**Annex 1: TECHNICAL OFFER**

*Medical Oxygen Plant*

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| **Item No.** | **Item Description** | **Specifications/**  **Requirements** | **Unit measure** | **Specifications offered by supplier (including Manufacturer Company name/Product Name)** | **Expiry date,** | **Notes, remarks, ref to documentation: QC,GMP, COPP** |
|  | Central Supply Oxygen Generator  Application: Medical  Generator Specific.  ‐ Capacity: 11.2 Nm³/hour  ‐ Purity: 95% +/‐1%  ‐ Min. inlet pressure: 6 bar(g)  ‐ Outlet pressure: 4 bar(g)  ‐ Max. oper. pressure: 10 bar(g)  ‐ Air consumption: 2.48 m³/min FAD  ‐ Hose connection: 3/4" hose  ‐ Colour: RAL7012 Grey  Climatic Conditions  ‐ Ambient temp.: 10°C to 35°C  ‐ Altitude: less than 1800 meters a.s.l.  Compr. Air Spec.  ‐ Air delivery: 2.50 m³/min FAD  ‐ Air quality spec.: ISO 8573.1:2010.2.4.1  ‐ Dew point: +3°C  ‐ Filtration grade: 0.01 micron  Display Control DCP2+ 25001 ‐ NEW DESIGN  Oxygen monitor for oxygen generators (standard)/OM1 26101  Range 0,1‐100% Includes alarm function (through control)  External audio / visual alarm/EAV1 26202  Audio and visual alarm in one unit. Can be placed anywhere. Visual  alarm is active whenever an alarm is present in the system. Audio will  turn on when an alarm appears but can be turned off from for control  panel  Purity control excl. valvekit/26011  Purges product outside valid purity range. Placed after product tank.  Valve kit 2/VALVE002  Air Compressor SK 25  5.5 ‐ 8.0 barG screw compressor  400V / 3Ph / 50Hz (15.0 kW)  SIGMA CONTROL BASIC  Filter Package 0210  1 micron and 0,01 micron filter  Coal tower 40 1 1/2''  Filter 00210 S  0.01micro  750 L Air tank  DN40(1 1/2'')  11 bar, PED, with handhole  3/4" hose  Generator and Other Outlet Connections  470 L Product tank  DN20(3/4'')  Filter 00035 A  Active carbon Filter  Medical Sterile Filter Type A028MS New  With Oxygen Manifold Automatic Switch.  Air Dryer for Oxygen Plant  Refrigeration dryer Donaldson Buran DC0225AB  Flow 225 m3/h |  | Pcs |  |  |  |
|  | Filling Station for Cylinders:  Oxygen Cylinder Filling Station II  With High Pressure O2 Compressor Booster pump, Flow 1.7 to  3.2Nm3/h Discharge Pressure 150bar  Current filling capacity:  Calculated flow: 3,2 Nm³/h  Cylinder size: 42 l  End pressure: 150 bar  Cylinders filled/day: 20 pcs/day  O‐OFS II RAMP  Filling Station II  Filling ramp for 20 cylinders incl. system |  | Pcs |  |  |  |
|  | **Oxygen Manifold System for Oxygen Backup:**Oxygen Auto Manifold System for Oxygen Supply Backup 20 Cylinders2 x 10 cylinders (bulk cylinder of D type) Cylinders Having top frame comprising of high pressure copper pipe of size 5/8’’ ID x 7/8’’OD with high pressure brass fitting made of high tensile brass, NRV and high pressure copper tailpiece made of high pressure copper size 3/16” x 3/8” OD. This will be a secondary source of oxygen supply, shall automatically supply the pipeline when primary source (Oxygen Generator) of supply become exhausted or fails. Reserve source of supply will be provided by the 20 cylinders’ Automatic manifold system with high flow regulator with gauges and safety valves. |  | Pcs |  |  |  |
|  | **Electric Power Stabilizer 100KVA (SVC) 3Phase , 50/60MHz** 1. With Electric Wiring and others from source to Oxygen Room 2. Electric Control Box with all the Electric fuses and others 3. Service & Installation |  | Pcs |  |  |  |
|  | **Medical Gase Control Box (1Gases) with Alarm:** 1.the box is stainless steel,  2.the the hose is brass  3.With alarm  4.In the wall  5.GAS: Oxygen  6.hose size:15mm |  | Pcs |  |  |  |
|  | **Oxygen Outlets Points BS Standard Medical. Which will  installed & supplied to Hospital rooms:** Oxygen Outlet BB Standard with installation.  · Oxygen Flowmeters wall type.  · Copper Pipe all needed sizes 21mm, 19mm, 15mm,  12mm with all type connectors with installation  · PVC Duct Covering Copper pipes.  · Control valve for each Point. |  | Beds |  |  |  |
|  | **Room for Oxygen Plant: Safe Room /Mechanical room** for the Central Supply Oxygen Plant, Oxygen filling station & Nitrous  Oxide supply.  - Size of Room: 30 Square Meters.  - Height of room: 3.5 Meters  - 15cm doubly reinforced floor slab  - Room Should Cover with MS Sheets with Proper Ceiling  System and room lights  - Main Entrance Door Size: 190Cm wide, 250cm High Made of  PVC Materials  - 3 Windows Each Windows Size 100cm x 60cm Made of PVC  with double Glass  - Fully ventilated with 30 x 40cm ventilation Fan 2sets.  - HEPA Filters for the Mechanical room 30 X 40cm HEPA  Filters should installed in the Mechanical room with all the  wiring system 2sets.  - A/C unit for 18000BTU should install to control the ambient  temperature as per Machines requirement.  - Room thermometer with Humidity detector should  instatalled.  - 50mm Electric wire from source up to room should install  with the Electric Power control board. |  | Room |  |  |  |
|  | Oxygen balloon (42 liters) with accessories |  | Balloon |  |  |  |

