

STATE OF ISRAEL
INVITATION FOR PRE-QUALIFICATION
IN RELATION TO THE PARTICIPATION IN A TENDER
FOR THE JERUSALEM “J-NET”

April 2017

PRE-QUALIFICATION FORM "1"

THE PRE-QUALIFICATION SUBMISSION LETTER

*(To be completed by the Participant and all Members of the Participant)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

To:
Chairman of the Tender Committee
Jerusalem Transportation Master Plan Team
Jerusalem

Dear Sir,

**Re: Invitation for Pre-Qualification to a Tender for the Jerusalem "J-Net"- Build, Operate and Transfer (BOT) Project
(the "Invitation")**

In response to the Invitation issued on April [REDACTED], 2017, extending an invitation to submit a Pre-Qualification Submission;

1. We, the undersigned, _____ (*name of Participant to be completed*), and all the Members thereof, _____; _____; _____; (*name of Members to be completed*) have thoroughly and carefully read the Invitation, and are pleased to submit our Pre-Qualification Submission.
2. We agree to all of the provisions in the Invitation and we submit our Pre-Qualification Submission in accordance with the terms and provisions contained therein.
3. We warrant that the Pre-Qualification Submission is accurate, complete and up-to-date at time of the Pre-Qualification Submission Date, in accordance with the requirements of the Invitation.
4. We acknowledge and accept the provisions of Section 9.10 (Reservation of Rights) of the Invitation, and without derogating from the generality of the foregoing, understand that the submission of our Pre-Qualification Submission shall not be deemed in any way to create an obligation on the part of the Tender Committee to announce our compliance 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.

5. Incorporated hereto, and made an integral part of the Pre-Qualification Submission, are all Pre-Qualification Forms, attachments and annexes thereto, and other annexes attached to the Pre-Qualification Submission as described herein:

- Pre-Qualification Form “1” - The Pre-Qualification Submission Letter
- Pre-Qualification Form “2” - The Participant
- Pre-Qualification Form “3” - The Members of the Participants
- Pre-Qualification Form “4” - The Participant and Its Experience Providers
- Pre-Qualification Form “5” - The Experience Providers of the Participant
- Pre-Qualification Form “6” - Experience in the Design and Construction of Systems
- Pre-Qualification Form “7” - Experience in the Construction of Track-Way
- Pre-Qualification Form “8” - Integration Experience
- Pre-Qualification Form “9” - Rolling Stock Experience
- Pre-Qualification Form “10” - Project Execution, Management and Organization Experience
- Pre-Qualification Form “11A” - Operating Experience
- Pre-Qualification Form “11B” - ~~Bus~~ Public Transportation¹ Operating Experience
- Pre-Qualification Form “12” - Maintenance Experience
- Pre-Qualification Form “13” - Financial Robustness
- Pre-Qualification Form “14” - Securing Finance for an Infrastructure Project
- Pre-Qualification Form “15” - General Partner/Fund Manager Statement
- Pre-Qualification Form “16” - Letter of Guarantee

6. Attached herein is a copy original [*check applicable*] of the receipt payment of the Participation Fee.

7. Detailed herein is information which the Participant considers to be of a commercially sensitive or secret nature concerning the Pre-Qualification Submission [*to be completed in accordance with the provisions of Section 7.4 (Identification of Sensitive or Classified Information) of the Invitation for Pre-Qualification*]:

¹ Added as part of Addendum no. 3 dated August 9, 2017.

8. The undersigned acknowledges receipt, understanding and full consideration of the following Addenda to the Pre-Qualification Documents, issued until the Pre-Qualification Submission Date:

Addendum No. _____	Date Received: _____
Addendum No. _____	Date Received: _____
Addendum No. _____	Date Received: _____
Addendum No. _____	Date Received: _____
Addendum No. _____	Date Received: _____
Addendum No. _____	Date Received: _____

...

[to be completed]

9. The validity of the Pre-Qualification Submission and all associated documents and Tender Forms is twelve (12) months as of Pre-Qualification Submission Date.

Faithfully yours,

	<u>Stamp and Signature</u>	<u>Date</u>	<u>Confirmation of signatory rights</u> (*)	<u>Date</u>
The Participant	_____	_____	_____	_____
Member	_____	_____	_____	_____
Member	_____	_____	_____	_____
Member	_____	_____	_____	_____

(*) In his signature the attorney attests and confirms that the signatory(ies) on behalf of the Participant or the Member (as the case may be) are authorized to sign on behalf of the Participant or the Member (as the case may be) and to commit such Entity for purposes of this Pre-Qualification Form, for all purposes and intents.

PRE-QUALIFICATION FORM "2"

THE PARTICIPANT

(To be completed by the Participant)

(Capitalized terms shall have the meaning ascribed to them in the Invitation)

1. Name:

Business Address: _____

Phone: _____

Facsimile: _____

E-mail: _____

2. Authorized Representative: _____

3. Position Holders* in the Participant:

** CEO, CFO and CTO or COO (as applicable)²*

Name

Profession

Title

4. Members' Anticipated Holdings in the Participant:

<u>Member</u>	<u>Anticipated Holdings in the Participant</u>
_____	____%
_____	____%
_____	____%

Faithfully yours,

Date

Stamp and Signature

I, _____, attorney-at-law, 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

² Added as part of Addendum no. 3 dated August 9, 2017.

