPP (Tax Registration Reason Code) 770601001

OGRN (Primary State Registration Number) 1107746480490

OKPO (General Classifier of Enterprises and Organisations) 66859391

If a bid bond for participation in the last phase of the competitive bidding is provided in euro, the Beneficiary's bank details are:

— current foreign currency account in EURO No. 40702978301300001374;

— transit foreign currency account in EURO No. 40702978601300001375;

with ALFA-BANK JSC (INN 7728168971, ALFA-BANK Moscow, Russia, SWIFT ALFARUMM, correspondent account 400886894501EUR, COMMERZBANK AG, Frankfurt am Main, SWIFT COBADEFF).

If a bid bond for participation in the last phase of the competitive bidding is provided in Russian rubles, the Beneficiary's bank details are:

current account 40702810901300004282 with Alfa-Bank JSC, Moscow

correspondent account 30101810200000000593

BIC 044525593

Payment Reference: "Bid bond to participate in the last phase of the competitive bidding _____ (specify the name of the participant of competitive bidding, the name of the competitive bidding, the procedure number in *zakupki.rosatom.ru*), VAT exempt".

14) Information on the competitive bidding process including the registration for participation in the competitive bidding and for possibility to inspect the nuclear power plant site, determination of the winner of the competitive bidding:

Detailed description of the procedure of the first phase of the competitive bidding, as well as the basic terms and procedure of the second and subsequent phases are included into the procurement documentation of the first phase. The process of the second and the subsequent phases, if required, shall be specified in the procurement documentation for the second and the subsequent phases.

To participate in the competitive bidding, the participant shall submit a qualification application and a bid to participate in the relevant phase of the competitive bidding for proposals within the period indicated in this Request for Proposals Public Notice (for the first phase), call for tender/bids for the subsequent phases (for the subsequent phases).

Any participant of the competitive bidding has the right to take part in the inspection of the site of the nuclear power plant when the following conditions are met.

During the inspection of the NPP site, the negotiations of the competitive bidding participants with the representatives of the Customer, responsible for inspecting the nuclear power plant site, are prohibited. In case of any questions or clarifications, participants should send them in writing in a manner similar to the requests for changing the clarifications of the provisions (terms) of the procurement documentation pursuant to clause 19 of this Procurement Notice.

Representatives of the Customer who are responsible for inspecting the nuclear power plant site record the inspection of the nuclear power plant site, including by means of audio or video equipment, in compliance with the internal regulations of the nuclear power plant site.

A participant wishing to take part in the inspection of the nuclear power plant site must send a signed and stamped (if any) request for an inspection of the nuclear power plant site not later than 10 (ten) calendar days from the date of this Notice of Procurement.

➤ indicating:

- Full name of the participant wishing to take part in the inspection of the nuclear power plant site,

- Contact details: telephone, e-mail, address,

- Positions of the person representing the representative of the participant wishing to take part in the inspection of the nuclear power plant site,

- The surname, name, patronymic (if any) of a person who is a representative of a participant wishing to take part in the inspection of the nuclear power plant site,

- Places and birth dates of the person representing the participant who wants to participate in the site inspection.

➤ and the annex of the following documents necessary for obtaining a permit to visit the territory of the nuclear power plant site:

- a document proving the identity of the person representing the representative of the participant wishing to take part in the inspection of the nuclear power plant site,

- consent to the processing of the personal data provided by the person representing the participant who wishes to participate in the inspection of the site of the nuclear power plant.

The request for inspection of the nuclear power plant site can be sent using any means of communication, including mail, telegraph and electronic, as well as by facsimile transmission. At the same time, the participant is responsible for the timely receipt of such a request by the Procurement Initiator.

In the presence of requests to inspect the nuclear power plant site from the competitive bidding participants, the Procurement Initiator shall, within 10 (ten) calendar days from the date of the posting of this Procurement Notice, post a notice of the inspection, containing the following information:

- address of the meeting for the inspection of the nuclear power plant site,

- date of the meeting to inspect the nuclear power plant site,

- meeting time for nuclear power plant site inspection.

At the same time, the date of the meeting for the inspection of the site of the nuclear power plant is appointed no earlier than 7 (seventh) calendar days from the date of placement of the notice of the inspection.

The Procurement Initiator sends an address notification within 1 (one) working day from the date of receipt such information to persons who are representatives of a participant wishing to take part in the inspection of the site of the nuclear power plant and who sent a request to inspect the site of the nuclear power plant but did not receive permission to visit the site of the nuclear power plant.

Persons who are representatives of a participant wishing to take part in the inspection of the site of the nuclear power plant and who sent a request for inspection of the site of the nuclear power plant and received permission to visit the site of the nuclear power plant must arrive at the indicated time at the indicated address at the indicated address with documents required for passage to the site of the nuclear power plant.

We draw your attention to the fact that the territory of the nuclear power plant site is a regime facility, therefore, for the passage to the nuclear power plant site the person who is the representative of the participant wishing to take part in the nuclear power plant site inspection should carry the original of the identity document.

