



TENDER DOCUMENT SELECTION PHASE (project specifics)		
Replacement Combustion System Frame 9/E Gas Turbine RoCa 3 2023 (The Netherlands)		
CODE	REVISION N°	DATE OF ISSUANCE
WS764064879	01	14.10.2021

PREPARED BY	APPROVED BY
V. German	L. T. van der Vliet

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1 General

1.1 Introduction

The Tender Document at hand contains information regarding this invitation to tender conducted in accordance with the European Competition Procedure with Negotiation for the change of the Combustion System in Rotterdam, the Netherlands.

1.2 About Uniper

Uniper is an international energy company with about 11,000 employees. Headquartered in Düsseldorf, Germany, Uniper ranks among large generation and trading companies in Europe, which is one of the world's most important energy markets. Through the commodity-trading and technology-services businesses, Uniper is also active in energy markets from the Americas to Asia. The core markets are Germany, the United Kingdom, Sweden, the Benelux countries and Russia. In Hungary Uniper owns one power plant. To support the activities outside of Europe and Russia, Uniper operates a trading business in North America and have offices in several international locations. Uniper Benelux N.V. produces electricity, heat and steam in the Netherlands. In Belgium Uniper also supply these products to the business-to-business market. The power stations contribute to the security of supply in the Netherlands. In addition, Uniper provide support services that help balance the high-voltage grid. For more than 10 years Uniper has been working closely together with the surrounding industry in Rotterdam to exchange residual materials in order to reduce our carbon footprint. Location within Uniper Benelux N.V are:

- The Hague
- Leiden
- Rotterdam Maasvlakte
- **Rotterdam Capelle (RoCa)**

The RoCa plant is the subject of this assignment.



Commissioned : 1982 (GT 1&2), 1996 (GT 3)
Electrical net output: 264 MW
Fuel: Natural gas

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2 Subject of the assignment

2.1 *Description of the assignment*

On our Uniper Benelux (UBX) location RoCa3 at Rotterdam we have stationed a Frame9/E gas turbine with generator. In 2023 there is a change from Low Caloric Gas to High Caloric Gas planned for the unit. Instead of only changing the fuel nozzles we want to prepare the unit for the future with emission reduction and the possibility to run partly on Hydrogen. During the available time of a Combustion Inspection we want to have replaced the existing DLN-1 system with a new Combustion System together with fuel nozzles that are ready for High Caloric Gas, low emissions and the possibility to run at about 30 % Hydrogen.

The installation is scheduled to be carried out from 8 of May to 17th of May 2023. The commissioning date is scheduled for 19th of May 2023.

2.2 *Purpose and goal*

The purpose of this European Tender is to receive a quotation and detailed specification for the assignment. The recipients of this Tender are referred to as "Tenderer". The goal is to find a supplier with proven technology, knowledge, experience and capabilities of performing the replacement of a combustion system. By responding to this Tender, the Tenderer warrants that they have the facilities, management, resources and technical ability to provide all the services and/or products and/or material under this Tender. The provided information, scope, schedule, quantities and documentations are subject to change at the request of UNIPER.

2.3 *Location*

Location of the assignment is:

Uniper Benelux N.V.
Site Name: RoCa 3
Capelseweg 400, 3068 AX Rotterdam

2.4 *Lots*

The invitation to tender has not been divided into lots because the assignment must be executed as a whole by one Contractor (with or without subcontractors and/or a consortium).

2.5 *Scope*

The complete scope of work can be found in appendix 3 and it consists of the following documents:

Appendix 3.0 - TES RoCa3 Replacement Combustion System
Appendix 3.1 - TES RoCa3 Autotuning Device

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3 Application procedure

3.1 **Contracting authority:**

Uniper Benelux N.V
attn. J.C. Villanueva Oubina
Capelseweg 400
3068 AX Rotterdam

Contact persons in emergency cases:

Veronica German

e-mail: Veronica.German@uniper.energy, phone +49 171 869 5489

and

Juan Carlos Villanueva Oubina

e-mail: carlos.villanueva@uniper.energy, phone +31 6 250 76 025.

