

Selection Guide
European tendering through competitive dialogue
"Large-scale Ammonia Recycling from Dry Vapour"
Reference number: SNB202504

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Definitions and abbreviations

Contracting Authority:	N.V. Sludge Processing North Brabant.
Aw:	Procurement Act 2012.
Interested Party(ies):	The Interested Person(s) who has downloaded the Selection Guide and may or may not have submitted a Request for Participation.
Annex(es):	All appendices to the Selection Guidelines.
Competitive dialogue:	Procurement procedure in which Contracting Authority and Participant(s) conduct one-to-one dialogues in which possible solutions are discussed for the GAUD Project.
Participant(s):	The suitable Candidate(s) who received an invitation to participate in the dialogue phase as a result of the selection phase.
Candidate(s):	The Candidate(s) who submitted a Request for Participation at the Selection Stage.
Award guideline:	The guide describing the second round the tender, the so-called dialogue/tender phase
Tenderer:	An entrepreneur who has been invited by SNB to participate in the tendering phase and has subsequently entered the tender.
Tender:	The tender submitted by Participant as a result of this tender procedure.
Information Notice(s):	Further information provided in writing which, once published, forms an integral part of the Selection and/or Award Guidelines.
Task:	The project as defined in §2.2.
Project GAD:	The Large-scale Ammonia Recycling from Dry Vapour Project, see section 2.2.
Selection Guide:	The present document describing and explaining the Contract and the manner in which the Contract will be awarded. The Selection Guidelines ask Interested Parties to submit a Request for Participation for the purposes of the dialogue phase.
SNB:	N.V. Sludge Processing North Brabant.
TenderNed:	The online procurement system of the Dutch government.
Request for Participation:	A Request for Participation submitted by the Candidate in response to the Assignment mentioned in the Selection Guidelines.

1 Introduction

You have before you the Selection Guide belonging to the European tender for the 'Large-scale Ammonia Recycling from Dry Vapour' Project (**Project GAUD**) through a Competitive Dialogue with the reference: SNB202504/ large-scale Ammonia Recycling from Dry Vapour

The Contracting Authority is N.V. Slibverwerking Noord-Brabant (**SNB**).

1.1 Purpose Selection Guide

The purpose of the Selection Guide is fourfold, viz:

1. Provide interested parties/competitors with information about the present Contract and the Competitive Dialogue
2. Provide clarity to interested/eligible parties on how to apply and when to submit what information.
3. Provide interested parties/tenderers with an insight into how the tender will be conducted and how the further procedure will proceed.
4. Provide interested parties/tenderers with an insight into the phased method of contracting.

1.2 Choice Competitive dialogue

SNB opted for a European tender according to the Competitive Dialogue because the GAUD Project is a particularly complex Assignment in which many different assignment aspects coincide and SNB cannot be considered unilaterally capable of specifying the Assignment and/or dictating the Assignment terms and conditions

The essence of the tender is that SNB is looking for a suitable partner willing to process dry vapour from SNB's mono sludge incineration plant on a large scale for a long period of time (20 years) at acceptable commercial terms in order to recover commercially marketable ammonia products from the dry vapour without disrupting the cleaning of the remaining wastewater with the existing biological treatment

1.3 Rounds and stages Competitive dialogue

Round 1 - Selection phase

During the selection phase, an Interested Party can download the Selection Guidelines and submit a Request for Participation as a Candidate or otherwise. The Candidates selected by SNB that meet the suitability requirements will receive an invitation from SNB to participate in the dialogue phase. The selection criterion as included in Section 5.4 applies if more than four suitable Candidates apply. At the end of the Selection Stage the Participants will receive the Award Guidelines detailing the award system and the Requirements that will serve as the basis for the dialogue rounds.

Round 2 - Dialogue/subscription phase

SNB enters into dialogue with the selected Participants in this phase. The basis for the discussion topics will be the Programme of Requirements and Wishes on the part of SNB. SNB will explore the assignment specification and conditions in one-on-one dialogues (as much as necessary) with the various Participants to see what a realistic assignment/cooperation could look like. The purpose of these dialogues is to arrive at a well-defined assignment specification and reasonable assignment conditions on which the Participants can submit a Tender.

Further details on the conduct of the dialogue phase will be announced in the Award Guidelines.

1.4 Table of contents

The format of the Selection Guide is as follows:

- Chapter 2 provides information on SNB and Project GAUD.
- Chapter 3 provides information on the procurement process.
- Chapter 4 provides information on the Request for Participation.
- Chapter 5 provides information on the (UEA)/Eigen declaration (**Appendix 1**), eligibility requirements and grounds for exclusion.
- In chapter 6, SNB provides information on the other conditions.

2 SNB and the Project GAUD

2.1 About SNB

Introduction

SNB is a public company focused on the final processing of communal sewage sludge originating from its seven shareholding water boards. SNB's shareholding water boards are Aa en Maas, Brabantse Delta, De Dommel, Hoogheemraadschap De Stichtse Rijnlanden, Scheldestromen, Vechtstromen and Limburg. For more information about SNB, Interested Parties can visit the website: www.snb.nl.

