



# **INVITATION FOR PRE-QUALIFICATION**

**For Participation in a Tender for the Acquisition of  
Holdings in Ashdod Desalination Ltd. and Ashdod  
Desalination – Operation Ltd.**

**PRE-QUALIFICATION FORMS**

**March 2019**

## **PRE-QUALIFICATION FORM "A"**

### **THE PRE-QUALIFICATION SUBMISSION LETTER**

*(To be completed by the Participant and all Members of the Participant, on a separate Pre-Qualification Form, if necessary)*

To:  
The Tender Committee  
Mekorot Development & Enterprise Ltd.  
Tel-Aviv  
Israel

Dear Sir,

**Re: Invitation for Pre-Qualification for participation in a Tender for the Acquisition of Holdings in Ashdod Desalination Ltd. and Ashdod Desalination – Operation Ltd.**  
**(the "Invitation")**

In response to the Invitation issued on [\_\_\_\_] 2019, 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 2.13 (*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.



...

*[to be completed]*

9. The validity of the Pre-Qualification Submission and all associated documents and Tender Forms is eighteen (18) months as of Pre-Qualification Submission Date.

Faithfully yours,

	<u>Stamp and Signature</u>	<u>Date</u>	<u>Confirmation of signatory rights</u> <sup>(*)</sup>	<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 the above stated Pre-Qualification Form, for all purposes and intents.*

**PRE-QUALIFICATION FORM “B”**

**THE PARTICIPANT**

*(To be completed by the Participant and all Members of the Participant, on a separate Pre-Qualification Form, if necessary)*

**1. Name:** \_\_\_\_\_  
*Business Address:* \_\_\_\_\_  
*Phone:* \_\_\_\_\_  
*Facsimile:* \_\_\_\_\_  
*E-mail:* \_\_\_\_\_

**2. Authorized Representative:** \_\_\_\_\_

<b>3. Position Holders in the Participant:</b>	<b><u>Name</u></b>	<b><u>Profession</u></b>	<b><u>Title</u></b>
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____

**4. Members’ Anticipated Holdings:**

<b><u>Member</u></b>	<b><u>Anticipated Holdings in the Concessionaire</u></b>
	___%
	___%
	___%

**7. Each Member hereby warrants and declares as follows:**

- The Pre-Qualification Submission is not made in the interest of, or on behalf of, any undisclosed person, corporation, company, voluntary association, partnership, trust, or unincorporated association;
- The Pre-Qualification Submission is genuine and not collusive or sham; and
- The Participant 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 Seller of anyone interested in the Project.

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 the above stated Pre-Qualification Form, for all purposes and intents.*

**PRE-QUALIFICATION FORM "C"**

**THE MEMBERS OF THE PARTICIPANT**

*(To be completed by each Member of the Participant)*

**1. Name:**

*Business Address:*

*Phone:*

*Facsimile:*

*E-mail:*

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

Name

Profession

Title

**3. Position Holders of the  
Member:**

Name

Title

Address, Tel &  
Fax No.'s

**4. Representative:**

**Israeli Representative\*:**

*\*for non-Israeli companies only*

**5. Legal Status:**

*(check applicable)*

Private

Partnership

Limited Liability

Joint Venture

Other (*explain*)

**6. Registration Number:**

Place of Registration:

Date of Registration:

**7. Authorized Share Capital:**

Issued and Fully Paid Up Capital :

**8. Interested Parties in the Member:**

**9. Does the Member have an Israeli subsidiary or affiliate company? Yes  No**

*If yes – identify and provide details:*

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**10. The Pre-Qualification Requirement the Member will be demonstrating compliance with:**

*(if applicable, detail the applicable Pre-Qualification Requirement the Member is demonstrating compliance with, other than the Financial Pre-Qualification Requirements)*

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The Member accepts the role which has been assigned to it by the Participant as described in this Pre-Qualification Form "C" (as applicable), and should the Participant be announced as an Eligible Participant, and will be invited by the Tender Committee to submit a Bid pursuant to the provisions of the Tender Documents, it is the intention of the Member to enter into a detailed agreement with the Participant for purposes of performing the role assigned to it by the Participant in accordance with the provisions of the Tender Documents.