PRE-QUALIFICATION FORM "3"

THE MEMBERS OF THE PARTICIPANT

*(To be completed by each Member of the Participant (and by each Guarantor))
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

1. Name:

Business Address: _____

Phone: _____

Facsimile: _____

E-mail: _____

2. Directors or Executives of the Member (as applicable):

Name

Profession

Title

<u>Name</u>	<u>Profession</u>	<u>Title</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

3. Position Holders* of the Member:

** CEO, CFO and CTO or COO (as applicable)³*

4. Members' Anticipated Holdings in the Participant: __%

Name

Title

Address, Tel & Fax No.'s

5. Representative: Israeli Representative (if any)*:

**for non-Israeli companies only*

<u>Name</u>	<u>Title</u>	<u>Address, Tel & Fax No.'s</u>
_____	_____	_____
_____	_____	_____

6. Legal Status:

(check applicable)

- Limited
- Partnership
- Limited Liability Company
- General Partnership
- Other (*explain*)

7. Registration Number:

Place of Registration: _____

Date of Registration: _____

³ Added as part of Addendum no. 3 dated August 9, 2017.

8. Interested Parties in the Member:

9. The Member hereby warrants and represents the following:

9.1 The Entity hereby warrants and represents that it complies and satisfies all of the requirements stipulated in Sections 3.5.1-3.5.6 of the Invitation;

9.2 Criminal Proceedings with respect to Offence⁴ *[check applicable]*

9.2.1

The Entity, and/or any directors or managers thereof and/or Interested Parties in the Participant (which are connected to the Entity, based on the Anticipated Holdings in the Participant) have not been convicted in an Offence *[check applicable]*.

9.2.2

There are no criminal proceedings with respect to an Offence being conducted against either the Entity and/or any directors or managers thereof and/or Interested Parties in the Participant (which are connected to the Entity, based on the Anticipated Holdings in the Participant) *[check applicable]*.

9.2.3

The Entity and/or any directors or managers thereof and/or Interested Parties in the Participant (which are connected to the Entity, based on the Anticipated Holdings in the Participant), have been convicted in the following Offences *[check applicable]*:

9.2.4

The following criminal proceedings are being conducted against the Entity and/or any directors or managers thereof and/or Interested Parties in the Participant (which are connected to the Entity, based on the Anticipated Holdings in the Participant) *[check applicable]* have been

⁴ In this Section 9.2, the term "Interested Party" shall not be deemed to include a large number of employees, pursuant to a voting agreement, as indicated in Section 8 of this Pre-Qualification Form "3".

convicted in the following Offences, with respect to the following Offences[check applicable]:

- 9.3 The Entity has not, directly or indirectly, induced or solicited any other Participant, Member, Experience Provider or Guarantor 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 Participant, Member, Experience Provider or Guarantor to secure any advantage against any other Participant, or to secure any advantage against the Tender Committee or the State of anyone interested in the Project;
- 9.4 The Entity participates in the Pre-Qualification Process only within this Pre-Qualification Submission;
- 9.5 Any person or Entity which exercises Control over it, any person or Entity under the common Control thereof, and any person or Entity Controlled thereby, does not participate in the Pre-Qualification Process except within this Pre-Qualification Submission;
- 9.6 The Entity does not employ or engage any of the advisors to the Tender Committee detailed in **Annex 2** of the Invitation, for the purposes of the Pre-Qualification Process or the Project; or has engaged [_____] which appears as an advisor to the Tender Committee detailed in **Annex 2** of the Invitation and has an engagement with respect to the following:_____
- 9.7 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;
- 9.8 The Pre-Qualification Submission is genuine and not collusive or sham; and
- 9.9 All the information contained in the Pre-Qualification Submission is true, accurate, complete and current as of the Pre-Qualification Submission Date.

Faithfully yours,

Date

Stamp and Signature

I, _____, attorney-at-law, 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

PRE-QUALIFICATION FORM "4"

THE PARTICIPANT AND ITS EXPERIENCE PROVIDERS

(to be completed by the Participant with respect to each Experience Provider participating in the Pre-Qualification Submission) (to the extent applicable)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)

1. General information about the Experience Provider:

Name:

Business Address:

Phone:

Facsimile:

E-mail:

The Pre-Qualification Requirement the Experience Provider will be demonstrating compliance with:

[to be completed]

2. The Participant hereby warrants and represents that to the best of its knowledge and after conducting a due investigation, each of the Experience Providers of the Participant complies with all applicable requirements of the Invitation pertaining to such Experience Provider.

