

Pre-Qualification 478/2021
PRE-QUALIFICATION FORMS

**INVITATION FOR PRE-QUALIFICATION
IN RELATION TO THE PARTICIPATION IN A TENDER
FOR THE MANAGEMENT OF (EACH OF) THE TEL
AVIV METROPOLITAN METRO LINES**

January 2022

PRE-QUALIFICATION FORM “1”

THE PRE-QUALIFICATION SUBMISSION LETTER

*(To be completed by all Members of the Participant (each on a separate form))
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

To:
Chairman of the Tender Committee
NTA – Metropolitan Mass Transit System Ltd.
Holon

Dear Sir,

**Re: Invitation for Pre-Qualification to Participate in a Tender for the Management of
(each of) the Tel Aviv Metropolitan Metro Lines
(the “Invitation”)**

I, _____, the undersigned, am making this affidavit on behalf of _____ (*name of the Member*):

In response to the Invitation issued on August 26, 2021, extending an invitation to submit a Pre-Qualification Submission;

1. I, the undersigned, _____ (*name of Member to be completed*) have thoroughly and carefully read the Invitation, and are pleased to submit our Pre-Qualification Submission.
2. I 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. I 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. I acknowledge and accept the provisions of Section 9.8 (Reservation of Rights) of the Invitation, and without derogating from the generality of the provisions thereof, 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.
5. Incorporated hereto, and made an integral part of the Pre-Qualification Submission, are all Pre-Qualification Forms, attachments and annexes thereto, and other annexes attached to the Pre-Qualification Submission as described herein:

- Pre-Qualification Form “1” The Pre-Qualification Submission Letter

- Pre-Qualification Form “2” Participating Entity
- Pre-Qualification Form “3” Project Management Experience in the State of Israel
- Pre-Qualification Form “4” Experience in Construction Management of Metro Projects
- Pre-Qualification Form “5” Design Experience in LRT/Metro and Rail Projects
- Pre-Qualification Form “6” Design Experience of Transportation Projects in the State of Israel
- Pre-Qualification Form “7” Financial Pre-Qualification Requirements
- Pre-Qualification Form “8” Form of Affidavit

6. Detailed herein is information which the Member 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 7.4 (Identification of Sensitive or Classified Information and Disclosure of Documents) of the Invitation]*:

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

Addendum No. _____	Date Issued: _____
Addendum No. _____	Date Issued: _____
Addendum No. _____	Date Issued: _____
Addendum No. _____	Date Issued: _____
Addendum No. _____	Date Issued: _____
Addendum No. _____	Date Issued: _____
Addendum No. _____	Date Issued: _____
Addendum No. _____	Date Issued: _____
Addendum No. _____	Date Issued: _____
Addendum No. _____	Date Issued: _____
Addendum No. _____	Date Issued: _____
Addendum No. _____	Date Issued: _____

...

[to be completed]

8. The Member hereby warrants and represents that to the best of its knowledge and after conducting a due investigation, the Experience Providers of the Participant (if applicable) comply with all applicable requirements of the Invitation pertaining to such Experience Providers.
9. This Pre-Qualification Submission shall be governed and construed in accordance with the provisions of all applicable Laws.

10. The applicable court in Tel Aviv shall have the sole jurisdiction over all matters and all disputes arising in connection with this Pre-Qualification Submission.

Faithfully yours,

Stamp and
Signature

Date

Confirmation of
signatory rights (*)

Date

Member

(*) In his signature the attorney attests or the public notary (as applicable) and confirms that the signatory(ies) on behalf of the Member are authorized to sign on behalf of the Member and to commit the Member for purposes of this Pre-Qualification Form, for all purposes and intents. The attorney or the public notary (as applicable) also confirms that the signatory(ies) on behalf of the Member appeared before him and after being cautioned that they are required to state the truth, and that if they fail to do so they shall be liable to the punishments prescribed by law, signed this statement in his presence.

PRE-QUALIFICATION FORM “2”

PARTICIPATING ENTITY

*(To be completed by all Participating Entities, each on a separate form)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

I, _____, the undersigned, am making this affidavit on behalf of _____ (*name of Participating Entity*):

1. Role of the Participating

Entity

[check as applicable]

☐ Member of the Participant

- ☐ Local Manager
- ☐ Local Design Member
- ☐ International Designer
- ☐ Metro Management Member

☐ Experience Provider

- ☐ Local Design Experience Provider
- ☐ Metro Management Experience Provider

2. Name of Participating

Entity:

Business Address:

Phone:

Facsimile:

E-mail:

Name

Title

E-mail & Tel
No.

