

*[Header translation: European Commission, MODERNISATION FUND, Accelerating the transition towards climate neutrality, Government of Romania
Footer translation: Financed through the Modernisation Fund]*

Program: Modernisation Fund, Key Programme 1: Renewable Energy Sources and Energy Storage, Support for investments in new electricity generation capacities from renewable sources

Project title: "Establishment of the Topalu Wind Power Plant (WPP) through the installation of wind turbine generator groups (WTGs), construction of an electrical transformation substation, installation of containers for battery-based electricity storage, construction of medium-voltage power lines, development of access roads and service platforms for the WTGs within the plots, reinforcement/rehabilitation and upgrading of existing exploitation roads (ER) connecting the plots belonging to the WPP, and construction site organisation, UAT Topalu, Constanța County."

Registration number: 89 /07.11.2025

Location of the investment site: CONSTANȚA County, TOPALU town, EXTRAVILAN (outskirts) PLOTS A154/7, A169/49, A175/1/4, A175/1/14, A175/3/24 LOT5, A789/56, A789/2, Romania

TECHNICAL SPECIFICATIONS DOCUMENT FOR THE AWARD OF THE EQUIPMENT SUPPLY CONTRACT

Applied procedure: COMPETITIVE PROCEDURE – in accordance with Order No. 1561/2024 approving the *Methodological Guide regarding the working procedures for private beneficiaries financed through the Modernisation Fund, who are not required to comply with the legal provisions applicable to public/sectoral procurement.*

Type of contract: Supply / Delivery contract

Subject of the contract: Procurement of wind turbines for the construction of the "TOPALU Wind Farm, Constanta County"

Contract duration: **Maximum 14 months from the date of signing the supply contract, but no later than 31.12.2026 for the energization phase, to which the period resulting from the offer submitted by the winning bidder shall be added.**

The duration of the supply contract is closely linked to the duration of the financing contract; therefore, in the event that the financing contract is extended, the supply contract shall be extended accordingly.

Addressee: **This documentation is addressed to all interested economic operators (bidders).**

Participation in this procedure is open to all interested economic operators, legal entities of any form. When submitting offers for this contract, bidders are required to comply with all instructions, forms, technical specifications, and contractual provisions set out in this documentation.

Submission of an offer that does not contain all the requested information and documents within the specified deadline may result in the rejection of the offer. By submitting an offer, the economic operator (bidder) fully and unreservedly accepts the contractual conditions and terms governing this contract.

The principles underlying the award of this procurement contract are: non-discrimination, equal treatment, mutual recognition, transparency, and accountability.

Please take note of the following elements required for the eligibility of your offer file:

| PRIVATE BENEFICIARY: | |
|--------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Contact details: | |
| •Name | DUNAREA POWER S.R.L. |
| •Contact person | Diana Teodorescu |
| •Address | Lt. I. Mușat Street, No. 3A, Ground Floor, Cernavodă, Constanța County |
| •Mobile phone | +4 0736 802 299 |
| •E-mail | office@dunareapower.ro |
| •Trade Register registration number | J2020001832136 |
| •Unique Registration Code / VAT Number | RO 42838046 |
| •Working hours at the company's headquarters | Monday–Friday, between 10:00 and 16:00 |
| •Activity subject to the project (NACE code) | 3512 – Electric power generation from renewable resources |
| •Company shareholders / associates: •Real beneficiary(ies): | Associates – Oproescu Dan-George 50.00%; Teodorescu Diana Alina 50.00% Real beneficiary(ies): Oproescu Dan-George and Teodorescu Diana Alina |
| •Company's legal representative(s) | Teodorescu Diana Alina – Administrator |
| •Person(s) responsible for evaluating the received offers and preparing the award documentation and the Procurement Procedure Report | <ul style="list-style-type: none"> • Oproescu Dan-George – Chairman of the Evaluation Committee • Doru Firan – Technical Member of the Evaluation Committee • Elena Balan – Procurement Member of the Evaluation Committee |

| RELEVANT INFORMATION REGARDING THE TIMELINE OF THE PROCEDURE | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|
| • Address for submitting offers | Bucharest, Sector 2, Maria Rosetti Street, No. 8A, Room No. 3, 4th Floor |
| • Deadline date and time for requesting additional information / clarifications | 14.11.2025 4:00 PM |
| • Deadline date and time for providing responses to requests for additional information / clarifications | 17.11.2025 4:00 PM |
| <p>For efficiency, any communication/request/information/notification, etc. must be submitted in writing to the e-mail address specified in the section "Information regarding the private beneficiary."</p> <p>Any interested economic operator has the right to request clarifications regarding the procurement documentation.</p> <p>The Beneficiary is obliged to provide the responses by the deadline/date and time specified in the procurement announcement or in the present award documentation. All responses to requests for clarifications shall be communicated simultaneously to all interested economic operators. In this respect, the requirement shall be deemed fulfilled at the moment when the response to the clarification requests has been published on the Beneficiary's official website. Subsequently, the private Beneficiary may also send the response to the clarification requests by e-mail or by other means of communication to the economic operators who have submitted such requests.</p> <p>If, between the date of publication of the announcement launching the competitive procurement procedure and the deadline for submitting offers, situations arise — through the responses to clarification requests — that lead to modifications/adjustments of the Technical</p> | |

Specifications Document, the private Beneficiary may extend the deadline for submission of offers by at least five (5) working days, in order to ensure sufficient time for the preparation of offers.

In the event of such an extension of the submission deadline, the private Beneficiary shall inform all interested economic operators simultaneously, by publishing the modification on its official website.

The private Beneficiary may not establish new criteria and/or conditions through clarifications, nor may it modify the existing ones.

If the economic operator fails to submit the request for clarification within the deadline specified in the procurement announcement and in this documentation, the clarification request will not be taken into consideration, and the bidder has the option to prepare its offer based on the information published up to that moment.

Clarification requests made by telephone or submitted in any manner other than that mentioned above will not be taken into account.

•Deadline date and time for the submission of offers:

21.11.2025 12:00 PM

The modification and/or withdrawal of the offer is permitted up to the deadline date and time for the submission of offers, with prior notification to the Beneficiary. Offers may no longer be modified after the date established in the announcement launching the procurement procedure for their submission.

