

TEP Energieprojekte GmbH & Co. KG



Framework agreement for delivery and service of battery storage projects in Germany for Trianel Energieprojekte GmbH & Co. KG

Reference No.: TEP_GRG_01-2026_

Application documents (forms)

These application documents include the following forms and checklists:

1. Covering letter and checklist
2. Declaration of candidate consortium (if applicable)
3. Self-declaration regarding exclusion criteria (Sec. 123, 124 GWB) [PL1]
4. Self-declaration on the company [PL2]
5. Self-declaration on the 5th EU package of sanctions ("RUS sanctions") [PL3]
6. Self-declaration concerning the economic and financial capabilities of the applicant (total turnover) [WL1]
7. Self-declaration concerning the economic and financial capabilities of the applicant (annual turnover with comparable services) [WL2]
8. Reference projects – experience as a company in projects of similar characteristics within the last five years (self-declaration) [TL]

Please note:

These application forms provided must be used. Please submit your documents in the order of this document.

The tender documents issued during the tender phase contain confidential information. The tender documents will therefore only be issued with invitation to tender to those tenderers who have submitted their application to participate together with a signed copy of the NDA (Confidentiality Agreement) enclosed in the application documents.

Applications must be submitted exclusively electronically using the procurement platform "Deutsches Vergabeportal (DTVP)". Applications submitted in any other way (e.g. e-mail or by letter) will be disregarded.

1) Covering letter and checklist

Applicant or candidate consortium

Postal address (in case of a candidate consortium only name the postal address of the authorized representative of the entity)

TEP Energieprojekte GmbH & Co. KG
- Application Framework Agreement Battery Storage Projects -
Krefelder Straße 203
52070 Aachen
Germany

place/ date

APPLICATION

regarding the negotiated procedure with prior call for competition „Framework agreement for delivery and service of battery storage projects in Germany for Trianel Energieprojekte GmbH & Co. KG“

My/our application includes the following statements and information:

Information about the applicant

- ☐ Covering letter (this document)
- ☐ Confidentiality Agreement (NDA) (separate document - to be signed by the applicant. Amendments or proposed adjustments are not permitted. The NDA primarily serves to enable the tender phase, as the tender documents can only be issued once it has been signed.)
- ☐ Declaration of candidate consortium (if applicable)

Suitability to pursue the professional activity

- ☐ Self-declaration regarding exclusion criteria (Sec. 123, 124 GWB) [PL1]
- ☐ Self-declaration on the company [PL2]
- ☐ Self-declaration on the 5th EU package of sanctions ("RUS sanctions") [PL3]

Economic and financial standing

- ☐ Self-declaration concerning the economic and financial capabilities of the applicant (total turnover) [WL1]
- ☐ Self-declaration concerning the economic and financial capabilities of the applicant (annual turnover with comparable services) [WL2]

Technical and professional ability

- ☐ Reference projects – experience as a company in projects of similar characteristics within the last five years (self-declaration) [TL]

The following contact person is appointed to answer questions and receive information regarding this tender (for legal entities: authorised representative):

Name:	
E-Mail:	
Phone:	

My/our application is based on the contract notice and the application documents. I/we hereby declare that

- my/our company has not been excluded from participation in the competition for public contracts awarded by the Federal Republic of Germany following a decision taken by the German government concerning the exclusion of applicants and bidders due to unreliability. Nor has it been excluded due to a corresponding misdemeanour in a federal state,
- I/we have not committed a serious offence that would call into question my/our reliability as a applicant.

I/we agree that in the event of an exclusion due to unreliability, my/our company and the exclusion offence may be reported to the register of unreliable companies at the Federal Office of Economic Affairs and Export Control and stored until re-admission, but for no longer than six months. I/we also agree that the register may forward the stored information to other German contract-awarding authorities to assess my reliability within the scope of a procurement procedure.

I/we are aware that knowingly providing false information in declarations in relation to professional activity, economic and financial standing and technical and professional ability may lead to our exclusion from the award of contract. I/we are aware that making an incorrect declaration may lead to the exclusion of my/our company from the award procedure and to the termination without notice of any awarded public contract due to the breach of a contractual accessory obligation for good cause.

