Forms and Proofs (Eligibility)

"Geophysical and Geotechnical Survey for the Offshore Platform"

Table of contents

Form 1.1 – Declaration of (individual) applicant - Request for participation.....3

Form 1.2 – Bidding Consortium - Request for participation.....5

Form 2 – Information on subcontractors *(if applicable)* 9

Form 3.1 – Self-declaration of the absence of exclusion grounds pursuant to §§ 123, 124 GWB (PL2) 11

Form 3.2 – Declaration of self-cleaning measures (PL2) *(if applicable)* 16

Form 4 – Declaration of reliance on capabilities *(if applicable)* 18

Form 5 – Commitment declaration by subcontractors (eligible loan) *(if applicable)* 19

Form 6 – Self-declaration annual turnover (WL1) 21

Form 7 – Proof of experience (references) (TL1 and TL2).....22

Form 8 – Self-Declaration (sanctions against Russia) (PL3).....24

Form 9 – Self-Declaration of Knowledge of German Directives 26

Form 10 - Self-declaration HSE and environmental minimum requirements (HSE1 to HSE7)27

Form 11 – Self-Declaration Language (German).....28

Form 12 – Self-Declaration Language (English) 29

Proof 1 – Proof of registration in the professional or commercial register (PL1).....30

Form 1.1 – Declaration of (individual) applicant - Request for participation

Name/Company (full name of company/individual)	Click or tap here to enter text.
Address	Click or tap here to enter text.
Information about the responsible contact person.	
Full name of the contact person	Click or tap here to enter text.
Phone number of the contact person	Click or tap here to enter text.
Email of the contact person	Click or tap here to enter text.
Information about the person making the declaration in accordance with § 126b BGB (text form).	
Full name of the declaration signee	Click or tap here to enter text.
Phone number of the declaration signee	Click or tap here to enter text.
Email of the declaration signee	Click or tap here to enter text.

In this regard, we hereby apply for participation in the procurement procedure **"Geophysical and Geotechnical Survey for the Offshore Platform"** and declare that:

- All declarations and information provided by us in this connection are accurate and complete,
- Provisions, requirements and information in the publication notice and tender documents are understandable, and not ambiguous or unclear and, in case of ambiguities or unclear content, we have informed the contracting authority without delay and asked for clarification or additional information,

- Any changes will be notified to the contracting authority without delay,
- Contracting authority has the right to request further explanation and proofs for lacking information/documents in accordance with legal requirements, in particular with § 51 SektVO.

We apply for participation for the following (tick as applicable):

☐ the complete scope consisting of Geophysical Survey and Geotechnical Survey.

Requests for participation for one part only are not admitted. Forms 6, 7 and 10 are completed for the complete scope.

Applicant

_____
Full name

_____	_____	_____
Place	Date	Signature

Note:

In the case of a bidding consortium, ***Form 1.2*** *is to be completed and the bidding consortium shall be considered as Applicant in the tender procedure and complete all other forms etc.*

Form 1.2 – Bidding Consortium - Request for participation

Form 1.2 Part A Members of bidding consortium

We, the companies listed below

Name/Company (full name of company/individual) of Consortium Member I	Click or tap here to enter text.
Address	Click or tap here to enter text.
Full name of the contact person	Click or tap here to enter text.
Phone number of the contact person	Click or tap here to enter text.
Email of the contact person	Click or tap here to enter text.

Full name/Company (full name of company/individual) of Consortium Member II	Click or tap here to enter text.
Address	Click or tap here to enter text.
Full name of the contact person	Click or tap here to enter text.
Phone number of the contact person	Click or tap here to enter text.
Email of the contact person	Click or tap here to enter text.

Name/Company (full name of company/individual) of Consortium Member III	Click or tap here to enter text.
Address	Click or tap here to enter text.
Full name of the contact person	Click or tap here to enter text.
Phone number of the contact person	Click or tap here to enter text.
Email of the contact person	Click or tap here to enter text.

intend to submit a bid together as a bidding consortium for this procurement procedure and to form a joint venture in the event of a contract award.

Requests for participation for one part only are not admitted. Forms 6, 7 and 10 are completed by the bidding consortium for the complete scope.

Form 1.2 Part B *Third-party declaration*

In this regard, we declare:

We authorize the following member company to legally represent the bidding consortium/joint venture in dealings with AquaDuctus Pipeline GmbH throughout the entire procurement procedure as well as for the entire duration of the contract:

Name/Company (full name of company/individual)	Click or tap here to enter text.
Address	Click or tap here to enter text.
Information about the responsible contact person.	
Full name of the contact person	Click or tap here to enter text.

