REQUEST FOR QUOTATION no. 01/0211/17-00/2019

In relation to the implementation of the project "Developing and implementing an optimal logistics model and cooling model at the coil stockyard before pickling line in Cold Rollin Mill ArcelorMittal Poland S.A." (project no. POIR.01.02.00-00-0211/17-00), co-financed under sub-measure POIR.01.02.00 of the Intelligent Development Operational Programme 2014-2020 from the funds of the European Regional Development Fund, and in relation to the obligation to make purchases based on the most competitive offer, observing the principles of fair competition, efficiency, openness and transparency, ArcelorMittal Poland S.A. submits a request for quotation of the order for the supply (in accordance with DDP), unloading, erection and commissioning of a new OHT crane no. 1025 of lifting capacity Q=40t, consistent with the requirements of AMP for an automatic crane drive control system - Automatic Crane Engine (ACE), 2 sets of electrically driven tongs (ACE) for horizontal transport of hot sheet coils of weight Q=35t and retrofittering of an existing OHT crane no. 1020 / Q40t for the needs of ACE in Cold Rolling Mill in Kraków. A detailed description of the subject of the contract is indicated in point III of this request for quotation.

I. BUYER:

ArcelorMittal Poland S.A.
ul. J. Piłsudskiego 92
41-308 Dąbrowa Górnicza
capex-publictenders@arcelormittal.com
www: http://poland.arcelormittal.com/
hereinafter referred to as the 'Company' or the 'Buyer'.

II. MODE / PROCEDURE:

II.1. This procedure is not subject to the provisions of the act of 29th January 2004 on Public procurement law (i.e. J.o.L. of 2017, item 1579 with further changes).

II.2. This procedure is awarded in a mode consistent with the principle of competitiveness.

II.3. This procedure is performed in accordance with the principle for fair competition, effectiveness, openness, transparency and equal access.

II.4. The Buyer shall make every effort to avoid any conflict of interest understood as the absence of impartiality and objectivity.

II.5. The present procedure shall be carried out in accordance with the Contract Awarding Regulations (hereinafter: Regulations) which is in effect at the Buyer's company.

II.6. The Contract Awarding Regulations are available at the Buyer's headquarters (Al. J. Piłsudskiego 92 Dąbrowa Górnicza, Poland) and on the Buyer's website.

II.7. The Buyer reserves the right to:

a) change the content of the request for quotation inclusive of a change of the procedure conditions;

b) close the procedure without the selection of any of the bids or cancellation of the procedure at any of its stages, without the indication of cause.
II.8. The changes introduced in the request for quotation shall be communicated by the Buyer to the Bidders in each of the manners specified as a form of publication specified in the Regulations.

II.9. The Buyer reserves itself the right to ask the Bidders at each stage of the procedure for additional information, documents or explanations. The Buyer shall contact the Bidder via electronic means specified in the content of the bid sent by the Bidder.

II.10. The Buyer reserves itself the right to undertake negotiations with all Bidders, who submitted a bid that meets the access conditions (i.e. the conditions for participation in the procedure) specified in the content of the request for quotation. The negotiations shall be run according to the following rules:

a. after the lapse of the bids submission deadline, the Buyer shall notify all of the Bidders, who submitted their non-rejectable bids about the possible execution of negotiations and shall invite those Bidders for negotiations, whereby the meeting dates shall be arranged individually with each Bidder.

b. the arrangements concerning the date of negotiations shall be run via electronic mail;

c. the negotiations shall solely cover those parameters which constitute the bids evaluation criteria.

d. the flow of the negotiations shall be documented in the form of a written report signed by the negotiation teams of the Buyer and of the Bidder.

e. within up to 7 days as of the day of completion of negotiations the Bidder submits a modified bid which takes into account the arrangements from negotiations. The modified bid may not contain conditions which are less beneficial than the original bid.

f. in case the Bidder refuses to take part in the negotiations, the negotiations fail to lead to binding arrangements or the Bidder fails to submit a modified bid, then the originally submitted Bidder’s bid shall be subject to evaluation.

g. The Buyer shall, within up to 60 days as of submission of the last modified bid, evaluate the bids and select the Contractor whose bid is the best.

h. The Buyer may ask the Bidders to give their consent to an extension of the bid validity period for a period of up to 60 days.

II.11. In case of closing of the procedure without a selection or cancellation of the procedure, the Buyer shall immediately inform the Bidders, who submitted the bids and publish a relevant information.

II.12. This request for bid does not oblige the Buyer to conclude an Agreement.

II.13. **The Buyer does not allow the possibility of submitting of partial bid.**

II.14. **The Buyer does not allow the possibility of submitting variant bids.**

II.15. The submission of a bid is equal to the acceptance, without reservations, of the contents of this request for bid together with its appendices as well as the Contract Awarding Regulations.

II.16. The Bidders are entitled to means of legal protection in the form of a protest concerning the bids evaluation which is performed in accordance with the Contract Awarding Regulations.

II.17. The documentation related to this request for quotation (together with appendices) is prepared in the Polish and English language. In case of discrepancies in the contents of the indicated documentation, the Polish version of the bid shall be binding.
III. DESCRIPTION OF THE CONTRACT SUBJECT MATTER (TOGETHER WITH AN INDICATION OF THE CPV CODES):

Code / CPV codes:
42414210-6: Cranes

The subject-matter of the contract is supply (in accordance with DDP, Incoterms 2010), unloading, erection and commissioning of

- new OHT crane no. 1025 of lifting capacity Q=40t, consistent with the requirements of AMP for an automatic crane drive control system - Automatic Crane Engine (ACE),
- 2 sets of electrically driven tongs (ACE) for horizontal transport of hot sheet coils of weight Q=35t
- retrofitting of an existing OHT crane no. 1020 / Q40t for the needs of ACE

A detailed specification of the subject of the contract and requirements is indicated in appendix No 2 of this Request for Quotation.

The site visit will be made on a written request of the Bidder. Due to the fact that the bids submission deadline expires on **25th of October 2019**
The Bidders will be entitled to perform a single visual inspection.
The date of the site visit will be agreed with the tenderer by E-correspondence.

**Deadline:**

**STAGE I**
In the range of delivery of 2 sets of electrically driven tongs (ACE) and the crane 1025 Q 40.0 t the nave Z – Y, will be completed within max. 9 (nine) months from the contract signature date and confirmed by **Stage I Completion Protocol.**
Retrofitting of crane No. 1020 will be completed within max. 9 (nine) months from the contract signature date and confirmed by **Stage I Completion Protocol.**

**The Scope of Stage I includes:**

- Supply of New ACE crane no. 1025, ACE tongs, components of retrofitting for the crane no. 1020 for the needs of ACE.
- Erection of the New ACE crane no. 1025 and retrofitting of the crane no. 1020.
- Provision of documents necessary for the completion of deliveries, assembly, start-ups and acceptance by the Office of Technical Inspection, referred to in the above paragraphs.
- Painting.
- Performing routine inspections.
- Cold and hot commissioning of cranes no. 1025 and no. 1020 in manual mode.
- Adjustments of cranes no. 1025 and no. 1020 in manual mode.
- Test of crane and equipment availability in manual mode.
- Creating and keeping PLC Software Logs.
- Acceptance by the Office of Technical Inspection (UDT).
- The scope of the project not included in points 7.1 and 7.2 of Technical Specification (Appendix no 2 to this Request for Quotation) should be considered as belonging to Stage I.