Place/ date

Name of the declarant

(In case of a consortium only name the authorised representative)

2) Declaration of candidate consortium (if applicable)

Candidate consortium:	
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We, the following members of the consortium

Member	
Adopted Section	
Member	
Adopted Section	
Member	
Adopted Section	
Member	
Adopted Section	
Member	
Adopted Section	

decide to form a consortium in case of being awarded the contract (applicants shall add a separate paper in case of more than five consortium members)

Authorised representative of the consortium	
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We resolve, if a contract is awarded, to form a working syndicate and declare, that the authorised representative will represent the members toward the contracting authority with

legally binding effect, is authorised to accept payments with debt-discharging effect, and that all members are jointly and severally liable.

Place/ date

Name of the declarant

Place/ date

Name of the declarant

Place/ date

Name of the declarant

Place/ date

Name of the declarant

Place/ date

Name of the declarant

3) Self-declaration regarding exclusion criteria (Sec. 123, 124 GWB) [PL1]

Applicant:	
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1.) I/we hereby confirm that an enterprise will be excluded from the participation in an award procedure, if the contracting authority has knowledge that a person whose conduct is attributable to the enterprise, has been legally convicted under

- a. section 129 of the penal code (forming criminal organisations), section 129a of the penal code (forming terrorist organisations), section 129b of the penal code (criminal and terrorist organisations abroad),
- b. section 89c of the penal code (financing of terrorism) or in regard with the participation in such an offence or in regard with the provision or collection of financial means that all or part of shall be knowingly used for an offence referred to in section 89c paragraph 2 no. 2 of the penal code,
- c. section 261 of the penal code (money laundering; hiding unlawfully obtained financial benefits),
- d. section 263 of the penal code (fraud), where the criminal offence has been committed against the general budget of the European Communities or against budgets administered by the European Communities or on their behalf,
- e. section 264 of the penal code (subsidy fraud), where the criminal offence has been committed against the general budget of the European Communities or against budgets administered by the European Communities or on their behalf,
- f. section 299 of the penal code (taking and giving bribes in commercial practice),
- g. section 108e of the penal code (bribing delegates) and section 108f of the penal code
- h. sections 333 and 334 of the penal code (giving bribes), each also in conjunction with section 335a of the penal code (foreign and international public officials),
- i. article 2 section 2 of the law on combating international corruption (bribery of Foreign Public Officials in International Business Transactions) or
- j. sections 232 and 233 of the penal code (human trafficking) or section 233a of the penal code (assisting in human trafficking).

A violation of these provisions shall be treated as equivalent to violations of penal provisions in other states. The conduct of a legally convicted person shall be attributed to an enterprise if he acted responsibly in conducting business on behalf of the enterprise or if supervisory or organisational fault under Article 130 of the Code of Administrative Offences (OWiG) lies with a person in connection with the conduct of another legally convicted person acting on behalf of the enterprise.

I/we herewith confirm that none of the aforementioned criminal acts justifying the exclusion of the award procedure have been committed.

In case such a self-declaration can not be provided, the charges brought, the investigating authority and the current status of the proceedings shall be outlined briefly.

2.) I/we herewith confirm that I/we have fulfilled my/our obligations with respect to the payment of taxes, social security contributions and – if applicable – professional association contributions.

3.) I am/we are aware that an enterprise may be excluded from the award procedure, if

- a. the enterprise has demonstrably violated applicable environmental, social or labour law obligations in conjunction with the execution of public contracts,
- b. the enterprise is insolvent, insolvency proceedings or equivalent proceedings have been opened or applied for in respect of the assets of the enterprise, such proceedings have not been opened due to insufficient assets, the enterprise is being liquidated or has ceased its economic activity,
- c. the enterprise has demonstrably committed grave misconduct in professional matters calling into questions the integrity of the enterprise; sections 123 paragraph 3 of the Act against Restraints of Competition shall apply *mutatis mutandis*,
- d. the contracting authority has sufficient grounds to conclude that the enterprise has made arrangements with other enterprises, which have as their object or effect the prevention, restriction or distortion of competition,
- e. a conflict of interest arises in regard with the execution of the award procedure, which calls into questions the impartiality and independence of a person acting for the contracting authority and can't be resolved by less severe measures,
- f. a distortion of competition results from the fact that the enterprise was already involved in the preparation of the award procedure and the distortion can't be resolved by less severe measures,
- g. the enterprise has substantially or continuously failed to meet essential requirements with regard to prior public contracts resulting in premature termination of the contract, claims for damages or comparable legal results,
- h. the enterprise has committed serious misrepresentation in regard with exclusion or suitability criteria or withheld corresponding information or is not able to submit the necessary supporting documents,
- i. the enterprise has tried to unduly influence the decision making of the contracting authority, has tried to collect confidential information in order to obtain undue advantages with regard to the award procedure, or has negligently or intentionally provided misleading information which might substantially influence the decision of the contracting authority or has tried to provide such information.

