



DESCRIPTIVE DOCUMENT

Public tender
Gasunie Transport Services Peak delivery 2023-2024

Reference number: WS3674056124

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Gasunie Transport Services (GTS)
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Annexes which are part of this descriptive document:

- Annex 1 *Annex1GasunieCodeOfConductJuly2022.pdf*
Gasunie Supplier Code of Conduct
- Annex 2 *Complaints procedure for tenders Gasunie 1 July 2021.pdf*
Gasunie complaints procedure for tenders
- Annex 3 *TemplateAgreementPeakServiceGTS2023-2024.docx*
When awarded is the Agreement to be signed by both parties.
The offer given (in the spreadsheet mentioned in Annex 4)
is to be described in this Agreement before signing.
- Annex 4 Spreadsheet *OfferGTSPeakDelivery2023-2024.xlsx*
in which tenderer makes his offer.
- Annex 5 Annex5 Q&A peaktender.pdf
Questions and Answers from previous tenders and this tender up to October 2022

The annexes can be found in TenderNed.

1 GENERAL INFORMATION ABOUT THE PROCEDURE AND CONTRACT

1.1 Procedure

This document contains the information required to participate in the public tender for Peak delivery 2023-2024 for the benefit of Gasunie Transport Services B.V. (hereinafter: GTS).

The purpose of this descriptive document is to provide information on the requirements to be met by the participating parties, the procedure, the award criterion and the assessment procedure.

This tender is subject to the Dutch Public Procurement Act 2012 (Aanbestedingswet 2012).

GTS intends to award a contract to the most economically advantageous Tender (MEAT) whereby the award criterion Lowest Price will be applied. Rationale for this criterion is that:

- The few hard demands must be strictly met,
- Quality of the product, either G-Gas or H-Gas are very strict: there is no qualitative distinction between the various tranches.

1.2 Gasunie Transport Services

Gasunie is an energy infrastructure company. We manage the infrastructure for large-scale gas transport, storage and conversion (still mostly natural gas) in the Netherlands and North Germany. The energy transition means that this is increasingly shifting towards green gas and hydrogen. We are also working on the construction and management of heat and CO₂ networks.

Our task is to provide safe, reliable, affordable and sustainable energy infrastructure services, making energy available to everyone at all times. Safety, reliability, sustainability and cost awareness are paramount here.

Gasunie's network is one of the biggest high-pressure gas transport networks in Europe and consists of more than 15,000 kilometres of pipeline, 1,000 gas delivery stations and dozens of installations in the Netherlands and North Germany. Gasunie's infrastructure is part of the 'gas roundabout' of Europe. This network allows the gas to be traded and transported easily. The annual throughput of gas is approximately 100 billion cubic metres.

Our mission

Gasunie is a leading European energy infrastructure company. The transportation and storage of gas are our core business. We serve the public interest and facilitate the energy transition by offering integrated infrastructure services. We focus on value creation for our shareholder(s) and other stakeholders and adhere to the highest safety and business standards applicable to our industry.

Our vision

We believe in a sustainable future with a balanced energy mix and a continuing role for gas from various sources. We believe that we offer our customers the best service by offering innovative solutions in the field of infrastructure, particularly gas infrastructure.

Our three pillars:

- Ensuring a safe, reliable, affordable and sustainable gas infrastructure in our core area.
- Contributing to efficient gas infrastructure and services for a well-functioning European natural gas and LNG market.
- Accelerating the transition to a CO₂-neutral energy supply.

Part of Gasunie is Gasunie Transport Services (GTS). The GTS tasks are described here:

<https://www.gasunietransportservices.nl/en/about-gts/organisation/tasks>

GTS' mission statement

We offer gas transport services in a customer-orientated and transparent way. Safety, reliability, sustainability and cost-awareness are our priorities. We serve the public interest and operate professionally to create value for our stakeholders.

Code of Conduct - Supplier Code of Conduct

Maintaining a good reputation is very important to Gasunie for achieving its objectives. Gasunie sees it as its responsibility to ensure that its services are supplied in a value chain that complies with international standards. Collaboration with suppliers and partners should be carried out professionally, carefully and with integrity. The Code of Conduct applies to all Gasunie staff, and also to those employed by companies belonging to the Gasunie group and to those workers who are seconded to or who work on behalf of Gasunie. The Code of Conduct is available with this tender on TenderNed. The Gasunie Suppliers Code of Conduct forms part of the agreement to be concluded.

More information about the company Gasunie can be found on www.gasunie.nl, about GTS on: <https://www.gasunietransportservices.nl/>

1.3 Subject of the tender

1.3.1 Internal client: Department LAO (department for development and planning)

This LAO department is for managing and planning of the flow of gas within all GTS's assets. It includes peak delivery. For more information on Peak delivery reference is made to the GTS site. The peak delivery is also described [in the Dutch Gas Act](#).