---

STAGE II

In the range for 1020 and 1025 cranes, the Z - Y nave will be completed within max. 5 (five) months from the Stage I Completion Protocol signature date and confirmed by The Final Acceptance protocol.

The Scope of Stage II includes:

- Commissioning of devices that do not participate in manual mode, in particular devices of options A or B (scanners, manipulators) and ACE tongs in automatic mode.
- Keeping PLC Software Logs.
- Providing support for ACE program commissioning (automatic mode).
- Performing routine inspections.
- Providing security documents / certificates for automatic mode.
- Providing other documents included in the scope of the project.
- Participation in testing of ACE software (automatic mode).
- Test of availability of cranes and equipment in automatic mode (ACE), acceptance test of guaranteed parameters.
- Acceptance by the Office of Technical Inspection (UDT).

Deadline for contract completion from the date of contract’s signature is maximum 14 months.

The Final Acceptance protocol will be signed within 30 calendar days after the contract completion notified by supplier.

IV. CONDITIONS FOR AWARDING CONTRACTS, PARTICIPATION IN THE PROCEDURE AND DESCRIPTION OF THE BIDS EVALUATION METHOD:

IV.1. The awarding of a contract may be pursued by the Bidders who:

a. have the licences for execution of a certain activity or action, if the regulations impose an obligation to have such licences - a condition confirmed with a statement;

b. run an activity which is consistent with the description of the contract subject matter - a condition confirmed with a statement;

c. have the necessary knowledge and experience as well as the technical potential and people able perform the contract - a condition confirmed with a statement and/or credentials/references - it is required to submit statement and/or credentials/references for at least 3 realizations from the last 5 years (name of the purchaser, location, year, description of scope, time of delivery) which includes realizations consisting of works related to the supply, assembly and commissioning of overhead cranes / y above 20 tonnes for customers in the heavy industry;

At Buyer’s request, the bidder shall enable the contact between the Buyer and the companies indicated in the statements or references.

d. are in a financial and economic situation which ensures the performance of the contract - condition confirmed with experience;

e. are neither in a state of liquidation nor have they announced their bankruptcy; a condition confirmed with a statement

f. are not in arrears with the payment of public & legal fees, taxes or premiums for social or health insurance - the Bidder shall present a declaration / certificate, that it is not in arrears with the payment of public & legal receivables (public & legal fees, taxes, social insurance premiums);

g. have third-party liability insurance policy concerning their business activity - the Bidder shall submit a declaration that at the contract signing date it will hold a relevant third-party liability insurance policy for the value of min. 3 mln EUR. The policy shall be valid/extended for the entire contract term for the value indicated above;
h. were not validly sentenced, for an offence committed in connection with a contract award procedure, for bribery, for an offence against economic turnover or for any other offence committed with the aim of gaining financial profits - as a partner of a registered partnership, a partner or management board member of a professional partnership; a general partner of a limited partnership as well as a limited joint-stock partnership; a member of the management body of a legal person;

i. signed the Work Health & Safety Agreements (within its all attachments which are integrated part of agreement) according to a template attached to the present request for quotation.

IV.2. The Buyer will verify if the offer is in line with the requirements of description of the scope of supply, it will be done by checking the completeness of submitted provisions. A failure to fulfil one of the below mentioned requirements by the Bidder will mean that the bid is rejected and will not be subject to further evaluation.
<table>
<thead>
<tr>
<th>Item</th>
<th>List of criteria admitting to the next stage of bids evaluation in the procedure</th>
<th>Confirmation (YES/NO)</th>
<th>Description of task feasibility</th>
<th>Reference to the offer: Page No / Point No.</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Fulfilling of Buyer's requirements set out in Appendix 2 (Technical specification)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>The bidder will submit a statement that: he will accept the fact that: - cold commissioning and functional tests will be carried out on test software provided by the bidder; - hot commissioning and functional commissioning of cranes 1020 and 1025 will be carried out on the software provided by AMP (developed by AMP for the electrical diagram provided by the bidder); - AMP will be entitled to use some or all of the test software provided by the Bidder; - software changes necessary during commissioning's will be made by AMP automation engineers in cooperation with the bidder automation engineers; - crane software will remain the sole property of AMP; - the use of AMP software on cranes will not affect the terms of the 24 month warranty or the cranes certification by the bidder;</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>Warranty Period minimum 24 months (The period of guarantee for the whole Project shall start at the day of mutual acceptance of Stage I Completion Protocol)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4</td>
<td>Service during warranty period: Time of reaction: 24 hours from notification from ArcelorMittal side Time to remove the fault: maximum 32 hours from notification from ArcelorMittal side Service reaction time should be confirmed by statement.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>5</td>
<td>The deadline is a maximum of 14 months (fourteen months), from the date of signing the contract by the bidder, assuming that full scope of STAGE I, will be completed within max. 9 (nine) months from the contract signature date. While full scope of STAGE II will be completed within max. 5 (five) months from the date of Stage I Completion Protocol. Offers that indicate a deadlines longer than the above-mentioned deadlines will be rejected.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>6</td>
<td>The Bidder shall submit a declaration that within 30 days form the contract signing date, it shall hold a relevant third-party liability insurance policy for the value of min. 3 mln EUR. The policy shall be valid/extended for the entire contract term for the value indicated above.</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
7 | Preliminary work schedule comprising periods of time assumed for the completion of stages of the Project (according to description below) shall be attached to the Bid.  
- Submission of the technical documentation of the supplied ACE crane no. 1025 and ACE tongs to be supplied to the Buyer for approval,  
- Submission of the technical documentation of the retrofitting of crane no. 1020 for the needs of ACE to be supplied to the Buyer for its approval,  
- Completion of individual supplies that are of key importance to meet the deadline of erection and project completion,  
- Take-over of the erection site and start of the erection,  
- Erection of the new ACE crane no. 1025 with its equipment and retrofitting of the crane no. 1020 for the needs of ACE,  
- Commissioning and acceptance by the Office of Technical Inspection (UDT) of the supplied crane and retrofitted crane with the equipment,  
- Submission of a complete as-built documentation along with the required operating documentation to the Buyer.  
The schedule should also take into account the fact that once the subject of supply has been completed, 5-month commissioning of each crane in the automatic mode (ACE) shall be carried out. Then, the Bidder / Contractor shall again submit the cranes to the acceptance by the Office of Technical Inspection (UDT).

8 | The Bidder/Contractor shall be solely and entirely responsible for correctness of information, parameters and dimensions quoted in the documentation and shall be held liable for any damage arising from provision of incorrect information.  
Acceptance of technical documentation by ArcelorMittal Poland S.A. shall not assume mitigation or lifting of the Contractor's liability for the equipment.  
The condition should be confirmed by a statement.

9 | The Bidder/Contractor shall nominate Site Manager with appropriate/required approvals for the whole period of construction/project execution until its completion.  
The condition should be confirmed by a statement.