The private Beneficiary shall not be held responsible for the economic operator's (bidder's) ability to submit the modified/completed offer by the deadline specified in the award documentation.

All risks related to the submission of the offer, including those arising from force majeure, shall rest solely with the economic operator (bidder).

The Beneficiary shall not be liable for delays in the submission of offers by the bidder, for submissions made to an incorrect address, or for any costs incurred in preparing and submitting the offer. The bidder shall take all necessary precautions to ensure that the complete offer is received in due time at the specified address.

Upon receipt of the offers, the Beneficiary shall register them in the order in which they are received. The private Beneficiary shall open the offers at the place, date, and time specified in the announcement launching the competitive procurement procedure.

The private Beneficiary shall not evaluate offers submitted to a different location or after the deadline established for their submission (place, date, and time as stated in the procurement procedure announcement). Such offers will not be opened and, if identified, will be recorded in the procurement procedure report and kept sealed in the procurement file.

Potential bidders may submit an offer only if it contains all elements required under the tender for this contract.

An economic operator submitting a partial offer shall be disqualified from the present procurement procedure.

Under penalty of exclusion from the procurement procedure, a bidder may submit **no more than one offer**. Bidders may withdraw or modify their offer as many times as they wish, up to the deadline established for the submission of offers. This information shall be recorded in the Procurement Procedure Report. Offers may no longer be modified after the date set for their submission in the announcement launching the procurement procedure.

At the conclusion of the competitive procurement procedure, within five (5) calendar days from the signing of the procurement contract, the private Beneficiary shall inform all bidders of the result of the competitive procedure by publishing the Procurement Procedure Report on its official website.

TECHNICAL DESCRIPTION OF THE SUBJECT OF THE CONTRACT

The technical specifications form an integral part of the documentation for the preparation and

submission of the offer and represent the set of requirements on the basis of which the technical proposal is developed.

The implementation of the project "Establishment of the Topalu Wind Power Plant (WPP) through the installation of wind turbine generator groups (WTGs), construction of an electrical transformation substation, installation of containers for battery-based electricity storage, construction of medium-voltage power lines, development of access roads and service platforms for the WTGs within the plots, reinforcement/rehabilitation and upgrading of existing exploitation roads (ER) connecting the plots belonging to the WPP, and construction site organisation, UAT Topalu, Constanța County" aims to install a new electricity generation capacity from wind sources with a **minimum installed capacity of 47.60 MW**.

The subject of the contract is therefore the supply, transportation, installation support, assembly, and commissioning of a new electricity generation capacity with a minimum installed capacity of 47.60 MW, consisting of 7 wind turbines with an individual capacity of 6.8 MW each (or equivalent, provided that the minimum total capacity is met), a SCADA-type monitoring system, electrical connection equipment (for both direct and alternating current), and any other components/equipment/subassemblies necessary for assembly, installation, and integration, ensuring compliance with the specifications of the present documentation, quality standards, and project requirements.

In the context of the above, the subject of the contract includes:

1. New, complete, and functional equipment, delivered together with the CE certificate, declaration of conformity, and test reports demonstrating compliance with the grid connection conditions, ANRE Order No. 208/14.12.2018, and the mathematical model in accordance with ANRE Order No. 208/14.12.2018 and ANRE Order No. 51/17.04.2019.
2. Transportation of the equipment covered by the contract at least up to the entrance to the power plant site – TOPALU, Constanța County (including the payment of any related customs duties).
3. Complete assembly and installation of the equipment at the implementation location.
4. Supply, transportation to site, specialized installation, integration, commissioning, training, and complete technical documentation for the SCADA system (Supervisory Control and Data Acquisition) dedicated to the real-time monitoring and control of the supplied equipment, in accordance with the requirements of the present documentation.
5. Preparation and delivery of the Technical Book for each piece of equipment supplied, drafted in Romanian, containing all relevant information regarding installation, commissioning, operation, and maintenance of the equipment, in compliance with applicable standards and legal requirements in force. The documentation shall explicitly include the Operation and Maintenance Manuals (O&M Manuals) and shall constitute an integral part of the contractual obligations assumed by the economic operator, ensuring the correct and safe use of the equipment.
6. Assistance in all activities and services necessary for commissioning the equipment, including functional and performance checks, complete integration of the equipment into the existing system, as well as the correction of any identified non-conformities or malfunctions during the process, until final acceptance. These activities are part of the contractual obligations and must be carried out in accordance with technical regulations, applicable standards, and the requirements of the procurement documentation, up to final acceptance without objections, as stipulated in the documentation and contractual provisions.
7. The complete package of warranties required under the present documentation.
8. Transport Insurance ("Cargo Insurance"), in accordance with the present documentation.
9. Technical support during the warranty period.

The Supplier shall be obliged to provide the following elements related to the subject of the contract, free of charge:

- Preparation and delivery of the Technical Book for each piece of equipment supplied, drafted in Romanian, containing all relevant information regarding installation,

commissioning, operation, and maintenance of the equipment, in compliance with applicable standards and current legal requirements. The documentation shall explicitly include the Operation and Maintenance Manuals (O&M Manuals) and shall constitute an integral part of the contractual obligations assumed by the economic operator, ensuring the correct and safe use of the equipment.

- Provision of support in all activities and services necessary for commissioning the equipment, including functional and performance testing, complete integration of the equipment into the existing system, as well as correction of any non-conformities or malfunctions identified during the process, until final acceptance. These activities are part of the contractual obligations and must be carried out in compliance with technical regulations, applicable standards, and the requirements of the procurement documentation, up to final acceptance without objections, in accordance with the award documentation and contractual provisions.
- The complete package of warranties required under this documentation.
- Transport Insurance ("Cargo Insurance"), in accordance with this documentation.
- Any other elements/services/additional costs necessary for fulfilling the object of the contract, even if not expressly mentioned in the present documentation, but required for the complete performance of the contract.

The equipment will be installed at the project implementation site located in Constanța County, Topalu town, EXTRAVILAN plots A154/7, A169/49, A175/1/4, A175/1/14, A175/3/24 LOT5, A789/56, A789/2, by DUNAREA POWER S.R.L. (according to the attached Site Plan).