Faithfully yours,

Date

Stamp and Signature

I, _____, attorney-at-law, 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

PRE-QUALIFICATION FORM "5"

THE EXPERIENCE PROVIDERS OF THE PARTICIPANT

*(To be completed by each Experience Provider participating in the Pre-Qualification Submission)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

1. Name of

Company:

Business Address:

Phone:

Facsimile:

E-mail:

**2. Directors or Executives
of the Experience
Provider:**

(as applicable)

Name

Profession

Title

<u>Name</u>	<u>Profession</u>	<u>Title</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

**3. Position Holders* of the
Experience Provider:**

** CEO, CFO and CTO or COO (as
applicable)⁵*

<u>Name</u>	<u>Profession</u>	<u>Title</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

4. Representative:

Israeli Representative*:

Name

Title

Address, Tel &
Fax No.'s

<u>Name</u>	<u>Title</u>	<u>Address, Tel & Fax No.'s</u>
_____	_____	_____
_____	_____	_____

**for non-Israeli companies only*

5. Legal Status of Company:

(check applicable)

Limited Partnership

Limited Liability

Company

General Partnership

Other *(explain)*

6. Registration

Number:

Place of Registration:

⁵ Added as part of Addendum no. 3 dated August 9, 2017.

Date of Registration: _____

7. Interested Parties : _____

8. The Experience Provider hereby warrants and represents the following:

8.1 The Entity hereby warrants and represents that it complies and satisfies all of the requirements stipulated in Sections 3.5.1-3.5.6 of the Invitation;

8.2 Criminal Proceedings with respect to Offence⁶

8.2.1

The Experience Provider and/or any directors or managers thereof and/or Interested Parties therein, have not been convicted in an Offence [check applicable].

8.2.2

There are no criminal proceedings with respect to an Offence being conducted against either the Experience Provider and/or any directors or managers thereof and/or Interested Parties therein [check applicable].

8.2.3

The Experience Provider and/or any directors or managers thereof and/or Interested Parties therein have been convicted in the following Offences [check applicable]:

8.2.4

The following criminal proceedings are being conducted against either the Experience Provider and/or any directors or managers thereof and/or Interested Parties therein, with respect to the following Offences [check applicable]:

⁶ In this Section 8.2. the term "Interested Party" shall not be deemed to include a large number of employees, pursuant to a voting agreement.

8.3 The Experience Provider has not, directly or indirectly, induced or solicited any other Participant or Member(s) of a Participant 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 Participant or Member(s) of a Participant to secure any advantage against any other Participant, or to secure any advantage against the Tender Committee or the State of anyone interested in the Project;

8.4 To the best of the Experience Provider's knowledge, and with respect to those parts of the Pre-Qualification Submission concerned with the Experience Provider:

8.4.1 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;

8.4.2. The Pre-Qualification Submission is genuine and not collusive or sham;

8.4.3. All the information contained in the Pre-Qualification Submission is true, accurate, complete and current as of the Pre-Qualification Submission Date.

8.5 The Entity does not employ or engage any of the advisors to the Tender Committee detailed in **Annex 2** of the Invitation, for the purposes of the Pre-Qualification Process or the Project; or has engaged [_____] which appears as an advisor to the Tender Committee detailed in **Annex 2** of the Invitation and has an engagement with respect to the following:_____

8.6 The Experience Provider participates in the Pre-Qualification Process only within this Pre-Qualification Submission;

8.7 Any person or Entity which exercises Control over it, any person or Entity under the common Control thereof, and any person or Entity Controlled thereby, does not participate in the Pre-Qualification Process except within this Pre-Qualification Submission;

Faithfully yours,

Date

Stamp and Signature

I, _____, attorney-at-law, 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

PRE-QUALIFICATION FORM “6”⁷

EXPERIENCE IN THE DESIGN AND CONSTRUCTION OF SYSTEMS

*(To be completed by the Entity demonstrating compliance with the Pre-Qualification Requirement specified in Section 4.1. (Experience in the Design and Construction of Systems) of the Invitation)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

Project Details	Project			
	“1”	“2”	“3”	“4”
Name of project				
Description of Project:				
Type of project	<input type="checkbox"/> LRT <input type="checkbox"/> Metro	<input type="checkbox"/> LRT <input type="checkbox"/> Metro	<input type="checkbox"/> LRT <input type="checkbox"/> Metro	<input type="checkbox"/> LRT <input type="checkbox"/> Metro
Role in the project – was the Main Contractor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Type of contract - EPC Contract/Design Build Contract				
Scope of work (detail tasks and responsibilities (including, with respect of the Systems))				
Length of Route (in Km)				
Location of project				
Date of Completion				
Period during which the project was operational				
Client Details and Contact Person				

⁷ Added as part of Addendum no. 3 dated August 9, 2017.

Project Details	Project			
Information				
Execution of the project on its own or as part of a Joint Venture/Company: <i>[check the applicable box]</i>				
on its own	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
as part of a joint venture/Company an SPV/Company/Partnership and was responsible, jointly and severally for the execution of such project(s)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
as part of an SPV/Company/Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership
as part of a joint venture/Company an SPV/Company/Partnership in which it <u>directly</u> held Means of Control-interest <i>[insert percentage of interests Means of Control]</i>	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %
Direct/Indirect holding (granddaughter company or partnership)	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect

Additional Relevant Information:

(please specify additional relevant information or attach to this Pre-Qualification Form relevant documentation)

Faithfully yours,

Date

Stamp and Signature

I, _____, attorney-at-law, 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

PRE-QUALIFICATION FORM “7”⁸

EXPERIENCE IN THE CONSTRUCTION OF TRACK-WAY

*(To be completed by the Entity demonstrating compliance with the Pre-Qualification Requirement specified in Section 4.2. (Experience in the Construction of Track-Way) of the Invitation)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