10 | The Bidder/Contractor shall provide geodetic services for construction/Project being executed.  
The condition should be confirmed by a statement.
<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>11</td>
<td>The Bidder/Contractor shall provide back-up copies of control software for frequency converters, PLC controllers and HMI panels. <strong>The condition should be confirmed by a statement.</strong></td>
</tr>
</tbody>
</table>
| 12 | The Bidder must guarantee compliance with:  
- Meeting the operational requirements of the crane (examining whether the crane can handle the following with the tongs):  
  a. 1 hot coil of steel sheet with a maximum weight of 35 t,  
  b. 1 hot coil of steel sheet with maximum dimensions given in the Chapter I in item 1.3 of Technical Specification constituting an attachment no. 2 to Request For Quotation no. 01/0211/17-00/2019;  
- Speed of OHT crane mechanisms - bridge and trolley travel, lifting capacity, tongs (three control measurements of speed of the specified mechanisms to verify compliance with technical and operating parameters of OHT cranes).  
- Lifting height of OHT cranes (three control measurements of the lifting height of the OHT cranes to verify compliance with the technical and operating parameters of the crane).  
- Temperature inside operator’s cabin during crane operation (measurement shall be made inside the cabin every 30 minutes within 4 hours of the crane operation – result to be compared with guaranteed parameter: arithmetic mean value of measurement results; guaranteed value: +20°C ±2°C).  
- Availability of OHT crane and its equipment is 99.5% (measured during operating hours within the period of availability test i.e. 30 days of operation - 720 h less scheduled down-times for revisions and maintenance and idle time of OHT crane (no manning)).  
- Efficiency and operation of overloading protection system (checking operation of the crane overloading protection system to verify compliance with technical and operating parameters of OHT cranes – guaranteed parameter: three passed checks of system operation).  
- Efficiency and operation of anti-collision system (checking operation of crane anti-collision system to verify compliance with technical and operating parameters of OHT cranes – guaranteed parameter: three passed checks of system operation).  
- Anchoring points – minimum 5 points on the trolley of the crane, C class anchoring points along the girders and buffer beams - fixed rope system (guaranteed parameter: |
<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
</table>
| **compliance of anchoring points with operating and maintenance manuals of the crane and with AMP ST 003 standard.**  
- Deflection of OHT crane (three control measurements of the crane deflection to verify compliance with valid Technical Inspection Office (UDT) requirements).  
- Efficiency and operation of safety system equipment - three tests of the behaviour of entire system for independent actuation of each safety circuit, in accordance with the safety requirements. |   |
<p>| <strong>13</strong> | The Bidder/Contractor shall appoint a coordinator (Site/Project/Work Manager) responsible for supervision of proper course of works in all its aspects and at all stages of execution (quality, progress, on-time performance, etc.) and for cooperation and contacts with the Buyer on running basis. |
| <strong>14</strong> | The bidder shall assure training for operators and maintenance personnel on tools/environment and software. The condition should be confirmed by a statement. |
| <strong>15</strong> | The bidder shall assure training for system administrators on tools/environment, implementation of administrative tasks. The condition should be confirmed by a statement. |
| <strong>16</strong> | The bidder shall assure training for automation personnel - the training should ensure sufficient level of detail to enable Automation personnel to perform all possible changes in the software (e.g. adding or broadening of interface, changing of logic, changing/adding of the user interface, etc.). The condition should be confirmed by a statement. |
| <strong>17</strong> | Within the whole period of project duration (during working hours of employees of the bidder/contractor and/or his subcontractors) the Bidder shall assure continuous and permanent Safety at work Coordinator (OHS Inspector) supervision of the ongoing work performing by bidder/contractor and/or its subcontractors. The condition should be confirmed by a statement. |
| <strong>18</strong> | The Bid price shall comprise costs of adaptation of employees and equipment to comply with safety at work (OHS) standards applicable to ArcelorMittal Poland. OHS Standards are indicated in documents constituting attachment no. 3 to Request For Quotation no. 01/0211/17-00/2019 - familiarization with and acceptance of these |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>conditions is a condition for participation in next stages of this tender process. <strong>The condition should be confirmed by a statement.</strong></td>
<td></td>
</tr>
<tr>
<td>19</td>
<td>The bidder’s/contractor’s Safety at Work Coordinator (OHS Inspector) may not perform other duties at the construction site. <strong>The condition should be confirmed by a statement.</strong></td>
</tr>
<tr>
<td>20</td>
<td>The bidder will submit his own <strong>statement</strong> (with a criminal liability clause) that throughout the entire period of the contract implementation he will ensure full 24h accessibility of the Construction Manager who speaks Polish or will ensure full 24 hour availability of the Construction Manager assisted by a person using the Polish language.</td>
</tr>
</tbody>
</table>

### IV.3.

The following Bidders shall be excluded from the contract awarding procedure:

- a. bidders who do not meet the conditions specified under IV.1 and IV.2 of this request for quotation;
- b. bidders who over the last 3 years before initiation of the procedure caused a damage by not performing a contract or by performing it in an improper manner, whereas the said damage was not voluntarily remedied by the day of initiation of the procedure, unless the non-performance or improper performance results from circumstances for which the Bidder is not liable. Therefore the Buyer will exclude from the procedure such bidder who will jointly meet all of the following premises:
  1. within the last 3 years before initiation of the procedure the Bidder caused a damage by not performing a contract or by performing it in an improper manner;
  2. the damage was not voluntarily remedied by him until the day of initiation of the procedure;
  3. a contrario the non-performance or improper performance of a contract results from circumstances, for which the Bidder is liable.
- c. natural persons, who have been validly sentenced for an offence committed in connection with a contract award procedure, offence against the rights of people performing paid work, offence against the environment, for bribery, for an offence against economic turnover or for any other offence committed with the aim of gaining financial profits, as well as for treasury offence or an offence of participation in organized crime group or in an union aimed at committing an offence or treasury offence;
- d. registered partnerships whose partner has been validly sentenced for an offence committed in connection with a contract award procedure, offence against the rights of people performing paid work, offence against the environment, for bribery, for an offence against economic turnover or for any other offence committed with the aim of gaining financial profits, as well as for treasury offence or an offence of participation in organized crime group or in an union aimed at committing an offence or treasury offence;
- e. professional partnership whose partner or member of the management board has been validly sentenced for an offence committed in connection with a contract award procedure, offence against the rights of people performing paid work, offence against the environment, for bribery, for an offence against economic turnover or for any other offence committed with the aim of gaining financial profits, as well as for treasury offence or an offence of
participation in organized crime group or in an union aimed at committing an offence or treasury offence;

f. limited partnerships and limited joint-stock partnerships whose general partner has been validly sentenced for an offence committed in connection with a contract award procedure, offence against the rights of people performing paid work, offence against the environment, for bribery, for an offence against economic turnover or for any other offence committed with the aim of gaining financial profits, as well as for treasury offence or an offence of participation in organized crime group or in an union aimed at committing an offence or treasury offence;

g. legal persons whose active member of the managing body has been validly sentenced for an offence committed in connection with a contract award procedure, offence against the rights of people performing paid work, offence against the environment, for bribery, for an offence against economic turnover or for any other offence committed with the aim of gaining financial profits, as well as for treasury offence or an offence of participation in organized crime group or in an union aimed at committing an offence or treasury offence;

h. collective entities, with respect to whom a court has issued a decision prohibiting them from competing for contracts under the provisions concerning the liability of collective entities for tort under the liability to penalty;

IV.4. The Bidders with capital or personal links with the Buyer shall be excluded from the contract awarding procedure (mutual connections between the Buyer or persons authorized to enter into obligations on behalf of the Buyer or persons performing - on behalf of the Buyer - activities associated with carrying out the procedure to select the Contractor and the Bidder) - a condition confirmed with a statement. Capital or personal links mean any mutual connections between the Contracting Party or persons authorized to enter into obligations on behalf of the Contracting Party or persons performing - on behalf of the Contracting Party - activities associated with preparation and carrying out the proceedings to select the Supplier, and the Supplier, in particular:

- participation in a company as a partner of a general partnership or a partnership,
- possession of at least 10% of shares or stock,
- performing the function of a supervisory or management authority, legal proxy or representative,
- being married, in a direct kinship or relationship, kinship of the second degree or secondary relationship of the second degree in relation to the adoption, care or guardianship.