3. Representative:

_____	_____	_____
-------	-------	-------

4. Legal Status:

(check applicable)

Limited ☐
Partnership

Limited ☐
Liability

Company

General ☐
Partnership

Other ☐
(explain)

Attached hereto are authenticated copies of the Participating Entity's certificate of incorporation and minutes of incorporation, or their equivalent within its domicile.¹

5. Registration Number:

Place of Registration:

Date of Registration:

**6. Interested Parties in
the Participating
Entity:**

7. The Participating Entity hereby warrants and represents the following:

- 7.1. The Participating Entity has thoroughly and carefully read the Invitation, and agrees to all of the provisions in the Invitation, and in particular to its obligations thereunder.
- 7.2. The Participating Entity acknowledges and accepts the provisions of Section 9.8 (Reservation of Rights) of the Invitation, and without derogating from the generality of the provisions thereof, understands that the submission of this Pre-Qualification Submission shall not be deemed in any way to create an obligation on the part of the Tender Committee to announce the Participant's compliance (or the compliance of any of its Members or of its Experience Providers) 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.
- 7.3. The Participating Entity hereby warrants and represents that it complies and satisfies all

¹ Except for official and authenticated certificates of Israeli corporations submitted in Hebrew, certificates of incorporation and minutes of incorporation provided by a Participating Entity in any language other than English should be accompanied by a translation to English and a notarized statement of translation.

of the requirements stipulated in Sections 3.5.1-3.5.5 and in Section 3.5.7 – 3.5.9 of the Invitation;

7.4. Criminal Proceedings with respect to Offence² *[check applicable]*:

☐ The Participating Entity hereby warrants and represents that it complies with and satisfies all of the requirements stipulated in Section 3.5.6 of the Invitation;

☐ The Participating Entity does not comply with or satisfy the requirements stipulated in Section 3.5.6 of the Invitation; *[describe Offences in which the Participating Entity or any Interested Party thereof (including individuals) was convicted or indicted]*

7.5. The Participating Entity has not, directly or indirectly, induced or solicited any other Participating Entity 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 other Participating Entity to secure any advantage against any other Participant, or to secure any advantage against the Tender Committee or NTA or anyone interested in the Project;

7.6. The Participating Entity participates in the Pre-Qualification Process only within this Pre-Qualification Submission; and any incorporated Entity which exercises Control over the Participating Entity, any incorporated Entity under the common Control thereof, and any incorporated Entity Controlled thereby, does not participate in the Pre-Qualification Process except within this Pre-Qualification Submission; For purpose of the foregoing, the term Entity shall mean: any corporation, company partnership, recognized by law within its domicile, **including** individuals;

7.7. The Participating Entity acknowledges and accepts that if it or any of its members, subsidiaries, experience providers, sub-contractors, staff members or anyone on the Participating Entity's behalf or engaged thereby and affiliates of any of the foregoing are appointed as the Network Manager, they: (i) may not and will not be nominated and/or appointed as a Line Manager of a Metro Line Project; and (ii) will not be declared as a Successful Bidder in the Tender Process and/or in any competitive proceedings or other proceedings conducted in connection with the management and design of the Metro Line Projects;

7.8. To the best of the Participating Entity's knowledge, and with respect to those parts of the Pre-Qualification Submission concerned with the Participating Entity:

7.8.1. 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;

² In this Section 7.4, the term "**Interested Party**" shall not be deemed to include a large number of employees, pursuant to a voting agreement, as indicated in Section 6 of this Pre-Qualification Form "2".

- 7.8.2. The Pre-Qualification Submission is genuine and not collusive or sham; and
- 7.8.3. All the information contained in the Pre-Qualification Submission is true, accurate, complete and current as of the Pre-Qualification Submission Date.
8. If the Participating Entity is an Experience Provider, it shall also complete, execute and submit Attachment "A" to this Pre-Qualification Form "2".
9. This Pre-Qualification Submission shall be governed and construed in accordance with the provisions of all applicable Laws.
10. The applicable court in Tel Aviv shall have the sole jurisdiction over all matters and all disputes arising in connection with this Pre-Qualification Submission.

Faithfully yours,

Date

Stamp and Signature

I, the undersigned, _____, ☐ attorney-at-law ☐ public notary [*check applicable box*], hereby confirm that on _____, Mr./Mrs. _____, I.D. No. _____ appeared before me, and after being cautioned that he/she is required to state the truth, and that if he/she fails to do so he/she shall be liable to the punishments prescribed by law, signed this statement in my presence.

In addition, I, _____, ☐ attorney-at-law ☐ public notary [*check applicable box*], 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 / public notary

ATTACHMENT “A” TO PRE-QUALIFICATION FORM “2”

EXPERIENCE PROVIDER UNDERTAKINGS

*(To be completed by each Experience Provider on a separate form)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

I, _____, the undersigned, am making this affidavit on behalf of _____ (name of Experience Provider):

☐ The Experience Provider undertakes to serve as the [check applicable] ☐ Local Design Experience Provider ☐ Metro Management Experience Provider on behalf of the Participant, all in accordance with [check applicable] ☐ Section 3.3 ☐ Section 3.4 of the Invitation, and to be responsible for the provision of the respective services for which its was pre-qualified and as will be specified in the Tender Documents.

☐ The Experience Provider undertakes to enter into an agreement with the Participant, according to which the Experience Provider shall provide the respective services for which its was pre-qualified pursuant to Section 4 of the Invitation and as will be specified in the Tender Documents.

Faithfully yours,

Date

Stamp and Signature

I, the undersigned, _____, ☐ attorney-at-law ☐ public notary [check applicable box], hereby confirm that on _____, Mr./Mrs. _____, I.D. No. _____ appeared before me, and after being cautioned that he/she is required to state the truth, and that if he/she fails to do so he/she shall be liable to the punishments prescribed by law, signed this statement in my presence.