**Evaluation Committee**

**Notes:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

# Annex 2: PRICE breakdown

Page No 01 of\_\_\_\_\_\_

PUBLICATION REFERENCE: **AF297MO-2020- 463-KBL**

PRICE BREAKDOWN

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| **A** | **B** | **C** | **D** | **e** | **f** | **g** |
| **Item NO.** | **Quantity** | **Measure** | **Item Description** | **Unit Cost With Delivery (Incoterm and Destinations Specified in ITT)** | **Total Cost with delivery (Incoterm and Destinations Specified in ITT)** | **Currency According to ITT** |
|  | 1 | *Pcs* | *Central Supply Oxygen Generator*  *Application: Medical*  *Generator Specific.*  *‐ Capacity: 11.2 Nm³/hour*  *‐ Purity: 95% +/‐1%*  *‐ Min. inlet pressure: 6 bar(g)*  *‐ Outlet pressure: 4 bar(g)*  *‐ Max. oper. pressure: 10 bar(g)*  *‐ Air consumption: 2.48 m³/min FAD*  *‐ Hose connection: 3/4" hose*  *Climatic Conditions*  *‐ Ambient temp.: 10°C to 35°C*  *‐ Altitude: less than 1800 meters a.s.l.*  *Compr. Air Spec.*  *‐ Air delivery: 2.50 m³/min FAD*  *‐ Air quality spec.: ISO 8573.1:2010.2.4.1*  *‐ Dew point: +3°C*  *‐ Filtration grade: 0.01 micron*  *Display Control DCP2+ 25001 ‐ NEW DESIGN*  *Oxygen monitor for oxygen generators (standard)/OM1 26101*  *Range 0,1‐100% Includes alarm function (through control)*  *External audio / visual alarm/EAV1 26202*  *Audio and visual alarm in one unit. Can be placed anywhere. Visual*  *alarm is active whenever an alarm is present in the system. Audio will*  *turn on when an alarm appears but can be turned off from for control*  *panel*  *Purity control excl. valvekit/26011*  *Purges product outside valid purity range. Placed after product tank.*  *Valve kit 2/VALVE002*  *Air Compressor SK 25*  *5.5 ‐ 8.0 barG screw compressor*  *400V / 3Ph / 50Hz (15.0 kW)*  *SIGMA CONTROL BASIC*  *Filter Package 0210*  *1 micron and 0,01 micron filter*  *Coal tower 40 1 1/2''*  *Filter 00210 S*  *0.01micro*  *750 L Air tank*  *DN40(1 1/2'')*  *11 bar, PED, with handhole*  *3/4" hose*  *Generator and Other Outlet Connections*  *470 L Product tank*  *DN20(3/4'')*  *Filter 00035 A*  *Active carbon Filter*  *Medical Sterile Filter Type A028MS New*  *With Oxygen Manifold Automatic Switch.*  *Air Dryer for Oxygen Plant*  *Refrigeration dryer*  *Flow 225 m3/h* |  |  |  |
|  | 1 | *Pcs* | *Filling Station for Cylinders:*  *Oxygen Cylinder Filling Station II*  *With High Pressure O2 Compressor Booster pump, Flow 1.7 to*  *3.2Nm3/h Discharge Pressure 150bar*  *Current filling capacity:*  *Calculated flow: 3,2 Nm³/h*  *Cylinder size: 40 l*  *End pressure: 150 bar*  *Cylinders filled/day: 13 pcs/day*  *O‐OFS II RAMP*  *Filling Station II*  *Filling ramp for 10 cylinders incl. system* |  |  |  |
