

# **PRE-QUALIFICATION FORMS**

**THE STATE OF ISRAEL**

**BUILD, OPERATE AND  
TRANSFER (BOT) TENDER  
FOR THE DESIGN, FINANCE, CONSTRUCTION,  
OPERATION AND MAINTENANCE OF  
CROSS ISRAEL NORTHERN HIGHWAY  
“YOKNEAM - SOMECH”**

**PRE-QUALIFICATION FORMS**

**MARCH 2011**

## **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:  
Mr. Gil Shabtai, Chairman of the Tender Committee  
Accountant General Division  
Ministry of Finance  
Jerusalem

Dear Sir,

**Re: Invitation to Pre-Qualify for Participation in a BOT Tender for the Design, Finance,  
Construction, Operation and Maintenance of Cross Israel Northern Highway  
"Yokneam - Somech"  
(the "Invitation")**

In response to the Invitation issued on \_\_\_\_\_, 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 2.10 (Reservation of Rights) of the Invitation, and without derogating from the generality of the foregoing, understand that the submission of our Pre-Qualification Submission shall not be deemed in any way to create an obligation on the part of the Tender Committee to announce our compliance with the Pre-Qualification Requirements; that the Tender Committee has the right to reject, as it deems appropriate, the Pre-Qualification Submission submitted by the Participant; and that the Tender Committee has the right, as it deems appropriate, to annul the Pre-Qualification Stage and to reject all Pre-Qualification Submissions at any time, all, in accordance with the provisions of the Invitation.

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

- Pre-Qualification Form “A” - The Pre-Qualification Submission Letter
- Pre-Qualification Form “B” - The Participant
- Pre-Qualification Form “C” - The Members of the Participants
- Pre-Qualification Form “D” - The Participant and its Major Subcontractors
- Pre-Qualification Form “E” - The Major Subcontractors of the Participant
- Pre-Qualification Form “F” - Qualifications & Experience – General
- Pre-Qualification Form “G” - Professional Experience: Tunneling
- Pre-Qualification Form “H” - Professional Experience: Transportation Infrastructure Projects
- Pre-Qualification Form “I” - Financial Robustness
- Pre-Qualification Form “J” - Letter of Guarantee

6. Attached herein is a  copy  original [check applicable] of the receipt of purchase of the Tender Documents.

7. Detailed herein is information which the Participant considers to be of a commercially sensitive or secret nature concerning the Pre-Qualification Submission [to be completed in accordance with the provisions of Section 7.6 (Identification of Sensitive Information) of the Invitation]:

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

Addenda No. _____	Date Received: _____
Addenda No. _____	Date Received: _____
Addenda No. _____	Date Received: _____
Addenda No. _____	Date Received: _____
Addenda No. _____	Date Received: _____
Addenda No. _____	Date Received: _____

...

[to be completed]

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

Faithfully yours,

	<u>Name and i.d. no. of Signatory(ies) and Stamp and Signature</u>	<u>Date</u>	<u>Confirmation of signatory rights (*)</u>	<u>Date</u>
The Participant	_____	_____	_____	_____
	_____	_____	_____	_____
	<u>Name and i.d. no.</u>	_____	_____	_____
	_____	_____	_____	_____
	<u>Name and i.d. no.</u>	_____	_____	_____
	_____	_____	_____	_____
	<u>Stamp and Signatures</u>	_____	_____	_____
Member	_____	_____	_____	_____
	_____	_____	_____	_____
	<u>Name and i.d. no.</u>	_____	_____	_____
	_____	_____	_____	_____
	<u>Name and i.d. no.</u>	_____	_____	_____
	_____	_____	_____	_____
	<u>Stamp and Signatures</u>	_____	_____	_____
Member	_____	_____	_____	_____
	_____	_____	_____	_____
	<u>Name and i.d. no.</u>	_____	_____	_____
	_____	_____	_____	_____
	<u>Name and i.d. no.</u>	_____	_____	_____
	_____	_____	_____	_____
	<u>Stamp and Signatures</u>	_____	_____	_____