In addition, I, _____, ☐ attorney-at-law ☐ public notary [check applicable box], 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 / public notary

PRE-QUALIFICATION FORM “3”

PROJECT MANAGEMENT EXPERIENCE IN THE STATE OF ISRAEL

*(To be completed by the Member demonstrating compliance with the Pre-Qualification Requirement specified in Section 4.1. (Project Management Experience in the State of Israel) of the Invitation)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

I, _____, the undersigned, am making this affidavit on behalf of _____ (name of Member):

Project Details	Project			
	“1”	“2”	“3”	“4”
Name of project				
Description of Project:				
Type of project	☐ Transportation Project ☐ Infrastructure Project ☐ Multidiscipline Infrastructure Project	☐ Transportation Project ☐ Infrastructure Project ☐ Multidiscipline Infrastructure Project	☐ Transportation Project ☐ Infrastructure Project ☐ Multidiscipline Infrastructure Project	☐ Transportation Project ☐ Infrastructure Project ☐ Multidiscipline Infrastructure Project
Location of project (city and country)				
Type of Member	☐ Local Entity	☐ Local Entity	☐ Local Entity	☐ Local Entity
Prime responsibility in the project	☐ Design Management ☐ Construction Management	☐ Design Management ☐ Construction Management	☐ Design Management ☐ Construction Management	☐ Design Management ☐ Construction Management
Period during which the Member managed the project (from-until) [MM/YYYY]	From: _____ Until: _____	From: _____ Until: _____	From: _____ Until: _____	From: _____ Until: _____
Contract Value (in NIS)	_____	_____	_____	_____
The project was Completed or	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No

Project Details	Project			
Completed Design				
Type of Completion	☐ Completed ☐ Completed Design	☐ Completed ☐ Completed Design	☐ Completed ☐ Completed Design	☐ Completed ☐ Completed Design
If Completed:	☐ commenced operation ☐ final payment invoice approved by client ☐ final/provisional acceptance certificate issued by client ☐ client issued confirmation regrading completion of all project works	☐ commenced operation ☐ final payment invoice approved by client ☐ final/provisional acceptance certificate issued by client ☐ client issued confirmation regrading completion of all project works	☐ commenced operation ☐ final payment invoice approved by client ☐ final/provisional acceptance certificate issued by client ☐ client issued confirmation regrading completion of all project works	☐ commenced operation ☐ final payment invoice approved by client ☐ final/provisional acceptance certificate issued by client ☐ client issued confirmation regrading completion of all project works
Date of project Completion or Completion Design (as applicable) [MM/YYYY]				
Client Details and Contact Person Information				
The Entity primarily responsible for the Design Management or Construction Management (as	☐ The Member ☐ A Subsidiary thereof ☐ A second tier	☐ The Member ☐ A Subsidiary thereof ☐ A second tier	☐ The Member ☐ A Subsidiary thereof ☐ A second tier	☐ The Member ☐ A Subsidiary thereof ☐ A second tier

Project Details	Project			
applicable) of the referenced project <i>[check the applicable box]</i> In each case, in compliance with the requirements of Section 6.1 of the Invitation	Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof	Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof	Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof	Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof
Effective percentage of holdings of all Means of Control <i>[if applicable]</i>	_____ %	_____ %	_____ %	_____ %
Direct/Indirect holding <i>[if applicable]</i>	☐ Direct ☐ Indirect	☐ Direct ☐ Indirect	☐ Direct ☐ Indirect	☐ Direct ☐ Indirect

Additional Relevant Information:

To the extent the referenced project was not executed by the Member itself, please provide details with respect to the entity which executed the referenced project and the connection between such entity and the Member (please include a chart describing the structure of holdings). To the extent the referenced project was executed by a Sister Company, please complete Attachment "A" hereto.

Faithfully yours,

Date

Stamp and Signature

I, the undersigned, _____, ☐ attorney-at-law ☐ public notary *[check applicable box]*, hereby confirm that on _____, Mr./Mrs. _____, I.D./passport No. _____ appeared before me, and after being cautioned that he/she is required to state the truth, and that if he/she fails to do so he/she shall be liable to the punishments prescribed by law, signed this statement in my presence.

In addition, I, _____, ☐ attorney-at-law ☐ public notary *[check applicable box]*, hereby do attest and confirm that _____ is authorized to sign on behalf of _____, and to commit it for purposes of the above stated Tender Form, for all purposes and intents.

Attorney-at-Law / public notary

ATTACHMENT “A” TO PRE-QUALIFICATION FORM “3”

PARENT COMPANY/SISTER COMPANY UNDERTAKINGS

(To be completed to the extent the referenced project was managed or designed (as applicable) by a Sister Company)

(Capitalized terms shall have the meaning ascribed to them in the Invitation)

To:

Chairman of the Tender Committee

NTA – Metropolitan Mass Transit System Ltd.

Holon

Dear Sir,

Re: Invitation for Pre-Qualification to Participate in a Tender for the Management of
(each of) the Tel Aviv Metropolitan Metro Lines
(the “Invitation”)

I, _____, the undersigned, am making this affidavit on behalf of _____ (name of Parent Company/Sister Company), ☐ a Parent Company of both _____ (name of Participating Entity) and _____ (name of Sister Company) ☐ a Sister Company [check applicable] of the Demonstrating Entity.