Project Details	Project			
	“1”	“2”	“3”	“4”
Name of project				
Description of Project:				
Type of project	<input type="checkbox"/> LRT <input type="checkbox"/> Metro	<input type="checkbox"/> LRT <input type="checkbox"/> Metro	<input type="checkbox"/> LRT <input type="checkbox"/> Metro	<input type="checkbox"/> LRT <input type="checkbox"/> Metro
Role in the project – was the Main Contractor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Type of contract - EPC Contract/Design Build Contract/Construction Contract				
Scope of work (detail tasks and responsibilities (including, with respect of the Track-way Works))				
Length of Route (in Km)				
Location of project				
Date of Completion				
Period during which the project was operational				

⁸ Added as part of Addendum no. 3 dated August 9, 2017.

Project Details	Project			
Client Details and Contact Person Information				
Execution of the project on its own or as part of a Joint Venture/Company: <i>[check the applicable box]</i>				
on its own	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
as part of a joint venture/Company an SPV/Company/Partnership and was responsible, jointly and severally for the execution of such project(s)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
as part of an SPV/Company/Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership
as part of a joint venture/Company an SPV/Company/Partnership in which it directly held Means of Control interest <i>[insert percentage of interests Means of Control]</i>	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %
Direct/Indirect holding (granddaughter company or partnership)	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect

Additional Relevant Information:

(please specify additional relevant information or attach to this Pre-Qualification Form relevant documentation)

Faithfully yours,

Date

Stamp and Signature

I, _____, attorney-at-law, 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

PRE-QUALIFICATION FORM “8”⁹

INTEGRATION EXPERIENCE

(To be completed by the Entity demonstrating compliance with the Pre-Qualification Requirement specified in Section 4.3. (Integration Experience) of the Invitation)

(Capitalized terms shall have the meaning ascribed to them in the Invitation)

Project Details	Project			
	“1”	“2”	“3”	“4”
Name of project				
Description of Project:				
Type of project [LRT/ Metro/ commuter/ mono/ heavy rail]				
Type of project [expansion or a new Route]				
Role in the project – was primarily responsible for the Integration	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scope of work (detail tasks and responsibilities)				
Length of Route (in Km)				
Number of Stops				
Does the project include the Integration of a Rail Depot	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Location of project				
Date of Completion				

⁹ Added as part of Addendum no. 3 dated August 9, 2017.

Project Details	Project			
Period during which the project was operational				
Client Details and Contact Person Information				
Execution of the project on its own or as part of a Joint Venture/Company: <i>[check the applicable box]</i>				
on its own	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
as part of a joint venture/Company <u>an SPV/Company/Partnership</u> and was responsible, jointly and severally for the execution of such project(s)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>as part of an SPV/Company/Partnership</u>	<input type="checkbox"/> <u>SPV</u> <input type="checkbox"/> <u>Company</u> <input type="checkbox"/> <u>Partnership</u>	<input type="checkbox"/> <u>SPV</u> <input type="checkbox"/> <u>Company</u> <input type="checkbox"/> <u>Partnership</u>	<input type="checkbox"/> <u>SPV</u> <input type="checkbox"/> <u>Company</u> <input type="checkbox"/> <u>Partnership</u>	<input type="checkbox"/> <u>SPV</u> <input type="checkbox"/> <u>Company</u> <input type="checkbox"/> <u>Partnership</u>
as part of a joint venture/Company <u>an SPV/Company/Partnership</u> in which it <u>directly</u> held <u>Means of Control-interest</u> interest <i>[insert percentage of interests Means of Control]</i>	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %
<u>Direct/Indirect holding (granddaughter company or partnership)</u>	<input type="checkbox"/> <u>Direct</u> <input type="checkbox"/> <u>Indirect</u>	<input type="checkbox"/> <u>Direct</u> <input type="checkbox"/> <u>Indirect</u>	<input type="checkbox"/> <u>Direct</u> <input type="checkbox"/> <u>Indirect</u>	<input type="checkbox"/> <u>Direct</u> <input type="checkbox"/> <u>Indirect</u>

Additional Relevant Information:

(please specify additional relevant information or attach to this Pre-Qualification Form relevant documentation)

Faithfully yours,

Date

Stamp and Signature

I, _____, attorney-at-law, 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

PRE-QUALIFICATION FORM “9”¹⁰

ROLLING STOCK EXPERIENCE

(To be completed by the Entity demonstrating compliance with the Pre-Qualification Requirement specified in Section 4.4. (Rolling Stock Experience) of the Invitation)

(Capitalized terms shall have the meaning ascribed to them in the Invitation)

Project Details	Project			
	“1”	“2”	“3”	“4”
Name of project				
Description of Project:				
Project for the manufacturing of Vehicles	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Role in the project – was the Main Contractor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Number of Vehicles				
Number of low floor Vehicles (at least 70% Low Floor)				
Date of Completion (and delivery to the client)				
Period during which the fleet (including the Vehicles provided) was operating following integration of the Vehicles				
Client Details and Contact Person Information				
Execution of the project on its own or as part of a				

¹⁰ Added as part of Addendum no. 3 dated August 9, 2017.