Based on the results of the nuclear power plant site inspection, the Customer's representative responsible for the nuclear power plant site inspection shall draw up an Act reflecting information on the persons present at the nuclear power plant site inspection, including representatives of the Customer responsible for inspecting the site of the nuclear power plant. This Act is signed by all present at the nuclear power plant site inspection and within 1 (one) business day from the date of signing such Act is sent by the Customer to the Procurement Initiator.

Within the framework of the selection stage of the first phase of the competitive bidding, in the order specified in Part 4 of Volume 1 of the first phase procurement documentation, an audit of the reliability of the data on the contracting enterprise (performing works on the subject of the contract: the competitive bidding participant and persons performing the construction, performing the contract in aggregate according to the plan for the distribution of types and volumes of work performance, hereinafter - the enterprise-contractor).

The procedure of the evaluation phase of the competitive bidding including criteria and procedure of bid evaluation, as well as significance (weight) of evaluation criteria (if needed) will be specified in the procurement documentation for the next phases.

Only participants, admitted to the second and subsequent phases following the results of the previous phase, may participate in it.

Based on the results of each phase the Tendering Committee shall decide on holding and timing of the next phase or termination of the competitive bidding.

The qualification application and the bid to participate in the subsequent phases of competitive bidding shall be valid not less than until the date specified in the procurement documentation of the relevant phase.

15) The process of receiving the procurement documentation:

At the official website, the procurement documentation of the first phase is publicly available from the date of official publication in the official language of the competitive bidding.

The official publication of the competitive bidding documents:

- The official website for procurement in the nuclear industry (<http://zakupki.rosatom.ru>).

This public notice of the request for proposals will be published on the following websites:

- <http://www.neimagazine.com/news/tenders/>
- <http://power.globaldata.com/>
- http://www.globaltenders.com/global_tenders_publish.htm
- <http://www.world-nuclear-news.org/>
- <http://analysis.nuclearenergyinsider.com/>
- <http://www.tendersinfo.com/global-energy-power-and-electrical-tenders.php>

With the announcement of the next phase, the procurement documentation for the relevant phase will also be publicly available on the official website and other sources similar to the publication of the first phase procurement documentation.

16) The possibility and conditions of submitting the alternative proposals: not allowed.

17) Attraction of legal entities or individuals for the performance of the contract: allowed.

The total volume of attraction of legal entities or individuals for the performance of the contract shall not exceed 40% of the overall volume of the construction and installation works under the Contract.

The volume of attraction of such persons is determined by the participant of competitive bidding independently.

17) Possibility of rebidding procedure: possible on the last phase to reduce the price initially specified in the participant's bid for the last phase of the competitive bidding.

18) Forms, procedure, date of beginning and end of the period for explanation of the Documentation provision to the participants of competitive bidding;

The forms and procedures for providing participants of the competitive bidding with an explanation of the procurement documentation provisions are indicated in Clause 3, Part 2, Volume 1 of the procurement documentation of Phase 1.

Inquiries with regard to amendments in the provisions (terms) of the procurement documentation are allowed. The provisions (conditions) of the contract/contract procurement documentation are amended at the discretion of the Customer. Therewith, amendments concerning the wording of the terms and conditions of the contract aimed at correcting grammatical and (or) technical errors, detected by a participant in the Draft of the Contract (Part 3 "Draft of the Contract", Volume 1 of the procurement documentation), shall be taken into account at the stage of contract conclusion with the winner.

The date on which the participants of competitive bidding begin to receive clarifications with regard to the provisions of procurement documentation of the first phase: 31st of July, 2018.

The expiration date on which the participants of competitive bidding stop receiving clarifications with regard to the provisions of the procurement documentation of Phase 1 received by the Procurement initiator not later than at 12.00 p.m. (Moscow time) on 28th of August, 2018: not later than 12.00 p.m. (Moscow time) on 31st of August, 2018.

Commencement and termination dates for delivery of clarifications with regard to provisions of the procurement documentation of the second and subsequent phases to the

participants of competitive bidding shall be specified in the procurement documentation of the relevant phase.

20) Start date, date and time of deadline for submission of qualification application for participation in the first phase of the competitive bidding, the place and procedure for submission by the competitive bidding participants: qualification application shall be submitted to the procurement initiator no later than at 12.00 p.m. (Moscow time) on 31st of August, 2018 at: Csörsz u. 49-51, H-1124, Budapest Hungary.

Date and time of the deadline for submission of bids for the subsequent phases will be specified in the procurement documentation of the relevant phase.

21) The venue, date and time of the procedure for opening the envelopes with the qualification applications to participate in Phase 1 of the competitive bidding: 12.00 p.m. (Moscow time) on 17th of September, 2018, address: Csörsz u. 49-51, H-1124, Budapest Hungary.

The venue, date and time of procedure of opening bid envelopes for the subsequent phases will be specified in the procurement documentation of the relevant phase.

22) The venue and date of reviewing of qualification applications to participate in Phase 1 of the competitive bidding and summarizing the results of Phase 1 of the competitive bidding:

Selection stage of reviewing the qualification applications for Phase 1 of competitive bidding and summarizing the results of the first phase of competitive bidding: Csörsz u. 49-51, H-1124, Budapest Hungary.

