

PRE-QUALIFICATION FORM “2”

PARTICIPATING ENTITY

*(To be completed by the Participant (if the Participant is incorporated on the Pre-Qualification Submission Date) and by all other Participating Entities, each on a separate form)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

I, _____, the undersigned, am making this affidavit on behalf of
_____ (name of Participating Entity):

1. **Role of the Participating Entity**

[check as applicable, including more than one role]

☐ The Participant

☐ Member of the Participant

Anticipated Holdings: ____%

☐ Experience Provider

Relevant Pre-Qualification Requirements:

☐ Section 4.1 (Experience in Design and Construction of Infrastructure Projects)

☐ Section 4.2 (Experience in Design, Installation and Testing of a WtE Segment)

☐ Section 4.3 (Experience as Equipment Supplier of Grates for WtE Plants)

☐ Section 4.4 (Experience as Equipment Supplier of Boilers for WtE Plants)

☐ Guarantor

Names of Member(s) relying on Guarantor:

1. _____
2. _____
3. _____
4. _____

2. **Name of Participating Entity:**

Business Address:

Phone:

Facsimile:

E-mail:

	<u>Name</u>	<u>Title</u>	<u>Address & Tel</u>
3. Representative:	_____	_____	_____
4. Legal Status: (check applicable)	Limited Partnership	☐	
	Limited Liability Company	☐	
	General Partnership	☐	
	Other (explain)	☐	

Attached hereto are authenticated copies of the Participating Entity's certificate of incorporation and minutes of incorporation, or their equivalent within its domicile.¹

5. Registration Number:	_____
Place of Registration:	_____
Date of Registration:	_____
6. Interested Parties in the Participating Entity:	_____

¹ Except for official and authenticated certificates of Israeli corporations submitted in Hebrew, certificates of incorporation and minutes of incorporation provided by a Participating Entity in any language other than English should be accompanied by a translation to English and a notarized statement of translation.

7. The Participating Entity hereby warrants and represents the following:

- 7.1. The Participating Entity has thoroughly and carefully read the Invitation, and agrees to all of the provisions in the Invitation, and in particular to its obligations thereunder.
- 7.2. The Participating Entity acknowledges and accepts the provisions of Section 10.10 (Reservation of Rights) of the Invitation, and without derogating from the generality of the provisions thereof, understand that the submission of this Pre-Qualification Submission shall not be deemed in any way to create an obligation on the part of the Tender Committee to announce the Participant's compliance (or the compliance of any of its Members, Guarantors or Experience Providers) with the Pre-Qualification Requirements; that the Tender Committee has the right to reject, as it deems appropriate, the Pre-Qualification Submission submitted by the Participant; and that the Tender Committee has the right, as it deems appropriate, to annul the Pre-Qualification Process and to reject all Pre-Qualification Submissions at any time, all, in accordance with the provisions of the Invitation.
- 7.3. The Participating Entity hereby warrants and represents that it complies and satisfies all of the requirements stipulated in Sections 3.5.1-3.5.5 and Section 3.5.8 of the Invitation;
- 7.4. Criminal Proceedings with respect to Offence² *[check applicable]*:

☐ The Participating Entity hereby warrants and represents that it complies with and satisfies all of the requirements stipulated in Sections 3.5.6 of the Invitation;

☐ The Participating Entity does not comply with or satisfy the requirements stipulated in Sections 3.5.6 of the Invitation; *[describe Offences in which the Participating Entity or any Interested Party thereof (including individuals) was convicted or indicted]*

- 7.5. The Participating Entity has not, directly or indirectly, induced or solicited any other Participating Entity to put in a false or sham Pre-Qualification Submission, and has not by itself, or directly or indirectly, colluded, arranged or agreed with any other Participating Entity to secure any

² In this Section 7.4, the term "**Interested Party**" shall not be deemed to include a large number of employees, pursuant to a voting agreement, as indicated in Section 6 of this Pre-Qualification Form "2".

advantage against any other Participant, or to secure any advantage against the Tender Committee or GoI or anyone interested in the Project;

- 7.6. The Participating Entity participates in the Pre-Qualification Process only within this Pre-Qualification Submission; and any incorporated Entity which exercises Control over the Participating Entity, any incorporated Entity under the common Control thereof, and any incorporated Entity Controlled thereby, does not participate in the Pre-Qualification Process except within this Pre-Qualification Submission;
- 7.7. To the best of the Participating Entity's knowledge, and with respect to those parts of the Pre-Qualification Submission concerned with the Participating Entity:
- 7.7.1. The Pre-Qualification Submission submitted by the Participant is not made in the interest of, or on behalf of, any undisclosed person, corporation, company, voluntary association, partnership, trust, or unincorporated association;
- 7.7.2. The Pre-Qualification Submission is genuine and not collusive or sham; and
- 7.7.3. All the information contained in the Pre-Qualification Submission is true, accurate, complete and current as of the Pre-Qualification Submission Date.
8. If the Participating Entity is an Experience Provider (whether it is also a Member or a Guarantor, or not) it shall also complete, execute and submit Attachment "A" to this Pre-Qualification "2".
9. If the Participating Entity is a Guarantor (whether it is also a Member or an Experience Provider, or not) it shall also complete, execute and submit Attachment "B" to this Pre-Qualification "2".
10. This Pre-Qualification Submission shall be governed and construed in accordance with the provisions of all applicable Laws.
11. The applicable court in Jerusalem shall have the sole jurisdiction over all matters and all disputes arising in connection with this Pre-Qualification Submission.

☐ ~~Attached herein are Forms of Notification completed by the Participating Entity.~~

Faithfully yours,

Date

Stamp and Signature

I, the undersigned, _____, ☐ attorney-at-law ☐ public notary [*check applicable box*], hereby confirm that on _____, Mr./Mrs. _____, I.D. No. _____ appeared before me, and after being cautioned that he/she is required to state the truth, and that if he/she fails to do so he/she shall be liable to the punishments prescribed by law, signed this statement in my presence.

In addition, I, _____, ☐ attorney-at-law ☐ public notary [*check applicable box*], hereby do attest and confirm that _____ is authorized to sign on behalf of _____, and to commit it for purposes of the above stated Pre-Qualification Form, for all purposes and intents.

Attorney-at-Law / public
notary