Phone number of the contact person	Click or tap here to enter text.
Email of the contact person	Click or tap here to enter text.
Information about the person making the declaration in accordance with § 126b BGB (text form).	
Full name of the declaration signee	Click or tap here to enter text.
Phone number of the declaration signee	Click or tap here to enter text.
Email of the declaration signee	Click or tap here to enter text.

We further declare that we are jointly and severally liable for the performance of the contract and for any claims and other liabilities arising against AquaDuctus PipelineGmbH

We also declare that the formation of the bidding consortium does not constitute a violation of § 1 GWB, as its formation neither intends nor results in the prevention, restriction, or distortion of competition.

Company I

_____

Full name

Company II

_____

Full name

Company III

_____

Full name

A handwritten signature of this self-declaration by the applicant is not required. For the applicant, this declaration is deemed to have been validly submitted if it is included with the documents

submitted for the request for participation that comply with the requirements pursuant to § 126b BGB (text form).

Note:

This declaration (Form 1.2, Part A and Part B) must be duplicated if necessary and submitted by each member of the bidding consortium in text form pursuant to § 126b BGB, consistent with Section 7.1.4 of Procedure Letter No. 1; a handwritten signature is not required. Where a third party nevertheless signs by hand, the declaration may be submitted as a scanned or photographed PDF.

If additional member companies are to be named then Form 1.2 Part A shall be duplicated and Form 1.2 Part B shall be edited to add the additional companies.

In addition to this bidding consortium declaration, the following documents must be submitted for each member company:

- ***Proof 1: Proof of registration in the professional or commercial register (PL1)***
- ***Form 3.1: Self-declaration of the absence of exclusion grounds pursuant to §§ 123, 124 GWB (PL2)***
- ***(If applicable: Form 3.2: Self-declaration of self-cleaning measures (PL2))***
- ***Form 8: Self-declaration (sanctions against Russia) (PL3)***

PL = Proof of Legal Status

Form 2 – Information on subcontractors *(if applicable)*

a) Please tick the applicable box:

☐ At the time of submitting the request for participation, it is not yet determined to whom we will subcontract partial services in the event of contract award (engagement of subcontractors).

☐ In the event of contract award, we will subcontract the following partial services to subcontractors (continue with b)).

b) We intend to subcontract the following partial services to subcontractors:

Scope of service	Description of partial service	Name of subcontractor
Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.
Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.
Click or tap here to enter text.	Click or tap here to enter text.	Click or tap here to enter text.

c) Please tick if applicable:

☐ I/we declare that, in selecting the subcontractor and awarding the subcontract, the interests of small and medium-sized enterprises have been duly taken into account in accordance with §97(4) and § 97a GWB.

Note:

If subcontractors are named at the time of submitting the request for participation, the applicant/the bidding consortium must submit the following documents from the subcontractor:

- ***Form 3.1: Self-declaration of the absence of exclusion grounds pursuant to §§ 123, 124 GWB (PL2)***
  (If applicable: Form 3.2: Self-declaration of self-cleaning measures (PL2))

- ***If applicable: Form 5: Commitment declaration for subcontractors/reliance on third-party capacities (eligibility loan)***
- ***Proof 1 – Proof of registration in the professional or commercial register (PL1)***

Form 3.1 – Self-declaration of the absence of exclusion grounds pursuant to §§ 123, 124 GWB (PL2)

Click or tap here to enter text.

I. I/We,_____, declare that no person whose conduct is attributable to my/our company has been finally and conclusively convicted, nor has an administrative fine been imposed with final and binding effect on my/our company pursuant to § 30 Gesetz über Ordnungswidrigkeiten, for any of the following criminal offences:

1. § 129 StGB (forming criminal organizations), § 129a StGB (Forming terrorist organizations), § 129b StGB (foreign criminal and terrorist organizations),

2. § 89c StGB (financing of terrorism), or participation in such an act, or provision or collection of financial resources in the knowledge that that these financial means are or are to be wholly or partially used to commit an act pursuant to § 89a (2) No. 2 StGB,

3. § 261 StGB (money laundering),

4. § 263 StGB (fraud) provided that the criminal offence is directed against the budget of the European Union or against budgets administered by the European Union or on its behalf,

5. § 264 StGB (subsidy fraud), under the same EU-related conditions,

6. § 299 StGB (taking and giving bribes in commercial practice), §§ 299a and 299b StGB (taking and giving bribes in the health sector),

7. § 108e StGB (taking of bribes by and giving of bribes to elected officials), or § 108f StGB (inadmissible perception of interests),

8. §§ 333 and 334 StGB (granting of benefits and bribery), each also in connection with § 335a StGB (foreign and international officials),

9. Article 2 § 2 Gesetz zur Bekämpfung internationaler Bestechung (bribery of foreign officials in international business transactions), or

10. §§ 232, 232a (1) to (5), 232b to 233a StGB (human trafficking, forced prostitution, forced labour, exploitation of labour, exploitation involving deprivation of liberty).