V. BIDS EVALUATION CRITERIA TOGETHER WITH AN INFORMATION ABOUT POINT OR PERCENTAGE WEIGHTS ASSIGNED TO THE INDIVIDUAL BIDS EVALUATION CRITERIA:

V.1. The evaluation consists of two parts: the financial & trade evaluation as well as the technical evaluation.

<table>
<thead>
<tr>
<th>Item</th>
<th>Criterion</th>
<th>Weight of the criterion</th>
<th>Evaluation method</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>C - net price</td>
<td>Max 90%</td>
<td>C = (Cmn / Cnob) x 90 where: C - number of points for a price Cmn - lowest bid price, net Cnob - the examined bid price, net</td>
</tr>
</tbody>
</table>
2. WP - Terms of payment
(* For evaluation will be accepted only offers with payment terms not shorter than 60 calendar days from the date of the invoice - together with a Protocol signed by both Parties, confirming the delivery / service fulfilment)

Max 10%

Payment conditions over 60 days are assessed - the bidder receives 5% for each additional 30 calendar days (over 60 days) from the date of delivery of the invoice to the BUYER (together with a Protocol signed by both Parties, confirming the delivery / service fulfilment).

WP - number of points for Payment Terms
WP = 60 = 0%
WP = 60 + 30 = 5%
WP = 60 + 60 = 10%

Criterion: Price “C”
weight: 90 points

1. Please specify the prices in net values (without VAT) as well as in gross values.
2. The price should be quoted in EUR.

IF APPLICABLE:
3. Quotation of the price in another currency shall result in the Buyer's conversion of the price into EUR using the exchange rate tables (Table A - Average exchange rates for foreign currencies) of the National Bank of Poland as of the date specified in item VII.1 (final date for submission of offers).
4. In case of negotiations with the bidders and submission of final bids by them, the Buyer's conversion to the EUR currency will be made using the exchange rate tables (Table A - Average exchange rates of foreign currencies) of the National Bank of Poland as of the day specified in item 3 above.
5. Regardless of the prices quoted by the Bidder in a currency other than EUR, the currency of the contract concluded with the Bidder selected by the Buyer is EUR.

Criterion: Terms of Payment “WP”
weight: 10 points

The assessment will be based on:
- comparison of every additional 30 calendar days extending the payment period above 60 days specified in Appendix no 4 "Major contractual conditions" (limited to max 60 + 60 days).

V.2. Description of the manner of granting of points for the fulfilment of a given bid evaluation criterion.

Price (C):
Score will be calculated as a proportion of the lowest price among the submitted bids to the price from the examined bid in the procedure, multiplied by the criterion weight.

\[ C = \left( \frac{C_{mn}}{C_{nob}} \right) \times 90 \] where:

C - number of points for a price
C_{mn} - lowest bid price, net
C_{nob} - net price of the examined bid

Payment Terms (WP):
The score will be calculated on the basis of the verification and comparison of proposed payment deadlines. Payment terms over 60 days are assessed - the bidder receives 5% for each additional 30 calendar days (over 60 days) from the date of delivery of the invoice to the BUYER (together with a Protocol signed by both Parties, confirming the delivery/service fulfilment)

WP = 60 = 0%
WP = 60 + 30 = 5%
WP = 60 + 60 = 10%

The total number of points granted to a given evaluated bid is the sum of points granted under individual criteria:

**Final rating of the offer = "C" + "WP"**

If, as a result of evaluation of the purchase of services and supplies necessary to perform a Project, the Buyer will be forced to settle from among several bids which are same beneficial according to originally established criteria’s describe above, the Buyer shall select the bid which is better in terms of its impact on the environment and climate.

In such case such additional evaluation will be based on the answer to the question:

**Does your company use integrated management system? (YES / NO).**

In connection with the above, Buyer asks for information in the offer on the use of the Integrated Management System in your company, including the **ISO 14001** Environmental Management System (YES / NO).

If the aforementioned information is not given in the content of the offer, Buyer will assume that the Integrated Management System is not used at the given Bidder.

The lack of the abovementioned information in the content of the offer does not affect the assessment of the completeness of the offer from the formal side and does not result in its rejection.

If there will still be an equal number of points and the Buyer will continue to decide between several offers with an equal number of points, the Buyer has the right to call Bidders whose offers obtained the highest final number of points to supplement the offer by providing information on the environmental impact of the subject of the offer (e.g. less energy consumption, less water consumption, use of recycled materials etc.).

**VI. INFORMATION ABOUT THE PERFORMANCE BOND REQUESTED BY THE BUYER (IF THE CUSTOMER DEMANDS SUCH BOND):**

**VI.1.** The Buyer reserves itself the right to demand from the Bidder, whose bid was selected, a performance bond for the Agreement, hereinafter referred to as the 'bond'.

**VI.2.** The bond shall be used to cover the claims related to the non-performance or improper performance of the Agreement and as a return of advance paid to the Bidder. If the Bidder is a guarantor at the same time, the bond will also be used to cover the claims related to a quality guarantee.

**VI.3.** Required bond's:
- Providing the Buyer a Bank Guarantee (on template approved by the Buyer) securing the Buyer’s claims for the return of an advance paid.
Bank Guarantee validity period: until the Parties sign the Final Acceptance Protocol
Bank Guarantee amount: 10% of CONTRACTUAL PRICE

- Providing the Buyer a Bank Guarantee (on template approved by the Buyer) securing the Buyer's claims for defects in the WORKS or \( J \) and EQUIPMENT
Bank Guarantee validity period: covering the duration of the offered Performance Guarantee period (for supplies and Services).
Bank guarantee amount: 10% CONTRACTUAL PRICE

Failure to deliver a bank guarantee or delivery of a bank guarantee inconsistent with the Buyer's template shall authorise the BUYER to refrain from making any payments until the Bidder submits appropriate guarantee documents, and the Bidder shall not be entitled to any claims for withholding of payment.

VII. PLACE, DEADLINE AND PROCEDURE FOR SUBMISSION OF BIDS:

VII.1. The bids must be submitted by 25.10.2019

VII.2. The bids (together with its appendices) should be divided into commercial part and technical part. The technical part cannot contain price information and should be placed in a separate envelope or a separate e-mail.

VII.3. The bids (together with its appendices) must be prepared in the Polish and English language. In case of discrepancies in the contents of the submitted bid, the Polish version of the bid shall be binding. The name and number of the Request for quotation specified on the first page of this enquiry should be indicated on the envelope and/or in the subject of an e-mail.