|  | 1 | *Pcs* | *Oxygen Manifold System for Oxygen Backup:*  *Oxygen Auto Manifold System for Oxygen Supply*  *Backup 20 Cylinders*  *2 x 10 cylinders (bulk cylinder of D type) Cylinders Having top*  *frame*  *comprising of high pressure copper pipe of size 5/8’’ ID x*  *7/8’’OD*  *with high pressure brass fitting made of high tensile brass, NRV*  *and high*  *pressure copper tailpiece made of high pressure copper size*  *3/16” x 3/8”*  *OD. This will be a secondary source of oxygen supply, shall*  *automatically*  *supply the pipeline when primary source (Oxygen Generator) of*  *supply*  *become exhausted or fails. Reserve source of supply will be*  *provided by the*  *20 cylinders’ Automatic manifold system with high flow*  *regulator with gauges and safety valves.* |  |  |  |
|  | 1 | *Pcs* | *Electric Power Stabilizer 100KVA (SVC)*  *3Phase , 50/60MHz*  *1. With Electric Wiring and others from source to Oxygen*  *Room*  *2. Electric Control Box with all the Electric fuses and others*  *3. Service & Installation* |  |  |  |
|  | 1 | *Pcs* | *Medical Gase Control Box (1Gases) with Alarm:*  *1.the box is stainless steel,*  *2.the the hose is brass*  *3.With alarm*  *4.In the wall*  *5.GAS: Oxygen*  *6.hose size:15mm* |  |  |  |
|  | 84 | *Beds* | *Oxygen Outlets Points BS Standard Medical. Which will*  *installed & supplied to Hospital rooms:*  *Oxygen Outlet BB Standard with installation.*  * Oxygen Flowmeters wall type.*  * Copper Pipe all needed sizes 21mm, 19mm, 15mm,*  *12mm with all type connectors with installation*  * PVC Duct Covering Copper pipes.*  * Control valve for each Point.* |  |  |  |
|  | 1 | *Room* | *Room for Oxygen Plant:*  *Safe Room /Mechanical room*  *for the Central Supply Oxygen Plant, Oxygen filling station & Nitrous*  *Oxide supply.*  *- Size of Room: 30 Square Meters.*  *- Height of room: 3.5 Meters*  *- 15cm doubly reinforced floor slab*  *- Room Should Cover with MS Sheets with Proper Ceiling*  *System and room lights*  *- Main Entrance Door Size: 190Cm wide, 250cm High Made of*  *PVC Materials*  *- 3 Windows Each Windows Size 100cm x 60cm Made of PVC*  *with double Glass*  *- Fully ventilated with 30 x 40cm ventilation Fan 2sets.*  *- HEPA Filters for the Mechanical room 30 X 40cm HEPA*  *Filters should installed in the Mechanical room with all the*  *wiring system 2sets.*  *- A/C unit for 18000BTU should install to control the ambient*  *temperature as per Machines requirement.*  *- Room thermometer with Humidity detector should*  *instatalled.*  *- 50mm Electric wire from source up to room should install*  *with the Electric Power control board.* |  |  |  |
|  | 50 | *Balloon* | Oxygen balloon (42 liters) with accessories |  |  |  |
| **Grand Total - AFN** | | | | |  |  |