Project Details	Project			
Joint Venture/Company: <i>[check the applicable box]</i>				
on its own	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
as part of a joint venture/Company an SPV/Company/Partnership and was responsible, jointly and severally for the execution of such project(s)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
as part of an SPV/Company/Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership
as part of a joint venture/Company an SPV/Company/Partnership in which it directly held interest <i>[insert percentage of interests]</i>	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %
Direct/Indirect holding (granddaughter company or partnership)	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect

The undersigned hereby confirms that, it will be capable if awarded with the Project, to design and manufacture the rolling stock in accordance with the Applicable EU Standards.

Additional Relevant Information:

(please specify additional relevant information or attach to this Pre-Qualification Form relevant documentation)

Faithfully yours,

Date

Stamp and Signature

I, _____, attorney-at-law, 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

PRE-QUALIFICATION FORM “10”¹¹

PROJECT EXECUTION, MANAGEMENT AND ORGANIZATION EXPERIENCE

*(To be completed by the Entity demonstrating compliance with the Pre-Qualification Requirement specified in Section 4.5. (Project Execution, Management and Organization Experience) of the Invitation)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

Project Details	Project			
	“1”	“2”	“3”	“4”
Name of project				
Description of Project:				
Type of Infrastructure Project				
Role in the project – was the Main Contractor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Type of contract - EPC Contract/Design Build Contract/Construction Contract				
Scope of work (detail tasks and responsibilities)				
Location of project				
Date of Completion				
Contract Value (in NIS)*				
Client Details and Contact Person Information				
Execution of the project on its own or as part of a Joint Venture/Companyan				

¹¹ Added as part of Addendum no. 3 dated August 9, 2017.

Project Details	Project			
SPV: <i>[check the applicable box]</i>				
on its own	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
as part of an SPV-joint venture/Company and was responsible, jointly and severally for the execution of such project(s)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
as part of an SPV-joint venture/Company in which it directly held Means of Control-interest <i>[insert percentage of interests Means of Control]</i>	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %

* Currency conversion (to the extent required), shall be made in accordance with the provisions Section 6.2.2. and 6.2.3. of the Invitation. In addition Contract Value should be presented both including and excluding an addition of 2% per annum on the referenced amount (compounded between years) as of the date on which the referenced contract was executed.

Additional Relevant Information:

(please specify additional relevant information or attach to this Pre-Qualification Form relevant documentation)

Faithfully yours,

Date

Stamp and Signature

I, _____, attorney-at-law, 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

PRE-QUALIFICATION FORM "11A"¹²

OPERATING EXPERIENCE

(To be completed by the Entity demonstrating compliance with the Pre-Qualification Requirement specified in Section 4.6. (Operating Experience) of the Invitation)

(Capitalized terms shall have the meaning ascribed to them in the Invitation)

Project Details	Project			
	"1"	"2"	"3"	"4"
Name of project				
Description of Project:				
Type of project	<input type="checkbox"/> LRT <input type="checkbox"/> Metro	<input type="checkbox"/> LRT <input type="checkbox"/> Metro	<input type="checkbox"/> LRT <input type="checkbox"/> Metro	<input type="checkbox"/> LRT <input type="checkbox"/> Metro
Project is for the Operation of a Network				
Role in the project – was the Main Contractor	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scope of work (detail tasks and responsibilities)				
Length of Route (in Km)				
Number of Stops	<input type="checkbox"/> LRT Stops <input type="checkbox"/> Total number of Stops	<input type="checkbox"/> LRT Stops <input type="checkbox"/> Total number of Stops	<input type="checkbox"/> LRT Stops <input type="checkbox"/> Total number of Stops	<input type="checkbox"/> LRT Stops <input type="checkbox"/> Total number of Stops
Common Routes				
Common Stops				

¹² Added as part of Addendum no. 3 dated August 9, 2017.

Project Details	Project			
Annual ridership managed				
Location of project				
Date of Completion				
Client Details and Contact Person Information				
Execution of the project on its own or as part of a Joint Venture/Company: <i>[check the applicable box]</i>				
on its own	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
as part of an <u>SPV-joint venture/Company</u> and was responsible, jointly and severally for the execution of such project(s)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
as part of an <u>SPV-joint venture/Company</u> in which it directly held <u>Means of Control-interest</u> <i>[insert percentage of interest]</i> <u>Means of Control</u>	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %

Additional Relevant Information:

(please specify additional relevant information or attach to this Pre-Qualification Form relevant documentation)

Faithfully yours,

Date

Stamp and Signature

I, _____, attorney-at-law, 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

PRE-QUALIFICATION FORM “11B”¹³

BUS-PUBLIC TRANSPORTATION OPERATING EXPERIENCE

*(To be completed by the Entity demonstrating compliance with the Pre-Qualification Requirement specified in Section 4.7. (Bus-Public Transportation Operating Experience) of the Invitation) (to the extent applicable)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