Current situation processing dry vapour

For the final processing of sewage sludge, SNB manages and operates a monosludge incineration plant (SVI) at its industrial site in Moerdijk, the Netherlands. Sewage sludge is the sludge released as a residual product when treating sewage water from households, businesses and paved surfaces. During the drying process of sludge, drying vapour is released. This vapour contains ammonia, a nitrogen compound that can be harmful to the environment. To remove this ammonia, SNB currently uses a DAF (dissolved air flotation), a steam stripper and finally a biological purification system. In the DAF, air is used to remove hydrophobic particles from the water. A steam stripper removes ammonia from the dry vapour using pH elevation and steam. Besides ammonia, volatile organic compounds present are also removed. The remaining ammonia that remains in the dry vapour after the stripper (the bottom product from the stripper) is then removed in the biological wastewater treatment plant. In the process, the ammonia is broken down into nitrogen using, among other things, a carbon source as an auxiliary agent

Currently, SNB partially injects the ammonia produced with the steam stripper (the top product from the stripper) into the furnace to prevent NOX emissions (as denox). The remainder is disposed of externally and destroyed.

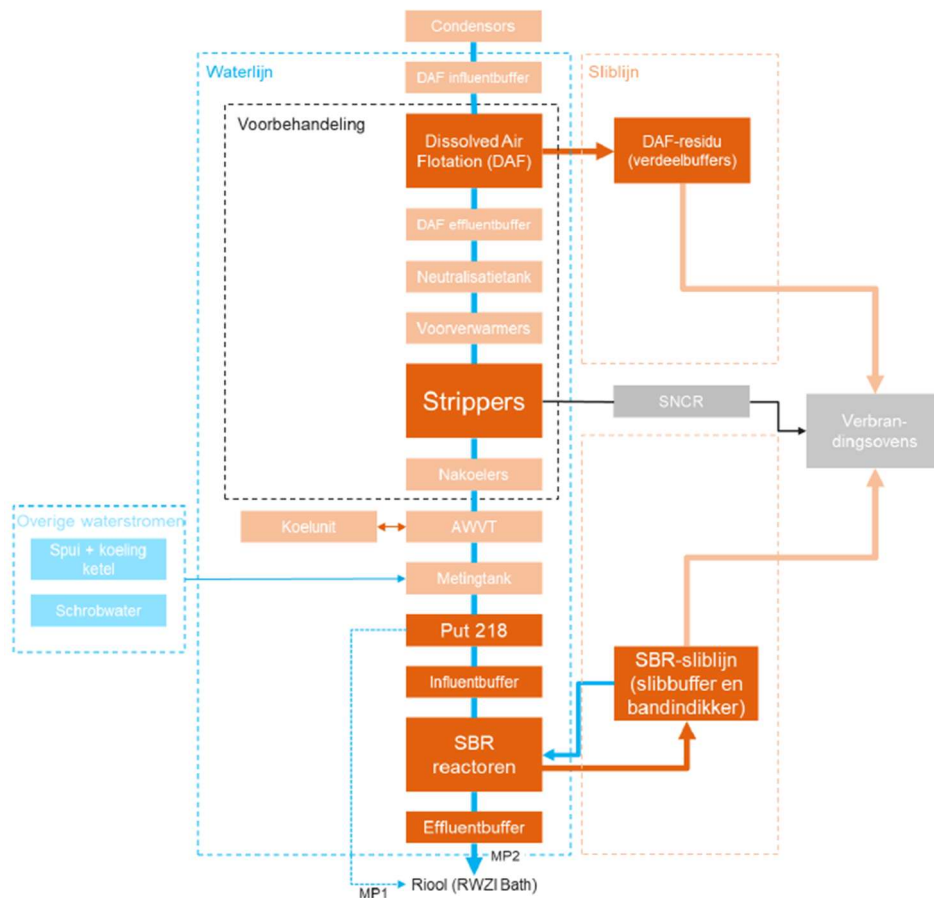


Figure 1 : Block diagram water treatment SNB in outline; wastewater originates in the condensers and is discharged to the sewer after treatment. *MP1 and MP2=discharge routes as named in the permit. MP1 is normally no longer used.

SNB objective

SNB aims to recycle ammonia from the dry vapour on a large scale as soon as possible but no later than 2028, converting ammonia into useful products such as ammonium sulphate or nitric acid. These are both products that can also be used as raw materials in the fertiliser industry. Nitrogen is one of the three most important macronutrients in the agriculture and food chain, alongside phosphate and potassium.

The reasons behind the aforementioned objective include SNB's business strategy to recycle valuable elements from sewage sludge, the new EU Urban Wastewater Directive that encourages the removal and recovery of more nutrients from the wastewater chain, the Raw Materials Agreement concluded by the water boards and achieving a circular wastewater and sludge chain (ammonia recycling turns waste into raw materials)

2.2 The Project GAUD

Project description

The aim of the tender is to find a suitable partner willing to process dry vapour from SNB's mono sludge incinerator on a large scale for a long period of time (20 years) on acceptable commercial terms in order to recover commercially marketable ammonia products from the dry vapour without disrupting the treatment of the remaining wastewater with the existing biological treatment. This can be done either

through a regular client- contractor relationship or in a more formal collaboration such as a joint venture. As part of the dialogues, Participants can give their views and preferences on this.

