



ТЕРМОЕЛЕКТРАНЕ
НИКОЛА ТЕСЛА

Date: 31.01.2013.

Reference: Flue Gas Desulphurization Construction Project for Thermal Power Plant Nikola Tesla,
Republic of Serbia, L/A No. SRB-P1, Reference ID No. 1045/8-11

Subject: Prequalification Document - Clarifications

Dear All,

According to *Prequalification Document* (Section I, Item 7), please find attached Clarifications of
Prequalification Document.

Best regards,



Djordji Biljanovski
Project Manager

Attachment: P/Q Clarifications

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P / Q C l a r i f i c a t i o n s

No.	Question	Answer
1	Item 1) regarding to issued PQ-DOCUMENTS on 20th dec 2012, please kindly confirm DEADLINE or CLOSING DATE: 15th FEB. because on page 52 it is said that 15th FEB. is NATIONAL HOLIDAY?	Yes, Deadline for application submission is February 15 th , 2013 as specified Section II, ITA 17.1 even though that day is Serbian national holiday.
2	Item 2) As far as way of presentation of PQ TENDER Documents is Concerned (ITA 17.1) please kindly advise if presentation of PQ Documents by APPLICANT might be acceptable by Mail, by Closing date and later on, within 3-4 days to be submitted Original plus 4 copies, directly in your hands.	Section I, ITA 17 specifies that <i>Applicants may always submit their applications by mail or by hand</i> . Therefore, the submission way of mail (posting) or by hand is acceptable, not by e-mail.
3	"Section I. Instructions to Applicants / D. Submission of Applications The Deadline for Submission of Applications /17. Deadline for Submission of Applications". Having in mind that, there may be potentially amendments of the Prequalification Documents to be made by Employer and as a result of the clarification in accordance with the provisions of ITA 7, which to be distributed furthermore to all potential applicants, could you please consider extending Deadline for Submission of Applications. In our Country of Registration WE are about to face with the National Holiday Period and non-working days period in between February 5 to February 15, 2013. In order for us to be able to respond timely and accordingly if any amendment to be made - could you please consider to extend Deadline for Submission of Application accordingly?	No, at the moment. Extension of deadline for submission may be considered, if necessary, when amendments are issued.



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4	<p>"Section III. Qualification Criteria and Requirements / Eligibility and Qualification Experience Criteria /4. Experience / 4.2 (b) For the above or other contracts executed during the period stipulated in 4.2 (a) above, a minimum construction experience, as prime contractor, management contractor, or subcontractor, in wet limestone-gypsum process type FGD system of coal fired thermal power plants, and that FGD system is commercially operating for more than two (2) years and has the following key features:</p> <p>(1) at least one (1) FGD plant is for a lignite fired thermal power plant in Europe,</p> <p>(2) at least one (1) FGD plant produces by-product (gypsum powder) which is on sale in Europe for more than two (2) years".</p> <p>Could you kindly consider to exclude the conditions described and requesting construction experience at the applicants side which confirms experience as described by provisions hereby written and focused into the limited territory of Europe only, requesting minimum construction experience under at least one (1) FGD plant is for a lignite fired thermal power plant in Europe and at least one (1) FGD plant produces by-product (gypsum powder) which is on sale in Europe for more than two (2) years - since the same or equal environmental and other construction experience standards among European Area exist at the other Markets or areas which may confirm applicants capability, qualification and experience to perform the Contract?</p> <p>Having in mind International Bidding System to apply under captioned project and provisions of the Section V of the Prequalification Documents - "Eligibility for the Provision of Goods, Works and Services in JICA-Financed Procurement" it is allowed to be performed originally from All countries and territories. Moreover, while by project implementation shall to secure appropriate European or Equivalent environmental standards concerning the FGD Technology to be selected for construction, WE consider above mentioned current Prequalification Condition as limited only for certain and also limited number of EPC Contractor Companies with tied construction references or experience limited only into the European Markets/Countries.</p>	No.



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	<p>Meantime, specifically about feature No. (2), it's said that "<i>high concentration slurry disposal system is not the subject of this project</i>" in ITA Section VI Scope of Works-TPP main technical data. In this case, we assume that the requirement of feature No. (2) on byproduct (gypsum powder) is irrelevant to the project and thus unnecessary.</p> <p>WE've also considered the wish of Employer as under highest priority in securing appropriate European environmental standards by project implementation result, but at the same time, WE are confident that, by securing and requesting appropriate performance and other technical experience of the potential applicants not limited to the specific European Area Project Implementation Experience, Employer will be benefited by the more competitive bidding system to apply after Prequalification is furnished and more companies are allowed to participate in bidding procedure under same or higher technology standards as imposed within European Market/Area.</p>	
5	<p>Referring to above subject, as Consultant and on behalf of: [REDACTED] whose experts working seriously to prepare tender documents until Closing date: FEB 15th, please kindly confirm that PRESENTATION OF TENDER DOCUMENTS by our Co [REDACTED] is acceptable for you, by Attachment of LETTER OF ATTORNEY, signed by representative or section manager of [REDACTED].</p>	<p>Understanding that "<i>presentation of tender document</i>" in your question is "<i>submission of PQ document</i>" our reply is that application shall be submitted by the applicant, or by authorised person with Letter of Attorney. Letter for Power of Attorney should be issued by representative of Applicant, not by section manager of Applicant. And the letter should be notarized.</p>
6	<p>Could you please clarify the prequalification document on page 26 "Eligibility and Qualification Criteria - 4.2 (b) Specific Construction criteria: Does the contractor has to fulfil "all points" or only one of the points 1-5 separately ("AND" operation or "OR" operation)?</p>	<p>AND operation. However, AND operation is not necessarily in one project.</p>
7	<p>Section III. Qualification Criteria and Requirement, 4.1 General Construction Experience</p> <p>We recognize that we should submit the experience of contract for at least five years prior to the application submission deadline, not under construction. Please let us clarify is it correct.</p>	<p>Correct.</p>



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No.	Question	Answer
8	<p>Section IV. Application Forms</p> <p>Form CON-2, Form FIN-3.1, FORM FIN-3.2, FORM EXP-4.1, FORM EXP-4.2(a)(b)</p> <p>Please let us clarify the difference of Applicant's Legal Name and Applicant's Party Legal Name.</p> <p>For example, if we organize a consortium with other company, we should fill in our consortium name in Applicant's Legal Name and we should fill in our company name in Applicant's Party Legal Name?</p> <p>Please let us clarify what name should be filled in each items.</p>	<p>"Party" should be read as "Partner"</p> <p>If a JV (Joint Venture) is legally registered, please fill JV's legal name, and in addition, fill Applicant's Party (JV's partner) legal name. Each partner should fill the form.</p> <p>In case a JV is not legally registered, fill JV name striking out "legal", and in addition, fill Applicant's Party (JV's partner) legal name. Each partner should fill the form.</p> <p>In case an Applicant is a sole company (not JV), fill Applicant legal name only without filing Applicant's Party legal name</p>
9	<p>Please kindly let us know if Presentation of Tender documents, through Consultant in Beograd is acceptable OR NOT.</p>	<p>Please refer to no. 5.</p>