1.3.2 Scope of the Tender

Twenty-one (21) tranches of 977 MWh/h gas of either G-gas and/or H-gas, with a maximum volume of thirty times that. The gas is to be delivered when called upon in the months December 2023 up to and including February 2024.

Enclosed with the tender is annex 3, a template-contract. Please review the contract for all relevant details.

1.4 Scope of the contract

A tenderer can be awarded from one (1) up to twenty-one (21) tranches.

These numbers are indicative and offer no guarantee for the future. Tenderers can therefore not derive any rights from these figures. GTS is not obliged to place orders with the contractor(s).

Supplier may offer up to ten (10) tranches G-gas and/or eleven (11) tranches, which may be either G-gas and/or H-Gas. The format is given in the spreadsheet (Annex 4). GTS is looking to contract Peak Services based on delivery of gas from a highly reliable source and a lead time of two hours; i.e. order at least two hours before the first hour of desired delivery.

G-Gas

For G-gas a G or G+ on every entry point for G-gas a Wobbe label of G or G+ is required. (See the TSC 2021 Appendix 1 Network points and prices, for the Wobbe-labels of each entry-point).

Acceptable entry points for G-gas in The Netherlands are:

- 301116 Norg (NAM - UGS)
- 301118 Alkmaar (TAQA - PGI)
- 301198 Enschede (RWE-UGS EPE)
- 301309 Enschede (NUON-UGS EPE)
- 301320 Zuidwending (UGS)
- 301397 Enschede (ENECO-UGS EPE)
- 301114 Grijpskerk (NAM-UGS)

H-Gas

Supplier may also offer H-Gas.

For every entry point for H-gas a Wobbe label of H is required.

(See the TSC 2021 Appendix 1 Network points and prices, for the Wobbe-labels of each entry-point).

Acceptable entry points for H-gas in The Netherlands are:

301113 Emden EPT (GASSCO)
301185 Oude Statenzijl (EWE SSO)
301345 Rotterdam (GATE)
301348 Bergermeer (TAQA-UGS)
301360 Oude Statenzijl (Etzel-EKB-H)
301361 Oude Statenzijl (EWE-H)
301391 Oude Statenzijl (Astora Jemgum)
301400 Oude Statenzijl (Etzel-Crystal-H)
301401 Oude Statenzijl (Etzel-FREYA-H)
301453 Oude Statenzijl (EWE Jemgum)
301546 VIP-BENE
301569 VIP-TTF-THE-H

Every tranche is 977 MWh/hour, with a total volume of 30 times that (= 29308 MWh /tranche).

Changed conditions and requirements with regard to the peak delivery tender until 2021/2022:

- Lead time is two hours; i.e. order at least two hours before the first hour of desired delivery;
- The tender award decision will be issued on the same day as the tender deadline date;
- The specification of which entry point will be used may also be given later on, but must be communicated to Gasunie Transport Services by 1st of October 2023 at the latest. Only one price per tranche may be quoted, regardless of the delivery point;
- It is therefore possible to bid on one or more delivery points, in previous tenders several tranches were allowed but at only one delivery point. To be clear: on any one delivery point only one network point is allowed;
- Due to the lead time, it is possible to bid at any mentioned (Virtual) Interconnection Point, storages and GATE terminal (see delivery entry for H-gas above);
- GTS intends to contract a maximum of 11 either G-gas or H-gas tranches, with a total of 21 tranches;
- Every tranche now has a value of 977 MWh;
- When GTS desires gas, it will ask for delivery of no more of a total of twelve hours on any given gas day; and
- Payment can be arranged other than an amount for twelve months.

1.5 Intended result of the tender procedure

GTS intends to conclude contracts with one or more tenderers to ensure that all 21 tranches are covered. Such a contract has a term of one year with no option to extend it. The intended effective/commencement date is July 01, 2023.

Please note: The gas will not be paid for, only the service. If GTS calls for the gas to be delivered, it will be delivered back to supplier according to Article 5 REDELIVERY in annex 3 the template agreement, as also described in paragraph 1.4 above.

1.6 Tranches

Tranches

Tenderers may submit an offer (see Annex 4) for one or more tranches for G-Gas and/or H-Gas.

Variants and alternative tenders

Submitting variants and/or alternative tenders is not permitted. Any variants/alternatives put forward will not be assessed. The only exception is offering a different entry point as suggested by GTS. If your company wishes to use a different entry point, you need to ask whether such a different entry point is acceptable for GTS ultimately before the deadline of submission questions (see planning) in accordance with the procedure as stated in section 2.6 of this document. Please include in your question your proposed entry point. GTS will answer questions via an Information Notice in TenderNed.