3.2 **Confidentiality**

All documents and related correspondence within the scope of this Tender should be treated as confidential and shall not be disclosed to any third party. All intellectual property rights belong to UNIPER; each supplier may only use the information provided for the tendering procedure for the purpose for which it has been provided. The supplier shall sign the appropriate Non-Disclosure Agreement if requested.

3.3 **Procurement procedure**

- European Competition Procedure with Negotiation
- The Public Procurement Act 2012 with all subsequent revisions (Aanbestedingswet 2012)
- Works Procurement Regulations (Aanbestedingsreglement Werken) (ARW 2016)

3.4 **Time schedule**

The Tenderers cannot derive any rights from this time schedule. UNIPER reserves the right to change the planning. The Tenderers will be notified by any planning changes via TenderNed.

Placing the Application (submission of selection documents by the Candidate) and the Tenders on time, in TenderNed is entirely the responsibility of the Tenderer.

Please note that this procedure foresees the **first selection phase being related ONLY to submission of selection documents**. Should this be successful, a second negotiation phase will follow where submission of Tenders and negotiations (incl. offers) take place. Content details on the second phase is to follow at a later stage.

The Contracting Authority has already made available documentation relevant for the 2nd phase (see documents uploaded on TenderNed).

This is to allow all Tenderers the possibility to have an early start in case they are selected for the 2nd phase. Uniper strongly recommends that Candidates/Tenderers use this time for parallel preparations for the second phase of negotiations (i.e offers).

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Item	Date	Hour
I SELECTION PHASE		
Publication of Tender Document Selection Phase	15.10.2021	
Deadline for request to attend the information session	01.11.2021	10:00 A.M. CET
Information session	02.11.2021	
Deadline for questions / request for information Please do not wait with your questions until the deadline.	08.11.2021	12:00 A.M. CET
Publication of Note of Information	12.11.2021	17:30 P.M. CET
Deadline request for site visit	15.11.2021	10:00 A.M. CET
Site Visit	17.11.2021 until 15.12.2021 to be agreed	
Deadline for Applications from Candidates (submission of selection documents)	22.11.2021	17:30 P.M. CET
Review of Applications from Candidates	Latest 22.11.2021 until 29.11.2021	
Announcement of selection decision	Latest by 30.11.2021	
End of Alcatel period selection phase	3 days after decision of selection	
II NEGOTIATION PHASE		
Publication Tender Document Negotiation Phase	Latest by 03.12.2021	
Deadline for submission of First Tenders	14.01.2022	17:30 P.M. CET
Evaluation of First Tender	Latest 17.01.2022 until 24.01.2022	
Negotiations	Latest 25.01.2022 until 08.02.2022	
Deadline for submissions of Final Tender	18.2.2022	17:30 P.M. CET
Evaluation of Final Tenders	Latest 21.02.2022 until 25.02.2022	
Announcement of Tender Award	28.02.2022	
End of Alcatel period	21.03.2022	
Final Award/ Starting date of contract	latest by 22.03.2022	
Start of works	08.05.2023	
Commissioning End Date	19.05.2021	

3.5 Site Visit

A Site Visit is strongly recommended to be performed before submitting any bids. This is required so that the Tenderers become aware of the local situation on tools, lay down areas, crane capacity, transportation possibilities and hinderances. Tenderers are requested to apply by writing a message via TenderNed stating name and function of all visitors. Besides the local safety regulation, the RIVM Guidelines (comparable to RKI guidelines) are applicable. Deadline for request is as presented in the table above. The Candidate/Tenderer is requested to specify the preferred date of the site visit in the message.

No rights can be derived from given information during the site visit. The Candidate/ Tenderer shall ask any question via TenderNed.

3.6 Information session

Tenderers can choose to attend an information session that covers the tender procedure and questions about TenderNed. Tenderers have to sign up for this session until latest the 1st of November, 10:00 a.m.. The

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information session takes place on the 2nd of November 2021. This session will be held individually and takes maximum 60 minutes. The information provided in this session only concerns answering questions about the tender procedure, clarification of what is expected from the tenderers during the tender and answering questions about TenderNed. The Candidate/ Tenderer shall write a message on TenderNed with name and e-mail adress to attend.