The 7 wind turbines will be painted/marked in white, will have a maximum land use coefficient (POT) of 0.19%, and the Hpilon + blade heights as indicated in the following table:

| WTG | Hpilon+pala Maxim (m) |
|-----|--------------------------|
| T1 | 231 |
| T2 | 196 |
| T3 | 214 |
| T4 | 231 |
| T5 | 206 |
| T6 | 249 |
| T7 | 249 |

Daytime lighting of the towers at the maximum height shall be provided by white lights with an intensity of 20,000 cd.

Nighttime lighting of the towers, as well as for weather conditions that limit visibility (fog, rain, snow), shall be provided as follows: at mid-level, with red lamps of 10 cd luminous intensity, and at the maximum height, with flashing lights in white-red or red color, with a luminous intensity of 2,000 cd.

These characteristics are indicative, representing parameters that will be determined following the procurement procedure, in compliance with the conditions set forth in the attached documentation.

Note: *In order to comply with the requirements imposed by the approval issued by the Romanian Civil Aeronautical Authority, as well as the site limitations, the following restrictions must be taken into account when submitting a compliant technical offer: maximum allowable height (Hmax) (tower + blade) according to the table above; maximum blade diameter = 220 m (in accordance with the provisions of Order No. 49/2007, Annex 3 – Communal public roads, vicinal public roads, and private utility roads).*

Following the analysis of wind data, the recommendation was to use power generation equipment with at least $P_i = 6.8$ MW per turbine. Made of fiberglass and carbon fiber in epoxy resin, the blades feature lightning protection and an internal grounding cable to increase safety. The acquisition aims at wind turbines with a horizontal axis, propeller-type rotors with three rigid

blades having a specific aerodynamic profile, and a nacelle orientation system that aligns with the wind direction, as well as a blade pitch control system that adjusts according to wind intensity. The blades will be made of fiberglass and composite materials.

The wind turbines will be equipped with a SCADA (Supervisory Control and Data Acquisition) system dedicated to the real-time monitoring and control of the supplied equipment, in accordance with the requirements of the present documentation. This flexible system includes a wide range of management and monitoring functions, allowing the wind farm to be controlled in the same way as a conventional power plant. The system enables the optimization of production levels, monitoring of operation, and generation of detailed and customized reports from anywhere in the world, while the wind farm controller ensures active and reactive power regulation, as well as voltage and power surge control.

Note: technically similar or equivalent solutions may be accepted in relation to the above-mentioned requirements, provided that they comply with the requested total capacity, namely a minimum of 47.6 MW.

The supplied equipment must be new, complete, fully functional, and compliant with the applicable technical standards and regulations, and shall be accompanied by complete technical documentation, including the CE certificate of conformity and the declaration of conformity. The supplier is obliged to guarantee the full functionality and proper integration of the equipment for the purpose defined by the project, regardless of any potential material errors or omissions in the technical specifications document. Any technical, functional, or integration nonconformity, as well as any inconsistency regarding compatibility, performance, mathematical modeling, or interfacing requirements, shall be fully remedied by the supplier, at its own expense, until the final acceptance without objections.

Other aspects intended to support potential bidders in the preparation of their offers:

- The permits and authorizations required for the implementation of the project will be made available by the Beneficiary before the start of the works.
- The connection solution to the National Power System has been approved through the Technical Connection Approval No. 09761288 dated 28/04/2023, updated on 07/05/2025.
- To comply with the requirements set out in ANRE Orders, the existence and proper configuration of the internal protections of the generation modules are mandatory, namely max./min. voltage (U), max./min. frequency (f), and rate of change of frequency (df/dt).
- The producer's utilization installation, specifically the alternating current circuits associated with the electricity generation installations, shall be equipped with:
 - a) circuit breakers/switching devices so that between the generating unit and the connection/demarcation point there are at least two circuit breakers/switching devices, excluding the circuit breaker/switching device of the generating unit;
 - b) a relay ensuring the protection function, which shall trip the interface equipment in the event of:
 - (i) occurrence of an islanding operating condition;
 - (ii) exceeding the maximum and minimum voltage and frequency values agreed with the network operator;
 - (iii) exceeding a current threshold (overload/short circuit);
 - c) the settings, i.e., the actuation values and time delays of the protection functions within the inverters, shall be coordinated with the settings of the protection relay in the alternating current circuits associated with the electricity generation installations.
- It shall be ensured that transformer losses comply with Tier 2 requirements according to EU Regulation 2019/1783.
- The capability curve regarding fault ride-through of the generating unit (wind turbine) must comply with the regulations in force, namely ANRE Order No. 208/14.12.2018.

- The generating unit must be capable of operating normally within the frequency range of 47.5–51.5 Hz and must be able to remain connected to the grid and operate at frequencies deviating from the nominal value as follows: 47.5 – 48.5 Hz, minimum 30 minutes; 48.5 – 49.0 Hz, minimum 30 minutes; 49.0 – 51.0 Hz, unlimited; 51.0 – 51.5 Hz, minimum 30 minutes.

Note: Technical specifications that indicate a particular origin, source, production method, special process, brand name or trademark, patent, or manufacturing license are mentioned by error, are indicative in nature, or serve solely to facilitate the identification of the type of product, and shall **NOT** have the effect of favoring or excluding certain economic operators or specific products. These specifications shall be deemed to include the mention “or **equivalent**.”

When preparing the technical and financial offer, the economic operators participating in the procedure must comply with the provisions of the technical annexes accompanying the present documentation, namely the wind data, locations in KMZ format, building permit no. 8/20.10.2025, site plan, connection technical approval (ATR), and the approval issued by the Romanian Civil Aeronautical Authority.

Offers that do not include all the requested products or that do not fully meet the mandatory minimum requirements stated above may be rejected.

Other technical conditions that must be mandatorily observed when submitting the offer:

The technical specifications in this documentation represent the set of requirements on the basis of which the bidder shall prepare the technical and financial proposals. The requirements in the technical specifications are minimum and mandatory. Failure to meet all the minimum specifications and all the requirements included in this Technical Specifications Document may cause the offer to be considered non-compliant and disqualified. It is the bidder's responsibility to demonstrate in its offer, by any appropriate means, that the proposed products comply with the standard and meet the performance or functional requirements established by this document, or, as the case may be, that they are superior to those stated.