A conviction or the issuance of an administrative fine under the comparable provisions of other countries are the equivalent of a conviction or the issuance of an administrative fine within the meaning of subsection (1).

II. I/We declare, that

1. It has not been established by a final and conclusive court ruling or by a final administrative decision that my/our company has failed to comply with its obligations to pay taxes, levies or contributions to social insurance, or

2. In the event of a final and conclusive court ruling or a final administrative decision in the sense of No. II 1, that my/our company has complied with its obligations by way of making the payments or by committing to payment of the taxes, levies and contributions to social insurance, including interest, late payment fines or penalties.

III. I/We declare, that

1. In executing public contracts, my/our company has verifiably not violated obligations resulting from applicable environmental, social or labour law.

2. My/our company is not insolvent, no insolvency proceedings or similar proceedings have been applied for or opened regarding the assets of the company, and the opening of such proceedings has not been refused due to lack of assets; the company is not currently in liquidation proceedings, and the company has not discontinued its activity.

3. My/our company has not committed any grave misconduct in the framework of the professional activity due to which the integrity of the company is called into question; the conduct of a finally and conclusively convicted person is to be attributed to a company when this person has acted as the person responsible for the management of the company; this also includes the monitoring of the company management or other exercise of supervisory powers in a managing.

4. My/our company has not entered into agreements with other companies that aim to or result in the prevention, restriction, or distortion of competition.

5. I/we have no knowledge of a conflict of interest in the conduct of the procurement procedure that could impair the impartiality and independence of a person acting for the sector contracting authority in the conduct of the procurement procedure.

6. I/we have no knowledge of a distortion of competition resulting from my/our company being involved in the preparation of the procurement procedure.

7. No contract has been terminated, no claims for compensation of damages have been brought against us and no other comparable legal consequences had occurred because my/our company has shown substantial or persistent deficiencies in connection with the fulfilment of substantial requirements within the framework of an earlier public contract or concession agreement.

8. With regard to exclusion criteria or eligibility criteria, my/our company has not committed any serious misrepresentation or held back information, or it is in a position to convey the required proofs.

9. My/our company has not

   a) attempted to influence the decision-making of the contracting authority in an inadmissible manner,

   b) attempted to obtain confidential information through which it could gain improper advantages in this procurement procedure

   c) negligently or intentionally submitted misleading information that could significantly influence the procurement decision of the contracting authority, nor has it attempted to submit such information.

IV. I/We declare that I/we have not been:

1. convicted under § 21 Schwarzarbeitsbekämpfungsgesetz (SchwarzArbG) or
2. convicted under § 21 Arbeitnehmerentsendegesetz (AEntG) or
3. convicted under § 98c Aufenthaltsgesetz (AufenthG) or
4. convicted under § 19 Mindestlohngesetz (MiLoG)

to imprisonment of more than three months or to a financial penalty based on more than 90 days income, or to a fine of more than EUR 2,500.

V. I/We declare that I/we have not been subject to a fine under § 22 Lieferkettensorgfaltspflichtengesetz (LkSG) due to a legally established violation under § 24 (1) LkSG in accordance with § 24 (2) LkSG.

A handwritten signature of this self-declaration by the applicant is not required. For the applicant, this declaration is deemed to have been validly submitted if it is included with the documents submitted for the request for participation that comply with the requirements pursuant to § 126b BGB (text form).

Note:

This declaration must be submitted by third-party companies in text form pursuant to § 126b BGB (a handwritten signature is not required) and attached by the applicant to the request for participation.

Third-party companies within the meaning above include:

- Member companies of a bidding consortium
- Companies providing resources for eligibility (reliance on third-party resources)
- Subcontractors

§ 123 GWB and § 124 GWB read as follows:

§ 123 GWB Compulsory Grounds for Exclusion

(1) Public contracting authorities shall exclude an undertaking from participation at any point in the procurement procedure when they are aware that a person whose conduct is imputable to the undertaking in accordance with subsection (3) has been convicted by final judgement or a final administrative fine has been issued against the undertaking under § 30 of the German Administrative Offences Act [Gesetz über Ordnungswidrigkeiten] for a criminal offence under:

1. *§ 129 of the German Criminal Code [Strafgesetzbuch] (forming criminal organisations), Section 129a of the German Criminal Code (forming terrorist organisations) or § 129b of the German Criminal Code (foreign criminal and terrorist organisations);*
2. *§ 89c of the German Criminal Code (financing of terrorism) or for participation in such a crime or for the provision or collection of financial resources with the knowledge that such financial resources will be used or are intended to be used, wholly or in part, to commit a crime under § 89a(2) no 2 of the German Criminal Code;*
3. *§ 261 of the German Criminal Code (money laundering);*
4. *§ 263 of the German Criminal Code (fraud), provided that the criminal offence is directed against the budget of the European Union or against budgets administered by the European Union or on its behalf;*
5. *§ 264 of the German Criminal Code (subsidy fraud), provided that the criminal offence is directed against the budget of the European Union or against budgets administered by the European Union or on its behalf;*
6. *§ 299 of the German Criminal Code (taking and giving bribes in commercial practice), § 299a and 299b of the German Criminal Code (taking and giving bribes in the health sector);*
7. *§ 108e of the German Criminal Code (taking of bribes by and giving of bribes to elected officials);*
8. *§ 333 and 334 of the German Criminal Code (granting benefits and giving bribes), each also in conjunction with § 335a of the German Criminal Code (foreign and international officials);*
9. *Article 2 § 2 of the German Act on Combating International Bribery [Gesetz zur Bekämpfung internationaler Bestechung] (Bribery of Foreign Public Officials in International Business Transactions) or*
10. *§ 232, 232a (1) to (5), § 232b to 233a of the German Criminal Core (human trafficking, forced prostitution, forced labour, exploitation of labour, exploitation involving deprivation of liberty).*

(2) A conviction or the issuance of an administrative fine under the comparable provisions of other countries are the equivalent of a conviction or the issuance of an administrative fine within the meaning of subsection (1).

(3) The conduct of a person convicted by final judgement shall be imputable to an undertaking if that person has acted as the person responsible for the management of the undertaking; this also includes supervision of management or the exercise of control in another manner in a managerial position.

(4) Public contracting authorities shall at any point in the procurement procedure exclude an undertaking from participating in the procurement procedure if

1. *the undertaking has not fulfilled its obligations relating to the payment of taxes, charges or social security contributions and this has been established by a judicial or administrative decision having final and binding effect or*
2. *the public contracting authorities can prove the breach of an obligation under no 1 in another suitable manner.*

Sentence 1 shall not apply if the undertaking has fulfilled its obligations by making the payment or committing to pay the taxes, charges and social security contributions, including interest, fines for late payment and penalties.

(5) An exclusion under subsection (1) may be disregarded if this is imperative for compelling reasons of public interest. An exclusion under subsection (4) sentence 1 may be disregarded if this is imperative for compelling reasons of public interest or if an exclusion would be obviously disproportionate. § 125 shall remain unaffected.

§ 124 GWB Facultative Grounds for Exclusion

(1) Taking the principle of proportionality into account, public contracting authorities may at any point in the procurement procedure exclude an undertaking from participating in the procurement procedure if

1. *the undertaking has demonstrably breached applicable environmental, social or labour obligations in carrying out public contracts;*
2. *the undertaking is insolvent, an insolvency proceeding or a comparable proceeding over the assets of the undertaking has been filed or opened, the opening of such a proceeding has been denied for lack of assets, the undertaking is in liquidation proceedings or has ceased to do business;*
3. *the undertaking has demonstrably committed grave professional misconduct which renders its integrity questionable; § 123(3) shall apply mutatis mutandis;*
4. *the public contracting authority has sufficient indications that the undertaking has concluded agreements with other undertakings or engaged in concerted practices which have as their object or effect, the prevention, restriction or distortion of competition;*
5. *a conflict of interest exists in the execution of the procurement procedure which could compromise the impartiality and independence of a person working for the public contracting authority in the executing of the procurement procedure and which cannot be effectively remedied by other, less intrusive measures;*
6. *a distortion of competition results from the prior involvement of the undertaking in the preparation of the procurement procedure, and such distortion of competition cannot be remedied by other, less intrusive measures;*
7. *the undertaking has produced significant or persistent deficiencies in the performance of a substantive requirement under a prior public contract or concession contract which led to an early termination, damages or other comparable sanctions;*
8. *the undertaking has committed a serious misrepresentation or withheld information or is not able to submit the required evidence with respect to the grounds for exclusion or the selection criteria; or*
9. *the undertaking*

    a) *has attempted to unduly influence the decision-making process of the public contracting authority;*
    b) *has attempted to obtain confidential information that may confer upon it undue advantages in the procurement procedure; or*
    c) *has negligently or intentionally provided misleading information that may have a material influence on the decision of the public contracting authority concerning the award decision, or has attempted to provide such information.*

(2) § 21 of the Posted Workers Act [Arbeitnehmer-Entsendegesetz], § 98c of the Residence Act [Aufenthaltsgesetz], § 19 of the Minimum Wage Act [Mindestlohngesetz], § 21 of the Act to Combat Undeclared Work and Unlawful Employment [Schwarzarbeitsbekämpfungsgesetz] and § 22 of the Act on Corporate Due Diligence Obligations in Supply Chains [Lieferkettensorgfaltspflichtengesetz] shall remain unaffected.

