

TENDERER'S DECLARATION

1. We hereby confirm that we fully agree with the terms and conditions stated in the documentation relating to the award of public contract for SCR catalyst layers for Unit 6.
2. This tender for the provision of SCR catalyst layers for Unit 6 fully complies with the documentation relating to the award of public contract from the preceding paragraph.
3. In the event of concluding the agreement we undertake to provide the SCR catalyst layers for Unit 6 within the agreed deadlines that are stipulated in the conditions of the contracting entity.
4. Our tender is valid for 180 days of the date on which the deadline for the submission of tenders expires and shall remain binding and available to the contracting entity at any time before the expiry of the said deadline.
5. The tender is submitted as a whole together with tender documents, other submitted information and declarations required in the documentation relating to the award of public contract, and shall together with your decision on the selection of the best tenderer and any potential subsequent documentation on adjustments made to the tender constitute the basis for the agreement.
6. We have thoroughly reviewed the documentation relating to the award of public contract made available by the contracting entity, and we have become acquainted with all limitations and terms pertaining to the supply of goods, which we have considered in the preparation of our tender.
7. We hereby declare that all assertions made in the tender are true, reliable and correspond to the actual state of affairs. If, during the course of the public contract award procedure, any event arises which would affect the actual state, we shall inform thereof the contracting entity without undue delay.
8. We hereby declare that for the entire duration of the public contract award procedure for SCR catalyst layers for Unit 6 we fulfil all the requirements under the applicable Slovene legislation, and agree that Slovene courts shall have jurisdiction over the matter in case of a dispute.
9. We hereby declare we have sufficient capacities for the supply of the goods which are the subject of this public contract. At the same time, we declare that our financial situation allows us to supply the goods which are the subject of this public contract, and that we are capable of providing the goods stated in the public contract.
10. We hereby declare that we are fully capable of providing the required quantities of goods, and that we shall provide the goods in line with the requirements made by the contracting entity.
11. We hereby declare that we agree in full with the draft of the agreement annexed hereto. As regards the payment terms we have decided for option _____ *(the tenderer shall state the option selected under point 9 of the draft agreement annexed hereto)*

Place and date:

The tenderer confirms the above by submitting the ESPD form.

DETAILS OF THE TENDERER/CO-TENDERER

TENDERER

Full name of the company:	
Short name of the company:	
Company's seat:	
Legal representative:	
Authorised person:	
Number of employees:	
Identification/tax ID number:	
Registration number:	
Bank account number:	
Telephone:	
Fax:	
Contact person responsible for the preparation and adjustments to the application/tender:	
E-mail:	
Person authorised to negotiate and sign the agreement:	

CO-TENDERER

Full name of the co-tenderer:	
Short name of the co-tenderer:	
Company's seat:	
Legal representative:	
Authorised person:	

APPLICATION/TENDER

Application/tender number:	
Application/tender valid until:	

Place and date:

The tenderer confirms the above by submitting the ESPD form.

**APPOINTING THE PERSON RESPONSIBLE FOR THE PREPARATION OF THE
APPLICATION/TENDER**

Tenderer

hereby appoints:

Name and surname	
Education	
Position	
Address	
Telephone	
E-mail	

who shall be responsible for the preparation of the application/tender under this documentation relating to the public contract award procedure, and authorised to represent us in all the matters relating to the application/tender for as long as the agreement is signed.

Place and date:

The tenderer confirms the above by submitting the ESPD form.

COMPANY
COMPANY
COMPANY

DECLARATION ON THE JOINT APPLICATION/TENDER

As regards the application/tender for SCR catalyst layers for Unit 6 we hereby declare:

- that in carrying out this public contract award we are submitting a joint application/tender;
- that on the basis of this declaration we authorise..... (name, company) to be the leading company or to represent us vis-à-vis the contracting entity,
- that we are jointly and severally liable towards the contracting entity for the implementation of the relevant contract.

Leading company Legal representative

Member Legal representative

Member Legal representative

Member Legal representative

In the event of joint application/tender a legal act on the joint implementation of the contract has to be submitted.

Place and date:

The economic operator authorising the leading partner confirms the above by submitting the ESPD form.

