

November 24, 2022

To: All Tender Participants

Dear Sir / Madam,

Public Tender No. PD22000956

**For the Provision of Engineering, Procurement & Construction (EPC) Services
Fuel Storage Tanks Construction Project**

Request for Clarification (2) – Questions and Answers

The following is a response to clarification requests received with relation to the Tender. This document forms an integral part of the Tender Documents.

Capitalized terms shall have the meaning ascribed to them in the Tender Documents.

It shall be clarified that the phrasing of the questions seen below may not be identical to the phrasing used by those who submitted the questions, and that not every question has necessarily been answered.

Question No. 1: To our understanding, the Mandatory Tenders Regulations (Preference for Israeli Made Goods) 5755-1995 should apply in relation to the Tender.

Clarification to Question No. 1: The Mandatory Tenders Regulations (Preference for Israeli Made Goods) 5755-1995 (hereinafter "**Preference of Israeli made Goods Regulations**") will apply in relation to the Tender, as detailed below:

As part of the consideration of the bids, preference will be given to the relevant items in the bids to which the Preference of Israeli made Goods Regulations apply (hereinafter: "**Product**" or "**Item**" and "**Preference**", respectively).

Preference will be given in relation to goods (as opposed to services). Accordingly, a bidder who wishes to receive a preference in relation to a certain item in the bid form, is required to mark this on the bid form in relation to each item for which the preference is requested, and shall attach to its bid the statement and accountant's declaration attached hereto as Annexes 1-2.

For the avoidance of doubt, it is clarified that the Company will be entitled not to give preference to a bidder who has marked a certain item as an item for which preference is sought without attaching the required statements and confirmations, or alternatively attached incomplete statements and confirmations as required, or contact the

aforementioned bidder for clarification and/or completions in relation with the aforementioned statements and confirmations, all at its sole discretion.

It is hereby clarified that as specified in the Tender Documents, this document forms an integral part of the Tender Documents, and the bidders are required to submit it, dully executed, together with the submission of the other Tender Documents.

Bidder's Signature

Attached herein my name, followed by my signature and the contents of my affidavit are true.

Date: _____
Full Name: _____ Signature + seal of Bidder: _____

Authentication (Israeli Bidders only)

Note: Israeli Bidders must authenticate this declaration by certification of a currently licensed Israeli lawyer according to the form provided below. Non-Israeli Bidders may authenticate this declaration in a form and manner customary for authentication of documents or affidavits in their home jurisdiction, such that the non-Israeli Bidder is satisfied that a person making such declaration falsely would be subject to punishment for perjury or other similar criminal offense in their home jurisdiction, and submission of this declaration (however submitted by such non-Israeli Bidder) constitutes that Bidder's representation to the Company that this is the case. Apostille is not required.

I, the undersigned, Adv. _____, Lic. No. _____, of _____, do hereby confirm that on _____ appeared before me _____, (who identified himself by I.D. No. _____ / with whom I am personally acquainted), and did, after I warned him/her to tell the truth, failing which s/he would be liable for the penalties prescribed by law, confirm the veracity of and sign his/her declaration above.

Signature and Stamp

Annex 2 - Accountant's Declaration

I hereby confirm that in accordance with the documents presented to me and that I have reviewed:

At the request of _____ Ltd. (hereinafter: "the Bidder") and as its accountants, we have audited the bidder's statement dated _____, in relation with the rate of the price of the Israeli component (as this term is defined in the Preference of Israeli made Goods Regulations) from the bid price in the Tender, attached hereto and marked with the signature of our office for identification only. This statement is under the responsibility of the board and management of the Bidder, and our responsibility is based on the audit we have executed.

We have conducted our audit in accordance with audit standards accepted in Israel, according to these standards we are required to plan the audit and to perform it in order to obtain a reasonable degree of assurance that there is no material misrepresentation in the above statement.

The audit includes a sample examination of evidence supporting the aforementioned statement, mainly an audit of the Bidder's documents regarding products manufactured/imported by it as well as statements from sub-suppliers and "special reports" from accountants of sub-suppliers to audit these statements. We believe that our audit provides an adequate basis for our opinion.

In our opinion, the above statement adequately reflects, in all material respects, the information contained therein

Date

Signature and stamp of Accountant

Name of Accountant