**11. Authorizations and Certifications**

*[Israeli Members of the Participant should attach, within this Section, certificates from their auditors, certified public accountants or the Internal Revenue Services, confirming proper bookkeeping and proper reporting to the VAT Authorities, valid to the Pre-Qualification Submission Date, affidavit of Meeting the requirements under Article 2B to the Public Entities Transactions Law regarding lawful employment of foreign workers and payment of minimum wage, and, if applicable, confirmation of registration under the Law for Registration of Construction and Engineering Works Contractors (1969). Non-Israeli Members should attach certified copies of their equivalent registration within their countries' jurisdictions.]*

**12. The Member hereby warrants and represents the following:**

12.1. The Member is duly incorporated, organized and validly existing under the laws of the jurisdiction in which it was organized;

12.2. Criminal Proceedings with Respect to Offence<sup>1</sup> *[check applicable]*

12.2.1.

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

12.2.2.

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<sup>1</sup> In this Section 12.2. the term "**Interested Party**" shall not be deemed to include: (i) a large number of employees, pursuant to a voting agreement; or (ii) institutional investors; each, holding together more than 5% in the Participant (through their holdings in the Member), as indicated in Section 8 of this Pre-Qualification Form "C".



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

12.2.3.

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

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12.2.4.

The following criminal proceedings are being conducted against the  Member and/or  any directors or managers thereof and/or  Interested Parties in the Participant (which are connected to the Member, based on the Anticipated Holdings), with respect to the following Offences *[check applicable][ to be completed by the Member]*:

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12.3. Neither the Member nor any Interested Party therein or directors or managers thereof are residents or nationals of a country which does not have diplomatic relations with the State of Israel and/or of a country which does not have full trade relations with the State;

12.4. The Member has all requisite corporate power and authority for the ownership and operation of its properties and for the carrying on of its business as currently conducted (including the participation in this Pre-Qualification Process);

12.5. There are no actions or proceedings pending nor, to the best knowledge of the Member and after due investigation, actions or proceedings which might result in any material or adverse change in the Member's business, operations, affairs, condition, assets, prospects, cash flow or any of its properties or assets;

12.6. The Member 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 Seller of anyone interested in the Project;

12.7. The Member does not employ or engage any of the advisors detailed in **Appendix "C"** of the Invitation, for the purposes of the Pre-Qualification Process or the Project;

12.8. The Member participates in the Pre-Qualification Process only within this Pre-Qualification Submission; and

12.9. 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 "D"**

**THE PARTICIPANT AND ITS EXPERIENCE PROVIDERS**

*(to be completed by the Participant with respect to Experience Providers participating in the Pre-Qualification Submission)*

**1. General information about the Experience Provider:**

**(a)**

**Name:**

*Business Address:*

*Phone:*

*Facsimile:*

*E-mail:*

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

**(b)**

**Name:**

*Business Address:*

*Phone:*

*Facsimile:*

*E-mail:*

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

**(c)**

**Name:**

*Business Address:*

*Phone:*

*Facsimile:*

*E-mail:*

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

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2. The Participant hereby warrants and represents that to the best of the Participant’s 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 Experience Providers, as detailed in Pre-Qualification Form “E”.

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 "E"**

## **THE EXPERIENCE PROVIDERS**

*(To be completed by each Experience Provider in the Pre-Qualification Submission)*

1. **Name of Company:** \_\_\_\_\_  
*Business Address:* \_\_\_\_\_  
*Phone:* \_\_\_\_\_  
*Facsimile:* \_\_\_\_\_  
*E-mail:* \_\_\_\_\_

2. **The Pre-Qualification Requirement the Experience Provider will be demonstrating compliance with:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

	<u>Name</u>	<u>Profession</u>	<u>Title</u>
3. <b>Directors or Executives of the Experience Provider:</b>	_____	_____	_____
<i>(as applicable)</i>	_____	_____	_____
4. <b>Position Holders of the Experience Provider:</b>	_____	_____	_____
	_____	_____	_____
	_____	_____	_____

	<u>Name</u>	<u>Title</u>	<u>Address, Tel &amp; Fax No.'s</u>
5. <b>Representative:</b>	_____	_____	_____
Israeli Representative*:	_____	_____	_____