Project Details	Project			
	“1”	“2”	“3”	“4”
Name of project				
Description of Project:				
Type of project	<input type="checkbox"/> LRT <input type="checkbox"/> Metro <input type="checkbox"/> Bus Network	<input type="checkbox"/> LRT <input type="checkbox"/> Metro <input type="checkbox"/> Bus Network	<input type="checkbox"/> LRT <input type="checkbox"/> Metro <input type="checkbox"/> Bus Network	<input type="checkbox"/> LRT <input type="checkbox"/> Metro <input type="checkbox"/> Bus Network
Name of the Bus Network Project[s]				
Role in the project [Main Contractor]	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scope of work (detail tasks and responsibilities)				
Number of Buses on: <i>[Insert date and number of busses on date]</i>				
seven (7) days prior to Pre-Qualification Submission Date				
one (1) year and seven (7) days prior to Pre-Qualification Submission Date				
Two (2) years and seven (7) days prior to Pre-Qualification Submission Date				

- מעוצב:גופן: 11 נק', גופן עבור עברית ושפות אחרות: 11 נק'
- מעוצב:גופן: 11 נק', קו תחתון, גופן עבור עברית ושפות אחרות: 11 נק'
- מעוצב:גופן: 11 נק', גופן עבור עברית ושפות אחרות: 11 נק'
- מעוצב:גופן: 11 נק', קו תחתון, גופן עבור עברית ושפות אחרות: 11 נק'
- מעוצב:גופן: 11 נק', קו תחתון, גופן עבור עברית ושפות אחרות: 11 נק'
- מעוצב:שמאל
- מעוצב:גופן: 11 נק', לא מודגש, קו תחתון, גופן עבור עברית ושפות אחרות: 11 נק', לא מודגש
- מעוצב:גופן: 11 נק', קו תחתון, גופן עבור עברית ושפות אחרות: 11 נק'
- מעוצב:גופן: 11 נק', לא מודגש, קו תחתון, גופן עבור עברית ושפות אחרות: 11 נק', לא מודגש
- מעוצב:גופן: 11 נק', קו תחתון, גופן עבור עברית ושפות אחרות: 11 נק'
- מעוצב:גופן: 11 נק', לא מודגש, קו תחתון, גופן עבור עברית ושפות אחרות: 11 נק', לא מודגש

¹³ Added as part of Addendum no. 3 dated August 9, 2017.

Project Details	Project			
<u>Length of Route (in Km)</u>				
<u>Number of Stops</u>				
Annual ridership managed				
Location of project (including a reference to the urban environment)				
Year[s] of operation				
Client Details and Contact Person Information				
Execution of the project on its own or as part of a Joint Venture/Company: <i>[check the applicable box]</i>				
on its own	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
as part of an SPV-joint venture/Company and was responsible, jointly and severally for the execution of such project(s)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
as part of an SPV-joint venture/Company in which it directly held Means of Control-interest <i>[insert percentage of interests Means of Control]</i>	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %

Additional Relevant Information:

(please specify additional relevant information or attach to this Pre-Qualification Form relevant documentation)

Faithfully yours,

Date

Stamp and Signature

I, _____, attorney-at-law, 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

PRE-QUALIFICATION FORM “12”¹⁴

MAINTENANCE EXPERIENCE

*(To be completed by the Entity demonstrating compliance with the Pre-Qualification Requirement specified in Section 4.8. (Maintenance Experience) of the Invitation)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

Project Details	Project			
	“1”	“2”	“3”	“4”
Name of project				
Description of Project:				
Type of project [LRT Line / Metro Line/ LRT Network/ Metro Network]				
Role in the project [Main Contractor]	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Type of contract				
Length of Route (in Km)				
The project includes the Maintenance of Infra Works and Systems	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
The project includes the Maintenance of a Depot	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Number of vehicles				
Client Details and Contact Person Information				
Execution of the project on its own or as part of a				

¹⁴ Added as part of Addendum no. 3 dated August 9, 2017.

Project Details	Project			
Joint Venture/Company: <i>[check the applicable box]</i>				
on its own	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
as part of a joint venture/Company an SPV/Company/Partnership and was responsible, jointly and severally for the execution of such project(s)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
as part of an SPV/Company/Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership	<input type="checkbox"/> SPV <input type="checkbox"/> Company <input type="checkbox"/> Partnership
as part of a joint venture/Company an SPV/Company/Partnership in which it directly held Means of Control interest <i>[insert percentage of interest]</i> Means of Control]	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %	<input type="checkbox"/> %
Direct/Indirect holding (granddaughter company or partnership)	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect	<input type="checkbox"/> Direct <input type="checkbox"/> Indirect

Additional Relevant Information:

(please specify additional relevant information or attach to this Pre-Qualification Form relevant documentation)

Faithfully yours,

Date

Stamp and Signature

I, _____, attorney-at-law, 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

PRE-QUALIFICATION FORM "13"

FINANCIAL ROBUSTNESS

*(To be completed by each Member or a Guarantor (as applicable) on a separate Pre-Qualification Form, and signed by the external auditor of such Member or the applicable Guarantor)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