_____ (name of Parent Company/Sister Company) hereby warrants and represents that, in the event that the bidder in which the Demonstrating Entity participates will be declared as a Successful Bidder:

1. ☐ [to be completed by a Parent Company]

It will provide the Demonstrating Entity (either by itself or by procuring and verifying that a Sister Company of the Demonstrating Entity provides) assistance and support, including information with respect to its experience, expertise, or professional qualification, and any resources (human resources, technical resources and other resources), and training necessary or required for the Demonstrating Entity to provide and perform its duties and obligations pursuant to the Agreement.

2. ☐ [to be completed by a Sister Company]:

It will provide the Demonstrating Entity any information with respect to its experience, expertise, or professional qualification, and any resources (human resources, technical resources and other resources), and training necessary or required for the Demonstrating Entity to provide and perform its duties and obligations pursuant to the Agreement.

Faithfully yours,

Date

Stamp and Signature

I, the undersigned, _____, ☐ attorney-at-law ☐ public notary *[check applicable box]*, hereby confirm that on _____, Mr./Mrs. _____, I.D./passport No. _____ appeared before me, and after being cautioned that he/she is required to state the truth, and that if he/she fails to do so he/she shall be liable to the punishments prescribed by law, signed this statement in my presence.

In addition, I, _____, ☐ attorney-at-law ☐ public notary *[check applicable box]*, 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 / public notary

PRE-QUALIFICATION FORM “4”

EXPERIENCE IN CONSTRUCTION MANAGEMENT OF METRO PROJECTS

*(To be completed by the Entity demonstrating compliance with the Pre-Qualification Requirement specified in Section 4.2 (Experience in Construction Management of Metro Projects) of the Invitation)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

I, _____, the undersigned, am making this affidavit on behalf of _____ (name of Metro Management Member/Metro Management Experience Provider) ☐ the Metro Management Member ☐ the Metro Management Experience Provider [check applicable] (the “**Demonstrating Entity**”):

Project Details	Project			
	“1”	“2”	“3”	“4”
Name of project				
Description of Project:				
Type of project	☐ Metro Project	☐ Metro Project	☐ Metro Project	☐ Metro Project
Location of project (city and country)				
Demonstrating Entity's role in the project	☐ Construction Management	☐ Construction Management	☐ Construction Management	☐ Construction Management
Period during which the Demonstrating Entity managed the project (from-until) [MM/YYYY]	From: _____ Until: _____	From: _____ Until: _____	From: _____ Until: _____	From: _____ Until: _____
Type of Completion	☐ commenced operation ☐ final payment invoice approved by client ☐ final/provisional acceptance certificate issued by client	☐ commenced operation ☐ final payment invoice approved by client ☐ final/provisional acceptance certificate issued by client	☐ commenced operation ☐ final payment invoice approved by client ☐ final/provisional acceptance certificate issued by client	☐ commenced operation ☐ final payment invoice approved by client ☐ final/provisional acceptance certificate issued by client

Project Details	Project			
	☐ client issued confirmation regrading completion of all project works	☐ client issued confirmation regrading completion of all project works	☐ client issued confirmation regrading completion of all project works	☐ client issued confirmation regrading completion of all project works
Date of project Completion [MM/YYYY]				
Length of Tracks (in Km)				
No. of underground Stations				
Client Details and Contact Person Information				
The Entity primarily responsible for the Construction Management in the referenced project <i>[check the applicable box]</i> In each case, in compliance with the requirements of Section 6.1 of the Invitation	☐ The Demonstrating Entity ☐ A Subsidiary thereof ☐ A second tier Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof	☐ The Demonstrating Entity ☐ A Subsidiary thereof ☐ A second tier Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof	☐ The Demonstrating Entity ☐ A Subsidiary thereof ☐ A second tier Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof	☐ The Demonstrating Entity ☐ A Subsidiary thereof ☐ A second tier Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof
Effective percentage of holdings of all Means of Control <i>[if applicable]</i>	_____ %	_____ %	_____ %	_____ %

Project Details	Project			
Direct/Indirect holding [if applicable]	☐ Direct ☐ Indirect	☐ Direct ☐ Indirect	☐ Direct ☐ Indirect	☐ Direct ☐ Indirect

Additional Relevant Information:

To the extent the referenced project was not executed by the Metro Management Member/Metro Management Experience Provider itself, please provide details with respect to the entity which executed the referenced project and the connection between such entity and the Metro Management Member/Metro Management Experience Provider (please include a chart describing the structure of holdings). To the extent the referenced project was executed by a Sister Company, please complete Attachment "A" hereto.

Faithfully yours,

Date

Stamp and Signature

I, the undersigned, _____, ☐ attorney-at-law ☐ public notary [check applicable box], hereby confirm that on _____, Mr./Mrs. _____, I.D./passport No. _____ appeared before me, and after being cautioned that he/she is required to state the truth, and that if he/she fails to do so he/she shall be liable to the punishments prescribed by law, signed this statement in my presence.

In addition, I, _____, ☐ attorney-at-law ☐ public notary [check applicable box], hereby do attest and confirm that _____ is authorized to sign on behalf of _____, and to commit it for purposes of the above stated Tender Form, for all purposes and intents.