Candidates/ Tenderes are advised to prepare beforehand with the questions they would like to ask.

No rights can be derived from given information during the session. The Candidates/ Tenderers shall ask any question via TenderNed.

3.7 *Inconsistencies and objections*

If the Candidate/ Tenderer is of the opinion that the documents contain inconsistencies, errors or matters that are unclear or if the he has any objections, then he must report this to the contact person in writing, including substantiation via TenderNed.

3.8 *Complaints procedure*

If a Candidate/ Tenderer disputes a response given by the Contracting Authority to a question, request, comment or objection from him, or he receives no response, then he can submit a complaint via TenderNed.

3.9 *Submission of the Application/ Tender*

The deadline (date and time) for submission of Applications/ Tenders is stipulated in the 'Time schedule' and it is a final deadline (unless subject to change).

In order to submit an Application/ Tender, you must register with TenderNed. One or more registered users must be connected and authorized to submit the Tender via TenderNed on behalf of your company. The Contracting Authority advises that you start the TenderNed registration process immediately rather than postponing it until the tendering period is coming to a close. Upon registering your organization, you must add your tender via TenderNed's announcements platform.

For more information on registering and establishing your organization with TenderNed and digital submission of your Application/ Tender, please read the Tender Documentation general information and visit <https://www.tenderned.nl/cms/english/six-steps-bidding-public-procurement-contracts-online-through-tenderned>.

- Only Applications/ Tenders that have been submitted to the digital safe for this invitation to tender either prior to or on the day of the deadline (prior to the time of the deadline) will be processed by the Contracting Authority.
- The time and date as displayed on the digital countdown clock in TenderNed serves as the definitive deadline for the submission of Tenders.
- The Contracting Authority is only able to see the Applications/ Tenders once the digital safe opens in TenderNed. This safe can only be opened upon expiry of the deadline for the submission of Applications/ Tenders.
- In the event you have technical issues or questions regarding submission of your Tender via TenderNed, you can contact the TenderNed service desk via servicedesk@tenderned.nl or +31 (0)70-3798899. If you believe that the TenderNed service desk is taking too long to answer

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your question or comment, then you can contact your contact person within the Tendering Authority.

- Any risks resulting from late submission of the Applications/Tender and/or submission of an incomplete Application/ Tender is borne by the Tenderer.
- The Contracting Authority is neither responsible nor liable for any consequences resulting from a Tender that is submitted too late, incorrectly or incompletely.

The Contracting Authority will treat confidential information provided by the Candidate/ Tenderer with due care.

A complete submission for selection must consist of the following documents:

	Document	Legal signature?
1	European Single Procurement Document	Yes
2	Appendix 5 – Reference assignment form as per details requested	Yes
3	All relevant documents requested in this Tender Document project specifics	No

Furthermore, by submitting an Application/ Tender the Candidate/ Tenderer accepts the following concerning the tender procedure:

- There is a limitation period of 3 months applicable, calculated from the 'Deadline from Submission'.
- All the Candidates/Tenderers are allowed to submit just one (1) Application/ Tender
- The communication about this tender is exclusively digital via TenderNed

3.10 Submission of an Application/ Tender in collaboration with other organizations

If you cannot carry out the assignment independently, you can set up a collaboration with other organizations.

There are two ways in which you can submit an Application/ Tender in collaboration:

- 1) As a consortium in which each member of the consortium is jointly and severally liable for the fulfilment of the obligations arising from the Tender as well as the fulfilment of the Contract.
- 2) In a principal contractor-subcontractor structure in which the Contractor is liable for the fulfilment of all obligations, including the obligations that will be subcontracted.