(\*) The confirmation of signatory rights shall be signed by an attorney indicating the attorney's full name and license details. In his/her signature the attorney attests and confirms that the signatory(ies) on behalf of the Participant or the Member (as the case may be) were identified by him/her and 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:** \_\_\_\_\_

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

**4. Members’ Anticipated Holdings in the Participant:**

<u>Member</u>	<u>Anticipated Holdings in the Participant</u>
	___%
	___%
	___%

**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;
- 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 State of anyone interested in the Project; and
- Should the Participant be announced as Eligible Participant in accordance with the provisions of the Invitation, and will be invited by the Tender Committee to submit a bid in the Tender Selection Stage, it is the intention of the Member to enter into a detailed agreement between all the Members and to form a new company, incorporated under the

Laws of the State of Israel, all, as required pursuant to the provisions of the Invitation and in accordance thereof, and as shall be further required pursuant to the provisions of the tender documents. The sole purposes of the new company shall be the participation in the Tender Selection Stage and the execution of the Project (if eventually selected to do so), all, in accordance with the provisions of the tender documents. The Anticipated Holdings by each and all Members in the sole purpose company shall be as listed above.

Faithfully yours,

	<u>Name and i.d. no. of Signatory(ies) and Stamp and Signature</u>	<u>Date</u>	<u>Confirmation of signatory rights (*)</u>	<u>Date</u>
The Participant	_____	_____	_____	_____
	<u>Name and i.d. no.</u>	_____	_____	_____
	<u>Name and i.d. no.</u>	_____	_____	_____
	<u>Stamp and Signatures</u>	_____	_____	_____
Member	_____	_____	_____	_____
	<u>Name and i.d. no.</u>	_____	_____	_____
	<u>Name and i.d. no.</u>	_____	_____	_____
	<u>Stamp and Signatures</u>	_____	_____	_____
Member	_____	_____	_____	_____
	<u>Name and i.d. no.</u>	_____	_____	_____
	<u>Name and i.d. no.</u>	_____	_____	_____
	<u>Stamp and Signatures</u>	_____	_____	_____

(\*) The confirmation of signatory rights shall be signed by an attorney indicating the attorney's full name and license details. In his/her signature the attorney attests and confirms that the signatory(ies) on behalf of the Participant or the Member (as the case may be) were identified by him/her and 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:* \_\_\_\_\_

	<u>Name</u>	<u>Profession</u>	<u>Title</u>
<b>2. Directors or Executives of the Member</b> <i>(as applicable):</i>	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
<b>3. Position Holders of the Member:</b>	_____	_____	_____
	_____	_____	_____
	_____	_____	_____

	<u>Name</u>	<u>Title</u>	<u>Address, Tel &amp; Fax No.'s</u>
<b>4. Representative:</b>	_____	_____	_____
<b>Israeli Representative*:</b>	_____	_____	_____

*\*for non-Israeli companies only (if any)*

**5. Legal Status:**  
*(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"/>

\_\_\_\_\_

\_\_\_\_\_

**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:**

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_



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**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 in the Tender Selection Stage, 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.

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

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

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

- Neither the Member, any directors or managers thereof, nor Interested Parties in the Participant (which are connected to the Member, based on the Anticipated Holdings in the Participant), have not been convicted in an Offence, nor are there criminal proceedings with respect to an Offense being conducted against either of them.
  
- 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 in the Participant) [*check applicable*] have been convicted in the following Offences [*to be completed by the Member*]:

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<sup>1</sup> In this Section 11.2. 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".