Form 3.2 – Declaration of self-cleaning measures (PL2) *(if applicable)*

I/We, Click or tap here to enter text.,

declare that self-cleaning measures have been taken in accordance with § 125 GWB.

The wording of § 125 GWB is as follows

§ 125 GWB Self-Cleaning

(1) Public contracting authorities shall not exclude an undertaking for which a ground for exclusion exists under § 123 or § 124 from participation in the procurement procedure where the undertaking has proven that it

1. has paid or undertaken to pay compensation for any damage caused by the criminal offence or misconduct;

2. has comprehensively clarified the facts and circumstances associated with the criminal offence or misconduct and the damage caused thereby by actively collaborating with the investigating authorities and the public contracting authority; and

3. has taken concrete technical, organisational and personnel measures that are appropriate to prevent further criminal offences or misconduct.

§ 123 (4) sentence 2 shall remain unaffected.

(2) The self-cleaning measures taken by the undertakings shall be evaluated by the public contracting authorities, taking into account the gravity and particular circumstances of the criminal offence or misconduct. If the public contracting authorities consider the self-cleaning measures by the undertaking to be insufficient, they shall provide the undertaking with justification for the decision.

The following self-cleaning measures pursuant to § 125 (1) Nos. 1–3 GWB have been taken.
A statement must be provided for each element of § 125 (1) Nos. 1–3 GWB:

Exclusion ground	Self-cleaning measure taken[1]
Click or tap here to enter text.	Click or tap here to enter text.
Click or tap here to enter text.	Click or tap here to enter text.

[1] If applicable, additional information and proofs can be provided in a separate document

A handwritten signature of this self-declaration by the applicant is not required. For the applicant, this declaration is deemed to have been validly submitted if it is included with the documents submitted for the request for participation that comply with the requirements pursuant to § 126b BGB (text form).

Members of a bidding consortium submit this self-declaration in text form pursuant to § 126b BGB.

Note:

This declaration must be submitted by third-party companies in text form pursuant to § 126b BGB (a handwritten signature is not required) and attached by the applicant to the request for participation.

Third-party companies within the meaning above include:

- Member companies of a bidding consortium
- Companies providing resources for eligibility (reliance on third-party resources)
- Subcontractors

Form 4 – Declaration of reliance on capabilities *(if applicable)*

To demonstrate our eligibility with regard to economic and financial standing, as well as technical and professional ability, we intend to rely on the capabilities of the following company in accordance with § 47 SektVO:

Company	Click or tap here to enter text.
Address	Click or tap here to enter text.
Authorized person	Click or tap here to enter text.
Contact person	Click or tap here to enter text.
Email	Click or tap here to enter text.
Phone	Click or tap here to enter text.
Aspect of the eligibility (economic and financial standing/technical and professional ability) for which reliance on another company is being declared	Click or tap here to enter text.

Note:

In addition to this declaration, the following documents must be submitted for the company being relied upon:

- *Form 3.1: Self-declaration of the absence of exclusion grounds pursuant to §§ 123, 124 GWB (PL2)*
  (If applicable: Form 3.2: Self-declaration of self-cleaning measures (PL2))
- *Form 5: Commitment declaration for subcontractors/reliance on third-party capacities (eligible loan).*
- *Submission of the relevant documents to demonstrate compliance with the eligibility criterion/criteria covered by the reliance on third-party capacities.*

Form 5 – Commitment declaration by subcontractors (eligible loan) *(if applicable)*

(reliance on third-party capacities)

Applicant	Click or tap here to enter text.
Company providing eligibility capacities/subcontractor	Click or tap here to enter text.
Aspect of the eligibility (economic and financial standing/technical and professional ability) for which reliance on another company is being declared	Click or tap here to enter text.

We hereby undertake, in the event that the above-mentioned Applicant or bidding consortium is awarded the contract, to make available the forementioned capacities for the performance of the contract throughout its entire duration.

In the case of reliance on third-party resources in the field of professional or technical ability, the forementioned company is required to be designated as a subcontractor. In this case also **Form 2** must be filled out.

Furthermore, the company providing economic and financial capacity hereby declares that it shall be jointly and severally liable with the Applicant for the execution of the contract in accordance with the scope of reliance pursuant to § 47 (3) SektVO.