Tendering as a consortium

If an Application/ Tender is submitted by a consortium, then:

- Every member of the consortium must fill in and legally sign a separate 'European Single Procurement Document', which also includes a specification of who the consortium members are (see Part II of the 'European Single Procurement Document'). Indicate the role each member plays within the consortium. In the 'European Single Procurement Document', you must indicate who is in charge of the consortium (who is lead manager) and will act as its authorized representative.
- All organizations in the consortium accept joint and several liability for the fulfilment of the obligations arising from the Tender and the eventual fulfilment of the Contract.
- If a consortium member relies upon the capacity of another entity in order to demonstrate compliance with the applicable Suitability Requirements, then the entities in question must complete and sign Part II C of the 'European Single Procurement Document' (in compliance with the provisions specified

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below in the subsection 'Submitting a tender together with subcontractors' in the eventuality that subcontractors are obliged to demonstrate their capacity).

- Every member of the consortium, for their part, must provide the evidence requested for the Tender.

Submitting an Application/ Tender as a principal contractor together with subcontractors

If an Application/ Tender is submitted by a principal contractor that does not rely upon the capacity of any subcontractors, then only the principal contractor is required to complete and legally sign Part II D of the 'European Single Procurement Document'.

If the principal contractor does rely on the capacity of subcontractors in order to demonstrate compliance with the applicable Suitability Requirements, then the subcontractor(s) in question must also complete and legally sign Part II C of the 'European Single Procurement Document'.

The principal contractor is fully liable for the fulfilment of the obligations arising from the Application/ Tender as well as the fulfilment of the contract (if awarded). In addition, the principal contractor is liable for the fulfilment of the obligations for which he has hired the subcontractor(s).

3.11 Explanation and verification of the Application/ Tender

The Contracting Authority can request that the Candidate/ Tenderer explains their Application/ Tender in greater detail and/or provide substantiating documents. The Contracting Authority is entitled – although not obliged – to check the accuracy of all data and statements submitted within the scope of the Tender.

3.12 Scoring procedure

The scoring of the submitted Candidates/ Tenderers will take place in the following steps:

1. Control general requirements as stated in this document
2. Judge and score the Candidates/ Tenderers on the exclusion grounds, selection criteria and professional ability.
3. Scoring of the Plan of Approach and schedule and pricing by the scoring commission (only in the second phase of Negotiation).

The scoring commission consists out of technical and tender experts.

During a plenary scoring meeting the assessment commission members individually clarify the scores given per Candidate/ Tenderer. The goal of the scoring meeting is to achieve consensus within the assessment commission.

Candidates/ Tenderers will be ranked on the basis of their score. The top 3 Candidates with the highest score will be selected for the negotiation phase.

The Tenderer with the highest score, wins the assignment. When 2 or more Tenderers have the same score in the second phase of negotiation, the Tender with highest score on price wins the tender.

3.13 Legal signature

A legal signature signifies that the document in question has been signed by a legally authorized representative.

If it is recorded in the professional or trade register that two or more people are only jointly authorized to represent the organization, then the documents requiring a legal signature must be signed by those two or more people. If any limitations are in place regarding authorization to represent the organization, then this must be taken into account.

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3.14 *Communication and language*

During the tendering process, communication with the Contracting Authority must be conducted in English.

The Tender must be submitted in English. Additional documents (such as informational materials etc.) can also be provided in Dutch, German OR English.

During the fulfilment of the contract, communication must be conducted in English or, if the winner is a Dutch organization, in Dutch.

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4 Selection Criteria and Exclusion Grounds

In this section, you can find the requirements set by the Contracting Authority to determine whether particular Candidates/ Tenderers are suitable to be awarded the contract. For this purpose, Exclusion Grounds, suitability requirements and requirements regarding technical and/or professional ability have been set.

You can find the 'European Single Procurement Document' within the invitation to tender in TenderNed. The purpose of the Exclusion Grounds and Selection Criteria is to assess whether the Candidate/ Tenderer is suitable to fulfil the Contract in the opinion of the Contracting Authority.

By signing the 'European Single Procurement Document' (which uses the term 'Selection Criteria' to refer to the suitability requirements), the Candidate/ Tenderer declares that he complies with the Selection Criteria as specified in this subsection of the Tender Document.

