

RULES FOR SUBMISSION AND EVALUATION
OF TENDERS AND NEGOTIATIONS
Procurement identification number PIU-06

ANNEX №8

Joint Stock Company "O'zbekiston Temir Yo'llari"
T. Shevchenko str., 7
Tashkent, Republic of Uzbekistan

_____, _____
(place) (date)

CRITERIA FOR QUALIFICATION OF SUPPLIER

1. Eligibility

| Criterion | Compliance requirement | | | | Documentation |
|-------------|------------------------|---------------|----------------------|-------------|--------------------|
| Requirement | One company | Joint Venture | | | Required documents |
| | | All partners | Each of the partners | One partner | |

1.1. State affiliation

| | | | | | |
|-------------------|------------------------|------------------------|------------------------|----------------|-----------------------------------|
| State affiliation | Must meet requirements | Must meet requirements | Must meet requirements | Not applicable | Forms ELI - 1; ELI – 2 with Annex |
|-------------------|------------------------|------------------------|------------------------|----------------|-----------------------------------|

1.2. Conflict of interests

| | | | | | |
|-----------------------|------------------------|------------------------|------------------------|----------------|--|
| Conflict of interests | Must meet requirements | Must meet requirements | Must meet requirements | Not applicable | Tender's Application for participation in the tender procedure |
|-----------------------|------------------------|------------------------|------------------------|----------------|--|

1.3. Compliance with the acceptability requirements of these rules

| | | | | | |
|--|------------------------|------------------------|------------------------|----------------|--|
| Has not been declared non-compliant by these rules | Must meet requirements | Must meet requirements | Must meet requirements | Not applicable | Tender's Application for participation in the tender procedure |
|--|------------------------|------------------------|------------------------|----------------|--|

1.4. Compliance with UN requirements for acceptability

| | | | | | |
|---|------------------------|------------------------|------------------------|------------------------|--|
| No exceptions as decided by the UN Security Council in accordance with paragraph 1.4.1 below. | Must meet requirements | Must meet requirements | Must meet requirements | Must meet requirements | Tender's Application for participation in the tender procedure |
|---|------------------------|------------------------|------------------------|------------------------|--|

- 1.4.1. Firms of a designated country shall be excluded from participation if, in accordance with an act of compliance with a decision of the UN Security Council under Chapter VII of the UN Charter, the country of the Borrower prohibits any import of goods or contracted works/services provided from the specified country or any payments to individuals or legal entities in the specified country.

2 Contracts failure in the past

2.1 Non-performance of contracts in the past

| Criterion | Compliance requirement | | | | Documentation |
|--|------------------------|------------------------|-------------------------------------|----------------|--------------------|
| Requirement | One company | Joint Venture | | | Required documents |
| | | All partners | Each of the partners | One partner | |
| The non-performance of the contract ^a did not occur as a result of the contractor's inability from January 1, 2018. | Must meet requirements | Must meet requirements | Must meet requirements ^b | Not applicable | Form CON-1 |

^a Non-performance of contracts in accordance with the terms of the Employer includes all contracts in which (a) the non-performance was not challenged by the contractor, including recourse to a dispute resolution mechanism in accordance with the terms of the contract, and (b) contracts were challenged but fully settled by the contractor. Non-execution of contracts does not include contracts for which a decision has been made to involve a dispute resolution mechanism. Non-performance must be based on all information about fully resolved disputes or litigation, that is, disputes or litigation that have been resolved in accordance with the dispute resolution mechanism under the relevant contract, and when all appeals available to the applicant have been exhausted.

^b This requirement also applies to contracts entered into by the tenderer as a Joint Venturer.

2.2 Pending litigation and arbitration

The criteria for pending litigation and arbitration proceedings do not apply.

3 Financial position

3.1 Financial results of previous years

| Criterion | Compliance requirement | | | | Documentation |
|--|------------------------|----------------|------------------------|----------------|-------------------------|
| Requirement | One company | Joint Venture | | | Required documents |
| | | All partners | Each of the partners | One partner | |
| Presentation of audited balance sheets or, if not required by the law of the tenderer's country, other financial statements acceptable to the Purchaser for the last three (3) years to demonstrate the stable financial position of the tenderer. As a minimum, the Bidder's net asset value, calculated as the difference between total assets | Must meet requirements | Not applicable | Must meet requirements | Not applicable | Form FIN - 1 with ANNEX |

| | | | | | |
|--|--|--|--|--|--|
| and total liabilities, must be positive. | | | | | |
|--|--|--|--|--|--|

3.2 Average annual turnover

| Criterion | Compliance requirement | | | | Documentation |
|---|------------------------|------------------------|----------------------------------|----------------------------------|--------------------|
| Requirement | One company | Joint Venture | | | Required documents |
| | | All partners | Each of the partners | One partner | |
| Minimum average annual turnover of at least 90 million USD (in the equivalent of the reporting currency of the participant at the time of publication of the reporting) calculated as the total amount of payments received by the Participant under current or completed contracts for the last 3 (three) years (2019-2020-2021) | Must meet requirements | Must meet requirements | Complies with 25% of requirement | Complies with 40% of requirement | Form FIN - 2 |

3.3 Financial resources

| Criterion | Compliance requirement | | | | Documentation |
|---|------------------------|----------------|----------------------|------------------------|--------------------|
| Requirement | One company | Joint Venture | | | Required documents |
| | | All partners | Each of the partners | One partner | |
| For single companies: Bidder must demonstrate that he has the financial resources defined in the form FIN - 3 | Must meet requirements | Not applicable | Not applicable | Not applicable | Form FIN-3 |
| For Joint Ventures: (1) One partner must demonstrate that its financial resources as defined in FIN-3 meet | Not applicable | Not applicable | Not applicable | Must meet requirements | Form FIN-3 |

| Criterion | Compliance requirement | | | | Documentation |
|--|------------------------|------------------------|------------------------|----------------|--------------------|
| Requirement | One company | Joint Venture | | | Required documents |
| | | All partners | Each of the partners | One partner | |
| or exceed its required share of 40% of the total requirements for this contract and | | | | | |
| (2) Each of the partner must demonstrate that his financial resources as defined in FIN-3 meet or exceed its required share of 25% of the total requirements for this contract and | Not applicable | Not applicable | Must meet requirements | Not applicable | Form FIN-3 |
| (3) The Joint Venture must demonstrate that the combined financial resources of all partners as defined in FIN-3 meet or exceed the total requirements for this Contract. | Not applicable | Must meet requirements | Not applicable | Not applicable | Form FIN-3 |

4 Tenderer Experience

4.1 Contracts are similar in size and nature to the proposed contract

| Criterion | Compliance requirement | | | | Documentation |
|--|------------------------|---|----------------------|----------------|--------------------|
| Requirement | One company | Joint Venture | | | Required documents |
| | | All partners | Each of the partners | One partner | |
| Participation as a contractor, partner in a Joint Venture or subcontractor in at least 3 (three) contracts that have been successfully or substantially completed within the last 10 (ten) years and that are the same or equivalent the proposed contract, in the field of design and | Must meet requirements | Must meet requirements: (I) Either one of the partners must meet the requirements, or (II) any two partners must each demonstrate one (1) successfully or substantially completed | Not applicable | Not applicable | Form EXP-1 |

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| Requirement | One company | Joint Venture | | | Required documents |
| | | All partners | Each of the partners | One partner | |
| manufacture of electric trains. If the value of the contract is not in US dollars, the exchange rate to be used to calculate the value of the contract shall be the selling rate of the Borrower's national bank on the date of the contract. | | contract of a similar size and nature | | | |