- 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 in the Participant), with respect to the following Offences [*check applicable*][ *to be completed by the Member*]:

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- 11.3 Neither the Member nor any Interested Party therein or directors or managers thereof are residents or nationals of a hostile state which does not have diplomatic relations with the State of Israel and/or of a state which does not have full trade relations with the State;
- 11.4 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 Stage);
- 11.5 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;
- 11.6 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 State of anyone interested in the Project;
- 11.7 The Member does not employ or engage any of the advisors to the Tender Committee detailed in **Appendix "B"** of the Invitation, for the purposes of the Pre-Qualification Stage or the Project;
- 11.8 The Member participates in the Pre-Qualification Stage only within this Pre-Qualification Submission;
- 11.9 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; and

11.10 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 Major Subcontractors demonstrated compliance with the Pre-Qualification Requirements, and that the Participant will be invited to submit a bid in accordance with the provisions of the Invitation, the Member hereby undertakes to issue the Tender Committee, within the bid to be submitted by the Participant, with the Member's undertaking that shall be detailed in the tender documents.

Faithfully yours,

\_\_\_\_\_  
Date

\_\_\_\_\_  
Stamp and Signature

I, \_\_\_\_\_, attorney-at-law, hereby do attest and confirm that \_\_\_\_\_ has been identified by me and has signed the above statement and that he/she/they is/are 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 MAJOR SUBCONTRACTORS**

*(to be completed by the Participant with respect to a Major Subcontractor participating in the Pre-Qualification Submission, if applicable)*

**1. General information about the Major Subcontractors:**

**Name:**

*Business Address:*

*Phone:*

*Facsimile:*

*E-mail:*

**The Pre-Qualification Requirement the Major Subcontractor will be demonstrating compliance with:**

*[to be completed]*

**2.** The Participant hereby warrants and represents that to the best of the Participant's knowledge and after conducting a due investigation, the Major Subcontractor of the Participant complies with all applicable requirements of the Invitation pertaining to Major Subcontractors, as detailed in Pre-Qualification Form "E".

Faithfully yours,

\_\_\_\_\_  
Date

\_\_\_\_\_  
Stamp and Signature

I, \_\_\_\_\_, attorney-at-law, hereby do attest and confirm that \_\_\_\_\_ has been identified by me and has signed the above statement and that he/she/they is/are 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 MAJOR SUBCONTRACTOR OF THE PARTICIPANT**

*(To be completed by the Major Subcontractor participating in the Pre-Qualification Submission)*

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

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

	<u>Name</u>	<u>Profession</u>	<u>Title</u>
3. <b>Directors or Executives of the Major Subcontractor:</b>	_____	_____	_____
<i>(as applicable)</i>	_____	_____	_____

4. <b>Position Holders of the Major Subcontractor:</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 (if any)*

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. The Major Subcontractor hereby warrants and represents the following:**

11.1 The Major Subcontractor is duly incorporated, organized and validly existing under the laws of the jurisdiction in which such a Major Subcontractor was organized;

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

Neither the Major Subcontractor, any directors or managers thereof, nor Interested Parties therein *[check applicable]*, have not been convicted in an Offence, and there are no criminal proceedings with respect to an Offense being conducted against either of them.

The  Major Subcontractor 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 Major Subcontractor]*:

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

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

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

<sup>2</sup> In this Section 11.2. 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 Major Subcontractor), as indicated in Section 9 of this Pre-Qualification Form "E".

- 11.3 Neither the Major Subcontractor nor any Interested Party therein or directors or managers thereof are residents or nationals of a hostile state which does not have diplomatic relations with the State of Israel and/or of a state which does not have full trade relations with the State;
- 11.4 The Major Subcontractor 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;
- 11.5 There are no actions or proceedings pending nor, to the best of the Major Subcontractor'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;
- 11.6 The Major Subcontractor has not, directly or indirectly, induced or solicited any other Participant or Member(s) of a Participant to put in a false or sham Pre-Qualification Submission, and has not by itself, or directly or indirectly, colluded, arranged or agreed with any Participant or Member(s) of a Participant to secure any advantage against any other Participant, or to secure any advantage against the Tender Committee or the State of anyone interested in the Project;
- 11.7 To the best of the Major Subcontractor's knowledge, and with respect to those part of the Pre-Qualification Submission concerned with the Major Subcontractor:
- 11.7.1 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;
- 11.7.2 The Pre-Qualification Submission is genuine and not collusive or sham;
- 11.7.3 All the information contained in the Pre-Qualification Submission is true, accurate, complete and current as of the Pre-Qualification Submission Date.
- 11.8 The Major Subcontractor 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 in the Tender Selection Stage, it is the intention of the Major Subcontractor to enter into a detailed agreement with the Participant for purposes of performing the role assigned to it by the Participant.