- All equipment and materials used shall be new, capable of long-term operation, and shall meet all the requirements that a complex product must generally fulfill, even if they are not expressly mentioned in the specifications.
- Packaging and transport: Packaging shall be carried out according to the product packaging instructions, so that the equipment is properly protected during transport and storage.
- Delivery of the products shall take place within the agreed delivery deadlines and only after the contract has been signed and the advance payment made. The bidder shall be responsible, at its own expense, for the payment of any necessary customs duties.
- The equipment shall be purchased and shall become the property of the Beneficiary immediately after delivery and payment.
- All equipment shall be designed for convenient installation, operation, maintenance, and preventive testing.
- Delivery of all equipment included in the scope of the contract, as well as assistance for installation and commissioning, shall be ensured.
- Assistance shall be provided during the execution of installation works, including coordination, supervision, and optimization of installation activities, in accordance with project requirements and applicable standards.
- The project shall guarantee operation at nominal parameters under the defined operating conditions, taking into account specific environmental influences.
- Known deficiencies shall be eliminated and defects corrected, and the project shall meet the established objectives, ensuring easy replacement and repair of components subject to frequent wear, as well as easy execution of commissioning tests and periodic inspections during operation.
- The bidder may use its own calculation methods, in line with good engineering practices and based on the recommendations of applicable international standards, so that the final technical unit ensures the fulfillment of all guaranteed parameters.

- The bidder supplying the equipment is obliged to provide all relevant technical information necessary for integrating it into the final wind farm project. This includes, but is not limited to: detailed technical drawings, installation diagrams, assembly and operation specifications, functional diagrams, and any other documents required for structural calculations, infrastructure element sizing, system compatibility, and preparation of the general technical design. The information shall be provided in a clear and complete format, within the deadlines established by the contract, to ensure proper integration of the equipment into the constructive and technical solution of the project.

Warranties

- The bidders shall provide an appropriate and adequate warranty package, including both manufacturing warranties and performance and availability warranties. The guaranteed values and performance parameters shall be specified by the successful bidder in the technical and financial offer and shall constitute the technical guarantees included in the Contract. These shall be verified by the successful bidder to confirm technical compliance upon delivery and commissioning, in accordance with a protocol agreed upon with the Beneficiary. For parameters that cannot be directly verified, the successful bidder shall provide verification reports and certificates of conformity issued by authorized bodies.

- As a minimum requirement, the bidder shall provide the following complete package of guarantees, in the form of Letters of Guarantee issued by a bank from the EU or one having a correspondent in the EU, with a rating accepted under public procurement standards:

- *Advance payment guarantee*
 - Covers the risk of improper use or non-return of the advance payment in cases where the bidder fails to fulfill its obligations regarding the justification or utilization of the granted advance.
- *Performance guarantee*
 - Ensures the fulfillment of the contractual obligations by the bidder.
 - Must be at least 10% of the contract value and valid at least until the completion of conformity tests and the issuance of the conformity certificate by the network operator.
- *Manufacturing warranty*
 - Covers possible manufacturing or material defects occurring during normal use (turbine, nacelle, generators, blades, control and safety systems, etc.).
 - This warranty must be at least 5% of the contract value and valid for at least 24 months from the signing date of the Final Functional Acceptance Report (PVRFF).
 - Obligations: free repairs or replacements.

- For a rigorous technical evaluation, the bidder is required to provide the power curve of the proposed equipment, highlighting the relationship between operating parameters and delivered power. This shall be accompanied by the results of at least one performance test demonstrating the conformity of the turbines with the declared performance parameters (nominal power, efficiency, operational availability).

- Free interventions shall be ensured for all issues covered by the warranty during the warranty period. During this period, the supplier shall, at its own expense, provide replacement components in case of failure, including the labor costs related to their installation and the travel expenses of the service team.

Insurance

- For the proper execution of the contract and the management of risks associated with supply and transport, the successful bidder is required to conclude and maintain the following:

- *Cargo Insurance*
 - Valid from the moment the equipment is dispatched until final delivery;
 - Covers losses, damages, theft, improper handling, unfavorable weather conditions, etc.;
 - "All risks" coverage shall be required for the entire transport route;
 - Insured value: the total value of the transported equipment.
- *Commercial General Liability Insurance*
 - Valid for the entire duration of the contract;

- Covers property damage and bodily injury caused to third parties in connection with the transport, assembly, handling, and installation of the equipment;
 - Minimum coverage value: the equivalent of at least 1,000,000 EUR;
 - The policy shall be issued by an authorized insurer and submitted to the contracting authority prior to the commencement of activities.
- All insurance policies shall be presented to the Beneficiary in copy before the start of contractual activities.
 - In the event of an insured incident, the bidder shall notify the private Beneficiary and ensure full recovery of damages without delay.
 - The costs associated with concluding and maintaining these policies shall be borne by the bidder.

Reception:

- The successful bidder shall assist in performing the tests and inspections of the delivered equipment. All equipment and materials required for carrying out the tests, trials, and inspections (including commissioning) shall be provided by the successful bidder.
 - If the results of the tests/trials/inspections/verifications do not meet the requirements of the specification, or if other defects attributable to the successful bidder are identified, the bidder shall make the necessary improvements to the installation and repeat the test at its own expense. The test shall be considered successful if it demonstrates compliance with the technical specifications and warranties. Non-compliance with the technical specification shall constitute grounds for rejection of the equipment.
 - The equipment shall be accompanied by the Technical Book, Quality Certificates/Declarations of Conformity, and Warranty Certificates (as applicable). All products shall be delivered, and assistance for commissioning and testing shall be provided, ensuring compliance with the deadlines specified in the contract.
 -
 - Acceptance of delivery and assistance during wind turbine installation
 - The acceptance of the supplied equipment and the assistance during installation works shall be carried out in two stages:

Quantitative and qualitative acceptance upon delivery, performed at the project implementation site, based on accompanying documents (invoice, CE certificate, declaration of conformity, approvals, Technical Books, etc.) – completion shall be recorded in a Quantitative and Qualitative Acceptance Report upon On-site Delivery (PVRCCLS), signed also by the representative of the successful bidder;

Assistance during installation acceptance, carried out after the completion of mechanical, electrical, and grid connection works (or other applicable solutions) – completion shall be recorded in an Acceptance Report upon Completion of Installation Works (PVRTL). The completion of this stage shall be confirmed by signing a Report on Completion of Installation and Testing, also signed by the representative of the successful bidder.
 - The acceptance shall be carried out by the committee appointed by the private Beneficiary and shall be recorded in a partial acceptance report, drawn up with or without observations.
 - The bidder is obliged to remedy, at its own expense, any deficiency, non-conformity, or omission identified during the acceptance process, within the limits of its responsibility.
 - The acceptance does not exempt the economic operator from the obligation to guarantee proper operation, assumed performance, and compliance with the award documentation.
- **Functional testing and trial period**
 - After the completion of installation and the full connection of the turbines to the system, a testing and trial period shall be conducted in order to verify functionality and performance.
 - The trial period shall last for a minimum of 72 hours of continuous operation without

failures for each wind turbine, under real operating conditions, connected to the grid, with monitoring of all technical parameters (delivered power, availability, safety).