# *Annex 3: Company information tender participant.*

**Publication reference:** AF297MO-2020-463-KBL

**A**: HealthNet TPO Afghanistan office, House-144, Street-5, Sello Road District-3, Dehnaw, Dehburi, Kabul, Afghanistan

**One signed original** form must be supplied, together with the number of copies specified in the Instruction to Tenderers**.** The form must include a signed declaration using the annexed format from each legal entity making the application. Any additional documentation (brochure, letter, etc) sent with the form will not be taken into consideration.Applications being submitted by a**consortium** (i.e. either a permanent, legally-established grouping or a grouping which has been constituted informally for a specific tender procedure) must follow the instructions applicable to the consortium leader and its members.

An economic operator may, where appropriate and for a particular contract, rely on the capacities of other entities, regardless of the legal nature of the links which it has with them. It must in that case prove to the contracting authority that it will have at its disposal the resources necessary for performance of the contract, for example by producing an undertaking on the part of those entities to place those resources at its disposal. Such entities, for instance the parent company of the economic operator, must respect the same rules of eligibility and notably that of nationality, as the economic operator.

**1 SUBMITTED BY**

|  |  |  |
| --- | --- | --- |
|  | **Name(s) of tenderer(s)** | **Nationality**2 |
| **Leader** |  |  |
| **Member** |  |  |
| **Etc …** |  |  |

1 add/delete additional lines for members as appropriate. Note that a subcontractor is not considered to be a member for the purposes of this tender procedure. Subsequently, the data of the subcontractor must not appear in the data related to the economic, financial and professional capacity. If this tender is being submitted by an individual tenderer, the name of the tenderer should be entered as '**leader**' (and all other lines should be deleted)

2Country in which the legal entity is registered

**2 CONTACT PERSON**

|  |  |
| --- | --- |
| **Name** |  |
| **Address** |  |
| **Telephone** |  |
| **Fax** |  |
| **E-mail** |  |

**3 ECONOMIC AND FINANCIAL CAPACITY**

Please complete the following table of financial data3 based on your annual accounts and your latest projections. If annual accounts are not yet available for this year or last year, please provide your latest estimates, clearly identifying estimated figures in italics. Figures in all columns must be on the same basis to allow a direct, year-on-year comparison to be made (or, if the basis has changed, an explanation of the change must be provided as a footnote to the table). Any clarification or explanation which is judged necessary may also be provided.

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **Financial data** | **Year before last**  USD | **Last year**  USD | **This year**  USD | **Next year**  USD | **Average** 4  USD |
| Annual turnover 5, excluding this contract |  |  |  |  |  |
| Cash and cash equivalents6 at beginning of year |  |  |  |  |  |
| Net cash from / (used in) operating, investing & financing activities7 excluding future contracts |  |  |  |  |  |
| Net forecast cash from/ (used in) future contracts, excluding this contract |  |  |  |  |  |
| Cash and cash equivalents6 at end of year [i.e., the sum of the above three rows] |  |  |  |  |  |

3 if this application is being submitted by a consortium, the data in the table above must be the sum of the data in the corresponding tables in the declarations provided by the consortium members – see point 7 of this tender form for a supply contract.

4 Amounts entered in the 'Average' column must be the mathematical average of the amounts entered in the four preceding columns of the same row.

5 The gross inflow of economic benefits (cash, receivables, other assets) arising from the ordinary operating activities of the enterprise (such as sales of goods, sales of services, interest, royalties, and dividends) during the year.

6 Cash and cash equivalents comprise cash on hand and demand deposits, together with short-term, highly liquid investments that are readily convertible to a known amount of cash and that are subject to an insignificant risk of changes in value. An investment normally meets the definition of a cash equivalent when it has a maturity of three months or less from the date of acquisition. Equity investments are normally excluded, unless they are in substance a cash equivalent (e.g. preferred shares acquired within three months of their specified redemption date). Bank overdrafts which are repayable on demand and which form an integral part of an enterprise's cash management are also included as a component of cash and cash equivalents.