2 TENDER PROCEDURE

2.1 Planning

Below is the planning for this tender. No rights may be derived from the schedule below. Dates shown in bold are final deadlines, unless otherwise notified by GTS. GTS reserves the right to amend the planning in the interim. The planning as stated in a note of information takes precedence.

Activity	Date/ Period in 2022 Times in CET
Publication on TenderNed	Tuesday November 22
Deadline for submitting questions (for note of information)	Wednesday November 30 10:00
Publication of note of information (if any, latest at:)	Thursday December 1 st
Deadline for submission of tenders	Monday December 5 11:00:00
Assessment of tenders	Monday December 5
Award decision	Within one day of Dec 5 11:00
Signing of the agreement	a.s.a.p. after December 5
Effective runtime of the agreement	2023 July 1 st – 2024 June 30

2.2 Digital tender via TenderNed

This tender is carried out entirely electronically via <https://www.tenderned.nl> . This means that, among other things:

- All tender documents are made available free of charge and digitally on TenderNed;
- Tenderers' questions are submitted via TenderNed;
- Tenders can only be submitted digitally; and
- In principle, all further correspondence also takes place via TenderNed, unless there are questions about TenderNed (-procedure) itself, then you may contact Gasunie procurement directly.

Obtaining information about this tender from GTS other than as described above is not permitted. Communication about this tender, other than with the contact person mentioned above on the title page, can lead to exclusion from participation in this tender.

To make best use of TenderNed, it is also important for tenderers that their organisation is registered correctly and, among other things, the right people are given the proper authorisations for this tender procedure. Make sure this authorisation is also in place for holiday periods or other times when substitutions may be needed.

2.3 Language

The tender procedure is conducted in English. Unless otherwise stated or unless otherwise stated in writing by GTS in the subsequent tender procedure, all documents submitted by the tenderer must

be in either Dutch or English. The same applies to the performance of the agreement throughout the contract period.

2.4 Tender costs

Tenderers will not receive any compensation for costs, damages or lost profits relating to the submission of a tender. If GTS withdraws the tender, it will consider whether a reimbursement of costs is deemed appropriate. It does not follow that there is an obligation to pay out such a reimbursement that takes into account all costs incurred.

2.5 Site visit ('indication')

Not applicable.

2.6 Information and note of information

Questions may be submitted in writing about the tender procedure, the tender documents or their contents and/or the contract documents or their contents.

The deadline for submitting questions is indicated in the schedule in section 2.1

Please submit your questions as soon as you have them, even if you have more questions to come. It is the aim of GTS to answer them as fast as possible, so you may receive multiple notes of information.

The answers to the questions submitted will be formulated as an anonymised note of information. The note of information will be published via TenderNed by no later than the date specified in section 2.1. Tenderers are deemed to have taken notice of the contents of the note of information. The note of information takes precedence over the descriptive document and its related annexes.

2.7 Submission

Your entry must be submitted before the date specified in the planning. If in a note of information, the planning was adapted, it supersedes the planning in this document. Tenderer may, during the entire period until the deadline, edit, revise and withdraw its tender. **Any information submitted by the tenderer only becomes visible to GTS after the expiry of the deadline.**

You are not permitted to submit your tender by any other means. Tenders submitted by other means will not be considered and are deemed not to be submitted.

All tender documents to be submitted with the tender that specifically require a signature must be lawfully signed. Adding additional information not explicitly requested by GTS is not permitted. Such additional information will not be included in the assessment. The tenderer is responsible for the timely submission of its tender. Tenderers are therefore strongly advised to upload and release the relevant data well before expiry of the abovementioned deadline. TenderNed will automatically close exactly at the time specified. It is not possible to submit a tender after the deadline.

If your offer is bound to a period of less than one day, please inform Gasunie contact person (see titlepage) well before the deadline of this tender.

2.8 Content of the submission

By submitting a tender, the tenderer declares that it is fully aware of the contents of this tender document, all annexes, and the anonymised note of information to be received, and any other accompanying documents, and also that it agrees with all the provisions and requirements of these documents.

Also, by submitting the tender, the tenderer declares that it has answered all questions and attachments fully and truthfully, and that the information provided corresponds with reality, and is correct and complete. If, after submission of the tender, it appears that this is not the case, this may result in exclusion from further participation in the tender procedure.

2.8.1 Documents to be submitted with the tender

Tenders must be prepared and submitted in full compliance with the provisions. If a tender has not been prepared and/or submitted in full compliance with the provisions, GTS may decide to exclude

this tender from further participation in this procedure. The tender in question will then no longer be eligible for award.