- At the end of the trial period, the acceptance committee shall draw up a Final Functional Acceptance Report (PVRFF), with or without observations, and the bidder shall participate in the acceptance process and sign the mentioned report.
- The final acceptance marks the beginning of the manufacturing warranty period stipulated in the contract and certifies the official acceptance of the system by the Beneficiary.

If there are missing documents or uncertainties/ambiguities regarding the submitted documents, the private Beneficiary reserves the right to request additional information/clarifications from the bidders or directly from the competent authorities at any time during the procurement procedure (including during the offer evaluation period), whenever it deems necessary.

ESTIMATED VALUE OF THE EQUIPMENT SUBJECT TO THE PROCUREMENT PROCEDURE

- **The estimated value is 301.073.709,28 RON, excluding VAT.**
- For the proper evaluation of the winning offer, all offers received shall be assessed using a common exchange rate of **1€ = 4,9683 RON**. This exchange rate does not affect the contractual relations between the private Beneficiary and the Supplier.

| | YES | NO |
|---------------------------|--------------------------|-------------------------------------|
| Division into lots | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

Note! Incomplete offers will not be accepted: only a complete lot shall be offered.

| | YES | NO |
|----------------------------------|--------------------------|-------------------------------------|
| Contract price adjustment | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

| | YES | NO |
|----------------------------------------|--------------------------|-------------------------------------|
| Alternative offers are accepted | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

RELEVANT INFORMATION REGARDING THE CONDITIONS FOR PARTICIPATION IN THE PROCEDURE

Mandatory documents to be submitted:

| | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>• Registration document for the bidder participating individually or as part of an association in the procedure for the award of the procurement contract.</p> <p>Note: Electronically issued documents are accepted.</p> | <p>The document shall be submitted in original, notarized copy, or photocopy certified as a true copy of the original, bearing the handwritten signature and, optionally, the stamp of the legal representative/authorized representative of the company.</p> <p><u>For economic operators registered in Romania, the following shall be submitted:</u></p> <p>A Certificate of Registration issued by the Trade Register Office attached to the Tribunal in whose jurisdiction the bidder's headquarters are located, indicating the identification data, unique registration code, company shareholders and legal representatives, main field of activity, working points, offices and/or authorized activities of the company, and confirming that the authorized field of activity corresponds to the object of the supply contract subject to the procurement procedure.</p> <p>The document must also state that the company is not in the process of dissolution, liquidation, or insolvency.</p> |
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|-----------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | <p>Bidders may also submit the Certificate of Registration issued online by the Trade Register (ONRC) through the InfoCert service. The certificate must be issued no more than 180 calendar days prior to the deadline for submission of offers.</p> <p>The requested Certificate of Registration must be valid on the date of bid opening.</p> <p>Only those bidders who lawfully offer on the market, within their authorized field of activity, products similar to those requested for procurement may submit offers.</p> <p><u>For economic operators registered in an EU or non-EU country other than Romania,</u> a document or documents shall be submitted proving a form of registration, certification, or professional affiliation, in accordance with the legal provisions of the country in which the bidder is established.</p> <p>The document(s) shall be submitted in original, notarized copy, or photocopy certified as a true copy of the original, bearing the handwritten signature and stamp of the company's legal representative. The document(s) must indicate the bidder's identification details and confirm that the authorized field of activity corresponds to the object of the supply contract subject to the procurement procedure. Such document(s) presented by foreign legal entities must be valid at the date of bid opening.</p> <p>The legality and authenticity of the documents submitted by the bidders are presumed. The bidder is solely responsible for the legality and authenticity of all documents submitted, whether in original or in copy. The analysis of the documents submitted by the bidders by the Evaluation Committee does not entail the Committee's responsibility or obligation to accept the documents as authentic and legal and does not exempt the bidder from its sole responsibility in this regard.</p> <p>Documents issued in another language must be supplemented by an authorized translation into Romanian prior to the signing of the contract. The translation may be submitted in original or as a copy bearing the statement of conformity with the original, with the handwritten signature and, optionally, the stamp of the company's legal representative or authorized representative. Failure to submit these documents containing the required elements, or the supporting documents by foreign legal entities, may result in the disqualification of the bidder.</p> |
| <p>• Technical and financial offer</p> | <p>The offer addressed to our company shall be submitted in original, signed by hand, optionally stamped, and registered at the bidder's headquarters. The offer shall be firm and binding in terms of its content for the entire validity period and must be</p> |

signed by the bidder or by a person authorized by the bidder. **In the case where the offer is signed by an authorized representative, it is mandatory to attach the original power of attorney signed by the legal representative of the economic operator, designating the authorized person empowered to represent the bidder in the conduct of the procedure and the related contract. The power of attorney shall also include the specimen signature of the authorized person.**

The offer shall include the supplier's contact details (correspondence address, e-mail, telephone number) for situations in which the Beneficiary deems it necessary to request clarifications regarding the fulfillment of the requirements set forth in this document.

The legality and authenticity of the documents submitted by the bidders are presumed. The bidder is solely responsible for the legality and authenticity of all documents submitted, whether in original or in copy. The analysis of the documents submitted by the bidders by the Evaluation Committee does not entail the Committee's responsibility or obligation to accept the documents as authentic and legal, and does not exempt the bidder from its sole responsibility in this regard.

The technical offer shall demonstrate full compliance with all the requirements presented in this Technical Specifications Document.

The technical offer must be accompanied by the technical data sheets for the 7 wind turbines (original documents or copies bearing the statement of conformity with the original). **The technical data sheets** shall be submitted either in Romanian or in English, provided that an authorized translation shall be presented prior to the signing of the contract.