Attorney-at-Law / public notary

ATTACHMENT “A” TO PRE-QUALIFICATION FORM “4”

PARENT COMPANY/SISTER COMPANY UNDERTAKINGS

(To be completed to the extent the referenced project was managed or designed (as applicable) by a Sister Company)

(Capitalized terms shall have the meaning ascribed to them in the Invitation)

To:

Chairman of the Tender Committee

NTA – Metropolitan Mass Transit System Ltd.

Holon

Dear Sir,

Re: Invitation for Pre-Qualification to Participate in a Tender for the Management of
(each of) the Tel Aviv Metropolitan Metro Lines
(the “Invitation”)

I, _____, the undersigned, am making this affidavit on behalf of _____ (name of Parent Company/Sister Company), ☐ a Parent Company of both _____ (name of Participating Entity) and _____ (name of Sister Company) ☐ a Sister Company [check applicable] of the Demonstrating Entity.

_____ (name of Parent Company/Sister Company) hereby warrants and represents that, in the event that the bidder in which the Demonstrating Entity participates will be declared as a Successful Bidder:

3. ☐ [to be completed by a Parent Company]

It will provide the Demonstrating Entity (either by itself or by procuring and verifying that a Sister Company of the Demonstrating Entity provides) assistance and support, including information with respect to its experience, expertise, or professional qualification, and any resources (human resources, technical resources and other resources), and training necessary or required for the Demonstrating Entity to provide and perform its duties and obligations pursuant to the Agreement.

4. ☐ [to be completed by a Sister Company]:

It will provide the Demonstrating Entity any information with respect to its experience, expertise, or professional qualification, and any resources (human resources, technical resources and other resources), and training necessary or required for the Demonstrating Entity to provide and perform its duties and obligations pursuant to the Agreement.

Faithfully yours,

Date

Stamp and Signature

I, the undersigned, _____, ☐ attorney-at-law ☐ public notary *[check applicable box]*, hereby confirm that on _____, Mr./Mrs. _____, I.D./passport No. _____ appeared before me, and after being cautioned that he/she is required to state the truth, and that if he/she fails to do so he/she shall be liable to the punishments prescribed by law, signed this statement in my presence.

In addition, I, _____, ☐ attorney-at-law ☐ public notary *[check applicable box]*, 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 / public notary

PRE-QUALIFICATION FORM “5”

DESIGN EXPERIENCE IN LRT/METRO AND RAIL PROJECTS

*(To be completed by the Member demonstrating compliance with the Pre-Qualification Requirement specified in Section 4.3 (Design Experience in LRT/Metro and Rail Projects) of the Invitation)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

I, _____, the undersigned, am making this affidavit on behalf of _____ (name of Member):

Project Details	Project			
	“1”	“2”	“3”	“4”
Name of project				
Description of Project:				
Type of project	☐ LRT Project ☐ Metro Project ☐ Rail Project ☐ Depot Project	☐ LRT Project ☐ Metro Project ☐ Rail Project ☐ Depot Project	☐ LRT Project ☐ Metro Project ☐ Rail Project ☐ Depot Project	☐ LRT Project ☐ Metro Project ☐ Rail Project ☐ Depot Project
Location of project (city and country)				
Member's role in the project	☐ Lead Designer ☐ Primarily responsible for the Design	☐ Lead Designer ☐ Primarily responsible for the Design	☐ Lead Designer ☐ Primarily responsible for the Design	☐ Lead Designer ☐ Primarily responsible for the Design
Date of commencement of Member's role in the project [MM/YYYY]				
The Member was responsible for the Design of a Depot	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No

Project Details	Project			
Length of Tracks (in Km)				
No. of underground Stations (if applicable)				
Design integration disciplines under the responsibility of the Member in a Rail Project	☐ civil engineering ☐ architecture ☐ tunneling ☐ power systems ☐ signaling and train control systems ☐ communication systems ☐ tracks ☐ rolling stock ☐ Depot maintenance equipment	☐ civil engineering ☐ architecture ☐ tunneling ☐ power systems ☐ signaling and train control systems ☐ communication systems ☐ tracks ☐ rolling stock ☐ Depot maintenance equipment	☐ civil engineering ☐ architecture ☐ tunneling ☐ power systems ☐ signaling and train control systems ☐ communication systems ☐ tracks ☐ rolling stock ☐ Depot maintenance equipment	☐ civil engineering ☐ architecture ☐ tunneling ☐ power systems ☐ signaling and train control systems ☐ communication systems ☐ tracks ☐ rolling stock ☐ Depot maintenance equipment
Date of commencement of the project Delivery Phase (RP) [MM/YYYY]				
The project reached Commercial Operation	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No
The project includes a signaling and train control system designed in accordance with Applicable EN Standards	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No	☐ Yes ☐ No
Client Details and				

Project Details	Project			
Contact Person Information				
The Entity acting as Lead Designer/primarily responsible for the Design in the referenced project <i>[check the applicable box]</i> In each case, in compliance with the requirements of Section 6.1 of the Invitation	☐ The Member ☐ A Subsidiary thereof ☐ A second tier Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof	☐ The Member ☐ A Subsidiary thereof ☐ A second tier Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof	☐ The Member ☐ A Subsidiary thereof ☐ A second tier Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof	☐ The Member ☐ A Subsidiary thereof ☐ A second tier Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof
Effective percentage of holdings of all Means of Control <i>[if applicable]</i>	_____ %	_____ %	_____ %	_____ %
Direct/Indirect holding <i>[if applicable]</i>	☐ Direct ☐ Indirect	☐ Direct ☐ Indirect	☐ Direct ☐ Indirect	☐ Direct ☐ Indirect

Additional Relevant Information:

To the extent the referenced project was not executed by the Member itself, please provide details with respect to the entity which executed the referenced project and the connection between such entity and the Member (please include a chart describing the structure of holdings)). To the extent the referenced project was executed by a Sister Company, please complete Attachment "A" hereto.