SNB's preference is to invest as little as possible in the installation/furnishing of the ammonia recycling plant. As a result, Participants are asked to base their business case as much as possible on the income from the gate fee to be paid by SNB. SNB intends to (do) divide the contract in such a way that SNB will (have) the building in which the ammonia recycling plant will be realised built itself and SNB will be able to operate the ammonia recycling plant itself (including purchasing chemicals as well as supplying operators and energy) so that the winning Participant can focus on its core task. Under discussion in the dialogue rounds will be how far the responsibility of the winning Participant extends when it comes to the processing process, e.g. only replacing the current steam strippers or also the pre-treatment (DAF) and/or post-treatment (WWTP). SNB also discusses in the dialogues what responsibility is realistic to demand from the Participants regarding the marketing of the ammonia end products.

The Project GAUD, including the construction of an ammonia recycling plant, will be realised on SNB's premises at Middenweg 38 (4782 PM) in Moerdijk. This location offers advantages, such as the use of existing infrastructure (including energy facilities) and minimising transport movements. At the same time, choosing this location also entails certain restrictions.

The Interested/Candidate should take into account the following preliminary assumptions for the Project GAUD:

1. For the Ammonia Recycling Plant, SNB has an average of 562m³ per day of dry vapour available, with a maximum of 750m³ per day.
2. In 2024, the average kjeldalh (Nkj) concentration in the dry vapour was 2,888mg/l with a range between 240 and 7,450mg/l.
3. The Ammonia Recycling Plant should be fully operational as soon as possible but from 2028 at the latest, depending on when the necessary permits are issued.
4. The ammonia present the dry vapour should be recovered and converted into commercially marketable high-quality ammonia products
5. SNB is open to all possible ammonia products as end products. SNB's project objectives are leading.
6. Dry vapour condensate contains PFAS, the final product should not contain PFAS.
7. SNB is willing to pay gate fee from start of operation.
8. The storage and use of chemicals in ammonia recovery should be limited to avoid the ammonia recovery being classified as a Seveso establishment.
9. The available space on SNB's premises is limited and amounts to a maximum of approximately 950 m⁽²⁾ at the rear of the site. When situated at the rear, the overhead crane must be taken into account. This has its outlet for changing/maintenance of the grab bucket on the side adjacent to the building (see red line).

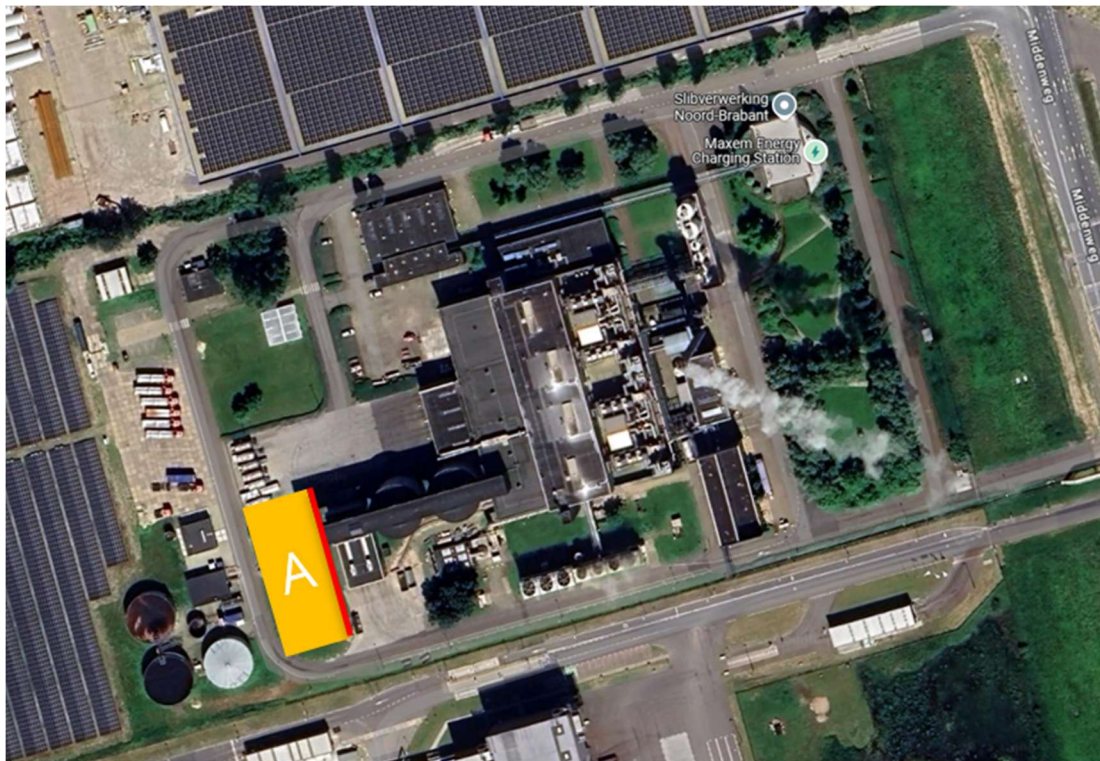


Figure2 Floor plan showing preferred site for ammonia recycling at SNB's premises.