*\*for non-Israeli companies only*

6. **Legal Status of Company:**  
*(check applicable)*
- |                        |                          |       |
|------------------------|--------------------------|-------|
| Private                | <input type="checkbox"/> | _____ |
| Partnership            | <input type="checkbox"/> | _____ |
| Limited Liability      | <input type="checkbox"/> | _____ |
| Joint Venture          | <input type="checkbox"/> | _____ |
| Other <i>(explain)</i> | <input type="checkbox"/> | _____ |

7. **Registration Number:** \_\_\_\_\_  
*Place of Registration:* \_\_\_\_\_  
*Date of Registration:* \_\_\_\_\_

**8. Authorized Share Capital:** \_\_\_\_\_  
Issued and Fully Paid Up Capital : \_\_\_\_\_

**9. Interested Parties :** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**10. Does company have an Israeli subsidiary or affiliate company? Yes  No**   
*If yes – identify and provide details:* \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**11. Authorizations and Certificates**

*[Israeli Experience Providers of the Participant should attach, within this Section, certificates from their Auditors or Certified Public Accountants or the Internal Revenue Services confirming proper bookkeeping and proper reporting to the VAT Authorities, valid to the Pre Qualification Submission Date, and, if applicable, confirmation of registration under the Law for Registration of Construction and Engineering Works Contractors (1969). Non-Israeli Experience Providers should attach certified copies of their equivalent registration within their countries' jurisdictions.]*

**12. The Experience Provider hereby warrants and represents the following:**

12.1.The Experience Provider is duly incorporated, organized and validly existing under the laws of the jurisdiction in which such an Experience Provider was organized;

12.2.Criminal Proceedings with Respect to Offence<sup>2</sup> *[check applicable]*

12.2.1.

The  Experience Provider and/or  any directors or managers thereof and/or  Interested Parties therein *[check applicable]*, have not been convicted in an offence *[to be completed by the Experience Provider]*.

12.2.2.

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]* *[to be completed by the Experience Provider]*.

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<sup>2</sup> In this Section 12.2. the term "**Interested Party**" shall not be deemed to include: (i) a large number of employees, pursuant to a voting agreement; or (ii) institutional investors; each, holding together more than 5% in the Participant (through their holdings in the Experience Provider), as indicated in Section 9 of this Pre-Qualification Form "E".

12.2.3.

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

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12.2.4.

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

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- 12.2. Neither the Experience Provider nor any Interested Party therein or directors or managers thereof are residents or nationals of a country which does not have diplomatic relations with the State of Israel;
- 12.3. Experience Provider has all requisite corporate power and authority for the ownership and operation of its properties and for the carrying on of its business as currently conducted or proposed to be conducted for the purposes of the Project;
- 12.4. There are no actions or proceedings pending nor, to the best of the Experience Provider's knowledge and after due investigation, actions or proceedings which might result in any material or adverse change in the business, operations, affairs, condition, assets, prospects, cash flow or any of its properties or assets;
- 12.5. 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 Seller of anyone interested in the Project;
- 12.6. To the best of the Experience Provider's knowledge, and with respect to those part of the Pre-Qualification Submission concerned with the Experience Provider:
  - 12.7.1. The Pre-Qualification Submission submitted by the Participant is not made in the interest of, or on behalf of, any undisclosed person,

corporation, company, voluntary association, partnership, trust, or unincorporated association;

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

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

12.8. The Experience Provider accepts the role which has been assigned to it by the Participant as described in this Pre-Qualification Form "E", and should the Participant be announced as an Eligible Participant in accordance with the provisions of the Invitation, and will be invited by the Tender Committee to submit a bid pursuant to the provisions of the Tender Documents, it is the intention of the Experience Provider to enter into a detailed agreement with the Participant for purposes of performing the role assigned to it by the Participant in accordance with the terms of the Tender Documents.

