

INVITATION TO THE TENDER

for the selection of the best proposal for a Contract under the provisions of Section 281 et seq. of the Act No 513/1991 Coll. Commercial code as amended, and the provisions of section 29 (3), (5) and (6) of the Act No 250/2012 Coll. on regulation in network industries, as amended (the "Competition").

1. The Employer:

SPP - distribúcia, a.s.

Address: Mlynské nivy 44/b, 825 11 Bratislava
company registered in the Commercial Register of District Court
Bratislava I, Section: Sa, File no.: 3481/B

COMPANY REGISTRATION
NUMBER: 35 910 739

2. Contact Person of the Employer

Name: RNDr. Andrea Ščepková
Phone: 02/62625131
E – mail: andrea.scepкова@spp-distribucia.sk

3. Tender Description

Vendor qualification system for fittings DN 80 - DN 700 compatible with T.D.Williamson hot tapping and line stopping technology.

The subject matter of the Tender is a supply of fittings DN 80 - DN 700, which meet the requirements of applicable legislation and technical standards and at the same time are compatible with the T.D.Williamson hot tapping and line stopping technology, in quantities as required by the Employer and under the terms agreed in the Framework Purchase Agreement (hereinafter the "Contract") and annexes thereto.

Compatibility of fittings of other manufacturers, such as the T.D.Williamson technology, with T.D.Williamson hot tapping and line stopping technology will be, pursuant to applicable legislation, evaluated by an authorized organization. Evaluation of this organization shall be carried out by the Employer. Costs will be paid by the Employer. The Employer reserves the right to negotiate the sharing out these costs with the Contractor in specific cases.

Contract without price specification will be awarded to the winning Contractors, who meet the conditions of participation and other conditions set forth in the Tender documents. Mini-tender will be conducted for each requirement of the Employer for the purchase of fittings, during which the Contractors, who were awarded the Contract, will submit their bids. Subsequently these bids will be the subject of negotiation and/or electronic auction.

The Employer shall be entitled to terminate the Contract, if the successful Contractor fails to comply with the contractual conditions during the duration of the Contract.

Additional terms and conditions governing the Tender, including technical specification, are given in the Tender documents.

4. Type of Contract to be Awarded and Other Terms and Conditions.

Contract shall be implemented on the basis of subcontracts signed by representatives of both Parties.

Contract(s) will be concluded, without specifying the price. Each subcontract will be executed as a result of mini-tender, i.e. on the basis of a Price bid submitted by any Contractor in accordance with the Tender documents, which is subject to a negotiation and/or electronic auction; however, only the

Akciová spoločnosť je zapísaná v Obchodnom registri Okresného súdu Bratislava 1, oddiel SA, vložka číslo 3481/B

Contractors who were awarded the Contract will be invited to the Price bidding procedure. The Contractors will be contractually obligated to enter into special purchase agreement for the supply of goods even with third-parties designated by the Employer within its investment activities at the discretion of the Employer.

Additional terms and conditions governing the Tender, including technical specification, are given in the Tender documents.

5. Terms of Participation

The Contractor shall present a proof of business license and other documents and deeds that demonstrate its ability to comply with the Contract, as provided for in the Tender documents.

For the technical competence evidence purpose and the implementation of the Tender, the creation of association in the tender is not accepted.

The Employer reserves the right to exclude a Bid of a Tenderer who, in the previous contractual relationship with the Employer, had committed a breach of its obligations.

6. Method of Bid Submission:

The Contractors shall submit the Bid in Slovak or Czech language. The Contractors shall be entitled to present the Bids in another foreign language. In this case, however, such foreign language Bids shall be accompanied with a Slovak translation (official translation is not required). The Contractor shall present the Bid in a **sealed envelope**. The outer side of the envelope shall include the basic business data of the Contractor (business name and address of the Contractor), address of the Employer, contact person of the Contractor and the name of the Tender: **"KS-FITTINGS" and the inscription "TENDER ŠČEPKOVÁ - DO NOT OPEN"**. The details are set out in the Tender documents.

Bids shall be submitted to the following address: SPP - distribúcia, a.s., Registry, RNDr. Andrea Ščepková Mlynské nivy 44/b, 825 11 Bratislava pursuant to the conditions set forth in the Tender documents.

