



STATE OF ISRAEL

THE INTER-MINISTERIAL TENDER COMMITTEE FOR SOLAR ENERGY PROJECTS

June 9, 2020

All Participants

Re: **Invitation for Pre-Qualification for a Tender for the Finance, Design, Construction, Operation, Maintenance and Transfer of a Solar PV Power Plant issued on January 22, 2020 (the "Invitation")**

**Addendum No. 5**

Capitalized terms used and not otherwise defined herein shall have the meaning ascribed to them in the Invitation.

Pursuant to the provisions of Section 2.9 (*Requests for Clarification*) and Section 2.10 (*Addenda*) of the Invitation, the Participants attention is drawn to the clarifications and responses to Requests for Clarification, attached as **Attachment 1** hereto, and the revised Invitation and Pre-Qualification Forms, attached as **Attachment 2** hereto.

The Tender Committee hereby notifies the Participants that the Final date for the Submission of Requests for Clarifications has been postponed to **June 16, 2020**.

It is clarified that Attachment 1 does not specify all the amendments made to the Invitation and the Pre-Qualification Forms and in the event of any discrepancy between Attachment 1 and Attachment 2 the provisions of Attachment 2 shall prevail.

Please acknowledge receipt of this Addendum in writing by no later than two (2) Business Days following receipt thereof, via the following email address: [dimonaPV@inbal.co.il](mailto:dimonaPV@inbal.co.il).

Respectfully Yours,

A handwritten signature in blue ink, appearing to read 'Yitsik Marmelshtein', written over a light blue circular stamp or watermark.

Yitsik Marmelshtein

Chairman of the Tender Committee

Cc: Members of the Tender Committee

**ATTACHMENT NO. 1**

#	Pre-Qualification Document	Section	Subject	Clarification	
1	Invitation and Pre-Qualification Form 3	General	Law for the Struggle with Iran's Nuclear Program from 2012, Law for the Prevention of Distribution and Financing of Weapons of Mass Destruction from 2018, National Security	<b>Tender Committee Clarification</b>	The attention of the Participants is drawn to the amendments introduced to the Invitation with respect to the relevant Sections.
2	Invitation	1.1.29	Definition of "Interested Party"	<b>Q:</b>	The Tender Committee was requested to amend the definition of the term "Interested Party" so that it shall not include Entities held by Entities holding direct or indirect ownership interests in the Participant, Member(s) or Guarantor(s).
				<b>A:</b>	The Tender Committee rejects the request. Without derogating from the foregoing, the Participants attention is drawn to the response to question #13 below.
3	Invitation	1.4.2.2 and 1.4.2.3	EPC Expert and O&M Expert	<b>Q:</b>	The Tender Committee was requested to confirm that the Participant is not required to demonstrate EPC and O&M experience as part of the Pre-Qualification Submission and that only the Successful Bidder will be required to demonstrate EPC and O&M experience, to the satisfaction of the Tender Committee, as a pre-condition for executing the Agreement.
				<b>A:</b>	The Tender Committee so confirms.
4	Invitation	1.4.2.3 (iv)	O&M Expert	<b>Q:</b>	The Tender Committee was requested to delete the word "steam" in Section 1.4.2.3(iv).
				<b>A:</b>	The Participants attention is drawn to the amendment made to Section 1.4.2.3(iv) of the Invitation.
5	Invitation	1.6	Anticipated Schedule	<b>Q:</b>	The Tender Committee was requested to postpone the Pre-Qualification Submission Date to July 7, 2020.
				<b>A:</b>	The Tender Committee rejects the request. Notwithstanding the foregoing, Public Notary authentications of translated Financial Statements may be submitted together with a copy of the original and translated Financial Statements within two (2) weeks following the Pre-Qualification Submission Date (i.e., by no later than July 7, 2020 14:00 (Israel Time)). The Participants attention is drawn to the amendment made to Section 6.3 of the Invitation.
6	Invitation	4.1.4.1	Reliance on a Guarantor	<b>Q:</b>	The Tender Committee was requested to confirm that a Member who is not a Financial Entity and that is relying on a Guarantor who is an Institutional Investor must complete and

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					submit Pre-Qualification Form 7 and not Pre-Qualification Form 5.
				<b>A:</b>	The Tender Committee so confirms.
7	Invitation and Pre-Qualification Form 6	4.1.5	Financial Pre-Qualification Requirements; Private Investment Fund	<b>Tender Committee Clarification</b>	The Participants attention is drawn to the amendment made to Section 4.1.5 of the Invitation and Section 3 of Pre-Qualification Form 6.
8	Invitation	4.2.1	Acceptable Accounting Principles	<b>Q:</b>	The Tender Committee was requested to confirm that the Financial Statements may be prepared and based on Accounting Standards for Business Enterprises (ASBE).
				<b>A:</b>	The Tender Committee rejects the request.
9	Invitation	6.7.1	Method of Submission	<b>Q:</b>	The Tender Committee was requested to confirm that no hard copy original documents will need to be submitted prior to the Pre-Qualification Submission Date.
				<b>A:</b>	Without derogating from the prerogatives of the Tender Committee pursuant to the provisions of the Invitation, the Tender Committee so confirms.
10	Invitation	6.7.2	Method of Submission	<b>Q:</b>	The Tender Committee was requested to clarify whether the word format documents marked in black pursuant to Section 6.7.2 of the Invitation may be locked for editing so that the information in black cannot be read.
				<b>A:</b>	The Tender Committee clarifies that the word format documents marked in black pursuant to Section 6.7.2 of the Invitation should <u>not</u> be locked for editing. For the removal of doubt, subject to the provisions of Section 7.6 (Disclosure of Documents) of the Invitation, documents shall be disclosed to the Participants in pdf file format in a manner which prevents Participants from seeing commercially sensitive or confidential information.
11	Invitation	7.4.5.1	Changes to a Participant, a Member or a Guarantor	<b>Q:</b>	The Tender Committee was requested to clarify the terms under which the Tender Committee shall approve the addition, replacement or withdrawal of a Member or Guarantor or a change in the Anticipated Holdings in the Participant, as detailed in Pre-Qualification Form "2".
				<b>A:</b>	The Tender Committee clarifies that it has the authority to approve or reject, at its sole discretion, requests submitted by Participants following the Pre-Qualification Submission Date, to add, replace or withdraw a Member or Guarantor or make a change in the Anticipated Holdings in the Participant, as detailed in Pre-Qualification Form "2". The conditions for approval shall be determined by the Tender Committee at its sole discretion, subject to the applicable Laws, on a case to case basis depending on the circumstances at hand.
12	Invitation	8.2	Formation of a Single	<b>Q:</b>	The Tender Committee was requested to clarify whether the Eligible Participant is required to form a new company or whether the Eligible

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			Purpose Company		Participant may use an existing company with no activities.
				<b>A:</b>	The Tender Committee clarifies that the SPC may be an existing company, provided it has and had no previous activities or liabilities, other than with respect to the Pre-Qualification Process and/or Tender Process.
13	Pre-Qualification Form 3	4	Interested Party	<b>Q:</b>	The Tender Committee was requested to delete the requirement to submit details regarding the Interested Parties in Pre-Qualification Form 3 or alternatively narrow the requirement.
				<b>A:</b>	The Participants attention is drawn to the amendment made to Section 4 of Pre-Qualification Form 3.