12.9. The Experience Provider participates in the Pre-Qualification Process only within this Pre-Qualification Submission, and 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 “F”**

## **DESIGN AND CONSTRUCTION EXPERIENCE**

*(To be completed by the applicable Member or Experience Provider demonstrating compliance with the Pre-Qualification Requirement specified in Section 5.1.1. (Design and Construction Experience) of the Invitation)*

### **1. Company’s General Information**

**Name of Company:** \_\_\_\_\_  
*Business Address:* \_\_\_\_\_  
*Phone:* \_\_\_\_\_  
*Facsimile:* \_\_\_\_\_  
*E-mail:* \_\_\_\_\_

	<b><u>Name</u></b>	<b><u>Title</u></b>	<b><u>Address, Tel &amp; Fax No.’s</u></b>
<b>Authorized Representative:</b>	_____	_____	_____
<b>Israeli Representative*:</b>	_____	_____	_____

*\*for non-Israeli companies only*

### **2. Company’s Capabilities, Qualifications & Competence**

#### ***2.1. Company Background, Qualifications and Specialization:***

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

#### ***2.2. Company Capabilities and Competence:***

##### **2.2.1. Professional Employees**

	<b>Number</b>	<b>Qualifications</b>	<b>Education</b>	<b>Training</b>	<b>Areas of specialization</b>
Engineers					
Technicians					
Managerial and Administrative					
Others					

##### **2.2.2. Facilities**

	<b>Areas (in Israel and abroad)</b>	<b>Types of Equipment</b>
Fabrication, manufacture, maintenance, spare parts depots		
Engineering, design, administration		

### 2.2.3. Professional Registration, Accreditation, Standards & Codes

Classification of contractor and/or other registration certificates required by Israeli or foreign laws\*: \_\_\_\_\_

Quality Control and Assurance : \_\_\_\_\_

*\* Where applicable, Israeli contractors should attach within this Section, certified copies of their registration under the Law for Registration of Construction and Engineering Works Contractors (1969). Foreign contractors should attach certified copies of their equivalent registration within their countries' jurisdictions.*

Accredited Fabrication and Manufacture Standards and Codes : \_\_\_\_\_

\_\_\_\_\_

### 3. Company's Experience & Projects Reference Lists

Total Number of years of experience in field of offered services: \_\_\_\_\_

Total Number of projects performed in field of offered services: \_\_\_\_\_

### 4. Additional Relevant Information

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

\_\_\_\_\_

### 5. Going Concern

the applicable Member or Experience Provider, shall attach to this Pre-Qualification Form a confirmation letter from its external auditor which audited its Financial Statements, confirming that its recent audited Financial Statements do not include a going concern notice, as required under Section 5.2.5 (*Going Concern*) of the Invitation.

### 2. Projects Reference List

Project Details	Project			
	"A"	"B"	"C"	"D"
Client				
Unit Capacities				

<b>Project Details</b>	<b>Project</b>			
Design				
Actual				
<b>No. of Units in Plant</b>				
<b>Total production Capacity (actual)</b>				
<b>Process</b>				
<b>Location</b>				
<b>Seawater Quality</b>				
TDS				
TSS				
Turbidity				
SDI				
Contaminants				
<b>Type of Intake</b>				
<b>Type of Seawater Pretreatment</b>				
<b>Conversion Ratio</b>				
<b>Type of Product Post-treatment</b>				
<b>Product Quality</b>				
Design				
Actual				
<b>Project Construction Time</b>				
<b>Year Operation Began</b>				
<b>No. of Years of Operation</b>				
<b>Commissioning date</b>				
<b>Roles &amp; Scopes of Supply &amp; Services</b>				
<b>Senior Personnel (Names &amp; Tasks)</b>				
<b>Project Value –</b>				
<b>Value of Scopes of Supply &amp; Services –US\$</b>				
<b>Site Managers and Contact Details</b>				

**Reliance on Other Entities** *[to be completed in the event that the project(s) described above was executed through a single purpose Entity that served as the "main contractor"]*

The undersigned hereby undertakes and declares as follows:

- The undersigned has demonstrated performance of the project(s) detailed above through a single purpose Entity that served as the "main contractor";

Name of Entity ("main contractor"): \_\_\_\_\_

- The direct share of the undersigned in such Entity serving as main contractor was not less than 30%;

Percent of direct share in such Entity ("main contractor"): \_\_\_\_%

- *[please check if applicable]*

- if such Entity was a joint venture, the undersigned was responsible, jointly and severally for the performance of such project(s).