4.1 General Exclusion Grounds

General Exclusion Grounds

- all Exclusion Grounds specified in Part III A and B of the 'European Single Procurement Document' (ESPD)/ (Uniform Europees Aanbestedingsdocument (UEA));
- the Exclusion Grounds in Part III C of the 'European Single Procurement Document' (ESPD)/ Uniform Europees Aanbestedingsdocument (UEA)) that have been selected by the Contracting Authority by means of the tick boxes. Candidates/ Tenderers need to go to the invitation to tender in TenderNed, select 'Answers to Requirements' and then tick 'Yes' or 'No' for the 'Tenderer's Statement' requirement;
- Information on subcontractors. Please fill out the 'European Single Procurement Document' if and where appropriate. The Candidate/ Tenderer is obliged to fill in subcontractors and mention the part of works they subcontract.

Please consult also the Tender Document general information at the section covering Exclusion Grounds.

4.2 Requirements regarding technical and/or professional ability

The Contracting Authority has set the following core competences, which demonstrate experience with essential aspects of the assignment. The Candidate/ Tenderer declares that he has carried out at least one reference assignment for each of the core competences listed below that meets the following minimum requirements.

Requirement 1: Similar works

The Candidate/ Tenderer has to demonstrate experience in supplying, installing and commissioning a Combustion System comparable to the technical specification enclosed.

Not providing reference of similar works on a comparable equipment, including all optional works as per the technical specification, is an Exclusion Ground.

A reference Form (appendix 5) is to be filled out and include information about scope delivered either as Major Contractor or as 3rd Party or as Subcontractor.

At least the following scope needs to have been delivered by the Candidate/ Tenderer as Major Contractor:

- On Site/Off site Supervision;
- Project Management;
- On Site/ Off Site Quality Control System;
- HSSE Coordinator;

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- Engineering and design work;
- Manufacturing
- Commissioning

Further requirements for similar works references:

- At least 2 cases as reference for similar works need to be presented;
- A description of how the cases complied with safety, time and quality is requested; the description will include also information on how the Candidate/ Tenderer believes the cases used as reference are comparable with the tendered project;
- The Candidate/ Tenderer is asked to show at least one Test Plan for at least one of the cases presented as reference for similar works;

The Candidate /Tenderer will be scored for Similar Works based on quality, relevance, robustness and completeness of information presented as follows:

100 points	- > 2 cases presented as reference with content that exceeds standards and expectations
80 points	- 2 cases presented as reference with content that meets standards and expectations.
50 points	- 2 cases presented as reference with content that is slightly below standards and expectations
K.O.	-for less than 2 cases presented as reference or cases that are way below standards and expectations

Requirement 2: Quality, Environment and Safety

The Candidate/Tenderer shall comply with the quality standards described in ISO 9001:2000, the environmental standards described in ISO 14001:2004 and shall maintain an appropriate Health & Safety System (e.g. VCA*, VCP-P, SCC*, ISO 45001etc.).

The Candidate/ Tenderer shall provide a copy of the respective valid certification.

Requirement 3: Basic supplier requirements

The Code of Conduct defines the basic requirements placed on UNIPER' suppliers of goods and services concerning their responsibilities towards their stakeholders and the environment.

By signing the 'European Single Procurement Document', the Candidate/ Tenderer accepts these requirements.

4.3 Requirements regarding financial and economic standing

By signing the 'European Single Procurement Document', the Candidate/ Tenderer declares:

- That he possesses sufficient financial and economic capacity to fulfil the contractual obligations. The Candidate/ Tenderer will show its turnover for the last 3 years.
- That he is unaware of any possible claims against them that may compromise his organizations financial-economic capacity or continuity, and that no investment is required during the Contract period that may have a similar compromising effect.
- That the most recently issued auditor's report (or, if applicable, a review report or compilation report) does not include a 'continuity section' that expresses doubt concerning the viability of the organization.
- That he has a sufficient level of professional and/or statutory liability insurance for the fulfilment of the assignment and that in the event of the Contract being awarded to them,

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will remain sufficiently insured throughout the duration of the assignment(s). The Candidate /Tenderer will confirm that at least the insurance requirements described in Appendix 1 "General Conditions of Purchase" are fulfilled.