The venue and date of bids evaluation and finalizing of the second and subsequent phases of competitive bidding will be specified in the procurement documentation for the relevant phase.

23) Term of execution of the contract after summing up the last phase of competitive bidding: within twenty (20) days¹, but no earlier than ten (10) days after the date of posting the record of the meeting held to finalize the last phase of competitive bidding on the official website, except for the following cases:

contractcontractcontractcontractcontractcontractcontractcontractcontractcontractactions (inactions) of the Customer, the Procurement Authority or the Tendering Committee during competitive bidding are directed to Central Arbitration Committee, Arbitration Committee, antimonopoly authority or court, in such case timeframe for execution of the contract is prolonged for a period equivalent to the delay;

in accordance with the laws of the Russian Federation, the approval of the customer's management body is required for the execution of the contract; in this case, the deadline for the contract execution shall be extended for a period equal to that of the delay;

in accordance with the laws of the Russian Federation or binding regulations issued by federal executive authorities, any additional actions are required for the contract execution; in this case the contract shall be entered into within 20 days from the date of fulfillment of the actions so required.

¹ This period is established taking into account the terms for processing all the permits required for the performance of the contract (licenses, certificates, permits, etc.), in accordance with the laws of Hungary. These time limits are required.

The Customer within three (3) working days following the date on which the minutes of the Tendering Committee session that finalizes the results of the last phase of the competitive bidding are published, or following the date on which the aforementioned procedures are completed, shall provide the entity to which the contract is awarded (the winner or the sole bidder) with a draft of the contract prepared by inclusion into the initial draft of the contract (terms of the contract) attached to the last phase procurement documentation, the terms and conditions of performance of the contract proposed in the bid for competitive bidding by the entity with which the contract is executed with due regard for any outcome of the pre-contract negotiations.

The Customer shall ensure the confirmation of receipt of the draft of the contract by the entity to which the contract is awarded.

The entity to which the contract is awarded shall return a signed and sealed copy of the contract to the Customer within ten (10) days from the date the contract is delivered to the said entity.

24) Contract performance bond:

- advance payment bond to the amount at least equivalent to the advance payment;
- contract performance bond at the rate of 15% of the contract price;
- warranty guarantee at the rate of 15% of the contract price.

Anti-dumping measures: if the entity with which the contract is executed offers the contract price, which is 25% or more below the IMP, such an entity shall provide an contract performance bond at the rate of 22.5% of the IMP.

If the procurement participant, with whom the contract is entered into, in accordance with the terms of the procurement documentation of the last phase and the Draft of the Contract shall provide the increased contract performance bond, so when the total amount of the contract performance bond is calculated, all calculated values of the bond are summed up:

- the amount of the contract performance bond indicated in the procurement documentation of the last phase;
- the increase in the contract performance bond if anti-dumping measures are applied.

Forms, timeframes and the procedure for submitting performance bonds under the contract are specified in Part 3 “Draft of the Contract”, Volume 1 of the procurement documentation for the first phase. The conditions may be amended for the second and subsequent phases.

25) The procedure of competitive bidding does not represent trading in accordance with the laws of the Russian Federation.

26) Cancellation of competitive bidding upon the decision of the Customer:

- before the deadline for submission of bids;
- at any time up to summarizing the competitive bidding, does not lead to any consequences in the following cases:

- changes in financial, investment, production and other programs which affected the demand for this competitive bidding;
- changes in demand for products including changes in product characteristics, provided that such changes are approved by the Customer's manager;
- in the event of force majeure circumstances which are confirmed by relevant documents and affect the appropriateness of competitive bidding;
- in case of corresponding prescriptions by the antimonopoly bodies and/or the Central Arbitration Committee (CAC), Divisional Arbitration Committee and/or another authorized supervisory body;
- changes in the legislation of the Russian Federation, regulatory legal acts, decrees by the State Executive Authorities affecting the possibility and/or practicability of the competitive bidding.

The notice of the competitive bidding cancellation is signed by the Customer's manager, sent to the Procurement Initiator and published by the Procurement Initiator on the official website and in other sources specified in clause 15 of this notice, on the day the decision is made by the Customer. The date of the decision in the notice of cancellation of the purchase is determined by the Customer as follows: current date - if notice of cancellation of competitive bidding will be sent to the Procurement Initiator on the same day during the Procurement Initiator's working time or the date following the date of signing the notice by the Customer's manager.

27) Name and email address of the arbitration committee with whom any complaints against the actions (omissions) committed by the Customer, the Procurement Initiator or the Tendering Committee may be lodged:

The court of an EU member state where the action (inaction) of the customer, the procurement initiator, the tendering committee can be challenged: Commercial Court of Paris (Tribunal de commerce de Paris).

The pre-trial dispute settlement body of the parties to the competitive bidding: Central Arbitration Committee (CAC) of Rosatom State Corporation: arbitration@rosatom.ru.

The results of the audit of the reliability of the data can be appealed to the CAC of Rosatom State Corporation - arbitration@rosatom.ru in the manner provided for in Part 4 of Volume 1 of the Phase 1 procurement documentation..

First Deputy
General Director



S.I. Efimushkin