### **Performance of desalination process design**

- *[please check the applicable]*

- The undersigned has actually performed the desalination process design of the project(s) detailed above, and should the Participant be announced as an Eligible Participant, and will be invited by the Tender Committee to submit a Bid pursuant to the provisions of the Tender Documents, it is the intention of the undersigned to enter into a detailed agreement with the Participant (or a subcontractor thereof), pursuant to which the undersigned will be responsible for the process design of the Facility, in accordance with the terms of the Tender Documents.

- The undersigned did not actually perform the desalination process design of the project(s) detailed above, and should the Participant be announced as an Eligible Participant, and will be invited by the Tender Committee to submit a Bid pursuant to the provisions of the Tender Documents, the undersigned undertakes towards the Participant that \_\_\_\_\_ *[name of the Design Contractor to be completed]* will be responsible for the process design of the Facility, in accordance with the terms of the Tender Documents.

### **Successful Operation**

The undersigned hereby undertakes and declares that each of the projects detailed above is still in operation and has a demonstrated record, readily available for inspection, of successful performance over the past one (1) Year.

### **Additional Relevant Information:**

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

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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 “F1”**

## **DESIGN AND CONSTRUCTION EXPERIENCE – DESIGN CONTRACTOR**

*(to be completed by the applicable Design Contractor demonstrating experience in process design complying with the provisions of Section 5.1.3(a)(ii) or 5.1.3(b), of the Invitation)*

### **1. Company’s General Information**

**Name of Company:** \_\_\_\_\_  
*Business Address:* \_\_\_\_\_  
*Phone:* \_\_\_\_\_  
*Facsimile:* \_\_\_\_\_  
*E-mail:* \_\_\_\_\_

	<b><u>Name</u></b>	<b><u>Title</u></b>	<b><u>Address, Tel &amp; Fax No.’s</u></b>
<b>Authorized Representative:</b>	_____	_____	_____
<b>Israeli Representative*:</b>	_____	_____	_____

*\*for non-Israeli companies only*

### **2. Company’s Capabilities, Qualifications & Competence**

#### ***2.1. Company Background, Qualifications and Specialization:***

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

#### ***2.2. Company Capabilities and Competence:***

##### **2.2.1. Professional Employees**

	<b>Number</b>	<b>Qualifications</b>	<b>Education</b>	<b>Training</b>	<b>Areas of specialization</b>
Engineers					
Technicians					
Managerial and Administrative					
Others					

##### **2.2.2. Facilities**

	<b>Areas (in Israel and abroad)</b>	<b>Types of Equipment</b>
Fabrication, manufacture, maintenance, spare parts depots		
Engineering, design, administration		

### 2.2.3. Professional Registration, Accreditation, Standards & Codes

Classification of contractor and/or other registration certificates required by Israeli or foreign laws\*: \_\_\_\_\_

Quality Control and Assurance : \_\_\_\_\_

*\* Where applicable, Israeli contractors should attach within this Section, certified copies of their registration under the Law for Registration of Construction and Engineering Works Contractors (1969). Foreign contractors should attach certified copies of their equivalent registration within their countries' jurisdictions.*

Accredited Fabrication and Manufacture Standards and Codes : \_\_\_\_\_

\_\_\_\_\_

### 3. Company's Experience & Projects Reference Lists

Total Number of years of experience in field of offered services: \_\_\_\_\_

Total Number of projects performed in field of offered services: \_\_\_\_\_

### 4. Additional Relevant Information

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

\_\_\_\_\_

### 2. Projects Reference List

<b>Project Details</b>	<b>Project</b>			
	<b>"A"</b>	<b>"B"</b>	<b>"C"</b>	<b>"D"</b>
<b>Client</b>				
<b>Unit Capacities</b>				
Design				
Actual				
<b>No. of Units in Plant</b>				
<b>Total production Capacity (actual)</b>				
<b>Process</b>				

<b>Project Details</b>	<b>Project</b>			
<b>Location</b>				
<b>Seawater Quality</b>				
TDS				
TSS				
Turbidity				
SDI				
Contaminants				
<b>Type of Intake</b>				
<b>Type of Seawater Pretreatment</b>				
<b>Conversion Ratio</b>				
<b>Type of Product Post-treatment</b>				
<b>Product Quality</b>				
Design				
Actual				
<b>Project Construction Time</b>				
<b>Year Operation Began</b>				
<b>No. of Years of Operation</b>				
<b>Commissioning date</b>				
<b>Roles &amp; Scopes of Supply &amp; Services</b>				
<b>Senior Personnel (Names &amp; Tasks)</b>				
<b>Project Value –</b>				
<b>Value of Scopes of Supply &amp; Services –US\$</b>				
<b>Site Managers and Contact Details</b>				