11.9 The Major Subcontractor 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 Stage except within this Pre-Qualification Submission.

Faithfully yours,

\_\_\_\_\_  
Date

\_\_\_\_\_  
Stamp and Signature

I, \_\_\_\_\_, attorney-at-law, hereby do attest and confirm that \_\_\_\_\_ has been identified by me and has signed the above statement and that he/she/they is/are 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"**

## **QUALIFICATIONS & EXPERIENCE - GENERAL**

*(To be completed by the Participant, Member, Related Entity, or Major Subcontractor (as applicable) demonstrating compliance with the Professional Pre-Qualification Requirements specified in Section 4 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 (if any)*

### **2. Company's Background, Qualifications and Specialization**

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### **3. Additional Relevant Information**

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

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Faithfully yours,

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Date

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Stamp and Signature

I, \_\_\_\_\_, attorney-at-law, hereby do attest and confirm that \_\_\_\_\_ has been identified by me and has signed the above statement and that he/she/they is/are 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 “G”**

**PROFESSIONAL EXPERIENCE: TUNNELING**

**(SECTION 4.2 OF THE INVITATION)**

*(To be completed by the Participant, applicable Member or Major Subcontractor (as applicable), demonstrating compliance with the Pre-Qualification Requirement specified in Section 4.2 (Tunneling Experience) of the Invitation).*

**1. Identity of the entity demonstrating the Pre-Qualification Requirement:**

**Name of Participant, Member or Major Subcontractor demonstrating the experience:** \_\_\_\_\_

*If the demonstrating entity is a Member:*  
**Member’s Anticipated Holdings in the Participant:** \_\_\_\_\_ %

**2. Project(s) Details:**

	PROJECT		
	A	B	C
Name of demonstrated project			
Brief description of the transportation tunnel project (name, location, type)			
Name of the entity awarded the demonstrated project			
Holdings of the Participant, Member or Major Subcontractor (as applicable) in the entity which constructed the demonstrated project*			
Role and responsibilities of the entity demonstrating the experience in the demonstrated project**			
Total aggregated length of transportation tunnel constructed (Km)***			
Entity granting the contract of the project			

Contact person in the entity, which granted the contract (name, address, telephone, facsimile, email)			
Date of award of the contract			
Duration of construction as stated in the contract			
Actual duration of construction			
Date of construction commencement			
Date of construction completion			
<b>total aggregated length of transportation tunnels constructed in all above demonstrated project(s) (Km)</b>			

- \* Specify the date on which such holdings were acquired and, if applicable, the date and nature of any change/s in such holdings.
- \*\* In the event that the demonstrated project was executed by the demonstrating entity as part of a joint venture, it is required that the Participant, Member or Major Subcontractor (as applicable) was jointly and severally responsible for the execution of the demonstrated project.
- \*\*\* In the event that the demonstrated project was constructed by the Participant, Member or Major Subcontractor (as applicable) as a subcontractor, the data in this line shall relate only to the part of the works which were constructed directly by the demonstrating entity.

**3. 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 \_\_\_\_\_ has been identified by me and has signed the above statement and that he/she/they is/are 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 “H”**

**PROFESSIONAL EXPERIENCE:**

**TRANSPORTATION INFRASTRUCTURE PROJECTS<sup>3</sup>**

**(SECTION 4.3 OF THE INVITATION)**

*(To be completed by the Participant, applicable Member or Related Entity (as applicable), demonstrating compliance with the Pre-Qualification Requirement specified in Section 4.3 (Transportation Infrastructure Projects Experience) of the Invitation).*