The technical offer shall be prepared in such a way as to take into account the accessibility requirements for persons with disabilities and the design concept for all categories of users.

The technical offer shall be prepared and written in Romanian or in English, provided that an authorized translation shall be presented prior to the signing of the contract, so that correspondence with the minimum specifications in this Technical Specifications Document can be easily verified. The technical offer shall also include, where applicable, a clear mention of all additional specifications offered.

Prior to the signing of the contract, any documents issued in another language shall be supplemented by an authorized translation into Romanian — in original or as a copy bearing the statement of conformity with the original.

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| | <p>The entire technical offer, including the technical data sheets and, where applicable, the Romanian translations, shall be signed by hand and optionally stamped by the bidder's legal representative or authorized representative.</p> <p>The financial offer – Attached Annex shall be submitted in original, in accordance with the requirements of this documentation, and shall include the total value of the procurement object, as well as the bidder's commitment, free of charge, to provide all related elements in accordance with the provisions of this documentation. The financial offer shall be signed by hand and optionally stamped.</p> <p>The offered price must be expressed in EUR/RON, specifying whether or not it includes VAT. The value indicated in the offer shall include all information regarding prices, tariffs, as well as other financial and commercial conditions related to the object of the procurement contract.</p> <p>The private Beneficiary may award the procurement contract at a value higher than the estimated value of the acquisition, expressly assuming that any additional amounts will be covered from its own budget or other funding sources.</p> <p>The contract price is fixed and non-adjustable.</p> <p>If there are ambiguities regarding the submitted offers or missing documents, other than the technical proposal and the financial proposal, the private Beneficiary may request clarifications from the bidders whenever it deems necessary.</p> |
| <p>• Document regarding the beneficial owner of the bidder (in accordance with the form template)</p> | <p>The document shall be submitted in original, notarized copy, or photocopy certified as a true copy of the original, bearing the handwritten signature and, optionally, the stamp of the company's legal representative/authorized representative, as follows:</p> <p>a) For bidders whose shareholders are natural or legal persons registered in Romania, the document issued by the National Trade Register Office (ONRC) shall be submitted;</p> <p>b) For the bidder(s) whose shareholding structure includes foreign legal entities, the bidder shall submit a declaration on own responsibility made by the legal representative, in accordance with the provisions of Article 326 of the Criminal Code regarding false statements, containing data on the beneficial owners of the foreign legal entities (at least name, surname, and date of birth), in accordance with Law No. 129/2019, as subsequently amended and supplemented;</p> <p>c) For foreign bidders registered outside Romania, supporting documents, certificates, or other records issued by the authority responsible for maintaining beneficial ownership data in the bidder's country shall be submitted, in Romanian or in English, provided that an authorized translation into Romanian shall be presented prior to the signing of the contract, in</p> |

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| | <p>accordance with the law;</p> <p>d) For bidders such as associations and foundations, an extract from the Ministry of Justice (National Register of Non-Governmental Organizations – NGO) shall be submitted, indicating the beneficial owners of the association/foundation; in cases where the association/foundation is a foreign entity or has foreign beneficial owners, a declaration on own responsibility made by the legal representative/president shall be submitted, in accordance with Article 326 of the Criminal Code on false statements, containing data on the beneficial owners of the legal entities (at least name, surname, and date of birth), in compliance with Law No. 129/2019, as subsequently amended and supplemented.</p> |
| <p>• Declaration regarding eligibility (in accordance with the form template)</p> | <p>The document shall be submitted duly completed, in original, signed by hand and optionally stamped by the company's legal representative or authorized representative.</p> <p>When completing this declaration, potential bidders must take into account the information previously provided regarding the company's shareholding structure, the company's legal representatives, and the persons responsible for evaluating the received offers, preparing the award documentation, and drafting the Procurement Procedure Report.</p> <p>If applicable, at the end of the award procedure, the successful bidder shall renew this declaration.</p> |
| <p>• Declaration regarding non-inclusion in conflict of interest situations, according to the Romanian Government Emergency Ordinance no. 66/2011 (in accordance with the form template))</p> | <p>The document shall be submitted duly completed, in original, signed by hand and optionally stamped by the company's legal representative or authorized representative.</p> <p>When completing this declaration, potential bidders must take into account the information previously provided regarding the company's shareholding structure, the company's legal representatives, and the person(s) responsible for evaluating the received offers, preparing the award documentation, and drafting the Procurement Procedure Report for the contract.</p> <p>If applicable, at the end of the award procedure, the successful bidder shall renew this declaration.</p> |
| <p>• Declaration regarding non-inclusion in situations of conflict of interest, according to art. 61 of Regulation 2018/1046 of the European Parliament and of the Council of 18 July 2018 (in accordance with the form template)</p> | <p>The document shall be submitted duly completed, in original, signed by hand and optionally stamped by the company's legal representative or authorized representative.</p> <p>When completing this declaration, potential bidders must take into account the information previously provided regarding the company's shareholding structure, the company's legal representatives, and the person(s) responsible for evaluating the received offers, preparing the award documentation, and drafting the Procurement Procedure Report for the contract.</p> <p>If applicable, at the end of the award procedure, the successful bidder shall renew this declaration.</p> |

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| <ul style="list-style-type: none"> • Declaration of compliance with the principle of “do no significant harm” (DNSH) (in accordance with the form template) | <p>The document will be submitted completed, in original, signed in handwriting and optionally stamped by the legal/authorized representative of the company.</p> |
| <ul style="list-style-type: none"> • Information regarding association/subcontracting (if applicable) (in accordance with the form template) | <p>Form - Association agreement for participation in the procurement contract award procedure\ Form - Declaration regarding the part(s) of the contract that are performed by the associates and their specialization Form - Declaration regarding subcontractors</p> <p>The documents will be submitted completed, in original, signed in handwriting and optionally stamped by the legal/authorized representative of the company/parties</p> |
| <ul style="list-style-type: none"> • Declaration on environmental protection and labor protection(in accordance with the form template) | <p>The document will be submitted completed, in original, signed in handwriting and optionally stamped by the legal/authorized representative of the company.</p> |
| <ul style="list-style-type: none"> • Acceptance of the contract model (DECLARATION OF ACCEPTANCE OF CONTRACTUAL CONDITIONS) (in accordance with the form template) | <p>The document will be submitted completed, in original, signed in handwriting and optionally stamped by the legal/authorized representative of the company.</p> |

Failure to submit the above-requested documents may result in the rejection of the offer, without proceeding to its technical and financial evaluation.