VII.4. The commercial and the technical bid should be signed by people authorized to represent the Bidder pursuant to a registration document or pursuant to a power of attorney.

The bids should be submitted by email (capex-publictenders@arcelormittal.com, piotr.muziol@arcelormittal.com) or by regular mail / courier service / in person (address: Al. J. Piłsudskiego 92; Dąbrowa Górnicza, POLAND). The bid should be addressed to Mr. Piotr Muziol, EPO Department with a note “Request for Quotation no 01/0211/17-00/2019”

VII.5. The bids submission date shall be the day on which it reaches the Buyer's headquarters or reaches the e-mail address specified in the request.

VII.6. Bids received after the deadline will not be evaluated.

VII.7. The Bidder may ask the Buyer to explain the content of the request for quotation. The Buyer shall provide explanations if the request was submitted to the Buyer not later than 3 working days (working days: days from Monday 8:00 a.m. until Friday 3:30 p.m. with exclusion of the national public holidays), before the lapse of the bids submission deadline. In case of contracts with an at least 30-day long deadline for the submission of bids, the questions of the Bidders may be submitted not later than within 7 working days before the lapse of the bids submission deadline. The content of the questions with explanations of the Buyer is published in the same way in which the request for quotation was published.

VII.8. The questions in terms of content of the request for quotation with appendices (including the content of the subject of the contract) should be addressed to the email address: capex-publictenders@arcelormittal.com, no later than 17/10/2019.

Person authorised to contact the Bidders for technical matters are:
Mr. Jacek Buzdygan – Jacek.Buzdygan@arcelormittal.com

And for commercial matters Mr. Piotr Muziol, piotr.muziol@arcelormittal.com

VII.9. The costs related to preparation of a bid shall be incurred by a Bidder.
VII.10. The bid must be prepared in accordance with the form which is included in appendix no. 1 to this request for quotation.

VII.11. During the evaluation of bids the Buyer may request from the Bidders the provision of explanations and supplements to the content of their submitted bids.

VII.12. The information about the need to supplement the submitted bid (including: the scope of the required supplements as well as the deadline and manner for their submission) shall be submitted by electronic mail.

VII.13. In case of the Bidders’ failure to deliver the certificates or declarations confirming the fulfilment of the conditions for participation in a contract awarding procedure, the Suppliers Selection Committee may specify an additional deadline for their submission.

VII.14. The bid must be accompanied by:
   a. Declarations that confirm the meeting of the contract-related conditions specified under point IV.1., IV.3. and IV.4. of this request for quotation,
   b. A signed Work Health & Safety Agreement,
   c. The Bidder’s registration document or his power of attorney,

VIII. BID VALIDITY PERIOD:

The bid should contain its binding validity period (at least 120 days as of the day of its submission).

The Buyer may ask the Bidders to give their consent to an extension of the bid validity period for a period of up to 60 days.

IX. ADDITIONAL INFORMATION

IX.1. Place, deadline and rules for receiving of detailed documents if they constitute an element of the request for quotation: In accordance with point III of the request for quotation.

IX.2. Conditions and deadline for any possible supplementing of bids by the Bidders: In accordance with point VII.10, VII.11 and VII.12 of the request for quotation.

IX.3. The Buyer reserves himself the right to change the conditions of the Agreement which was concluded as a result of the present contract. The changes may refer to:
   a. the term of the Agreement resulting e.g. from extension in project execution;
   b. the volume of the contract. The increase in the volume of the contract shall not exceed 50% of the value of the awarded contract specified in the concluded Agreement.

ArcelorMittal Poland S.A.
Al. J. Piłsudskiego 92, 41-308 Dąbrowa Górnicza
NIP 634-24-63-083, Regon 277839653

Company stamp, stamp and signature of a representative
1. Bid form with the factual description concerning the method of execution of the contract’s subject matter and with the information about the price and declarations confirming the fulfilment of the conditions from point IV.1, IV.3. and IV.4. of the request for quotation no. 01/0211/17-00/2019 dated 24.09.2019;
2. Technical specification;
3. Necessary documents and health and safety requirements;
4. Major contractual conditions
5. General Terms and Conditions for Purchases;
6. Personal data processing agreement
APPENDIX NO. 1
TO THE REQUEST FOR QUOTATION no. 01/0211/17-00/2019 dated 24.09.2019

BID FORM

The bid constitutes a reply to the request for quotation no. 01/0211/17-00/2019 dated 24.09.2019. concerning supply (in accordance with DDP), unloading, erection and commissioning of a new OHT crane no. 1025 of lifting capacity Q=40t, consistent with the requirements of AMP for an automatic crane drive control system - Automatic Crane Environ (ACE), 2 sets of electrically driven tongs (ACE) for horizontal transport of hot sheet coils of weight Q=35t and retrofitting of an existing OHT crane no. 1020 / Q40t for the needs of ACE in Cold Rolling Mill in Kraków.

1. Data of the bidder
   Name: ........................................................................
   Address of the registered office: ....................................................
   Taxpayer ID No. (NIP): ..............................................................
   Business Entity ID No. (REGON): ..............................................
   Person authorized to contact the Buyer:
     name and surname: .............................................................
     Phone: ..............................................................................
     e-mail address: ..................................................................

2. I offer the execution of the contract subject matter at the following price:
For option A concerning 2 D scanners, described in Technical Specification, Chapter III, table technical and technological information, point 38.5A (for new Crane 1025) and point 39.8A (for existing crane 1020).

<table>
<thead>
<tr>
<th>TOTAL NET VALUE</th>
<th>PRICE</th>
<th>CURRENCY</th>
<th>IN WORDS</th>
</tr>
</thead>
<tbody>
<tr>
<td>VAT VALUE (%)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>GROSS VALUE</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

For option B concerning 3 D scanners, described in Technical Specification, Chapter III, table technical and technological information, point 38.5B (for new Crane 1025) and point 39.8B (for existing crane 1020).
<table>
<thead>
<tr>
<th>Description</th>
<th>Value</th>
<th>Currency</th>
</tr>
</thead>
<tbody>
<tr>
<td>Project and documentation of new crane 1025,</td>
<td></td>
<td></td>
</tr>
<tr>
<td>documentation for existing crane 1020 and for electrically driven tongs</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(For option A concerning 2 D scanners, described in Technical Specification,</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Chapter III, table technical and technological information, point 38.5A</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(for new Crane 1025) and point 39.8A (for existing crane 1020).</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Project and documentation of new crane 1025,</td>
<td></td>
<td></td>
</tr>
<tr>
<td>documentation for existing crane 1020 and for electrically driven tongs</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(For option B concerning 3 D scanners, described in Technical Specification,</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Chapter III, table technical and technological information, point 38.5B</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(for new Crane 1025) and point 39.8B (for existing crane 1020).</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Purchase and delivery of the new crane 1025 – (DDP Incoterms 2010)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(For option A concerning 2 D scanners, described in Technical Specification,</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Chapter III, table technical and technological information, point 38.5A</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(for new Crane 1025)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Purchase and delivery of the new crane 1025 – (DDP Incoterms 2010)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(For option B concerning 3 D scanners, described in Technical Specification,</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Chapter III, table technical and technological information, point 38.5B</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(for new Crane 1025)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Crane 1025)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>----------------</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3. Assembly of new crane 1025</td>
<td></td>
<td></td>
</tr>
<tr>
<td>4. Supply of 2 sets of tongs with electric drive.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>5.A Retrofitting of existing OHT crane no. 1020 for the needs of ACE. For option A concerning 2 D scanners, described in Technical Specification, Chapter III, table technical and technological information, point 39.8A (for existing crane 1020).</td>
<td></td>
<td></td>
</tr>
<tr>
<td>5.B Retrofitting of existing OHT crane no. 1020 for the needs of ACE. (For option B concerning 3 D scanners, described in Technical Specification, Chapter III, table technical and technological information, point 39.8B (for existing crane 1020).</td>
<td></td>
<td></td>
</tr>
<tr>
<td>6. Start up, functional commissioning and supervision for the new 1025 crane, tongs and existing 1020 crane</td>
<td></td>
<td></td>
</tr>
<tr>
<td>7. Trainings for ArcelorMittal employee’s</td>
<td></td>
<td></td>
</tr>
<tr>
<td>8.A Total For option A concerning 2 D scanners, described in Technical Specification, Chapter III, table technical and technological information, point 38.5A (for new Crane 1025) and point 39.8A (for existing crane 1020).</td>
<td></td>
<td></td>
</tr>
<tr>
<td>8.B Total (For option B concerning 3 D scanners, described in Technical Specification, Chapter III, table technical and technological information, point 38.5B (for new Crane 1025) and point 39.8B (for existing crane 1020).</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