Name of Member: _____

Name of Guarantor (if applicable): _____

Member's Anticipated Holdings in Participant(*): _____

() in the event the Guarantor is a Member, this Pre Qualification Form should be completed with respect to the aggregate Anticipated Holdings in the Participant of the Member seeking to rely on such Guarantor, and the Guarantor (as a Member in the Participant)*

1. Financial Data[_____][*name of Member or Guarantor (as applicable)*]:

Year	t-2	t-1	t
(*)NIS			
Turnover			
Operating Cash Flow			
Equity (excluding minimal equity required by law, to the extent relevant)			
Assets managed (net worth) (if applicable per section 5.6.2)			

t = the year of the most recent Financial Statement

() All data in this Section is to be presented in NIS, in accordance with the provisions of Section 6.2.2. (Exchange of Currency) of the Invitation.*

2. Each Member (or Guarantors, as the case may be), should complete this Pre-Qualification Form in accordance with the provisions of Section 5.8. (Content and Submission Form) of the Invitation.

3. Attached to this Pre-Qualification Form "13" are the Financial Statements of [_____] for the years _____, _____, _____ (to be completed as applicable).

The undersigned auditor should complete statement (1), (2) or (3) bellow. In any event, such statement should be signed on this Pre-Qualification Form "13" or on the accountant's firm letterhead:

1. "I, the undersigned, _____ [*name of auditor to be inserted*] acting as the auditor of _____ [*name of Member or Guarantor(s) to be inserted*] (hereinafter: the "**Company**"), hereby declare and attest that that completion of this Pre-Qualification Form "13" in the aforementioned manner truly and accurately reflects the Company's turnover, operating cash flow and equity, for the purpose of demonstrating compliance

with the Financial Pre-Qualification Requirements specified under Sections 5.1-5.3 of the Invitation."

2. "I, the undersigned, _____ [name of auditor to be inserted] acting as the auditor of _____ [name of Member or Guarantor(s) to be inserted] (hereinafter: the "**Company**"), hereby confirm that the completion of this Pre-Qualification Form "13" in the aforementioned manner truly and accurately reflects the Company's consolidated (if applicable) turnover, operating cash flow and equity, according to the Company's consolidated (if applicable) Financial Statements, for the purpose of demonstrating compliance with the Financial Pre-Qualification Requirements specified under Sections 5.1-5.3 of the Invitation."

3. "At your request and as the accountants of your firm, we hereby confirm the following:

(a) We, the undersigned, _____ [name of auditor to be inserted] have been acting as the auditor of _____ [name of Member or Guarantor(s) to be inserted] (hereinafter: "the Company") since the year _____.

(b) *[check applicable]*

The Financial Statements of your company for the years ____, ____, ____ have been audited by our firm.

The Financial Statements of your company for the years ____, ____, ____ have been audited by another accountant firm.

(c) *[check applicable]*

The [opinion/report] given with respect to the Financial Statements for the years ____, ____, ____ does not include any reservation and/or note or other deviation from the standard form.

The [opinion/report] given with respect to the Financial Statements for the years ____, ____, ____ includes a deviation from the standard form, however, such deviation does not have ramifications on the information specified in sub-section (d) below.

The [opinion/report] given with respect to the Financial Statements for the years ____, ____, ____ includes a deviation from the standard form and such deviation has ramifications, as specified herein, on the information specified in sub-section (d) below.

for the purpose of this letter of section 3(c), [opinions/reports] which include additions as specified in audit standard 99 shall not be deemed as reservations and/or notes or other deviations.

(d) The information presented in clause 1 above, is in accordance with the Financial Statements of your company."

Name of the auditor: _____ Address: _____
Signature: _____ Date: _____

PRE-QUALIFICATION FORM “14” ¹⁵

SECURING FINANCE FOR AN INFRASTRUCTURE PROJECT

*(To be completed by the Member, demonstrating compliance with the Pre-Qualification Requirement, specified in Section 5.4 (Securing Finance for an Infrastructure Project) of the Invitation)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

Project Details	Project			
	“A”	“B”	“C”	“D”
Description of Infrastructure Project				
Client				
Contract Value*				
Amount of External Financing – NIS				
Date on which the [first drawdown was made/the External Financing Agreement was signed]				
Type of Loan (Limited Recourse/Non-Recourse)				
Providers of the Loans				
<u>Means of Control Share in the Joint Venture/ Project Company/SPV</u> (if performed as part of an <u>SPV joint venture/ project company</u>) <u>on the date on which the [first drawdown was made/the External Financing Agreement was signed]</u>	___%	___%	___%	___%

* Currency conversion (to the extent required), shall be made in accordance with the provisions Section 6.2.2. and 6.2.3. of the Invitation. In addition Contract Value should be presented both including and excluding an addition of 2% per annum on the referenced amount (compounded between years) as of the date on which the referenced contract was executed.

Additional Relevant Information:

(please specify additional relevant information and/or attach to this Form relevant documentation)

¹⁵ Added as part of Addendum no. 3 dated August 9, 2017.