**1. Identity of the entity demonstrating the Pre-Qualification Requirement:**

**Name of Participant, Member or Related Entity demonstrating the experience:**

\_\_\_\_\_

*If the demonstrating entity is a Member / Related Entity of a Member: **Member’s Anticipated Holdings in the Participant:***

\_\_\_\_\_ %

**2. Project(s) Details:**

	PROJECT		
	A	B	C
Name of demonstrated project			
Brief description of the Transportation Infrastructure Project (name, location, type)			
Name of the entity awarded the demonstrated project			
Holdings of the Participant, Member or Related Entity (as applicable) in the entity awarded the demonstrated project*			
Role and responsibilities of the entity demonstrating the experience in the			

<sup>3</sup> To be filled by the Participant in the event that its professional experience is demonstrated through alternative (b) of Section 4.1 of the Invitation.

demonstrated project**			
Total amount of the Transportation Infrastructure Project***			
Entity granting the contract of the project			
Contact person in the entity, which granted the contract (name, address, telephone, facsimile, email)			
Date of award of the contract			
Duration of construction as stated in the contract			
Actual duration of construction			
Date of construction commencement			
Date of construction completion			
<i>In the event that the experience is demonstrated through the alternative set forth in Section 4.3.1.2 of the Invitation:</i> <b>Total aggregated amount of all demonstrated Transportation Infrastructure Projects:</b>			

- \* Specify the date on which such holdings were acquired and, if applicable, the date and nature of any change/s in such holdings.
- \*\* In the event that the demonstrated project was executed by the demonstrating entity as part of a joint venture, it is required that the Participant, Member or Related Entity (as applicable) was jointly and severally responsible for the execution of the demonstrated project.
- \*\*\* In the event that the demonstrated project was constructed by the Participant, Member or Related Entity (as applicable) as a subcontractor, the amount specified in this line shall relate only to the part of the works which were constructed directly by the demonstrating entity.

**3. 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 \_\_\_\_\_ has been identified by me and has signed the above statement and that he/she/they is/are 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 “I”**

**FINANCIAL ROBUSTNESS**

**(SECTION 5 OF THE INVITATION)**

*(To be completed by the chief executive officer or chief financial officer of each Participant, Member and/or Related Entity (as applicable) on a separate Pre-Qualification Form)*

**Name of Participant, Member or Related Entity (as applicable):** \_\_\_\_\_

**Member’s Anticipated Holdings in the Participant (if applicable):** \_\_\_\_\_%

**Name of signatory and its position in the Participant, Member or Related Entity (as applicable):** Name: \_\_\_\_\_  
Position in the Participant, Member or Related Entity (as applicable):  CEO  CFO

*[check the applicable]*

**1. Turnover**

Year	t - 2	t - 1	t	Average Annual Turnover for the last three (3) fiscal years**
Turnover (NIS)				

Where:

**t** - The fiscal year of the most recent available Financial Statements.

\* The average annual Turnover shall be calculated in accordance with the formula set forth in Section 5.2 of the Invitation.

\*\* Based on the Member / Related Entity’s most recent available Financial Statements (for the removal of doubt, which is not earlier than 2007).

## 2. Operating Cash Flow

Each Member/Related Entity (as applicable) is required to complete one of the following Sections 2.1 or 2.2:

### 2.1 Average Operating Cash Flow:

Year	t - 2	t - 1	t	Average Annual Operating Cash Flow during the last three (3) fiscal years**
Operating Cash Flow (NIS)				

Where:

**t** - The fiscal year of the most recent available Financial Statements.

\* *The Average Annual Operating Cash Flow shall be calculated in accordance with the formula set forth in Section 5.3 of the Invitation.*

\*\* *Based on the Member / Related Entity's most recent available Financial Statements (for the removal of doubt, which is not earlier than 2007)*

### 2.2. Financial Ratio

The Financial Ratio between the Member / Related Entity's absolute value of the Average Annual Operating Cash Flow during the last three (3) fiscal years, based on its most recent Financial Statements, and its equity at the last day of the fiscal year of the most recent available Financial Statement is \_\_\_\_% (in words: \_\_\_\_\_ percent).