3. I confirm to have acquainted myself with the request for quotation together with its appendices and I do not raise any objections to it.

4. I confirm I accept the Major contractual conditions attached to the Request for Quotation (Appendix no. 4)

5. The bid is valid for 120 days as of its submission date.

6. Deadlines:

**STAGE I**

In the range of delivery of 2 sets of electrically driven tongs (ACE) and the crane 1025 Q 40.0 t the nave Z – Y, will be completed within max. 9 (nine) months from the contract signature date and confirmed by **Stage I Completion Protocol**.

Retrofitting of crane No. 1020 will be completed within max. 9 (nine) months from the contract signature date and confirmed by **Stage I Completion Protocol**.

**The Scope of Stage I includes:**

- Supply of New ACE crane no. 1025, ACE tongs, components of retrofitting for the crane no. 1020 for the needs of ACE.
- Erection of the New ACE crane no. 1025 and retrofitting of the crane no. 1020.
- Provision of documents necessary for the completion of deliveries, assembly, start-ups and acceptance by the Office of Technical Inspection, referred to in the above paragraphs.
- Painting.
- Performing routine inspections.
- Cold and hot commissioning of cranes no. 1025 and no. 1020 in manual mode.
- Adjustments of cranes no. 1025 and no. 1020 in manual mode.
- Test of crane and equipment availability in manual mode.
- Creating and keeping PLC Software Logs.
• Acceptance by the Office of Technical Inspection (UDT).
• The scope of the project not included in points 7.1 and 7.2 of Technical Specification (Appendix no 2 to this Request for Quotation) should be considered as belonging to Stage I.

STAGE II
In the range for 1020 and 1025 cranes, the Z - Y nave will be completed within max. 5 (five) months from the Stage I Completion Protocol signature date and confirmed by The Final Acceptance protocol.

The Scope of Stage II includes:
• Commissioning of devices that do not participate in manual mode, in particular devices of options A or B (scanners, manipulators) and ACE tongs in automatic mode.
• Keeping PLC Software Logs.
• Providing support for ACE program commissioning (automatic mode).
• Performing routine inspections.
• Providing security documents / certificates for automatic mode.
• Providing other documents included in the scope of the project.
• Participation in testing of ACE software (automatic mode).
• Test of availability of cranes and equipment in automatic mode (ACE), acceptance test of guaranteed parameters.
• Acceptance by the Office of Technical Inspection (UDT).

Deadline for contract completion from the date of contract’s signature is maximum 14 months.

The Final Acceptance protocol will be signed within 30 calendar days after the contract completion notified by supplier.

7. Payment terms:
10% of the contract price as Down payment, payable within a period agreed between the parties, after signing the contract, presenting the invoice and Bank Guarantee (on template approved by the Buyer) securing the Buyer's claims for the return of an advance paid.

Bank guarantee validity period: until the Parties will sign the Final Acceptance Protocol
Bank guarantee amount: 10% CONTRACTUAL PRICE
Invoice Issuance: after contract signature by the Parties

70% of the contract price payable, within the period agreed between the parties, after the end of STAGE I, confirmed by both sides by mutually accepted and signed Stage I Completion Protocol.
Invoice Issuance: after Stage I Completion Protocol signature by the Parties

20% of the contract price, payable within a period agreed between the parties, after the end of STAGE II, confirmed by both sides by mutually accepted and signed Final Acceptance Protocol, submitting the invoice and the Bank Guarantee (on template approved by the Buyer) securing claims for defects in the WORKS and / or EQUIPMENT.
Bank guarantee validity period: period of Performance Guarantee validity ( for supplies and Services)
Bank guarantee amount: 10% CONTRACTUAL PRICE
Invoice Issuance: after Final Acceptance Protocol signature by the Parties

Payment deadline:
Payment In accordance with the Major contractual conditions (Appendix no. 4) requirements:
Wire transfer of 60 calendar days from the date of delivery of the invoice to the Buyer together with mutually accepted and signed Protocol
or longer as proposed by the Tenderer listed below:

By wire transfer within ............... calendar days from the date of delivery of the invoice to the Buyer together with mutually accepted and signed Protocol.

Failure to deliver a bank guarantee or delivery of a bank guarantee inconsistent with the Buyer’s template shall authorise the BUYER to refrain from making any payments until the Bidder submits appropriate guarantee documents, and the Bidder shall not be entitled to any claims for withholding of payment.

8. I acknowledge that if I attest an untruth the bid shall be rejected.
9. I acknowledge that if the Buyer receives co funding, which shall cover the contract subject matter specified in the request for quotation no. 01/0211/17-00/2019 dated 24.09.2019, the request for quotation together with its appendices shall be visualised in accordance with the binding regulations in respect of promotion as at the day of signing of the agreement for co-funding.

10. Information on the weight of New Crane:

With electrically driven tongs: ........................................

Without electrically driven tongs: ........................................