RELEVANT INFORMATION REGARDING THE MANNER OF PREPARATION OF THE OFFERS

- For the purpose of this Technical Specifications Document:
 - Submission of offers shall be carried out exclusively in physical format, at the Beneficiary's address. The offer shall contain, in accordance with the provisions of this documentation, two types of documents: original documents and copies. Documents that must be submitted in original shall be physically signed by hand and optionally stamped by the bidder's legal representative/authorized representative. Documents submitted as copies must bear the statement of conformity with the original on each page and must be physically signed by hand and optionally stamped by the legal representative/authorized representative of the bidder.
 - In the event that documents/clarifications are submitted during the offer evaluation period, documents requested by the Beneficiary in original may be submitted by e-mail, signed by the bidder's legal representative/authorized representative using a qualified electronic signature, or transmitted physically, to the Beneficiary's address, physically signed by hand and optionally stamped by the legal representative/authorized representative of the bidder. Documents requested by the Beneficiary in copy must include the statement of conformity with the original and may be submitted by e-mail, signed by the legal representative/authorized representative of the bidder with a qualified electronic signature, or physically, to the Beneficiary's address, physically signed by hand and optionally stamped by the legal representative/authorized representative of the bidder.
- The entire technical and financial offer, as well as any accompanying documents, shall be submitted in Romanian (or in English, provided that an **authorized translation**¹ into Romanian shall be presented prior to the signing of the contract, either in original or as a copy bearing the statement of conformity with the original).

¹ Certified by authorized translators, in accordance with the law.

- The entire technical and financial offer, as well as any accompanying documents, shall be signed by hand in original and optionally stamped by the bidder's legal representative or authorized representative. In the case where the offer is signed by an authorized representative, it is mandatory to attach the original power of attorney signed by the legal representative of the economic operator, designating the authorized person empowered to represent the bidder in the conduct of the procedure and the related contract. The power of attorney shall also include the specimen signature of the authorized person.
- The entire technical and financial offer, together with the accompanying documents, must not contain confidential information, as these are required for publication or for communication to all bidders participating in the procurement procedure after the completion of the evaluation, in accordance with the procedure conducted and applicable legal provisions. By submitting the offer within the procurement procedure, the bidder acknowledges and accepts its non-confidential nature, with the risk that, otherwise, a confidential offer may be declared non-compliant.
- We request **that the validity period of the offer be at least 90 days from the date of opening of the offer.**
- The offered price must be expressed in **EUR/RON**, specifying whether or not it includes VAT;
- A detailed breakdown of costs is required, in accordance with the requirements of this documentation;
- A detailed presentation of the payment methods and terms is required (in compliance with the requirements of this documentation);
- A detailed presentation of the delivery terms is required;
- A detailed presentation of the warranties offered is required, in accordance with the requirements of this documentation, as well as any additional warranties undertaken (if applicable);
- In the event of ambiguities regarding the submitted offers or missing documents other than the technical and financial proposal, the private Beneficiary may request clarifications from the bidders whenever deemed necessary. Such requests shall be sent by e-mail (from office@dunareapower.ro to the bidders' e-mail addresses indicated on the submitted envelopes). The bidders' responses shall be sent either by e-mail to office@dunareapower.ro (in which case all submitted documents must be signed with a qualified electronic signature) or in physical format, to the address Bucharest, Sector 2, Str. Maria Rosetti, No. 8A, Room 3, 4th Floor (in which case all documents must be hand-signed in original and optionally stamped). If, through the Beneficiary's clarification requests, the bidder is required to submit copies of documents, each page of the copied documents must bear the phrase "certified true to the original".

RELEVANT INFORMATION REGARDING THE MANNER OF SUBMISSION OF OFFERS

- The dispatch/submission of the offer shall be carried out by postal service, courier, or by personal delivery to the Beneficiary's address. Upon delivery of the offer, **Annex 0 – Acknowledgment of Receipt/Delivery of the Envelope Containing the Technical and Financial Offer** shall be completed in two original copies.
- Address for submission of offers: Bucharest, Sector 2, Str. Maria Rosetti, No. 8A, Room 3, 4th Floor;
- The offer shall be submitted in a sealed envelope. The envelope shall be marked with the following information:
 - ✓ Identification details of the Beneficiary (name, address, contact details);
 - ✓ Identification details of the bidder (name, address, contact details – contact person, telephone, e-mail);
 - ✓ Title of the procurement for which the offer is submitted – *Procurement of wind turbines for the construction of the "Topalu Wind Farm, Constanța County"*;
 - ✓ The note: "Do not open before 21.11.2025 at 12:00."

RELEVANT INFORMATION REGARDING THE EVALUATION OF OFFERS AND THE CONTRACT AWARD CRITERION

- If, during the evaluation stage, the private Beneficiary identifies substantive errors in the Technical Specifications Document that could lead to a breach of the governing principles, it may decide to cancel the procedure and prepare the Procurement Procedure Report accordingly. In such a case, the procedure shall be relaunched (in full compliance with all provisions applicable to the competitive procedure). The information published on the Beneficiary's website shall be updated accordingly.
- During the evaluation stage, all requirements stated by the private Beneficiary in the Technical Specifications Document and the established award criterion shall be taken into account.
- During the evaluation stage, no new requirements may be added, nor may any of the requirements already stated in the Technical Specifications Document be waived.
- The Procurement Procedure Report shall present the technical and financial advantages that justify the selection of the winning offer, based on the mandatory minimum requirements set by the private Beneficiary and the additional commitments undertaken by the bidders. The technical and financial advantages that justify the selection shall refer exclusively to the information presented in the offers and/or in the responses to the requested clarifications.
- The private Beneficiary shall compare the received offers by assessing them against all the requirements of the Technical Specifications Document and shall select the offer that meets the technical requirements and the stated award criterion and provides the best advantages.
- Additionally, the advantages and disadvantages of the offers received shall be detailed in relation to each specification in the Technical Specifications Document, comparing each offer by explaining how the advantages stated in the offer contribute to the optimal achievement of the funded project's objectives.
- The Beneficiary shall apply the criterion for contract award: the offer with the most advantages for achieving the objective of the financing contract" according to Order no. 1561/2024, issued by the Ministry of Energy
- **The award criterion shall apply only to offers declared compliant/admissible, meaning those that have submitted all the documents required under the provisions of this documentation and have complied with all the requirements stated herein.**
- The Procurement Procedure Report shall present the technical and financial advantages that justify the selection of the successful bidder, based exclusively on the requested requirements (including completed elements and responses provided to received clarifications) and on the information contained in the submitted offers (including the corresponding supporting documents).