Faithfully yours,

Date

Stamp and Signature

I, the undersigned, _____, ☐ attorney-at-law ☐ public notary *[check applicable box]*, hereby confirm that on _____, Mr./Mrs. _____, I.D. No. _____ appeared before me, and after being cautioned that he/she is required to state the truth, and that if he/she fails to do so he/she shall be liable to the punishments prescribed by law, signed this statement in my presence.

In addition, I, _____, ☐ attorney-at-law ☐ public notary *[check applicable box]*, 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 / public notary

ATTACHMENT “A” TO PRE-QUALIFICATION FORM “5”

PARENT COMPANY/SISTER COMPANY UNDERTAKINGS

(To be completed to the extent the referenced project was managed or designed (as applicable) by a Sister Company)

(Capitalized terms shall have the meaning ascribed to them in the Invitation)

To:
Chairman of the Tender Committee
NTA – Metropolitan Mass Transit System Ltd.
Holon

Dear Sir,

Re: Invitation for Pre-Qualification to Participate in a Tender for the Management of
(each of) the Tel Aviv Metropolitan Metro Lines
(the “Invitation”)

I, _____, the undersigned, am making this affidavit on behalf of _____ *(name of Parent Company/Sister Company)*, ☐ a Parent Company of both _____ *(name of Participating Entity)* and _____ *(name of Sister Company)* ☐ a Sister Company *[check applicable]* of the Demonstrating Entity.

_____ *(name of Parent Company/Sister Company)* hereby warrants and represents that, in the event that the bidder in which the Demonstrating Entity participates will be declared as a Successful Bidder:

5. ☐ *[to be completed by a Parent Company]*

It will provide the Demonstrating Entity (either by itself or by procuring and verifying that a Sister Company of the Demonstrating Entity provides) assistance and support, including information with respect to its experience, expertise, or professional qualification, and any resources (human resources, technical resources and other resources), and training necessary or required for the Demonstrating Entity to provide and perform its duties and obligations pursuant to the Agreement.

6. ☐ *[to be completed by a Sister Company]:*

It will provide the Demonstrating Entity any information with respect to its experience, expertise, or professional qualification, and any resources (human resources, technical resources and other resources), and training necessary or required for the Demonstrating Entity to provide and perform its duties and obligations pursuant to the Agreement.

Faithfully yours,

Date

Stamp and Signature

I, the undersigned, _____, ☐ attorney-at-law ☐ public notary *[check applicable box]*, hereby confirm that on _____, Mr./Mrs. _____, I.D./passport No. _____ appeared before me, and after being cautioned that he/she is required to state the truth, and that if he/she fails to do so he/she shall be liable to the punishments prescribed by law, signed this statement in my presence.

In addition, I, _____, ☐ attorney-at-law ☐ public notary *[check applicable box]*, 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 / public notary

PRE-QUALIFICATION FORM “6”

DESIGN EXPERIENCE OF TRANSPORTATION PROJECTS IN THE STATE OF ISRAEL

*(To be completed by the Entity demonstrating compliance with the Pre-Qualification Requirement specified in Section 4.4 (Design Experience of Transportation Projects in the State of Israel) of the Invitation)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

I, _____, the undersigned, am making this affidavit on behalf of _____ (name of Local Design Member/Local Design Experience Provider) ☐ the Local Design Member ☐ the Design Local Experience Provider [check applicable] (the “**Demonstrating Entity**”):

Project Details	Project			
	“1”	“2”	“3”	“4”
Name of project				
Description of Project:				
Type of project	☐ Transportation Project	☐ Transportation Project	☐ Transportation Project	☐ Transportation Project
Location of project (city and country)				
Demonstrating Entity's role in the project	☐ Lead Designer	☐ Lead Designer	☐ Lead Designer	☐ Lead Designer
Date of commencement of Demonstrating Entity's role in the project				
Contract Value (in NIS)				
Date of commencement of the project Delivery Phase (RP) [MM/YYYY]				
Date of project Completion Design [MM/YYYY]				

Project Details	Project			
Client Details and Contact Person Information				
The Entity acting as Lead Designer in the referenced project <i>[check the applicable box]</i> In each case, in compliance with the requirements of Section 6.1 of the Invitation	☐ The Demonstrating Entity ☐ A Subsidiary thereof ☐ A second tier Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof	☐ The Demonstrating Entity ☐ A Subsidiary thereof ☐ A second tier Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof	☐ The Demonstrating Entity ☐ A Subsidiary thereof ☐ A second tier Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof	☐ The Demonstrating Entity ☐ A Subsidiary thereof ☐ A second tier Subsidiary thereof ☐ A third tier Subsidiary thereof ☐ A fourth tier Subsidiary thereof ☐ A Sister Company thereof ☐ A Parent Company thereof
Effective percentage of holdings of all Means of Control <i>[if applicable]</i>	_____ %	_____ %	_____ %	_____ %
Direct/Indirect holding <i>[if applicable]</i>	☐ Direct ☐ Indirect	☐ Direct ☐ Indirect	☐ Direct ☐ Indirect	☐ Direct ☐ Indirect

Additional Relevant Information:

To the extent the referenced project was not executed by the Local Design Member/Local Design Experience Provider itself, please provide details with respect to the entity which executed the referenced project and the connection between such entity and the Local Design Member/Local Design Experience Provider (please include a chart describing the structure of holdings). To the extent the referenced project was executed by a Sister Company, please complete Attachment "A" hereto.