11. Reference to other bid evaluation criteria.

<table>
<thead>
<tr>
<th>Item</th>
<th>List of criteria admitting to the next stage of bids evaluation in the procedure</th>
<th>Confirmation (YES/NO)</th>
<th>Description of task feasibility</th>
<th>Reference to the offer: Page No / Point No.</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Fulfilling of Buyer’s requirements set out in Appendix 2 (Technical specification)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>The bidder will submit a statement that he will accept the fact that: - cold commissioning and functional tests will be carried out on test software provided by the bidder; - hot commissioning and functional commissioning of cranes 1020 and 1025 will be carried out on the software provided by AMP (developed by AMP for the electrical diagram provided by the bidder); - AMP will be entitled to use some or all of the test software provided by the Bidder; - software changes necessary during commissioning’s will be made by AMP automation engineers in cooperation with the bidder automation engineers; - crane software will remain the sole property of AMP; - the use of AMP software on cranes will not affect the terms of the 24 month warranty or the cranes certification by the bidder;</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
|   | Warranty Period minimum 24 months  
(The period of guarantee for the whole Project shall start at the day of mutual acceptance of Stage I Completion Protocol) |   |   |
|---|---|
| 4 | Service during warranty period:  
Time of reaction: 24 hours from notification from ArcelorMittal side  
Time to remove the fault: maximum 32 hours from notification from ArcelorMittal side  
Service reaction time should be confirmed by statement. |   |   |
| 5 | **The deadline is a maximum of 14 months (fourteen months), from the date of signing the contract by the bidder, assuming that full scope of STAGE I, will be completed within max. 9 (nine) months from the contract signature date.**  
While full scope of STAGE II will be completed within max. 5 (five) months from the date of **Stage I Completion Protocol**.  
Offers that indicate a deadlines longer than the above-mentioned deadlines will be rejected. |   |   |
| 6 | **The Bidder shall submit a declaration that within 30 days form the contract signing date, it shall hold a relevant third-party liability insurance policy for the value of min. 3 mln EUR. The policy shall be valid/extended for the entire contract term for the value indicated above.** |   |   |
| 7 | **Preliminary work schedule comprising periods of time assumed for the completion of stages of the Project (according to description below) shall be attached to the Bid.**  
- Submission of the technical documentation of the supplied ACE crane no. 1025 and ACE tongs to be supplied to the Buyer for approval,  
- Submission of the technical documentation of the retrofitting of crane no. 1020 for the needs of ACE to be supplied to the Buyer for its approval,  
- Completion of individual supplies that are of key importance to meet the deadline of erection and project completion,  
- Take-over of the erection site and start of the erection,  
- Erection of the new ACE crane no. 1025 with its equipment and retrofitting of the crane no. 1020 for the needs of ACE,  
- Commissioning and acceptance by the Office of Technical Inspection (UDT) of the supplied crane and retrofitted crane with the equipment,  
- Submission of a complete as-built documentation along with the required operating documentation to the Buyer.**  
The schedule should also take into account the fact that once the subject of supply has been completed, 5-month commissioning of each crane in the automatic mode (ACE) shall be carried out. Then, the Bidder / Contractor shall again submit the cranes to the acceptance by the Office of Technical Inspection (UDT). |   |   |
<p>| | | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>8</strong></td>
<td>The Bidder/Contractor shall be solely and entirely responsible for correctness of information, parameters and dimensions quoted in the documentation and shall be held liable for any damage arising from provision of incorrect information. Acceptance of technical documentation by ArcelorMittal Poland S.A. shall not assume mitigation or lifting of the Contractor's liability for the equipment. <strong>The condition should be confirmed by a statement.</strong></td>
<td></td>
</tr>
<tr>
<td><strong>9</strong></td>
<td>The Bidder/Contractor shall nominate Site Manager with appropriate/required approvals for the whole period of construction/project execution until its completion. <strong>The condition should be confirmed by a statement.</strong></td>
<td></td>
</tr>
<tr>
<td><strong>10</strong></td>
<td>The Bidder/Contractor shall provide geodetic services for construction/Project being executed. <strong>The condition should be confirmed by a statement.</strong></td>
<td></td>
</tr>
<tr>
<td><strong>11</strong></td>
<td>The Bidder/Contractor shall provide back-up copies of control software for frequency converters, PLC controllers and HMI panels. <strong>The condition should be confirmed by a statement.</strong></td>
<td></td>
</tr>
</tbody>
</table>
| **12** | The Bidder must guarantee compliance with:
  - Meeting the operational requirements of the crane (examining whether the crane can handle the following with the tongs):
    a. 1 hot coil of steel sheet with a maximum weight of 35 t,
    b. 1 hot coil of steel sheet with maximum dimensions given in the Chapter 1 in item 1.3 of Technical Specification constituting an attachment no. 2 to Request For Quotation no. 01/0211/17-00/2019;
    - Speed of OHT crane mechanisms - bridge and trolley travel, lifting capacity, tongs (three control measurements of speed of the specified mechanisms to verify compliance with technical and operating parameters of OHT cranes).
    - Lifting height of OHT cranes (three control measurements of the lifting height of the OHT cranes to verify compliance with the technical and operating parameters of the crane).
    - Temperature inside operator's cabin during crane operation (measurement shall be made inside the cabin every 30 minutes within 4 hours of the crane operation - result to be
<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>compared with guaranteed parameter:</strong> arithmetic mean value of measurement results; guaranteed value: +20°C ±2°C.**</td>
<td></td>
</tr>
<tr>
<td>- Availability of OHT crane and its equipment is 99.5% (measured during operating hours within the period of availability test i.e. 30 days of operation - 720 h less scheduled down-times for revisions and maintenance and idle time of OHT crane (no manning)).</td>
<td></td>
</tr>
<tr>
<td>- Efficiency and operation of overloading protection system (checking operation of the crane overloading protection system to verify compliance with technical and operating parameters of OHT cranes - guaranteed parameter: three passed checks of system operation).</td>
<td></td>
</tr>
<tr>
<td>- Efficiency and operation of anti-collision system (checking operation of crane anti-collision system to verify compliance with technical and operating parameters of OHT cranes - guaranteed parameter: three passed checks of system operation).</td>
<td></td>
</tr>
<tr>
<td>- Anchoring points – minimum 5 points on the trolley of the crane, C class anchoring points along the girders and buffer beams - fixed rope system (guaranteed parameter: compliance of anchoring points with operating and maintenance manuals of the crane and with AMP ST 003 standard).</td>
<td></td>
</tr>
<tr>
<td>- Deflection of OHT crane (three control measurements of the crane deflection to verify compliance with valid Technical Inspection Office (UDT) requirements).</td>
<td></td>
</tr>
<tr>
<td>- Efficiency and operation of safety system equipment - three tests of the behaviour of entire system for independent actuation of each safety circuit, in accordance with the safety requirements.</td>
<td></td>
</tr>
</tbody>
</table>

**13** The Bidder/Contractor shall appoint a coordinator (Site/Project/Work Manager) responsible for supervision of proper course of works in all its aspects and at all stages of execution (quality, progress, on-time performance, etc.) and for cooperation and contacts with the Buyer on running basis.

**14** The bidder shall assure training for operators and maintenance personnel on tools/environment and software. **The condition should be confirmed by a statement.**

**15** The bidder shall assure training for system administrators on tools/environment, implementation of administrative tasks. **The condition should be confirmed by a statement.**
<p>| | | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>16</td>
<td>The bidder shall assure training for automation personnel - the training should ensure sufficient level of detail to enable Automation personnel to perform all possible changes in the software (e.g. adding or broadening of interface, changing of logic, changing/addition of the user interface, etc.). <strong>The condition should be confirmed by a statement.</strong></td>
<td></td>
</tr>
<tr>
<td>17</td>
<td>Within the whole period of project duration (during working hours of employees of the bidder/contractor and/or his subcontractors) the Bidder shall assure continuous and permanent Safety at work Coordinator (OHS Inspector) supervision of the ongoing work performing by bidder/contractor and/or its subcontractors. <strong>The condition should be confirmed by a statement.</strong></td>
<td></td>
</tr>
<tr>
<td>18</td>
<td>The Bid price shall comprise costs of adaptation of employees and equipment to comply with safety at work (OHS) standards applicable to ArcelorMittal Poland. OHS Standards are indicated in documents constituting attachment no. 3 to Request For Quotation no. 01/0211/17-00/2019 - familiarization with and acceptance of these conditions is a condition for participation in next stages of this tender process. <strong>The condition should be confirmed by a statement.</strong></td>
<td></td>
</tr>
<tr>
<td>19</td>
<td>The bidder’s/contractor’s Safety at Work Coordinator (OHS Inspector) may not perform other duties at the construction site. <strong>The condition should be confirmed by a statement.</strong></td>
<td></td>
</tr>
<tr>
<td>20</td>
<td>The bidder will submit his own statement (with a criminal liability clause) that throughout the entire period of the contract implementation he will ensure full 24h accessibility of the Construction Manager who speaks Polish or will ensure full 24 hour availability of the Construction Manager assisted by a person using the Polish language.</td>
<td></td>
</tr>
</tbody>
</table>