A handwritten signature of this self-declaration by the applicant is not required. For the applicant, this declaration is deemed to have been validly submitted if it is included with the documents submitted for the request for participation that comply with the requirements pursuant to § 126b BGB (text form).

Note:

This declaration must be submitted by third-party companies in text form pursuant to § 126b BGB (a handwritten signature is not required) and attached by the applicant to the request for participation.

Third-party companies within the meaning above include:

- Companies providing resources for eligibility (reliance on third-party capacities)
- Subcontractors

Form 6 – Self-declaration annual turnover (WL1)

Self-declaration of the applicant's annual turnover (net) in the field of the services to be awarded for each of the last three (3) completed financial years. Where the applicant's financial year does not correspond to the calendar year, the three (3) financial years ending most recently before the deadline for receipt of requests to participate are decisive. In the case of a bidding consortium, the turnover of all consortium members may be combined for each financial year. In the case of reliance on the economic and financial capacity of a third-party company (Forms 4 and 5), the turnover of that company in the field of the services to be awarded may also be combined for each financial year.

Financial year	Revenue in EUR (net)
Click or tap here to enter text.	Click or tap here to enter text.
Click or tap here to enter text.	Click or tap here to enter text.
Click or tap here to enter text.	Click or tap here to enter text.

Minimum requirement (failure to meet will result in exclusion):
The annual turnover (net) in the field of the services to be awarded must be at least EUR 2.0 million in each of the last three (3) completed financial years.

Note:

If the applicant was established within the last three years and therefore does not yet have three completed financial years, it shall submit a business plan indicating the expected annual turnover for the missing years, supported by signed contracts, bank financing letters etc.

Form 7 – Proof of experience (references) (TL1 and TL2)

Proof of experience in the field of services to be awarded is required by providing Criterion for TL1 (Geophysical survey Offshore platform) and TL2 (Geotechnical survey Offshore platform) with at least three (3) reference contracts for each of TL1 and TL2 performed within the last five (5) years that are comparable in type, scope, and complexity to the service being tendered.

TL1: Geophysical Survey offshore platform

- Offshore geophysical site investigation (MBES, SSS, SBP and multichannel seismic) for an offshore structure or an offshore pipeline or cable route in water depths of 20 m or more, performed within the last five (5) years, contract value above EUR 125,000 (net) – as defined in Procedure Letter No. 1, Section 9.2.6 (TL1).
  Yes☐ *No* ☐
- The applicant must provide evidence that the surveys stated under the references directly correspond to and fulfill the requirements stated in the Scope of Work.
  Yes☐ *No* ☐
  associated logistics as well as knowledge of the marine environmental constraints (UXO).
  Yes☐ *No* ☐

TL2 Geotechnical Survey Offshore Platform

- Offshore geotechnical site investigation with boreholes of 50 m or more below seabed and CPTu from a DP or jack-up vessel for an offshore structure in water depths of 20 m or more, performed within the last five (5) years, contract value above EUR 125,000 (net) – as defined in Procedure Letter No. 1, Section 9.2.6 (TL2). The applicant must provide evidence that the surveys stated under the references directly correspond to and fulfill the requirements stated in the Scope of Work.
  Yes☐ *No* ☐

All references must include at least the following information to demonstrate comparability:

1. Reference title
2. Client (contracting authority)
   (If the client may not be named for data protection reasons, it is sufficient to categorize the client (e.g., research, industry, other sectors of the contracting entity))
3. Contact person incl. contact details (e.g., email, phone number)
   (If the contact person may not be named for data protection reasons, it is sufficient to categorize the client (e.g., research, industry, other sectors client))
4. Contracting entity which signed the contract with the Client
5. Brief description of the services performed including a confirmation that the reference is comparable to the tendered services described in Attachment B.1 Scope of Work (i.e. the reference includes an comparable offshore geophysical and geotechnical site investigation.
6. Confirmation that the applicant has executed offshore survey works under German permitting requirements (BSH).
7. Contract value in EUR (net)
8. Execution period

Minimum requirement (failure to meet will result in exclusion):

At least three (3) particularly relevant (comparable) references must be submitted for TL1 and TL2 (three for each criterion), in each case performed within the last five (5) years.

No.	TL1 and TL2: 1/3
1. Reference title	Click or tap here to enter text.
2. Client (contracting authority) *(If the client may not be named for data protection reasons, it is sufficient to categorize the client (e.g. research, industry, other sectors of the contracting entity))*	Click or tap here to enter text.
3. Client's contact person incl. contact details (e.g., email, phone number) *(If the contact person may not be named for data protection reasons, it is sufficient to categorize the client (e.g. research, industry, other sectors client))*	Click or tap here to enter text.
4. Contracting entity (full name) and confirmation wholly owned by Applicant / member of Bidding Consortium	Click or tap here to enter text.
5. Brief description of the services performed including a confirmation that the reference is comparable to the tendered services described in Attachment B.1 Scope of Work Please also describe the characteristic of the reference based on the list of criterion 1 – of A.2.1 Selection evaluation matrix	Click or tap here to enter text.
6. Contract value in EUR (net) Min contract value to be EUR 125,000	Click or tap here to enter text.
7. Execution period (start date, end date and issue quarter of final report)	Click or tap here to enter text.