**DECLARATION ON THE ISSUE OF THE ADVANCE PAYMENT BOND/
DECLARATION ON THE SUBMISSION OF PERFORMANCE BOND**

We, the bank or insurance company hereby declare that, provided the tenderer is selected for, we are going to be prepared to issue the following bond:

- advance payment bond for 20% of the value of the contract excl. VAT (*only in the event of option 2 payment terms under point 9 of the draft agreement*) whose wording will substantially correspond to the wording of the annexed specimen No. 6a, and
- performance bond in the amount of 10% of the value of the contract incl. VAT whose wording will substantially correspond to the wording of the annexed specimen No. 6b.

This declaration is valid until _____ (at least 180 days of the date on which the deadline for the submission of tenders expires).

Place and date:

Stamp:

Signature:

TENDERER'S REFERENCES

We, the tenderer
hereunder state at least one reference of the catalyst layers for coal-fired thermal plants with maximum rated capacity above 200 MW installed in the last five years
(counted as of the date for the submission of tenders).

Client (address, contact person, telephone, e-mail)	Scope of supply (quantity and chemical specifications)	Year of supply/installation

Place and date:

The tenderer confirms the above by submitting the ESPD form.

REFERENCE CERTIFICATE

CLIENT:

Name:
Address:
Reg. number:
Tax ID no.:

We hereby confirm that the tenderer:

Name:
Address:
Reg. number:
Tax ID n.:

in the period before the publication of this public contract, carried out

the following supplies:

in the following quantities:

year of supplies carried out:

We hereby confirm that the tenderer has met all their contract liabilities in a quality manner and in due time.

Should you need more information you can reach our contact person:

..... by telephone

This certificate cannot be used for any other purposes than in the framework of the public contract award procedure.

Place and date:

.....
(signature)

**DECLARATION ON THE PARTICIPATION OF NATURAL AND LEGAL PERSONS IN THE
TENDERER'S ASSETS**

Pursuant to the public contract »SCR catalyst layers for Unit 6« published on the public procurement portal on _____, publication number _____, and in accordance with paragraph 6 of Article 14 of the Integrity and Prevention of Corruption Act (ZintPK) of the Republic of Slovenia, we hereby make the following

**DECLARATION ON THE PARTICIPATION OF NATURAL AND LEGAL PERSONS IN THE
ASSETS OF THE ECONOMIC OPERATOR**

The undersigned legal representative of the economic operator (title/name of economic operator, registration number, address):

Direct and indirect participation in the assets of the economic operator:

1) Participation of **natural persons**

Name and surname	Residential address	Participation share

2) Participation of **legal persons**¹

Company	Seat	Reg. No.	Participation share	Owners of company's shareholdings/shares

3) Participation **of silent partners in the assets of the economic operator and in the assets of the economic operator's owners**

Company/name and surname	Seat/address	Registration number	Participation share

¹ For joint stock companies, only those shareholders shall be stated who, directly or indirectly, have more than 5% of the company's shares or who have more than a 5% level of participation in the founders' rights, management or capital.

4) **Participation of economic operators associated with the economic operator or its owners – associated companies within the economic operator and its owners²**

Company	Seat	Reg. No.	Participation share

We, the economic operator, hereby give our consent for the contracting entity to submit this declaration or data contained herein to the corruption prevention committee in accordance with paragraph 6 of Article 14 of Integrity and Prevention of Corruption Act (ZintPK) if so requested. The contracting entity shall be obliged to protect this declaration in accordance with the Personal Data Protection Act.

The economic operator guarantees that data contained herein are up-to-date, correct and accurate. Should the economic operator submit a false declaration or provide false data pertaining to the facts stated herein, such act shall cause the agreement/framework agreement to be null and void. The economic operator explicitly guarantees that this declaration states all natural persons who have direct or indirect stake in the assets of the economic operator.

Name and surname: _____

Position: _____

Signature: _____

Dated: _____

² See a definition of associated companies under Article 527 of Companies Act (Official Gazette of the Republic of Slovenia No. 65/2009-ZGD-1-UPB1 as amended).