**APPENDICES TO THE BID:**

1. Declaration confirming the fulfilment of the conditions from point IV.1 of the request for quotation no. 01/0211/17-00/2019 dated **24.09.2019**
2. Declaration confirming the fulfilment of the conditions from point IV.3 of the request for quotation bids no. 01/0211/17-00/2019 dated **24.09.2019**
3. Declaration confirming the fulfilment of the conditions from point IV.4 of the request for quotation bids no. 01/0211/17-00/2019 dated **24.09.2019**
............................ (date) ...........

Company stamp, stamp and signature of a representative
APPENDIX NO. 1 TO THE BID FORM
REFERS TO THE REQUEST FOR QUOTATION NO. 01/0211/17-00/2019 dated 24.09.2019

DECLARATION CERTIFYING THE FULFILMENT OF CONDITIONS FROM POINT IV.1 OF THE REQUEST FOR QUOTATION

I hereby declare that the Bidder ........................................................................................................
(name and address of the registered office) meets the following conditions:

1. It has the licences necessary to perform a defined activity or action, if such licences are required by law.
2. It runs its business in accordance with a description of the contract subject matter.
3. It has the necessary knowledge and experience as well as technical capacity and persons able to execute the contract.
4. Its economic and financial position allows for execution of the contract.
5. It is neither in a state of liquidation nor has it declared its bankruptcy.
6. It is not in arrears with payment of public & legal fees, taxes, or social and health insurance premiums.
7. was not validly sentenced, for an offence committed in connection with a contract award procedure, for bribery, for an offence against economic turnover or for any other offence committed with the aim of gaining financial profits - as a partner of a registered partnership, a partner or management board member of a professional partnership; a general partner of a limited partnership as well as a limited joint-stock partnership; a member of the management body of a legal person.

..............................................................................................................................
Place and date

..............................................................................................................................
Company stamp, stamp and signature of a representative

* Signature of a person or persons entered in registers to incur obligations on behalf of the Bidder or in a proper authorization.
APPENDIX NO. 2 TO THE BID FORM


DECLARATION CERTIFYING THE FULFILMENT OF CONDITIONS FROM POINT IV.3 OF THE REQUEST FOR QUOTATION

On behalf of the Company (Bidders name) ...................... I hereby declare that:

1. over the last 3 years before initiation of the procedure I have not caused a damage by not performing a contract or by performing it in an improper manner, whereas the said damage was not voluntarily remedied by the day of initiation of the procedure, unless the non-performance or improper performance results from circumstances for which the Bidder is not liable. The above shall mean that there was no joint occurrence of the following three conditions:

   (1) within the last 3 years before initiation of the procedure the Bidder caused a damage by not performing a contract or by performing it in an improper manner;
   (2) the damage was not voluntarily remedied by Bidder until the day of initiation of the procedure;
   (3) a contrario the non-performance or improper performance of a contract results from circumstances, for which the Bidder is liable.

2. In case the Bidder is a natural persons – I have not been validly sentenced for an offence committed in connection with a contract award procedure, offence against the rights of people performing paid work, offence against the environment, for bribery, for an offence against economic turnover or for any other offence committed with the aim of gaining financial profits, as well as for treasury offence or an offence of participation in organized crime group or in an union aimed at committing an offence or treasury offence;

3. In case the Bidder is a registered partnerships – as a partner I have not been validly sentenced for an offence committed in connection with a contract award procedure, offence against the rights of people performing paid work, offence against the environment, for bribery, for an offence against economic turnover or for any other offence committed with the aim of gaining financial profits, as well as for treasury offence or an offence of participation in organized crime group or in an union aimed at committing an offence or treasury offence;

4. In case the Bidder is a professional partnership – as a partner or member of the management board I have not been validly sentenced for an offence committed in connection with a contract award procedure, offence against the rights of people performing paid work, offence against the environment, for bribery, for an offence against economic turnover or for any other offence committed with the aim of gaining financial profits, as well as for treasury offence or an offence of participation in organized crime group or in an union aimed at committing an offence or treasury offence;

5. In case the Bidder is a limited partnerships and limited joint-stock partnerships - as a general partner I have not been validly sentenced for an offence committed in connection with a contract award procedure, offence against the rights of people performing paid work, offence against the environment, for bribery, for an offence against economic turnover or for any other offence committed with the aim of gaining financial profits, as well as for treasury offence or an offence of participation in organized crime group or in an union aimed at committing an offence or treasury offence;

6. In case the Bidder is a legal person – as an active member of the managing body I have not been validly sentenced for an offence committed in connection with a contract award procedure, offence against the rights of people performing paid work, offence against the environment, for bribery, for an offence against economic turnover or for any other offence committed with the aim of gaining financial profits, as well as for treasury offence or an offence of participation in organized crime group or in an union aimed at committing an offence or treasury offence;
7. In case the Bidder is collective entities – the court has not issued a decision prohibiting from competing for contracts under the provisions concerning the liability of collective entities for tort under the liability to penalty;

Place and date  Company stamp, stamp and signature of a representative *

* Signature of a person or persons entered in registers to incur obligations on behalf of the Bidder or in a proper authorization.
APPENDIX NO. 3 TO THE BID FORM
REFERS TO THE REQUEST FOR QUOTAION NO. 01/0211/17-00/2019 dated 24.09.2019

STATEMENT
OF NO CAPITAL OR PERSONAL LINKS WITH THE CONTRACTING PARTY
CERTIFYING THE FULFILMENT OF CONDITIONS FROM POINT IV.4 OF THE REQUEST FOR QUOTATION

I, the undersigned confirm the absence of capital or personal relations between ................................................................. (name and address of the registered office) and the Buyer.

Capital or personal links mean any mutual connections between the Contracting Party or persons authorized to enter into obligations on behalf of the Contracting Party or persons performing - on behalf of the Contracting Party - activities associated with preparation and carrying out the proceedings to select the Supplier, and the Supplier, in particular:
a) participation in a company as a partner of a general partnership or a partnership,
b) holding of at least 10% of stocks or shares,
c) holding the function of a member of a supervisory or managing body, proxy, authorised representative,
d) being joined in matrimony, related through kinship or direct affinity, secondary kinship or affinity up to the second degree, or linked through adoption, care or custody.

................................................................. .................................................................
Place and date * Company stamp, stamp and signature of a representative

* Signature of a person or persons entered in registers to incur obligations on behalf of the Bidder or in a proper authorization.

\[Signature\]