The document to be submitted is the spreadsheet *OfferGTSPeakDelivery2023-2024.xlsx* (Annex 4)

2.9 Decision not to participate

If a tenderer decides not to submit a tender, the tenderer is kindly requested to report this as soon as possible.

2.10 Ambiguities, contradictions and forfeiture of rights

The tender documents have been compiled with care. If the tenderer nevertheless discovers errors/contradictions/faults/deficiencies/omissions or ambiguities in the tender documents, the tenderer must take a proactive approach by informing GTS itself as soon as possible, no later than at the time of the information round (note of information) by asking questions or submitting comments/objections.

If the tenderer fails to comply with this obligation, the tenderer forfeits its rights to raise any errors/contradictions/faults/deficiencies/omissions or ambiguities afterwards in court.

If the tenderer submits an objection during the information round(s) and Gasunie, to the opinion of the tenderer, does not or not adequately resolve that objection, the tenderer must take a proactive approach. The minimum requirement is that the tenderer - in the event that it cannot (yet) reconcile itself to the settlement of the objection - explicitly states, in writing and stating reasons, to the Gasunie that it maintains its objection. This statement needs to be submitted to Gasunie as soon as possible but no later than two days prior to the deadline for submission of the tender.

If the tenderer does not comply with the possibilities offered in this section, this will be at the risk of the tenderer and both Gasunie and the other tenderers will be justified in assuming that the tenderer has no questions and/or objections (left) regarding the procedure and/or contract. Raising objections and/or ambiguities only after the date of submission of the tender will lead to inadmissibility (on the grounds of legal effect) as far as those objections and/or ambiguities are concerned.

2.11 Complaints about the tender process

Gasunie has its own complaints procedure with respect to tenders, see Annex 2. You can submit complaints in writing to Gasunie's complaints desk using the following email address: klachtenmeldpunt.aanbestedingen@gasunie.nl. Please state clearly in the email which tender the complaint relates to, what the complaint is and how you think the problem can be remedied. The complaints procedure for tenders is published and can be consulted at www.gasunie.nl/leveranciers

Submission of a complaint does not automatically suspend the tendering procedure.

3 SUITABILITY REQUIREMENT

The assessment of the tenders received on time will be subject to the provision mentioned in this chapter. Failure by the tenderer to comply with this requirement may result in exclusion from participation in this tender procedure.

Requirement to be met is that a tenderer needs to be qualified as a GTS shipper according to the requirements of GTS to become a qualified GTS shipper.

All the qualifications GTS needs for peak delivery are mentioned when supplier became a GTS shipper.

4 AWARD CRITERION

The award criterion is the MEAT- lowest price per tranche.

5 ASSESSMENT AND AWARD PROCEDURE

5.1 Assessment of the submissions

GTS will go through the following steps to assess the tender:

1. Assessment of whether the tender has been submitted on time. If the tender is not submitted on time, the tender may be considered invalid;
2. Assessment of whether the tender has been submitted in full (complete). If the tender has not been submitted in full, the tender may be considered invalid;
3. Assessment of whether the tender is in accordance with the set requirement regarding being a GTS shipper. If the tender is not in accordance with the set requirement, the tender is considered invalid;
4. Evaluation of the valid tenders on the basis of the MEAT- lowest price per tranche; and
5. Publication of the award decision;

Ad. 1. Please submit well on time as the deadline is precise to the second. At GTS the entry by tenderer can only be seen when the deadline has passed, not before.

Ad. 4. GTS will put all offers in one list ordered by price (ranked from lowest to highest). GTS will award the ten (10) lowest priced G-Gas tranches, next GTS will award another eleven (11) offers with the lowest price, according to the lowest to highest ranking, be it either G-gas or H-gas. The awarding of these last eleven (11) offers is dependent of the amount of offers received. If GTS does not receive valid tenders for all 21 tranches, GTS shall not award these last 11 tranches. Gasunie reserves the right and shall be entitled to pursue the intended result by other means in order for Gasunie to be able to meet its legal obligations.

Each offer needs to have a validity period of 24 hours.

5.2 Notification of immediate exclusion

If the assessment referred to in section 5.1 gives rise to the immediate exclusion of one or more tenderers because their tender is incomplete, GTS will notify the tenderer in question in writing as soon as possible.

If the tenderers that were immediately excluded do not agree with the exclusion, and wish to commence summary proceedings, they must do so within the time specified and in the manner as indicated in the notification of immediate exclusion.

5.3 Notification of the provisional award decision

Not applicable

5.4 Final award decision

GTS will make a final award decision, within one day of the deadline of the tender, by means of a notification to that effect.

6. Contract

All awarded tranches will be included in the template-contract that is provided with this tender. The planning is for the contract to be signed as soon as possible (for both parties) after the final award decision.