7 **Operating activities** are the main revenue-producing activities of the enterprise that are not investing or financing activities, so operating cash flows include cash received from customers and cash paid to suppliers and employees. **Investing activities** are the acquisition and disposal of long-term assets and other investments that are not considered to be cash equivalents. **Financing activities** are activities that alter the equity capital and borrowing structure of the enterprise. Interest and dividends received and paid may be classified as operating, investing, or financing cash flows, provided that they are classified consistently from period to period. Cash flows arising from taxes on income are normally classified as operating, unless they can be specifically identified with financing or investing activities.

**4 EXPERIENCE**

Please complete a table using the format below to summarize the **major relevant medical oxygen plant contracts** carried out in the course of the past **3** years by the legal entity or entities making this tender. The number of references to be provided must not exceed **5** for the entire tender

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **Ref #** (maximum 5) | **Project Title** | | … | | | | | |
| **Name of legal entity** | **Country** | **Overall supply value** ( USD) | **Proportion supplied by legal entity (%)** | **No of staff provided** | **Name of client** | **Origin of funding** | **Dates** | **Name of members if any** |
|  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |
| **Detailed description of supply** | | | | | | **Related services provided** | | |
| … | | | | | | … | | |

**5 TENDERER'S DECLARATION(S)**

**To be completed and signed by the tenderer (including one from each member in a consortium).**

In response to your letter of invitation to tender for the above contract, we, the undersigned, hereby declare that:

**1** We have examined and accept in full the content of the dossier for invitation to tender No <……………………………….> of <date>. We hereby accept its provisions in their entirety, without reservation or restriction.

**2** We offer to deliver, in accordance with the terms of the tender dossier and the conditions and time limits laid down, without reserve or restriction:

Lot no **[**….**]**: **[***description of supplies with indication of quantities and origin***]**

Lot no **[**….**]**: **[***description of supplies with indication of quantities and origin***]**

Lot No [….]: [………………………………………………………….……]

Lot No [….]: [……………………………………………………………….]

**3** The price of our tender **excluding** spare parts and consumables, if applicable [*excluding the discounts described under point 4*] is:

Lot No 1: [……………………………………………..]

Lot No 2: [……………………………………………..]

Lot No 3: [……………………………………………..]

**4** We will grant a discount of [%], or […………..] [*in the event of our being awarded Lot No… and Lot No… ………*].

**5** This tender is valid for a period of 90 days from the final date for submission of tenders.

**6** If our tender is accepted, we undertake to provide a performance guarantee of 10%, as required by your venerated organization.

**7** Our firm/company [*and our subcontractors*] has/have the following nationality:

**<**……………………………………………………………………**>**

**8** We are making this tender in our own right [**as member in the consortium** led by < **name of the leader / ourselves >**]\*. We confirm that we are not tendering for the same contract in any other form. [We confirm, as a member in the consortium, that all members are jointly and severally liable by law for the execution of the contract, that the lead member is authorised to bind, and receive instructions for and on behalf of, each member, that the execution of the contract, including payments, is the responsibility of the lead member, and that all members in the joint venture/consortium are bound to remain in the joint venture/consortium for the entire period of the contract's execution].

**9** We are not in any of the situations excluding us from participating in contracts, which are listed in the general Instructions to Tenderers. In the event that our tender is successful, we undertake, if required, to provide the proof usual under the law of the country in which we are established that we do not fall into the exclusion situations listed in the ethical clauses of this tender, the date on the evidence or documents provided with this tender dossier.

We also understand that if we fail to provide this proof or evidence of the financial and economic capacity and the technical and professional capacity according to the selection criteria within 15 calendar days after receiving the notification of award, or if the information provided is proved false, the award will be considered null and void.

**10** We agree to abide by the ethics clauses in Clause 28 of the General Instructions to Tenderers and, in particular, have no potential conflict of interests or any equivalent relation in that respect with other candidates or other parties in the tender procedure at the time of the submission of this application.

**11** We will inform the Contracting Authority immediately if there is any change in the above circumstances at any stage during the implementation of the contract. We also fully recognize and accept that any inaccurate or incomplete information deliberately provided in this application may result in our exclusion.

