

Police, 30th July, 2018

To: [●]

[COMPANY'S NAME]

[ADDRESS FOR CORRESPONDENCE]

Re: Letter of Invitation for participation in tender for the Contract for the Provision of Technical Support Services for Polimery Police project dated 18th July, 2018.

**ADDENDUM NO. 1
to the Letter of Invitation for participation in tender**

Dear Sirs,

Whereas:

- (A) The Letter of Invitation for participation in tender for the Contract for the Provision of Technical Support Services for Polimery Police project ("**Letter**") has been issued to you on 18th July, 2018;
- (B) The Owner decided to amend the Letter by excluding the prospective bidders', being subsidiaries (within the meaning of the Act of 15th September, 2000 – Commercial Companies Code, consolidated text, Journal of Laws of 2017 r., item. 1577 with further amendments, hereinafter referred to as "CCC"), obligation to submit, along with the Expression of Interest (within the meaning of the Letter), documentation confirming the good financial standing of prospective bidder's parent company (within the meaning of the CCC), as well as a parent guarantee issued by this entity;
- (C) The Owner also decided to amend the dates of the Tender.

1. By the execution and delivery to you of this document ("**Addendum no. 1**"), the Owner amends **Clause 1.3.1** of the Letter, **Clause 1.4.1** of the Letter, **Clause 1.5.3** of the Letter, **Clause 1.5.7** of the Letter, **Clause 1.5.9** of the Letter, and the **list of appendices** to the Letter, as follows.

1.1. Clause 1.3.1 of the Letter shall read as follows:

"1.3.1. The Owner will provide the ITB to entities that meet the requirements specified herein 17.08.2018 on a procurement platform. The Owner will provide the log-in details on [●]

Registered address

PDH Polska S.A.
ul. Kuźnicka 1, 72-010 Police

The Owner's Management Board

Andrzej Niewiński – President of the Management Board
Marek Czyż – Vice President of the Management Board
Władysław Madej – Vice President of the Management Board

PDH Polska S.A. with its registered office in Police, ul. Kuźnicka 1, 72-010 Police, entered into the Companies Register maintained by the District Court for Szczecin-Centrum in Szczecin, 13th Commercial Division of the National Court Register, under number KRS 0000577195, NIP 8513187611, with a share capital of PLN 304 000 000, paid up to the amount of PLN 211 000 000.

2018 along with the information on posting the ITB on the procurement platform. In the ITB the Owner will specify, apart from the scope of works of the Support Consultant under the draft of the Contract for the Provision of Technical Support Services, also the details of the Contract for the Provision of Technical Support Services award procedure.”

1.2. Clause 1.4.1 of the Letter shall read as follows:

“1.4.1. The key planned dates in the Tender, as envisaged on the date of this Letter, are as follows:

- a. the provision of the Letter of invitation to participate in the Tender (LOI): 18 July 2018,
- b. the submission of the Expression of Interest by the bidders: by 10 August 2018, 23:59 CET,
- c. ITB issue: 17 August 2018,
- d. Bids due: by 10 September 2018, 12:00 (midday) CET,
- e. signing the Contract for the Provision of Technical Support Services: by 1 October 2018.”

1.3. Clause 1.5.3 of the Letter shall read as follows:

“1.5.3. The Expression of Interest is to be submitted **promptly after becoming familiar with the Letter, however, no later than on 10 August 2018, 23:59 CET.**”

1.4. Clause 1.5.7 of the Letter shall read as follows:

“1.5.7. All the following requirements will be considered as the prequalification criteria conditioning the receipt of the ITB and the admissibility of the submission of such bidder’s bid for the Contract for the Provision of Technical Support Services (subject to additional requirements resulting from the ITB, and in particular with respect to the bidder’s personnel nominated to perform the Contract for the Provision of Technical Support Services):

- (a) the prospective bidder’s experience in at least two (2) comparable projects implemented after the year 2000, whereas a comparable project means a project with the value of at least PLN 50 million in which the prospective bidder provided (or has provided) technical support services, as confirmed by references, in connection with the implementation of industrial installations in the refinery and petrochemical sector and in connection with the implementation of projects with processes similar to the installations executed as part of the Polimery Police project, as part of EP, EC, EPC and/or EPCM contracts, in particular with the application of catalytic and polymerisation processes; in the case of providing services for pending projects, at the date of submitting the Expression of Interest, at least 50% of the project must already be completed (hereinafter “**Comparable Project**” or jointly “**Comparable Projects**”), and

- (b) evidence confirming the prospective bidder's good financial standing."

1.5. Clause 1.5.9 of the Letter shall read as follows:

"1.5.9. With regard to criteria listed in Clause 1.5.7. (b) above in its Expression of Interest the prospective bidder will evidence its good financial standing. Such evidence will be provided in the form of:

- (i) the prospective bidder's audited annual reports (with clarification notes) for the preceding three (3) financial years, together with statutory auditor's opinions issued in respect thereof; moreover, the prospective bidder will indicate the value of its annual turnover (in the currency indicated in the annual reports, and in EUR) in each of the preceding three (3) financial years, based on the audited reports mentioned above; and
- (ii) the prospective bidder's statement on the lack of the proceedings that might adversely affect its good financial standing (in the form of a statement indicated in Appendix 3 hereto [*Form of Statement on The Lack of the Proceedings that Might Adversely Affect the Prospective Bidder's Good Financial Standing*]).

Please note that if the bid for the Contract for the Provision of Technical Support Services is submitted by a consortium, the evidence of good financial standing is to be provided for each of the consortium members.

The requested documents should be provided together with the Expression of Interest.

Documents and information required under items (i)-(ii) above will be provided in Polish or in English, at prospective bidder's discretion. If the original of any document requested in those items has not been prepared and submitted to the Owner in Polish or in English, the prospective bidder will submit its original language version together with a certified translation into Polish or into English. In case of discrepancies, respectively to the submitted certified translation, the Polish or the English version will prevail."

1.6. The list of appendices to the Letter shall read as follows:

"**Appendices:**

1. Form of Bidder's Tender Coordinator appointment;
2. Form of Confidentiality and Non-Disclosure Agreement;
3. Form of Statement on The Lack of the Proceedings that Might Adversely Affect the Prospective Bidder's Good Financial Standing;
4. [DELETED]."

2. All remaining provisions of the Letter shall remain unchanged.

3. All capitalised terms used in this Addendum no. 1 shall have the meanings ascribed to them in the Letter.