The undersigned has actually performed the desalination process design of the project(s) detailed above, and should the Participant be announced as an Eligible Participant, and will be invited by the Tender Committee to submit a Bid pursuant to the provisions of the Tender Documents, it is the intention of the undersigned to enter into a detailed agreement with the Participant (or a subcontractor thereof), pursuant to which the undersigned will be responsible for the process design of the Facility, in accordance with the terms of the Tender Documents.

**Additional Relevant Information:**

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



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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 “G”**

## **OPERATION AND MAINTENANCE EXPERIENCE**

*(To be completed by the applicable Member or Experience Provider demonstrating compliance with the Pre-Qualification Requirement, specified in Section 5.1.2 (Operation and Maintenance Experience) of the Invitation)*

### **1. Company’s General Information**

**Name of Company:** \_\_\_\_\_  
*Business Address:* \_\_\_\_\_  
*Phone:* \_\_\_\_\_  
*Facsimile:* \_\_\_\_\_  
*E-mail:* \_\_\_\_\_

	<b><u>Name</u></b>	<b><u>Title</u></b>	<b><u>Address, Tel &amp; Fax No.’s</u></b>
<b>Authorized Representative:</b>	_____	_____	_____
<b>Israeli Representative*:</b>	_____	_____	_____

*\*for non-Israeli companies only*

### **2. Company’s Capabilities, Qualifications & Competence**

#### ***2.1. Company Background, Qualifications and Specialization:***

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

#### ***2.2. Company Capabilities and Competence:***

##### **2.2.1. Professional Employees**

	<b>Number</b>	<b>Qualifications</b>	<b>Education</b>	<b>Training</b>	<b>Areas of specialization</b>
Engineers					
Technicians					
Managerial and Administrative					
Others					

##### **2.2.2. Facilities**

	<b>Areas (in Israel and abroad)</b>	<b>Types of Equipment</b>
Fabrication, manufacture, maintenance, spare parts depots		
Engineering, design, administration		

### 2.2.3. Professional Registration, Accreditation, Standards & Codes

Classification of contractor and/or other registration certificates required by Israeli or foreign laws\*: \_\_\_\_\_

Quality Control and Assurance : \_\_\_\_\_

*\* Where applicable, Israeli contractors should attach within this Section, certified copies of their registration under the Law for Registration of Construction and Engineering Works Contractors (1969). Foreign contractors should attach certified copies of their equivalent registration within their countries' jurisdictions.*

Accredited Fabrication and Manufacture Standards and Codes : \_\_\_\_\_

\_\_\_\_\_

### **3. Company's Experience & Projects Reference Lists**

Total Number of years of experience in field of offered services: \_\_\_\_\_

Total Number of projects performed in field of offered services: \_\_\_\_\_

### **4. Additional Relevant Information**

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

\_\_\_\_\_

### **5. Going Concern**

the applicable Member or Experience Provider, shall attach to this Pre-Qualification Form a confirmation letter from its external auditor which audited its Financial Statements, confirming that its recent audited Financial Statements do not include a going concern notice, as required under Section 5.2.5 (Going Concern) of the Invitation.

### **2. Projects Reference List**

<b>Project Details</b>	<b>Project</b>			
	<b>"A"</b>	<b>"B"</b>	<b>"C"</b>	<b>"D"</b>
<b>Client</b>				
<b>Unit Capacities</b>				

