

CLIENT'S NAME : BOTAŞ PETROLEUM PIPELINE CORPORATION

PROJECT NAME AND NUMBER : TURKEY- GAS STORAGE EXPANSION PROJECT - P162727 / RFP No: CS-1-2

PROCUREMENT NAME AND LOAN NO : Supervision Consultancy Services (CS- 1-2) for Gas Storage Expansion Project
Loan No:8859-TR

REPLIES TO QUERIES AND CLARIFICATIONS (NO: 04)

The provisions of this "Replies to Queries and Clarifications" are being issued to provide necessary clarifications on certain aspects of the Request for Proposal Documents in response to the queries or clarification requests sent by Shortlisted Consultants in writing.

No.	Request for Proposal Document Page No.	Request for Proposal Document Reference Clause	Query or Clarification Requested by the Shortlisted Consultants	Reply of the Client	Amendment in the Request for Proposal Document is required YES or NO (If "YES" Addendum No. 4 Provide Amendment Number)
1	33 62	Section 2. Data Sheet ITC 10.1 Section 4. Financial Proposal – Standard Forms Appendix A. Financial Negotiations -Breakdown of Remuneration Rates	Could the Client clarify whether the Consultant must provide the "Consultants' Representations regarding Costs and Charges" (Model Form I) at the tender stage along with "the table with the remuneration rates" (Breakdown of Remuneration) or only in case "the Client has requested the Consultant to clarify the breakdown of very high remuneration rates at the Contract's negotiations" (IV. Appendices/Appendix C – Remuneration Cost Estimates/ §2)?	Please refer to ITC 28.8 Appendix A to FORM FIN-3 the Client may ask clarifications from the Consultant at the negotiations and the information for clarifying remuneration rates' structure under this Clause, is provided in Appendix A to the Financial Form FIN-3: Financial Negotiations – Breakdown of Remuneration Rates. It does not need to be submitted with Financial proposal of the Consultants. Please also refer to the topnote in Appendix A to FORM FIN-3 [To be used at the Contract's negotiations as per ITC 28.8 in case the Client request the Consultant to clarify the breakdown of very high remuneration rates]	NO
2		General	a) The Request for Proposal (RFP) issued by good selves was addressed to our Consortium members encompassing the French based company TRACTEBEL Engineering S.A and Storengy. We wish to clarify that Storengy is in fact also a French based company instead of a Belgium company as specified in the RFP letter. b)Any specification regarding the possibility to include a local sub-consultant in our Consortium for administrative and logistical reasons would be appreciated.	a) The Clarification is Noted. b) The shortlisted Consultants are qualified with their Partners and Subconsultants. However, if a shortlisted Consultant considers that it may enhance its expertise for the assignment by associating with other subconsultants, it may do so by the approval of the Client. <u>Please see ITC 14.1.1.</u>	NO

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3	116 131	Section 8. Conditions of Contract and Contract Forms (Time Based) GCC 24.1 SCC 24.1	Pursuant to Clause 24.1 of the Special Conditions of Contract, the professional liability insurance of the Consultant shall have minimum coverage of USD 30,000,000. However, each Consortium member may not be in a position to provide certificates covering such an amount. We therefore suggest that each Consortium member provides insurance certificates for a coverage of USD 10,000,000, as a result of which, the aggregate cover would amount to USD 30,000,000 as requested.	<u>Please see GCC 24.1</u> "The Consultant (i) shall take out and maintain, and shall cause any Sub-consultants to take out and maintain, at its (or the Sub-consultants', as the case may be) own cost but on terms and conditions approved by the Client, insurance against the risks, and for the coverage specified in the SCC, and (ii) at the Client's request, shall provide evidence to the Client showing that such insurance has been taken out and maintained and that the current premiums therefore have been paid. The Consultant shall ensure that such insurance is in place prior to commencing the Services as stated in Clause GCC 13."	NO
4	39 123 134	Section 2. Data Sheet ITC 25.1 Section 8. Conditions of Contract and Contract Forms (Time Based) GCC 43 SCC 43.1 & 43.2	As part of World Bank financing, is the "Supervision Consultancy Services for Design, Supply and Gas Storage Expansion Facility" project subjected to a VAT exemption? In the event of a positive response, is this exemption applicable to subcontractors?	<u>Please see ITC 25.1</u> "For the purpose of the evaluation, the Client will exclude: (a) all local identifiable indirect taxes such as sales tax, excise tax, VAT, or similar taxes levied on the contract's invoices; and (b) all additional local indirect tax on the remuneration of services rendered by non-resident experts in the Client's country. " "If a Contract is awarded, at Contract negotiations, all such taxes will be discussed, finalized (using the itemized list as a guidance but not limiting to it) and added to the Contract amount as a separate line, also indicating which taxes shall be paid by the Consultant and which taxes are withheld and paid by the Client on behalf of the Consultant." Please also see GCC 43 and SCC 43.1 & 43.2	NO

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5	33	Section 2. Data Sheet ITC 10.1	<p>In Clause 28.8 following is stated "In the case of a Time-Based contract, unit rates negotiations shall not take place, except when the offered Key Experts and Non-Key Experts' remuneration rates are much higher than the typically charged rates by consultants in similar contracts. In such case, the Client may ask for clarifications and, if the fees are very high, ask to change the rates after consultation with the Bank. The format for (i) providing information on remuneration rates in the case of Quality Based Selection; and (ii) clarifying remuneration rates' structure under this Clause, is provided in Appendix A to the Financial Form FIN-3: Financial Negotiations – Breakdown of Remuneration Rates."</p> <p>As per our understanding the mentioned Appendix A to the Financial Form FIN 3 does not need to be provided together with the Proposal, but only upon Clients additional request. Please confirm.</p>	Please refer to item No. 1 above	NO

(end of Replies to Queries and Clarifications No.04)