10. For the Ammonia Recycling Plant, SNB can provide 1.6 MW of heat from the low pressure system (6 bar (a)).
11. For gas/water/electricity, the Ammonia Recycling Plant can be connected to the existing infrastructure.
12. The treated water will be discharged to the existing system to biological wastewater treatment. The released wastewater must meet influent requirements of SNB's existing biological wastewater treatment plant. The biological treatment plant must be able to process the remaining water without interference.
13. The Candidate is responsible for partial processing of the dry vapour. The dialogue rounds will discuss how far the responsibility of the winning Participant extends in terms of the processing process, e.g. only replacement of the current steam strippers or also pre-treatment (DAF) and/or post-treatment (WWTP).
14. SNB discusses in the dialogues what responsibility is realistic to demand from the Participants regarding the marketing of the ammonia end products. If possible, this includes the sale of the ammonia products and the disposal/processing of any by-products/residuals coming from the Ammonia Recycling Plant
15. A gate fee may be charged for the contamination in the remaining wastewater depending on the quality of the effluent (from the ammonia recovery process).
16. The existing steam stripper will remain in place and serve as backup and possibly to produce ammonia for SNB's SNCR
17. Technical details of SNB's plant were made available in an information pack:
 - a) Block diagram water/water-bearing streams SNB (**Appendix 3**)
 - b) Dissolved Air Flotation and stripper SNB data (including nitrogen and chemical oxygen consumption) (**Appendix 4**)
 - c) Discharge requirements SNB (**Appendix 5**)

Phased commissioning

SNB uses a phased assignment process, based on predefined milestones within the award process. The assignment phasing proceeds chronologically as follows:

1. After award: commission a scale test with quality assurance.
2. On Go decision after successful completion of scale test: design brief for the full elaboration of a conceptual design (reliability of equipment to be used, understanding of product disposal options, by- and waste environmental impact assessment, environmental permit application, capex and opex estimation with an accuracy of +/- 25%).
3. On Go decision after completion of conceptual design: order full basic engineering with capex and opex with an accuracy of +/- 10%.
4. At Go decision after completion of basic engineering: realisation of the ammonia recycling plant and operation for the 20 years envisaged.

After each phase, a go/no go moment is built in for both SNB and the Contractor. The Contractor should allow for a lead time of approximately 3 months for decision-making insofar as approval is required from SNB's shareholders.