Note:

*A **minimum** of three references to be given per Survey, the table is to be duplicated.*

Form 8 – Self-Declaration (sanctions against Russia) (PL3)

This declaration must be submitted by all applicants/all members of a bidding consortium.

The following declaration is made binding by me/us _____, (if applicable, also on behalf of those represented according to the request for participation):

1. The applicant does/do not belong to the persons or companies mentioned in Article 5k (1) of Regulation (EU) No. 833/2014, including by Art. 1 No. 25 of Regulation (EU) 2025/395 of the Council of February 24, 2025, and subsequent amendments as amended from time to time, concerning restrictive measures considering actions by Russia that destabilize the situation in Ukraine, who have a connection to Russia as defined in the regulation,

   a) through the Russian nationality of the applicant or the establishment of the applicant in Russia,

   b) through the participation of a natural person or a company that meets one of the criteria in letter a) in the applicant by holding shares exceeding of more than 50 %,

   c) through the actions of the applicant on behalf of or at the instruction of persons or companies to whom the criteria set out in points (a) and/or (b) apply.

2. The companies involved in the contract as subcontractors, suppliers, or companies whose capacities are relied upon in connection with the provision of proof of eligibility, which account for more than 10% of the value of the contract, also do not belong to the group of persons referred in the regulation with a connection to Russia as defined in the regulation.

3. It is confirmed and ensured that, even during the term of the contract, no subcontractors, suppliers, or companies whose capacities are used in connection with the provision of proof of eligibility, which account for more than 10 % of the value of the contract and that do belong to the group of persons referred to in the regulation with a connection to Russia within the meaning of the regulation, are involved.

Article 5k of Regulation (EU) No. 833/2014 as amended by Art. 1 No. 25 of Regulation (EU) 2025/395 of the Council of February 24, 2025, reads as follows:

1. *It shall be prohibited to award or continue the execution of any public or concession contract falling within the scope of the public procurement Directives, as well as Article 10(1), (3), (6) points (a) to (e), (8), (9) and (10), Articles 11, 12, 13 and 14 of Directive 2014/23/EU, Article 7, points (a) to (d), and Article 8, Article 10 points (b) to (f) and (h) to (j) of Directive 2014/24/EU, Article 18, Article 21 points (b) to (e) and (g) to (i), Articles 29 and 30 of Directive 2014/25/EU and Article 13 points (a) to (d), (f) to (h) and (j) of Directive 2009/81/EC, to or with:*

   (a) a Russian national, a natural person residing in Russia, or a legal person, entity or body established in Russia;

   (b) a legal person, entity or body whose proprietary rights are directly or indirectly owned for more than 50 % by an entity referred to in point (a) of this paragraph; or

(c) a natural or legal person, entity or body acting on behalf or at the direction of an entity referred to in point (a) or (b) of this paragraph,

including, where they account for more than 10 % of the contract value, subcontractors, suppliers or entities whose capacities are being relied on within the meaning of the public procurement Directives.

2. By way of derogation from paragraph 1, the competent authorities may authorise the award and continued execution of contracts intended for:

(a) the operation, maintenance, decommissioning and radioactive waste management, fuel supply and retreatment and safety of civil nuclear capabilities, and the continuation of design, construction and commissioning required for the completion of civil nuclear facilities, such as the Paks II project, as well as the supply of precursor material for the production of medical radioisotopes and similar medical applications, critical technology for environmental radiation monitoring, as well as civil nuclear cooperation, in particular in the field of research and development;

(b) intergovernmental cooperation in space programmes;

(c) the provision of strictly necessary goods or services which can only be provided, or which can only be provided in sufficient quantities, by the persons referred to in paragraph 1;

(d) the functioning of diplomatic and consular representations of the Union and of the Member States in Russia, including delegations, embassies and missions, or international organisations in Russia enjoying immunities in accordance with international law; or

(e) unless prohibited under Article 3m or 3n, the purchase, import or transport of natural gas and oil, including refined petroleum products, as well as titanium, aluminium, copper, nickel, palladium and iron ore from or through Russia into the Union.

3. The Member State concerned shall inform the other Member States and the Commission of any authorisations granted under this Article within two weeks of the authorisation.