I/we herewith confirm that none of the aforementioned reasons justifying the exclusion of the award procedure are present.

4.) I am/we are aware that not providing or falsely providing the above mentioned declarations may result in exclusion from this and future award procedures as well as in termination of given public contracts.

5.) I/we undertake to request the above declarations from subcontractors and to present these declarations before the contracting authority approves of further assignment.

Place/ date

Name of the declarant

Note: In case you find yourself in one of the above mentioned situations, you can provide evidence that you have taken sufficient measures for Self-Cleaning (section 125 of the Act against Restraints of Competition). For this purpose you have to provide evidence that you have paid financial compensation for any damages caused by criminal acts or misconduct or have committed yourself to pay such a compensation, that the facts and circumstances have been clarified thoroughly by active cooperation with the investigating authorities and that specific technical, organizational and personnel measures have been taken, which are likely to avoid further criminal acts or misconduct. The necessary supporting documents shall be attached to the application together with the self-declaration.

The contracting authority recognizes as sufficient evidence for the fact that the exclusion criteria stipulated in section 123 paragraphs 1 to 3 of the Act against Restraints of Competition do not apply to the applicant or bidder as an alternative to the corresponding sections of this self-declaration an extract from the corresponding register, in particular a criminal record from the Federal Central Criminal Register or, in absence thereof, an equivalent statement of a competent judicial or administrative authority of the state of origin or establishment of the applicant or bidder. The contracting authority recognizes as sufficient evidence for the fact that the exclusion criteria stipulated in section 123 paragraph 4 and section 124 paragraph 1 no. 2 of the Act against Restraints of Competition do not apply to the applicant or bidder as an alternative to corresponding sections of this self-declaration a statement issued by the competent authority of the state of origin or establishment of the applicant or bidder.

4) Self-declaration on the company [PL2]

The self-declaration must entail the following details.

Company	
Type/Legal form	
Headoffice <u>(name / address)</u>	
Corporate purpose	
Management of the company	
Corporate structure (e.g. parent companies, parent group, responsible branch, organisation chart)	
We are a SME (small and medium-sized enterprise) – meaning staff headcount < 250 and turnover ≤ € 50 m or balance sheet total ≤ € 43 m.	☐ Yes ☐ No
Nationality of the beneficial owner(s) (if the company is not listed on the stock exchange) or	

<u>stock code, if the company is listed on the stock exchange</u>	
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5) Self-declaration on the 5th EU package of sanctions („RUS sanctions“) [PL3]

Applicant:	
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Self-declaration on the 5th EU package of sanctions - RUS sanctions and the ban on awarding contracts to Russian national/companies/suppliers contained therein

Pursuant to Article 5k, paragraph 1 of the Council Regulation (EU) No 833/2014 concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine, as amended at the time of the Invitation to Tender. The Council Regulation is directly applicable (without a national act of transposition) and with immediate effect.

1.) I/we declare bindingly that none of the facts and circumstances mentioned in Article 5k, paragraph 1 of the Council Regulation apply to my/our company (also on behalf of the persons represented according to the participation application/offer, if applicable).

2.) I/we bindingly obligate (also on behalf of the persons represented according to the participation application/offer, if applicable) to comply with the prohibitions set out in Article 5k, paragraph 1 of the Council Regulation during the performance of the services to be rendered on the basis of this award procedure or to ensure compliance therewith.

3.) I/we assure (also on behalf of the persons represented according to the participation application/offer, if applicable) not to violate the prohibitions mentioned in Article 5k, paragraph 1 of the Council Regulation.

Notice: Prohibited are not only contract awards to RUS companies in the sense of the provision, but also the participation of such companies in the contract as subcontractors, suppliers or in connection with the provision of proof of suitability (insofar as more than 10% of the contract value is attributable to the companies concerned).

The bidder is obliged to notify any changes to this declaration immediately during the ongoing award procedure.

Place/ date

Name of the declarant

6) Self-declaration concerning the economic and financial capabilities of the applicant (total turnover) [WL1]

Please state the amounts in this self-declaration in EUR.