Summary of Selection Criteria

Selection Criteria	Exclusion Ground/ Maximum points
Exclusion Grounds as per the ESPD Form	Exclusion Ground
Similar works reference	Max 100 points Exclusion Ground should the min. not be fulfilled
Quality, Environment and Safety	Exclusion Ground
Basic Supplier requirements: Code of Conduct	Exclusion Ground
Financial and economic standing	Exclusion Ground

4.4 Applicable Terms and Conditions

The following shall apply in the order of precedence:

- Content of Appendix 3 Scope of Work
- Content of Appendix 1 General Conditions of Purchase Uniper Benelux (Uniper-EN2018-01)
- Content of Appendix 1 Appendix 1 - Terms and Conditions for Purchasing Contracts, Contracts for Work and Materials and Contracts for Work and Services of Uniper Group as of 062021

The applicability of any of the Tenderer's general terms and conditions concerning delivery, payment and/or any other matters is explicitly excluded.

The UNIPER Terms and Conditions apply to the Contract as described in Appendix 1.

The Candidate/ Tenderer shall indicate in writing any concerns regarding these conditions using appendix 2 with the tender. He shall upload a filled in appendix 2 on TenderNed with the tender. A suggested difference in Terms and Conditions can only lead to a lower price for UNIPER.

The Candidate/ Tenderer is also asked to confirm and adhere to appendix 4 Supplier Code of Conduct as of 02.2019 and appendix 7 General Safety Regulations of Uniper Benelux (Uniper-EN2020-01)

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With reference to Payment Milestones, the following Milestones are foreseen as preliminary.
Further details and/or changes (if any) will follow once the Tender Document Negotiation Phase is published.

%	Milestone
20	Advance payment linked to one/several defined event(s)
15	Provision of RoCa specific HSSE and Quality plans (FQP, ITP)
30	Delivery of spares on site incl. review of associated QA documents
10	Start of On Site preps and activities/works
10	Completion of commissioning
10	Preliminary Acceptance
5	Provision of Final Documentation
100	Total

The Payment Term of 60 Days as described in Appendix 1 will apply.

5 Award Criteria

The preliminary and guiding award criteria are set out below. Further details and/or changes (if any) will follow once the Tender Document Negotiation Phase is published.

Subject		Max points
Price		
	Price	50
Quality		
	Technical: Plan of Approach, schedule and performance, technical characteristics, capabilities, limitations etc	40
	Non-Technical: conditions, payment terms etc	10
Total		100

As a result of the negotiation, (limited) changes, nuances and clarifications can still be made.
The Tenderer with the highest total points wins the tender.

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	Title	CODE	
	Replacement Combustion System Frame 9/E Gas Turbine RoCa 3 2023 (The Netherlands)	WS764064879	
REVISION		DATE	
01		23.09.2021	
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Tender Document Selection Phase (project specifics)			

6 Appendices

Appendix 1	General Conditions of Purchase Uniper Benelux (Uniper-EN2018-01)
	Terms and Conditions for Purchasing Contracts, Contracts for Work and Materials and Contracts for Work and Services of Uniper Group as of 062021
Appendix 2	Mapping of acceptance/deviation of Uniper terms and Conditions
Appendix 3	Scope of Work
	Appendix 3.0 - TES RoCa3 Replacement Combustion System
	Appendix 3.1 - TES RoCa3 Autotuning Device
Appendix 4	Supplier Code of Conduct as of 02.2019
Appendix 5	Reference assignment form
Appendix 6	Price form
Appendix 7	General Safety Regulations of Uniper Benelux (Uniper-EN2020-01)

Web Links

General Conditions of Purchase UNIPER-NL/2018-01
<https://www.uniper.energy/benelux/>

General Safety Conditions UNIPER-NL/2018-02.
<https://www.uniper.energy/benelux/>

Code of Conduct UNIPER-NL
<https://www.uniper.energy/company/procurement/procurement-informatio>

Additional general information can be found with below links:

- <https://www.uniper.energy/benelux/>
- [Energy Supply & Solutions Company | Uniper](#)
- [PowerPoint Presentation \(uniper.energy\)](#)

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