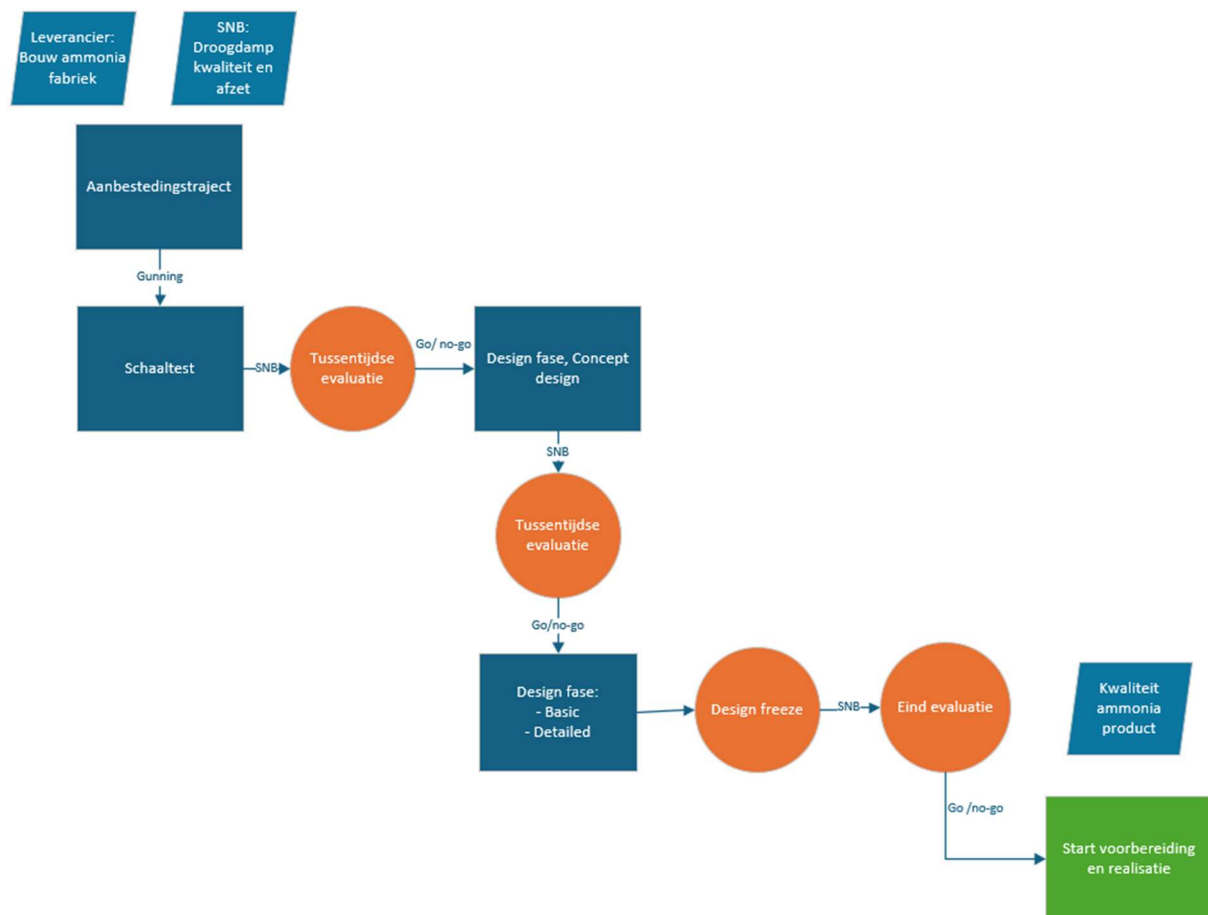


Figure3 Assignment phasing with defined milestones.

3 Tender procedure

3.1 Type of procedure

SNB has opted for the Competitive Dialogue, which is a tender procedure with pre-selection. Only suitable Interested Parties will be admitted to the dialogue/tender round and receive the Award Guidelines.

3.2 Merging assignments

In this tender, SNB merges the various procurement components that fall under Project GAUD, namely the engineering of the ammonia recycling plant, the realisation of the ammonia recycling plant and the long-term dry vapour processing (whether or not in a formalised collaboration between SNB and the winning tenderer). This is because SNB expects that market parties will only be willing to bear maximum responsibility for dry vapour processing if they are involved in all these procurement aspects

3.3 Plots

There will be no division into plots.

3.4 Digital tendering

The tendering procedure for the Contract, including the submission of the Request for Participation, will take place during the selection phase via the TenderNed tendering platform (www.tenderned.nl). Extensive instructions regarding the submission of the Request for Participation will be available to the Interested Candidate on the aforementioned website. After the selection phase, the tendering procedure is conducted via e-mail.

The digital progression includes:

- That documents related to this tender are only available digitally;
- That the questions and answers regarding the tender take place in digital form;
- That the uploading of all documents requested from you is entirely digital;
- That you will find all communication from SNB within the account on TenderNed.

It is the Interested Party's own responsibility to submit the Request for Participation.

If you have any questions or are unclear about the operation of TenderNed, please contact the TenderNed Service Desk. It can be reached on working days from 08:30 to 16:30 via 0800 - 8363376 or via servicedesk@tenderned.nl

3.5 Planning

The tender will proceed according to the schedule below. The planning is also listed on TenderNed. This planning is only indicative, no rights can be derived from it by Interested Parties.

SNB may unilaterally change the schedule. Interested parties will be informed by SNB of any changes as soon as possible. SNB reserves the right to adjust this planning during the tendering procedure, with

the exception of shortening legally stipulated minimum periods. The Candidates will be given the opportunity to visit SNB's site during the award phase

No.	Activity	Date and time
	Round 1 - Selection phase	
1.	Publish announcement and Selection Guide	24 April
3.	Closure of round of questions Note of Information 1	8 May
4.	Publication Note of information 1	12 May 2025
5.	Submission of Request for Participation by Candidate(s).	5 June 2025
6.	Selection decision (objection period 20 days)	13 June

The schedule of the dialogue/tender phase (round 2) will be announced in the Award Guidelines.

3.6 Award guidance

The Award Guideline for the dialogue/tender phase will be emailed to Participants by SNB after completion of the Selection Phase, (expected June 2025). The Award Guidance will include the final award criteria.

In outline, the award criteria are as follows. The Contract will be awarded to the Tenderer who has submitted the most economically advantageous tender based on the criterion of best price-quality ratio. SNB will apply the evaluation method 'Award by Value', whereby in addition to the price aspect, the following qualitative components will be considered (in order of importance)

1. The processing technology to be applied and the associated qualitative advantages with regard to the marketing products (standardised product) and the marketability of the product.
2. Fundability Project GAUD.
3. The processing technology to be applied and the associated sustainability benefits.
4. The manner and pace at which the contractor will have the ammonia recycling plant operational.

The final award is conditional on a Final Investment Decision (FID) being taken by (the shareholders of) SNB.

3.7 Memorandum of Understanding

In the Q&A session, you can ask questions about this tender and the Selection Policy. Interested parties will ask the questions via TenderNed. Questions that Interested Parties do not ask in accordance with this procedure and in this manner (i.e. via TenderNed), SNB will not answer. Any questions relating to the Tender Procedure or the Selection Guidelines must be submitted no later than the date and time specified in Section 3.5. SNB will endeavour to answer all questions within the deadline set for this purpose.

The Information Notice, with the anonymised questions and answers included therein, will be published on TenderNed. All questions and associated answers should be considered as an integral part of the Selection Guidelines. The Information Notice may also include additions and announcements on behalf of SNB.