<b>Project Details</b>	<b>Project</b>			
Design				
Actual				
<b>No. of Units in Plant</b>				
<b>Total Production Capabilities</b>				
<b>Process</b>				
<b>Location</b>				
<b>Raw (Feed) Water Quality</b>				
TDS				
TSS				
Turbidity				
SDI				
Contaminants				
<b>Type of Intake</b>				
<b>Type of Raw (Feed) Water Pretreatment</b>				
<b>Conversion Ratio</b>				
<b>Type of Product Post-treatment</b>				
<b>Product Quality</b>				
Design				
Actual				
<b>Project Construction Time</b>				
<b>Commissioning Date</b>				
<b>No. of Years of Operation</b>				
<b>Roles &amp; Scopes of Supply &amp; Services</b>				
<b>Senior Personnel</b> (Names & Tasks)				
<b>Project Value – NIS</b>				
<b>Value of Scopes of Supply &amp; Services –NIS</b>				
<b>Site Managers Contact Details</b>				

**Reliance on Other Entities** *[to be completed in the event that the project(s) described above was executed through an Entity which was responsible for the operation and maintenance of the applicable project]*

The undersigned hereby undertakes and declares as follows:

- The undersigned has demonstrated performance of the project(s) detailed above through an Entity which was responsible for the operation and maintenance of the applicable project(s);

Name of Entity: \_\_\_\_\_

- The direct share of the undersigned in such Entity responsible for the operation and maintenance was not less than 30%;

Percent of direct share in such Entity: \_\_\_\_%

- *[please check if applicable]*

- if such Entity was a joint venture, the undersigned was responsible, jointly and severally for the operation and maintenance of the applicable project(s).

**Successful Operation**

The undersigned hereby undertakes and declares that each of the projects detailed above has a demonstrated record, readily available for inspection, of successful performance over its commercial operation phase.

**Additional Relevant Information:**

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

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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.

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Attorney-at-Law

## PRE-QUALIFICATION FORM “H”

### FINANCIAL ROBUSTNESS – OTHER THAN FINANCIAL ENTITIES

*(To be completed by each Member and/or a Guarantor (as applicable) on a separate Pre-Qualification Form, and signed by the external auditor of such Member and/or the applicable Guarantor)*

Name of Member: \_\_\_\_\_

Name of Guarantor (if applicable): \_\_\_\_\_

Member's Anticipated Holdings (\*): \_\_\_\_\_

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

1. Financial Data:

Year	t-2	t-1	t	Average
(**)NIS				
Turnover				
Operating Cash Flow				
Equity				

t = the most recent calendar year (of the Financial Statements)

*(\*\*) All data in this Section is to be presented in NIS, in accordance with the provisions of Section 5.2.8. (Currencies Conversion) of the Invitation.*

The Financial Ratio is \_\_\_\_% (in words: \_\_\_\_\_ percent) (\*\*\*)

*(\*\*\*) The Financial Ratio shall be calculated in accordance with Section 5.2.3(b) of the Invitation, if applicable.*

2. Each Member (or Guarantor, as the case may be), should complete this Pre-Qualification Form in accordance with the provisions of Section 5.2.7 (*Content and Format of the Submission*) of the Invitation, including submission of Financial Statements.
3. Each Member (or Guarantor, as the case may be), shall attach to this Pre-Qualification Form a confirmation letter from its external auditor which audited its Financial Statements, confirming that its recent audited Financial Statements do not include a going concern notice, as required under Section 5.2.5 (*Going Concern*) of the Invitation.

I, the undersigned, \_\_\_\_\_ [*name of auditor to be inserted*] acting as the auditor of \_\_\_\_\_ [*name of Member and/or Guarantor(s) to be inserted*] (hereinafter: **“the Company”**), hereby declare and attest that completion of this Pre-Qualification Form “H” in the aforementioned manner truly and accurately reflects the Company's turnover, cash flow from operating activities and equity, for the purpose of demonstrating compliance with the Financial Pre-Qualification Requirements specified under Section 5.2 of the Invitation. (\*\*\*\*)

Name of the auditor: \_\_\_\_\_ Address: \_\_\_\_\_  
Signature: \_\_\_\_\_ Date: \_\_\_\_\_

*(\*\*\*\*) The auditor's conformation may be attached to this Form as a separate letter.*



**PRE-QUALIFICATION FORM “H<sub>1</sub>”**

**FINANCIAL ROBUSTNESS – PRIVATE INVESTMENT FUND**

*(To be completed by each Member on a separate Pre-Qualification Form, and signed by CFO of such Member)*