**12** We note that the Contracting Authority is not bound to proceed with this invitation to tender and that it reserves the right to award only part of the contract. It will incur no liability towards us should it do so.

Name and first name: <[…………………………………………………………………>

Duly authorized to sign this tender on behalf of:

**<**…………………………………………………………………………………… …**>**

Place and date: <…………………………………………………………….………….>]

Stamp of the firm/company:

This tender includes the following annexes:

[*Numbered list of annexes with titles*]

**Annex 4: Declaration of eligibility.**

………………………… (name) representing ……………………………………… (name of organization

declares by signing this document that the points hereunder mentioned are not applicable to the organization or will be in the near future:

* That the organization is bankrupt or being wound up, are having their affairs administered by the courts, have entered into an arrangement with creditors, have suspended business activities or are in any analogous situation arising from a similar procedure provided for in national legislation or regulations;
* That the organization is the subject of proceedings for a declaration of bankruptcy, for winding-up, for administration by the courts, for an arrangement with creditors or for any similar procedure provided for in national legislation or regulations;
* That the organization has been convicted of an offense concerning professional conducted by a judgment which has the force of re judicatory;
* That the organization is guilty of grave professional misconduct proven by any means which the Contracting Authority can justify;
* That the organization does not have unfulfilled obligations relating to the payment of taxes/other applicable dues i.e. social security contributions in accordance with the legal provisions of the country where they are established;
* That the organization has no unfulfilled obligations relating to the payment of taxes in accordance with the legal provisions of the country where they are established
* That the organization is not guilty of serious misrepresentation in supplying the information required by the Contracting Authority as a condition of participation in an invitation to tender or contract;
* That the organization has not been declared to be in serious breach of contract for failure to comply with obligations in connection with another contract with the same Contracting Authority or another contract financed with Sehatmandi funds;
* That the organization is not in one of the situations allowing exclusion referred to the Ethics Clauses in connection with the Tender of the contract.

As so declared …………………………………………………..(city, date)

Signature.......................................................

Name: ………………………………...................

Position:............................................................

**Annex 5: Tender Guarantee Form**

Tender Guarantee (Bank Guarantee)

*[The Bank shall fill in this Bank Guarantee Form in accordance with the instructions indicated.]*

*\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [Bank’s Name, and Address of Issuing Branch or Office]*

**Beneficiary:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ *[Name and Address of Contracting authority]*

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

**TENDER GUARANTEE No.:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

We have been informed that *[name of the Tenderer]* (hereinafter called "the Tenderer") has submitted to you its tender dated (hereinafter called "the Tender") for the execution of *[Supply and installation of medical Oxygen Plant]* under Invitation for Tenderer No.AF297MO-2020-463-KBL.

Furthermore, we understand that, according to your conditions, tenders must be supported by a tender guarantee.

At the request of the Tenderer, we *[name of Bank]* hereby irrevocably undertake to pay you any sum or sums not exceeding in total an amount of *[amount in figures]* (*[amount in words]*) upon receipt by us of your first demand in writing accompanied by a written statement stating that the Tenderer is in breach of its obligation(s) under the tender conditions, because the Tenderer:

(a) has withdrawn its Tender during the period of bid validity specified by the Tenderer in the Form of Tender; or

(b) having been notified of the acceptance of its Tender by the Contracting Authority during the period of tender validity, (i) fails or refuses to execute the Contract Form; or (ii) fails or refuses to furnish the performance guarantee, if required, in accordance with the Instructions to Tenderers.

This guarantee will expire: (a) if the Tenderer is the successful tenderer, upon our receipt of copies of the contract signed by the Tenderer and the performance guarantee issued to you upon the instruction of the Tenderer; or (b) if the Tenderer is not the successful tenderer, upon the earlier of (i) our receipt of a copy of your notification to the Tenderer of the name of the successful Tenderer; or (ii) twenty-eight days after the expiration of the Tenderer’s Tender.

Consequently, any demand for payment under this guarantee must be received by us at the office on or before that date.

This guarantee is subject to the Uniform Rules for Demand Guarantees, ICC Publication No. 458.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

*[signature(s)]*