## 3. Equity

The equity of the Member/Related Entity (as applicable) at the last day of the fiscal year of the most recent available Financial Statement is \_\_\_\_\_.

Notes:

- All data in Sections 2 and 3 above should be presented in NIS, in accordance with the provisions of Section 6.6.8 (Currencies Conversion) of the Invitation.
- Each Member / Related Entity (as applicable) should attach to this Pre-Qualification Form "I" its Financial Statements prepared and presented in accordance with the provisions of Section 6.6 of the Invitation. Without derogating from the generality of the foregoing, a Member / Related Entity whose Financial Statements do not include cash flow statements should provide such statements in accordance with the provision of Section 6.6.6 of the Invitation.
- Each Member (or Related Entity, as the case may be), should complete this Pre-Qualification Form in accordance with the provisions of Section 6.6 (Financial Pre-Qualification Requirements) of the Invitation.
- A Member which relies on a Related Entity for the purpose of the Financial Pre-Qualification Requirements as set forth in Section 5.1.2 of the Invitation, must rely on such Related Entity for the purpose of demonstration all Financial Pre-Qualification Requirements.

Faithfully yours,

\_\_\_\_\_  
Date

\_\_\_\_\_  
Stamp and Signature

I, \_\_\_\_\_, attorney-at-law, hereby do attest and confirm that \_\_\_\_\_ has been identified by me and has signed the above statement and that he/she/they serve as the chief executive officer / chief financial officer of \_\_\_\_\_ and is/are authorized to sign on its behalf, and to commit it for purposes of the above stated Pre-Qualification Form, for all purposes and intents.

\_\_\_\_\_  
Attorney-at-Law

## **PRE-QUALIFICATION FORM "J"**

### **LETTER OF GUARANTEE**

*(To be completed by each Related Entity, to the extent applicable, in accordance with the provisions of Section 5 (Financial Pre-Qualification Requirement) of the Invitation, on a separate Pre-Qualification Form)*

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

To:  
Mr. Gil Shabtai, Chairman of the Tender Committee  
Accountant General Division  
Ministry of Finance  
Jerusalem

Dear Sir,

**Re: Invitation for Pre-Qualification to a Tender for the Design, Finance, Construction, Operation and Maintenance of Cross Israel Northern Highway "Yokneam – Somech" (the "Invitation")**

The undersigned \_\_\_\_\_ *[name of the Related Entity to be completed]* (the "**Related Entity**" or the "**Company**"), hereby confirms and warrants to the State as follows:

1. The Related Entity Controls the Member \_\_\_\_\_ *[name of Member to be completed]* (the "**Member**") by means of \_\_\_\_\_ *[please provide appropriate explanation, attested to by an attorney, demonstrating by applicable documentation, e.g. reports issued by the Registrar of Companies, organizational charts, articles of association, etc.]*.
1. The Member has informed the Related Entity of the Invitation and its participation in the Pre-Qualification Process as a Member of the Participant.
2. The Related Entity 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 (Turnover), 5.3 (Operating Cash Flow) and 5.4 (Equity) of the Invitation, instead of the Member's financial information.
3. The Related Entity 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.
4. The Related Entity 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.
5. The Related Entity has read the Invitation and is familiar with the provisions thereof, and in particular the provisions of Section 2.10 thereof (Reservation of Rights).

6. 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 Major Subcontractors 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 Related Entity hereby undertakes to issue the Tender Committee, within the bid to be submitted by the Participant, with the Related Entity's undertaking that shall be detailed under the Tender Documents.
7. The Related Entity is a company duly incorporated, duly organized and validly existing under the laws of \_\_\_\_\_ [*insert Related Entity's applicable jurisdiction*] and the execution, delivery and performance by the Related Entity 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 Related Entity; (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 Related Entity; or (iv) any agreement, contract or other instrument known to the undersigned to which the Related Entity is a party or to which it is subject.
8. 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 \_\_\_\_\_ has been identified by me and has signed the above statement and that he/she/they is/are 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