Faithfully yours,

Date

Stamp and Signature

I, the undersigned, _____, ☐ attorney-at-law ☐ public notary [*check applicable box*], hereby confirm that on _____, Mr./Mrs. _____, I.D./passport No. _____ appeared before me, and after being cautioned that he/she is required to state the truth, and that if he/she fails to do so he/she shall be liable to the punishments prescribed by law, signed this statement in my presence.

In addition, I, _____, ☐ attorney-at-law ☐ public notary [*check applicable box*], hereby do attest and confirm that _____ is authorized to sign on behalf of _____, and to commit it for purposes of the above stated Tender Form, for all purposes and intents.

Attorney-at-Law / public notary

ATTACHMENT “A” TO PRE-QUALIFICATION FORM “6”

PARENT COMPANY/SISTER COMPANY UNDERTAKINGS

(To be completed to the extent the referenced project was managed or designed (as applicable) by a Sister Company)

(Capitalized terms shall have the meaning ascribed to them in the Invitation)

To:
Chairman of the Tender Committee
NTA – Metropolitan Mass Transit System Ltd.
Holon

Dear Sir,

Re: Invitation for Pre-Qualification to Participate in a Tender for the Management of
(each of) the Tel Aviv Metropolitan Metro Lines
(the “Invitation”)

I, _____, the undersigned, am making this affidavit on behalf of _____ *(name of Parent Company/Sister Company)*, ☐ a Parent Company of both _____ *(name of Participating Entity)* and _____ *(name of Sister Company)* ☐ a Sister Company *[check applicable]* of the Demonstrating Entity.

_____ *(name of Parent Company/Sister Company)* hereby warrants and represents that, in the event that the bidder in which the Demonstrating Entity participates will be declared as a Successful Bidder:

7. ☐ *[to be completed by a Parent Company]*

It will provide the Demonstrating Entity (either by itself or by procuring and verifying that a Sister Company of the Demonstrating Entity provides) assistance and support, including information with respect to its experience, expertise, or professional qualification, and any resources (human resources, technical resources and other resources), and training necessary or required for the Demonstrating Entity to provide and perform its duties and obligations pursuant to the Agreement.

8. ☐ *[to be completed by a Sister Company]:*

It will provide the Demonstrating Entity any information with respect to its experience, expertise, or professional qualification, and any resources (human resources, technical resources and other resources), and training necessary or required for the Demonstrating Entity to provide and perform its duties and obligations pursuant to the Agreement.

Faithfully yours,

Date

Stamp and Signature

I, the undersigned, _____, ☐ attorney-at-law ☐ public notary *[check applicable box]*, hereby confirm that on _____, Mr./Mrs. _____, I.D./passport No. _____ appeared before me, and after being cautioned that he/she is required to state the truth, and that if he/she fails to do so he/she shall be liable to the punishments prescribed by law, signed this statement in my presence.

In addition, I, _____, ☐ attorney-at-law ☐ public notary *[check applicable box]*, 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 / public notary

PRE-QUALIFICATION FORM “7”

FINANCIAL PRE-QUALIFICATION REQUIREMENTS

*(To be completed by each Member and Experience Provider of the Participant, on a separate form)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

I, _____, the undersigned, am making this affidavit on behalf of _____ (name of Member or Experience Provider (as applicable), hereinafter: the “**Company**” or “**Local Company**” (as applicable)), a ☐ Member ☐ Experience Provider of the Participant [check applicable]:

1. Financial Data of _____ (name of [Local] Company): (*)

1.1. Turnover

Year	$t - 2$	$t - 1$	t
Turnover (TO) – original currency [name the currency]			
Currency exchange rate			
Turnover (TO) – NIS			
[Local] Company's Weighted Average Turnover (NIS)			

$$[\text{Local}] \text{ Company's Weighted Average Turnover} = \frac{3 * TO_t + 2 * (TO_{t-1}) + 1 * (TO_{t-2})}{6}$$

TO_t = [Local] Company's annual Turnover for year t.

t = most recent annual Financial Statement (provided such is not earlier than for the year 2019).

1.2. Operating Cash Flow

Year	$t - 2$	$t - 1$	t
Operating Cash Flow (CF) – original currency [name the currency]			
[Local] Company's Weighted Average Operating Cash Flow – original currency			

$$\begin{aligned} & \text{[Local] Company's Weighted Average Operating Cash Flow} \\ &= \frac{3 * CF_t + 2 * (CF_{t-1}) + 1 * (CF_{t-2})}{6} \end{aligned}$$

CF_t = [Local] Company's Operating Cash Flow for year t.

t = most recent annual Financial Statement (provided such is not earlier than for the year 2019).