Applicant:	
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Turnover [in EUR, gross]	Year: 2023	Year: 2024	Year: 2025
Total turnover			

7) Self-declaration concerning the economic and financial capabilities of the applicant (annual turnover with comparable services) [WL2]

Please state the amounts in this self-declaration in EUR.

Applicant:	
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Turnover [in EUR, gross]	Year: 2023	Year: 2024	Year: 2025
Turnover with comparable services			

Please note: The decisive factor for comparability is turnover for delivery and service for battery storage projects.

8) Reference projects – experience as a company in projects of similar characteristics within the last five years [TL]

Applicant:	
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Reference No.	1
Title of the project	
<u>Detailed</u> description of the project. (In case of consortium a detailed explanation of jointly implemented projects is explicitly welcome)	
<u>Approximate value</u> (net)	
Performance period <u>(MM/YY)</u> , <u>i.e. delivery and service for the battery storage project</u>	
Country where the reference project is located	
Beginning of operation (year)	
Voltage level on grid connection point	
Storage capacity <u>(MWh)</u> and c-rate of the system	
Scope of <u>the delivery supply</u>	

Contracting authority (CA) including its address <u>(Contact person of CA can be requested by TEP)</u>	
Contact person of CA including contact details (Phone number, e-mail)	

Please note: Similar are realized projects in connection with delivery and service for battery storage projects in the last maximum of 5 years. Similiar means a reference project with a minimum capacity of 12 MWh. The reference projects must have been carried out or completed within the last 5 years.

Minimum level of standard: The bidder must have realized at least three similar reference projects with a minimum capacity of 12 MWh of the same size in **Germany**, or, if not possible at least in the **European Union**.

Reference No.	2
Title of the project	
<u>Detailed</u> description of the project. (In case of consortium a detailed explanation of jointly implemented projects is explicitly welcome)	
<u>Approximate value</u> (net)	
Performance period <u>(MM/YY)</u> , <u>i.e. delivery and service for the battery storage project</u>	
Country where the reference project is located	
Beginning of operation (year)	
Voltage level on grid connection point	
Storage capacity <u>(MWh)</u> and capacity rate of the system	
Scope of <u>supply/delivery</u>	
Contracting authority (CA) including its address <u>(Contact person of CA can be requested by TEP)</u>	

Contact person of CA including contact details (Phone number, e-mail)	
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Reference No.	3
Title of the project	
<u>Detailed</u> description of the project. (In case of consortium a detailed explanation of jointly implemented projects is explicitly welcome)	
<u>Approximate value</u> (net)	
Performance period <u>(MM/YY)</u> , <u>i.e. delivery and service for the battery storage project</u>	
Country where the reference project is located	
Beginning of operation (year)	
Voltage level on grid connection point	
Storage capacity <u>(MWh)</u> and capacity rate of the system	
Scope of <u>supply/delivery</u>	
Contracting authority (CA) including its address <u>(Contact person of CA can be requested by TEP)</u>	

Contact person of CA including contact details (Phone number, e-mail)	
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Reference No.	4
Title of the project	
<u>Detailed</u> description of the project. (In case of consortium a detailed explanation of jointly implemented projects is explicitly welcome)	
<u>Approximate value</u> (net)	
Performance period <u>(MM/YY)</u> , <u>i.e. delivery and service for the battery storage project</u>	
Country where the reference project is located	
Beginning of operation (year)	
Voltage level on grid connection point	
Storage capacity <u>(MWh)</u> and capacity rate of the system	
Scope of <u>supply/delivery</u>	
Contracting authority (CA) including its address <u>(Contact person of CA can be requested by TEP)</u>	

Contact person of CA including contact details (Phone number, e-mail)	
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Reference No.	5
Title of the project	
<u>Detailed</u> description of the project. (In case of consortium a detailed explanation of jointly implemented projects is explicitly welcome)	
<u>Approximate value</u> (net)	
Performance period <u>(MM/YY)</u> , <u>i.e. delivery and service for the battery storage project</u>	
Country where the reference project is located	
Beginning of operation (year)	
Voltage level on grid connection point	
Storage capacity <u>(MWh)</u> and capacity rate of the system	
Scope of <u>supply/delivery</u>	
Contracting authority (CA) including its address <u>(Contact person of CA can be requested by TEP)</u>	

Contact person of CA including contact details (Phone number, e-mail)	
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