Faithfully yours,

Date

Stamp and Signature

I, _____, attorney-at-law, 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

PRE-QUALIFICATION FORM "15"¹⁶

GENERAL PARTNER/FUND MANAGER STATEMENT

*(To be completed by the general partner or fund manager of the Private Investment Fund (depending the applicable denomination in the relevant jurisdiction), in accordance with the provisions of Section 5.5 (Private Investment Fund) of the Invitation) (to the extent applicable)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

Assets under Management managed by the ~~General Partner~~ ~~general partner~~ or ~~Fund Manager~~ ~~fund manager~~ of the Private Investment Fund as at December 31, 2016: _____

* Currency conversion (to the extent required), shall be made in accordance with the provisions Section 6.2.2. and 6.2.3. of the Invitation.

The undersigned hereby confirms that: (i) at least 60% of its capital (at any given time), is held by Institutional Investors; and (ii) at least 60% of the investments actually made by it (at any given time), were made by Institutional Investors; and (iii) its [~~General Partner~~ ~~general partner~~][~~Fund Manager~~ ~~fund manager~~] (depending on the applicable jurisdiction) has successfully managed and raised [_____](number of funds to be completed) funds.*

* Please provide details as to the identity of the Entities which raised the applicable funds (including the connection between such Entities and the General Partner or Fund Manager (as and to the extent applicable):

Faithfully yours,

Date

Stamp and Signature

I, _____, attorney-at-law, 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.

¹⁶ Added as part of Addendum no. 3 dated August 9, 2017.

PRE-QUALIFICATION FORM "16"

LETTER OF GUARANTEE

*(to be completed by each Guarantor, to the extent applicable, in accordance with the provisions of Section 5 (Financial Pre-Qualification Requirements) of the Invitation, in a separate form)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

Date: _____

To:
Chairman of the Tender Committee
Jerusalem Transportation Master Plan Team
Jerusalem

Dear Sir,

**Re: Invitation for Pre-Qualification to a Tender for the Jerusalem "J-Net"- Build, Operate and Transfer (BOT) Project
(the "Invitation")**

The undersigned _____ *[name of the Guarantor to be completed]* (the "**Guarantor**"), hereby confirms and warrants to the Tender Committee as follows, with respect to _____ *[name of Member seeking to rely on the financial results of the Guarantor, to be completed]* (the "**Company**"), holding _____ *[Member's Anticipated Holdings in the Participant, to be completed]* of _____ *[name of Participant to be completed]* (the "**Participant**"), submitting a Pre-Qualification Submission in response to the Invitation:

1. The Guarantor *[please check the applicable]*:
 - Controls the Company by means of _____ *[please provide appropriate explanation, attested to by an attorney, demonstrated by applicable documentation, e.g. reports issued by the Registrar of Companies, organizational charts, articles of association, etc.]*
 - is a Member of the Participant, holding _____ *[Guarantor's Anticipated Holdings in the Participant, to be completed]* in the Participant;
2. The Company has informed the Guarantor of the Invitation and its participation in the Pre-Qualification Process as a Member of the Participant.
3. The Guarantor hereby requests that its own financial information, which is included in the Pre-Qualification Submission submitted by the Participant, will be taken into account in determination of the Participant's compliance with the Financial Pre-Qualification Requirements set forth in Sections 5.1 (Turnover), 5.2 (Operating Cash Flow), 5.3 (Equity) and 5.4 (Securing Finance for an Infrastructure Project) of the Invitation, instead of the Company's financial information.
4. The Guarantor confirms that all information which is included by it or on its behalf in the Pre-Qualification Submission is true, accurate, complete and correct as of the Pre-Qualification Submission Date.
5. The Guarantor shall provide the Tender Committee with any information (including any financial information), which may be required by the Tender Committee at any stage of the Pre-Qualification Process in order to carry out its evaluation of the Pre-Qualification

Submission.

6. The Guarantor has read the Invitation and is familiar with the provisions thereof, and in particular the provisions of Section 9.10 thereof (Reservation of Rights).
7. In the event the Tender Committee determines that the Pre-Qualification Submission submitted by the Participant complied with the requirements of the Invitation, and that the Participant, its Members and Experience Providers demonstrated compliance with the Pre-Qualification Requirements, and the Participant will be announced Eligible Participant and invited to submit a bid in accordance with the provisions of the Tender Documents, the Guarantor hereby undertakes to issue the Tender Committee, within the bid to be submitted by the Participant, with the Member's undertaking that shall be detailed under the Tender Documents.
8. The Guarantor is a company duly incorporated, duly organized and validly existing under the laws of _____ [insert Guarantor's applicable jurisdiction] and the execution, delivery and performance by the Guarantor of Pre-Qualification Forms submitted by it in connection with the Pre-Qualification Submission are within its corporate powers, have been duly authorized by all necessary corporate and other actions and do not contravene: (i) the organizational documents of the Guarantor; (ii) any law, rule or regulation having the force of law in _____ [insert applicable jurisdiction]; (iii) to the best of the undersigned's knowledge, any judgment, writ, injunction, decree or ruling of any _____ [insert applicable jurisdiction] court or other governmental body applicable to the Guarantor; or (iv) any agreement, contract or other instrument known to the undersigned to which the Guarantor is a party or to which it is subject.
9. Unless otherwise defined herein, all terms shall have the same meaning ascribed to them in the Invitation.

Faithfully yours,

Date

Stamp and Signature

I, _____, attorney-at-law, 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