SNB advises the Interested Party not to submit the Request for Participation dialogue phase prior to the Information Notice. This is because in that case, you as a Candidate may miss essential information, as a result of which your Request for Participation is not based on the most up-to-date information.

3.8 Information in the context of justified economic interest

Pursuant to Section 2.53(3) Aw, Interested Parties have the possibility to ask questions individually to SNB if disclosure of this information would damage the legitimate economic interests of their company. The basic principle is that information will not be provided individually unless, in SNB's opinion, the Interested Party has actually demonstrated the aforementioned interest.

If an Interested Party wishes to avail itself of this option, it should justify this in its question. If a justification is missing or it is not sufficient in SNB's opinion, then the question will be rejected and will have to be asked again, if required, as being a non-individual question.

3.9 The complaints scheme

Complaints about this tendering procedure, both about the organisation of the tendering procedure and/or the assessment method and about the scope of the Contract, should be voiced by the Interested Party/ Candidate in the first instance by submitting questions in the Request for Information in a timely manner. Complaints must be properly substantiated and submitted no later than prior to the deadline for submitting the Request for Participation, under penalty of forfeiture of rights.

4 Request for participation

4.1 Registration documents

Candidate bears the risk of proper, complete and timely submission of the Request for Participation. Requests not received on time will not be considered.

Candidate should submit the following documents via TenderNed with the Request for Participation:

4. Form Own Declaration (**Annex 1**).
5. Form reference project(s) (**Annex 2**)

After the Request for Participation, it is no longer possible to make additions. Only an explanation or addition at SNB's request is possible, as long as it does not violate procurement law.

4.2 Conditions

The following conditions shall apply to the conditions attached to the Request for Participation:

- The documents to be provided with the Request for Participation must be drawn up in the Dutch language. All communication from SNB will be in the Dutch language, with SNB providing informal English translations generated automatically via a translation programme. SNB expressly does not guarantee the accuracy of these translations. Rights can only be derived from the official Dutch version of the tender documents.
- The documents to be provided with Request for Participation must be duly signed by the authorised natural representative(s) of the company. This implies that the person(s) signing the documents is (are) registered in the trade register as authorised representative of the company. If the trade register states that two or more persons are only jointly authorised to represent the company, the documents will also have to be signed by those two or more persons.
- If the person(s) signing the document is not himself/herself validly authorised by articles of association or otherwise, a validly signed power of attorney for representation with respect to

this/these person(s) must be provided. It must be possible to verify the valid signature of this power of attorney and the other documents by means of one or more excerpts from the trade register.

- These conditions also apply to any documents to be submitted at SNB's request after Registration.

4.3 Combination/collaboration

Submitting the Request for Participation as a combination/collaboration is permitted. In the event of a consortium, each of the consortium members must submit the UEA/the Personal Tendering Statement (**Appendix 1**), also indicating which part of the Contract will be performed by which of the consortium members. The Personal Tendering Statements should be submitted jointly (with the other data) as a single Request for Participation. Each member of the consortium will be assessed independently against the grounds for exclusion. The suitability requirements can be met jointly by the combiners. Companies tendering in combination are jointly and severally liable for the fulfilment of all obligations arising from the Contract. After being awarded to the combination, the combination must adopt a legal form.

4.4 Main contractor with subcontracting

In case of main or subcontracting, only the main contractor should meet the requirements and submit the requested data. If the main contractor relies on, for example, the technical or professional competence and/or financial and economic capacity of a subcontractor, this should be indicated in the UEA/Own Declaration (**Annex 1**).

After the Request for Participation, the main contractor cannot change a subcontractor it has called upon to meet the suitability requirements, i.e. not even during the dialogue phase. If the subcontractor is changed by the main contractor without SNB's consent, this will result in a right of rescission on SNB's side. In the case of main and subcontracting, the main contractor is the sole contractual counterparty of SNB.

4.5 The evaluation committee/assessment

A review committee consisting of three people will be appointed by SNB.

When assessing the Request for Participation, the Assessment Committee will first check whether the Candidate has submitted all documents in accordance with the requested Section 4.1. The completeness test involves a check of the number of documents in the Request for Participation itself, as well as a check of the content of the documents (including by assessing whether the Candidate meets all the requirements for suitability and whether the specified grounds for exclusion do not apply). A Candidate that does not meet all the set criteria will be excluded from further participation in the Tender.

In the event of a defect in the UEA or Personal Tendering Statement, SNB will give the Candidate the opportunity to remedy the defect within a period of two (2) working days, calculated from the day of dispatch of a request to that effect. SNB will only make use of this if it concerns a simple clarification and/or the rectification of an apparent material error and it concerns data that objectively predates the end of the Tender Period. SNB will send this message electronically via TenderNed. If SNB has not received the request within the term set for that purpose or if the defect has not been rectified with the additions and/or clarifications provided, the Candidate will not be eligible as a Participant in the dialogue phase of the subsequent tendering procedure.

5 UEA document, Eligibility requirements and grounds for exclusion

This section describes the minimum requirements that Candidates must meet to be eligible for the dialogue phase.