7. Bids Submission Deadline:

9th June 2014 by 12:00.

8. Price Bids Submission Deadline:

Mini-tender will be conducted for each requirement of the Employer for the purchase of fittings, during which the Contractors, who were awarded the Contract, will submit their Price bids. Deadline for the submission of Price bids in any particular mini-tender will be clearly defined in the Invitation to the Price bid submission for each mini-tender separately.

9. Deadline for the Announcement of the Winning Bid

Deadline for the announcement of the winning bid is by 30th October 2014. The Employer reserves the right to extend the deadline for the announcement of the winning Bid.

10. Deadline for the Announcement of the Winning Price Bid

Deadline for the announcement of the winning Price bid for each mini-tender is no later than 3 months from the expiry of the deadline for the submission of Price bids for each mini-tender separately. The Employer reserves the right to extend the deadline for the announcement of the winning Price bid.

11. Date and Place of the Evaluation of Bids and Price bids:

The deadline for the evaluation of bids starts on the date of the opening of envelopes with the documentary part of the bids, i.e. 9th June 2014, and ends on the date of the announcement of the winning bid. Place of the evaluation of the documentary part of Bids is the address of the Employer (Mlynské nivy 44/b, 825 11 Bratislava) and the headquarters of the organization that will evaluate the compatibility of fittings from other manufacturers that T.D.Williamson with the T.D.Williamson hot tapping and line stopping technology.

Deadline for the evaluation of Price bids for individual mini-tenders starts on the date of the opening of bids, i.e. deadline for the submission of Price bids for each mini-tender separately and ends on the

Akciová spoločnosť je zapísaná v Obchodnom registri Okresného súdu Bratislava 1, oddiel SA, vložka číslo 3481/B
date of the announcement of the winning Price bid for each mini-tender separately. The place of the evaluation of Price bids is the address of the Employer (Mlynske nivy 44, 825 11/b, Bratislava).

12. Tender Bond

The Employer does not require Tender Bond.

13. Method of Determination of the Winning Bid and Price bid:

The Employer shall award the Contract without price specification to the Contractor, who complied with all the Terms of Participation, including the conditions set out in the Tender documents.

Mini-tender will be conducted for each requirement of the Employer for the purchase of fittings, during which the Contractors, who were awarded the Contract, will submit their Price bids.

The Employer reserves the right, after the submission of the Price bids for each mini-tender separately, to invite the Contractors for individual price negotiations or to participate in the electronic auction.

The Employer reserves the right to negotiate in several successive stages with selected Contractors about their respective Price bids with the option to submit an updated Price bid after each stage of the negotiations. The Employer reserves the right to invite Contractors to update the Price bid through electronic auction. Information on the progress and conditions of the electronic auction will be given in the Invitation to the Electronic Auction.

The Employer shall, pursuant to Section 283 of the Commercial Code, reserves the right to change published Terms and Conditions of the Tender or cancel the Tender, without disclosing any reason.

The Employer reserves the right to reject any all submitted Bids and / or Price bids Bids.

14. Cost Reimbursement Liability

The Employer will not reimburse the costs of Contractors associated with the participation in the Tender. The Contractors shall bear all costs associated with their participation in the Tender.

Compatibility of fittings of other manufacturers, such as the T.D.Williamson technology, with T.D.Williamson hot tapping and line stopping technology will be, pursuant to applicable legislation, evaluated by an authorized organization. Evaluation of this organization shall be carried out by the Employer. Costs will be paid by the Employer. The Employer reserves the right to negotiate the sharing out these costs with the Contractor in specific cases

15. Additional Information:

Tender documents may be requested within the time limit from the date of publication by the Contractors from the Employer by 4th June 2014 till 10:00 a.m. Tender documents will be provided to Contractors solely electronically upon written request sent by e-mail to the address: andrea.scepkova@spp-distribucia.sk. In the application, the Contractor is required to indicate its business name, address, registration number and contact persons who will act on behalf of the Contractor (phone number, e-mail).

Tender documents will be served upon the Contractors electronically via e-mail to the address given in the respective application.

Bid may be submitted by any Contractor, who requested Tender documents within the specified deadline and who received the Tender documents from the Employer.