The undersigned's Weighted Average Operating Cash Flow: *[check applicable]*

☐ is not negative.

☐ is negative, and the ratio between:

(a) the absolute value of *[check applicable]* ☐ the undersigned's Weighted Average Operating Cash Flow; or ☐ the undersigned's Operating Cash Flow based on its most recent annual Financial Statements (not earlier than for the year 2019), and

(b) the undersigned's equity based on its most recent annual Financial Statements (not earlier than for the year 2019),

is less than 25%.

(*) All data in this Pre-Qualification Form, save for the data in Section 1.2, is to be presented in NIS, in accordance with the provisions of Section 6.2 (Exchange of Currency) or 6.3 (Conversion of Other Currencies) (as applicable) of the Invitation.

2. Attached to this Pre-Qualification Form "7" are the Financial Statements of _____ for the years _____, _____, _____ (to be completed as applicable).

Faithfully yours,

Date

Stamp and Signature

I, the undersigned, _____, ☐ attorney-at-law ☐ public notary *[check applicable box]*, hereby confirm that on _____, Mr./Mrs. _____, I.D./passport No. _____ appeared before me, and after being cautioned that he/she is required to state the truth, and that if he/she fails to do so he/she shall be liable to the punishments prescribed by law, signed this statement in my presence.

In addition, I, _____, ☐ attorney-at-law ☐ public notary *[check applicable box]*, hereby do attest and confirm that _____ is authorized to sign on behalf of _____, and to commit it for purposes of the above stated Tender Form, for all purposes and intents.

Attorney-at-Law / public notary

PRE-QUALIFICATION FORM “8”

FORM OF AFFIDAVIT

*(To be completed, to the extent required under Law, by each Entity incorporated in the State of Israel, or registered in Israel as a Foreign Company as defined under the Companies Law 1999)
(Capitalized terms shall have the meaning ascribed to them in the Invitation)*

Affidavit

Pursuant to Article 2b1(a) of the Public Entities Transactions Law (Enforcement of Bookkeeping, Payment of Tax Duties and Minimum Wages and Lawful Employment of Foreign Workers), 5736 – 1976:

I, the undersigned, _____, bearer of ID no. _____, after having been forewarned that I am to declare the truth and that I will be subject to the penalties prescribed by law should I refrain from doing so, hereby declare in writing as follows:

1. I serve as a manager in _____ Ltd. (the [check the applicable] ☐ “**Member**” / ☐ “**Experience Provider**”) (hereinafter: the “**Stating Entity**”) and I am duly authorized to provide this affidavit on its behalf.
2. The terms and phrases in this affidavit are in accordance with their meaning as ascribed in the “Invitation for Pre-Qualification to Participate in a Tender for the Management of (each of) the Tel Aviv Metropolitan Metro Lines” of August 2021 and the Public Entities Transactions Law (Enforcement of Bookkeeping, Payment of Tax Duties and Minimum Wages and Lawful Employment of Foreign Workers), 5736 – 1976 (the “**Public Transactions Law**”).
3. I hereby declare that the Stating Entity is in compliance with the following [check the applicable]:
 - ☐ Alternative A – The provisions of Article 9 of the Equal Rights for People with Disabilities Law, 5758-1998 (“**Equal Rights Law**”) do not apply to the Stating Entity.
 - ☐ Alternative B – The provisions of Article 9 of the Equal Rights Law apply to the Stating Entity, and it is in compliance with them, and the following applies [check the applicable]:
 - ☐ The Stating Entity does not employ over 100 employees;
 - ☐ The Stating Entity employs over 100 employees, and [check the applicable]:
 - ☐ declares that it will apply to the general manager of the Ministry of Labor, Social Affairs and Social Services for the evaluation of its compliance with its obligation under Article 9 of the Equal Rights Law, and should it be deemed necessary – be provided with guidance for their compliance; or

- ☐ declares that it had previously applied to the general manager of the Ministry of Labor, Social Affairs and Social Services for the scrutiny of its compliance with its obligation under Article 9 of the Equal Rights Law, and, if it was provided with guidance for compliance with them, it had acted accordingly.

If this declaration is made pursuant to Alternative B above, the Stating Entity hereby commits, within 30 days of the Bid Submission Date, to provide a copy of this declaration to the general manager of the Ministry of Labor, Social Affairs and Social Services.

4. This confirmation is in addition to the approvals required under Article 2(a) of the Public Entities Transactions Law, which are attached hereto.

This is my name, this is my signature and all of the above is the truth.

Date

Name and Signature

CERTIFICATION

I, the undersigned, _____, ☐ attorney-at-law ☐ public notary [*check applicable box*], hereby confirm that on _____, Mr./Mrs. _____, I.D. No. _____ appeared before me, and after being cautioned that he/she is required to state the truth, and that if he/she fails to do so he/she shall be liable to the punishments prescribed by law, signed this statement in my presence.

In addition, I, _____, ☐ attorney-at-law ☐ public notary [*check applicable box*], hereby do attest and confirm that _____ is authorized to sign on behalf of _____, and to commit it for purposes of the above stated Tender Form, for all purposes and intents.

Attorney-at-Law / public notary