5.1 Uniform European Tender Document (UEA)/the Own Declaration (Annex 1)

By signing the UEA/Declaration of Equity, the Candidate declares to have completed the document truthfully. Please refer to the Aw for further explanation of the grounds for exclusion ticked in the UEA/Owners' Declaration. The applicable suitability requirements (in this context, the document refers to 'selection criteria') are listed and explained in more detail below. With regard to these suitability requirements, the Candidate may limit itself to the general statement in the document that all suitability requirements have been met (Part IV Selection Criteria).

If the Candidate wishes to submit a Request for Participation as a partnership, it must state which companies are part of it on the UEA/Declaration under 'Method of participation' in Part IIA. The companies participating therein must each separately complete and duly sign a UEA/Declaration, which documents. The Candidate must submit with its Request for Participation.

5.2 Grounds for exclusion

Mandatory grounds for exclusion

If the mandatory grounds for exclusion included in Section 2.86 (2) under a through d Aw are met, the Candidate will be excluded from (further participation in) the tendering procedure, all subject to the conditions included in Section 2.88 Aw.

Optional grounds for exclusion

All optional grounds for exclusion as included in Section 2.87 (1) apply to this tendering procedure. If these condition(s) are met, the Candidate may be excluded from further participation in the tendering procedure, all subject to the conditions set out in Section 2.88 Aw.

5.3 Eligibility requirement

For the suitability requirements set out below, an interested party must be able to meet these in any event (i.e. as a minimum). If a candidate does not meet one or more of these minimum requirements, the request for participation is invalid and the candidate will not be selected and invited to submit a tender.

Candidates may, in order to demonstrate compliance with the specified suitability requirements, invoke on the ability, capacity and/or reference projects of a third party (e.g. subcontractors or group companies). The bidder must actually deploy the third party whose resources are called upon in the performance of the contract.

1. Candidate has an average turnover of at least EUR 5 million in the last three completed financial years and must demonstrate a solid financial position. This turnover requirement is imposed because the present contract is a complex and long-term contract where it is SNB's preference that the winning bidder is able to make significant pre-financing payments in respect of the installation/fitting out of the processing technology.
2. Candidate should have at least one suitable reference demonstrating demonstrable experience on the relevant technology to recover ammonia from drying vapours. A 'suitable' reference means that the reference project meets at least the following conditions:

- It concerns experience with the technology to recover ammonia from ammonia-containing water, at least 1000 m⁽³⁾.
- The reference project must have been completed and must not be older than 5 years (the date of completion of the reference project compared to the date of notification is decisive) or it may be an ongoing project provided that the above-mentioned quantity of ammonia-containing water has been treated.

The candidate should provide on the reference form the name and phone number of the contact person as well as other company details of the then client of the relevant reference project in the model form (Annex 2) for verification of the reference project.

5.4 Criteria for preselection

All candidates that meet the eligibility requirements are suitable to be considered for Project GAUD, but SNB wishes to go through the dialogue phase with a maximum of 4 parties. If more than 4 suitable applications are submitted, further selection will be made on the basis of the relevance of the reference(s) submitted in relation to the nature, scope and complexity of the contract under consideration. The stronger the similarity, the higher the score. The parties are free to submit more than one reference for this purpose. In that case, the assessment will be based on the overall picture that follows from all references submitted. However, all references must at least comply with the conditions as included in § 5.3.

5.5 Invitation to dialogue phase

All Candidates will receive notification of the outcome of the selection on TenderNed. Following the results, the selected Candidate(s), the Participant(s), will receive an invitation from SNB for the dialogue including the Award Guidelines. The Participants will also be given the opportunity by SNB to submit all required supporting documents as mentioned below. If one or more of the intended selected parties eligible for Tender fails to submit the supporting documents on time, in full or in accordance with the specified conditions, it will still be excluded from participation.

The unsuccessful Candidate(s) will receive notice of the rejection from SNB on TenderNed, as well as a summary description of all relevant reasons that led to rejection.

5.5 Evidence

SNB has set out below which evidence the Candidate should provide at what point in the proceedings.

Evidence to be submitted at Application

Compliance with the suitability requirement is initially demonstrated by the Candidate with the Request for Participation by submitting the UEA/Declaration of Objectivity (**Appendix 1**) and the reference form (**Appendix 2**).

Any other evidence to be submitted by the Candidate with the Request for Participation will be required if the person(s) signing the form is not itself duly authorised by articles of association or otherwise. In the aforementioned case, a validly signed power of attorney of representation in respect of such person(s) must be submitted.

Evidence on request

For verification of the Own Statement (**Appendix 1**), SNB will request the Candidate to submit all the supporting documents listed below on TenderNed within a reasonable period of time. This request will be made with the written notification of the proposed selection. The supporting documents are as follows:

- (i) (Copy) Chamber of Commerce extract or equivalent document from foreign trade register (max 6 months old).
- (ii) Procurement Code of Conduct (GVA) (max 2 years old).
- (iii) Statement from the Tax Office (max 6 months old).
- (iv) The three most recent annual reports (or similar documentation), including going concern paragraph (or similar account statement).