Name of Member: \_\_\_\_\_

Member's Anticipated Holdings: \_\_\_\_\_

I, \_\_\_\_\_, the undersigned, am making this affidavit on behalf of \_\_\_\_\_ [name of the Private Investment Fund]:

1. The amount of Committed Capital under management of the Member as of 31 December of the year of its most recent annual Financial Statements was: \_\_\_\_\_.
2. The Uninvested Committed Capital under management of the Member as of the date 14 days prior to the Pre-Qualification Submission Date: \_\_\_\_\_.(\*)

*(\*) All data in this Section is to be presented in NIS, in accordance with the provisions of Section 5.2.8. (Currencies Conversion) of the Invitation.*

3. Each Member should complete this Pre-Qualification Form in accordance with the provisions of Section 5.2.7. (Content and Format of the Submission) of the Invitation, including submission of Financial Statements and its investment agreements and appointment agreements demonstrating the overall Committed Capital, and to submit a statement by its CFO depicting the overall amount of the Uninvested Committed Capital.
4. Each Member shall attach to this Pre-Qualification Form a confirmation letter from its external auditor which audited its Financial Statements, confirming that its recent audited Financial Statements do not include a going concern notice, as required under Section 5.2.5 (*Going Concern*) of the Invitation.

Yours faithfully,

\_\_\_\_\_  
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

Name of the Member's CFO: \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

## PRE-QUALIFICATION FORM “H<sub>2</sub>”

### FINANCIAL ROBUSTNESS – INSTITUTIONAL ENTITY / BANKING CORPORATION

*(To be completed by each Member on a separate Pre-Qualification Form, and signed by the external auditor of such Member)*

Name of Member: \_\_\_\_\_

Member's Anticipated Holdings: \_\_\_\_\_

1. Each Member is required to complete one of the following (1) or (2)(\*)

(1) The equity of the Member as of the last day of the year of its most recent available Financial Statements (after deducting the minimum equity required under the applicable law: \_\_\_\_\_.

(2) Assets under Management of the Member as of the last day of the year of its most recent available Financial Statements: \_\_\_\_\_.

*(\*) All data in this Section is to be presented in NIS, in accordance with the provisions of Section 5.2.8. (Currencies Conversion) of the Invitation.*

2. Each Member should complete this Pre-Qualification Form in accordance with the provisions of Section 5.2.7. (*Content and Format of the Submission*) of the Invitation, including submission of Financial Statements.

3. Each Member shall attach to this Pre-Qualification Form a confirmation letter from its external auditor which audited its Financial Statements, confirming that its recent audited Financial Statements do not include a going concern notice, as required under Section 5.2.5 (*Going Concern*) of the Invitation.

I, the undersigned, \_\_\_\_\_ [*name of auditor to be inserted*] acting as the auditor of \_\_\_\_\_ [*name of Member to be inserted*] (hereinafter: **“the Company”**), hereby declare and attest that completion of this Pre-Qualification Form “H<sub>2</sub>” in the aforementioned manner truly and accurately reflects the Company's [*equity/assets under management*] as of the last day of the year of its most recent available Financial Statements, for the purpose of demonstrating compliance with the Financial Pre-Qualification Requirements specified under Section 5.2.6(b) of the Invitation. (\*\*)

Name of the auditor: \_\_\_\_\_ Address: \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

*(\*\*) The auditor's conformation may be attached to this Form as a separate letter.*

# **PRE-QUALIFICATION FORM "I"**

## **LETTER OF GUARANTEE**

*(to be completed by each Guarantor, to the extent applicable, in a separate form)*

Date: \_\_\_\_\_

To:  
The Tender Committee  
Mekorot Development & Enterprise Ltd.  
Tel-Aviv  
Israel  
Dear sir,

**Re: Invitation for Pre-Qualification for participation in a Tender for the Acquisition of Holdings in Ashdod Desalination Ltd. and Ashdod Desalination – Operation Ltd. (the "Invitation")**

The undersigned \_\_\_\_\_ *[name of the Guarantor to be completed]* (the "**Guarantor**"), hereby confirms and warrants to the Seller 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, 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 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 5.2.2 (*Turnover*), 5.2.3 (*Operating Cash Flow*) and 5.2.4 (*Equity of Members*) of the Invitation, in stead 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 2.13 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 relevant 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