4. The prohibitions in paragraph 1 shall not apply to the execution until 10 October 2022 of contracts concluded before 9 April 2022.

A handwritten signature of this self-declaration by the applicant is not required. For the applicant, this declaration is deemed to have been validly submitted if it is included with the documents submitted for the request for participation that comply with the requirements pursuant to § 126b BGB (text form).

Members of a bidding consortium submit this self-declaration in text form pursuant to § 126b BGB.

Form 9 – Self-Declaration of Knowledge of German Directives

The contractor will be at the time of both tendering and execution of the Scope of Work familiar with all applicable relevant directives in the German market to ensure acceptance by German authorized body including the following non exhaustive list:

- Approvals of survey vessels and of survey works in the German EEZ and territorial waters (BSH, NLPV, WSA)
- Coordination with German authorities

A handwritten signature of this self-declaration by the applicant is not required. For the applicant, this declaration is deemed to have been validly submitted if it is included with the documents submitted for the request for participation that comply with the requirements pursuant to § 126b BGB (text form).

Form 10 - Self-declaration HSE and environmental minimum requirements (HSE1 to HSE7)

The following are minimum requirements. The applicant declares and evidences the following:

HSE1 - Occupational health and safety management system: the applicant operates a management system certified to ISO 45001, or a demonstrably equivalent system. Please attach a copy of the valid certificate. Where equivalence is claimed, please describe the system and name the body that certified or verified it.

HSE2 - Environmental management system: the applicant operates a management system certified to ISO 14001, or a demonstrably equivalent system. Please attach a copy of the valid certificate. Where equivalence is claimed, please describe the system and name the body that certified or verified it.

HSE3 – HSE systems and controls: A description of the Applicant's HSE organization, HSE training programme and HSE risk management system. Maximum three (3) pages.

HSE4 – Environmental management controls: A description of the Applicant's environmental management controls covering waste management, emissions, noise and dust control, spill prevention and response, water management and discharge controls, and environmental monitoring. Maximum three (3) pages. The certification of the environmental management system is declared under Form 10 (HSE2) and is not to be repeated here.

HSE5 – Subcontractor HSE management: A description of the Applicant's process for HSE pre-qualification, onboarding and performance monitoring of subcontractors throughout the project. Maximum two (2) pages.

HSE6 – Marine assurance (part of Procedure letter No. 2; with the offer only): For each vessel offered, the latest CMID inspection report together with the status of closure of the actions arising from it. Where a vessel is not eligible for CMID inspection, equivalent marine assurance evidence may be submitted; the tenderer shall state the basis of equivalence.

HSE7 – Code of Conduct. Confirmation that the Applicant complies with the AQD Project Code of Conduct (31000-WORL-HS-REP-00001).

The Applicant confirms that it is familiar with IOGP 423-02 (Guide to preparing HSE plans and bridging documents) and with the AQD Project HSE Management Plan (31000-WORL-HS-PLN-00005), and that it will prepare its project HSE documentation accordingly.

A handwritten signature is not required; submission in text form pursuant to § 126b BGB is sufficient.

A handwritten signature of this self-declaration by the applicant is not required. For the applicant, this declaration is deemed to have been validly submitted if it is included with the documents submitted for the request for participation that comply with the requirements pursuant to § 126b BGB (text form).

Form 11 – Self-Declaration Language (German)

A self-declaration that Applicant and its personnel will have at the time of execution the skills and capacity to perform the services fluently in German regarding

- Approval Planning (Genehmigungsplanung)
- Coordination with German authorities

A handwritten signature of this self-declaration by the applicant is not required. For the applicant, this declaration is deemed to have been validly submitted if it is included with the documents submitted for the request for participation that comply with the requirements pursuant to § 126b BGB (text form).

Form 12 – Self-Declaration Language (English)

A self-declaration that Applicant and its personnel have the skills and capacity to perform the services fluently in English must be attached.

A handwritten signature of this self-declaration by the applicant is not required. For the applicant, this declaration is deemed to have been validly submitted if it is included with the documents submitted for the request for participation that comply with the requirements pursuant to § 126b BGB (text form).

Proof 1 – Proof of registration in the professional or commercial register (PL1)

Please attach:

Proof of registration in the professional or commercial register (in Germany: Berufs- oder Handelsregister) in accordance with the legal provisions of the country in which the applicant is based (in uncertified copy), if the applicant is registered in such a register.

In case of non-registration:
Submission of a business registration. The proof must identify at least the authorized representatives.

Note:

The proof may be submitted as an (uncertified) photocopy/scanned copy (PDF) but must be clearly legible in German or English (if necessary, translated). At the time of the deadline for submitting participation requests, the proof must not be older than 12 months.