SNB will still set aside a Participation Request from Candidate if:

- the requested data are not submitted on time;
- verification of the information submitted reveals the provision of incorrect and/or incomplete data and, in SNB's opinion, no possibility of rectification can be offered;
- what has been offered or declared cannot be fulfilled.

Excerpt from the Chamber of Commerce

The Commercial Register of the Chamber of Commerce must not be older than six months at the time of submission. This extract must show that the person signing the registration documents is authorised to do so.

Procurement Code of Conduct (GVA)

A GVA is a statement to the effect that an investigation has shown that there are no objections to a natural person or legal entity bidding for a public contract, special sector contract, public works concession or design contest. For this purpose Justis consults the Judicial Documentation System and checks whether there are any relevant decisions of the Consumer and Market Authority or the European Commission.

In respect of the GVA, it should be noted that its application may take 6 to 8 weeks (Section 4.5(1)(b) Aw), with no emergency procedure available. Failure to obtain the GVA (on time) is entirely at the Tenderer's expense and risk.

Tax authority statement

A statement from the Tax Authorities, not older than six months at the time of the Request for Participation, showing that the Tenderer has fulfilled its obligations under the statutory provisions applicable to it regarding payment of social security contributions or taxes.

Where the Request for Participation is submitted by the Candidate with a combination, each combiner must be able to submit this means of proof.

6 Other conditions

Request for conditional participation

A Request for Participation with conditions attached is invalid.

Applicable law

This tendering procedure and any resulting agreements shall be governed by Dutch law.

Disputes

If the Candidate disagrees with the selection decision, it may lodge an appeal against this decision with the District Court of Zeeland-West Brabant, location Breda.

Confidentiality

SNB treats all information from a received Request for Participation as absolutely confidential. SNB shows it only to employees and persons who need to know it for the purpose of assessing the Request. SNB also maintains confidentiality if the Request for Participation does not lead to advancement to the dialogue phase.

Inaccuracies

The Tender Documents have been carefully compiled by SNB. Should Interested Parties or Candidates nevertheless encounter any inconsistencies and/or imperfections, they shall announce these as soon as possible, but no later than the date and time as stated in the schedule (§ 3.5) with regard to the submission of questions, via the 'Question & Answer' module with a statement of the correction proposals and any substantiation.

Interested parties or Candidates must also notify any objections to (parts of) the Selection Guidelines in writing as soon as possible via the 'Question & Answer' module. A proactive attitude is expected in this respect. This means that an Interested Party or Candidate cannot validly invoke imperfections or inconsistencies that it did not raise within the aforementioned term, although it could reasonably have done so. With respect to these imperfections or inconsistencies, an Interested Party or Candidate has processed its rights in that situation.

Shortcomings and ambiguities

If SNB notices a shortcoming in a Request for Participation that, in SNB's opinion, qualifies for rectification, it can request the relevant Candidate to rectify this shortcoming via the 'Messages' menu option of TenderNed within the term specified in that request.

SNB can also approach the relevant Candidate in case of ambiguities in a Request for Participation via the 'Messages' menu option of TenderNed and ask the Candidate to provide clarification within the period specified in that request.

Moreover, SNB always ensures that a Request for Participation is not amended.

The risk relating to failure to respond, incorrectly and/or incompletely, et cetera, within the term set for this in SNB's request is at all times borne by the Candidate.

Ranking of tender

If the questions asked to obtain further information are answered separately by SNB and there are contradictions between the published answers, the provisions of the answer with the highest number shall prevail.

If the questions are answered in several documents (Information Memoranda), in the event of contradictions between these Information Memoranda, the provisions of the most recent Information Memorandum, i.e. the one with the highest number, shall prevail. If there are contradictions within any of these Notes, the provisions of the reply with the highest number shall prevail in that particular Note. In the event of contradictions between the Memorandum(s) of Information and the Selection Guidelines (including Appendices), the provisions of the Memorandum(s) of Information will prevail.

Reservations and reimbursement of costs

SNB reserves the right to (temporarily) stop the tendering procedure. This may be the case, among others, if there is no actual competition (only one Request for Participation received), due to political and/or policy reasons and in case of changes in relevant legislation or regulations.

In such a case, there is no obligation to compensate SNB for any damage or costs whatsoever. In addition, the tenderer is generally not entitled to reimbursement of any costs incurred in connection with this tendering procedure.

Due date for selection decision

The Candidate loses its right to challenge the selection decision if SNB is not summoned to appear in summary proceedings before the competent interim relief judge within the expiry period of twenty (20) calendar days from the date of dispatch of the selection decision. SNB will receive a copy of the summons within the said period.

The following observations regarding the standstill period should be observed:

- If the Candidate has instituted summary proceedings before the expiry of the standstill period and its summons has been served at SNB's address, SNB will await the outcome of these proceedings (at first instance) before any further implementation of the selection decision.
- A Candidate wishing to seek a remedy against the selection decision must notify SNB in writing in good time before the expiry of the aforementioned standstill period, simultaneously sending a draft summons and stating the date on which the court will hear the case.
- If the Candidate has initiated summary proceedings before the expiry of the suspensive period, the Candidate with whom SNB wishes to proceed to the dialogue phase will stand by the Request for Participation until at least after the decision in summary proceedings.