CASES FOR REJECTION OF OFFERS

The following situations may lead to the rejection of the offer:

- Failure to submit all documents required by this documentation;
- Submission of unsigned documents and/or documents not compliant with the requirements set forth in this document;
- Offering goods/services that do not correspond to the object of the procurement;
- Submission of an incomplete offer (partial offering of the requested goods/services). Offers that do not include all elements subject to tender shall be rejected;
- Submission of the offer after the specified date and time or to an address other than that indicated in this documentation shall automatically result in its rejection;
- Submission of the offer using means other than those provided in this documentation (offers sent by e-mail or fax shall not be accepted);
- Any other non-compliances of the offer with the provisions of this documentation.

EVALUATION OF OFFERS AND CONTRACT AWARD

It shall be carried out in accordance with Order No. 1561/2024 approving the Methodological Guidelines on the working procedures for private beneficiaries financed from the Modernisation Fund, who are not required to comply with the legal provisions applicable to

public/sectoral procurement.

- After the completion of the offer evaluation, the private Beneficiary shall prepare the Initial Procurement Procedure Report, following which economic operators who consider that their rights have been infringed as a result of the manner in which the competitive procedure was conducted, or due to decisions made during the offer evaluation process, may submit appeals.
- The deadline for submitting appeals shall be communicated together with the Initial Procurement Procedure Report to all bidders who have submitted offers.
- The private Beneficiary shall review the appeal and communicate its response to the concerned economic operator.
- If the economic operator is dissatisfied with the manner in which the private Beneficiary has resolved the appeal, it may address the competent courts of law, in accordance with the legal provisions, while notifying both the national authority responsible for the implementation and management of funds allocated to Romania from the Modernisation Fund/the delegated bodies and the private Beneficiary of the initiated legal action.
- The private Beneficiary shall record the outcome of the activities carried out during the stage in which appeals may be submitted in the Procurement Procedure Report and shall send the final version by e-mail to all economic operators who submitted offers, in accordance with the specified place and deadline for submission.
- The private Beneficiary shall send the invitation to sign the contract to the successful bidder by electronic means. The deadline for signing may be a maximum of 5 working days from the transmission of the invitation.
- If the successful bidder does not appear within the established period to initiate the formalities required for signing the contract and does not provide any written justification for its absence, the private Beneficiary may decide to award the contract to the next-ranked bidder or cancel the procedure, updating the Procurement Procedure Report accordingly and resuming the established communication procedures.
- At the end of the procedure, within 5 working days from the signing of the procurement contract, the private Beneficiary shall communicate the result of the competitive procedure to all bidders by publishing an announcement on its own website.
- The contract shall be signed only with the economic operator designated as the winner in the Procurement Procedure Report.

RELEVANT INFORMATION REGARDING THE OBJECT OF THE CONTRACT

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| <p>•Contract template and acceptance of contractual terms</p> | <p>The contract model attached to the award documentation represents a guideline form containing mandatory minimum requirements that must be observed in the bidder's contractual proposal. Given the specific characteristics of the wind turbine market and the generally accepted practice of manufacturers to use their own contract templates, the private Beneficiary accepts the submission of a contract proposal from the bidders, provided that it:</p> <ul style="list-style-type: none"> • explicitly and fully includes all the minimum requirements stipulated in the attached model; • does not contradict the legal provisions in force regarding public procurement, competition, and transparency; • does not infringe upon the principle of equal treatment or the right of participation of other bidders. <p>The bidder shall complete and submit, in original, Attached Annex–Declaration of Acceptance of Contractual Terms, signed by hand and optionally stamped by the bidder's legal representative/authorized representative.</p> |
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| <p>• Duration of the Supply Contract</p> | <p>A maximum of 14 months from the date of signing the supply contract, but no later than 31.12.2026 for the energization phase, to which the period resulting from the offer submitted by the winning bidder shall be added..</p> <p>If, during the implementation of the project, the financing contract is amended by extending its duration, the duration of this supply contract shall be adjusted accordingly through an addendum, without affecting the object, value, or essential conditions of the award procedure, in accordance with the applicable legal provisions.</p> |
| <p>• Project implementation location</p> | <p>Constanța County, Topalu, Extravilan Parcels A154/7, A169/49, A175/1/4, A175/1/14, A175/3/24 LOT5, A789/56, A789/2, Romania.</p> |
| <p>• Information regarding the mandatory provisions of the Supply Contract</p> | <p>✓ If the winning offer has been submitted by an association of economic operators, the contract may be signed either by all members of the association (based on the partnership agreement duly assumed) or by a designated leader, on behalf of the association, in compliance with the provisions of the technical offer and the commitments undertaken.</p> <p>✓ The contract shall be signed only with the economic operator designated as the winner in the Procurement Procedure Report.</p> <p>✓ The contract must mandatorily specify the identification details of both contracting parties, the object, value, and duration of the contract. It shall explicitly include conditions regarding service provision, delivery, transport, installation assistance and commissioning, acceptance, quality standards, servicing, warranties, price adjustment, contract modification, and termination, as applicable, in accordance with the relevant legal provisions.</p> <p>✓ The Technical Specifications Document, clarifications, the offer of the economic operator declared the winner, as well as the declaration regarding the avoidance of double financing and the documents concerning the beneficial owner, in their updated form (if applicable), shall form an integral part of the contract as annexes.</p> <p>✓ The price agreed in the contract shall remain fixed for the entire contract duration, in accordance with the offer submitted by the economic operator.</p> <p>✓ The proposed payment methods shall be detailed in the attached contract model.</p> <p>✓ Bidders shall take into account that the Beneficiary may grant an advance payment of up to 20% of the total contract value.</p> <p>✓ The Technical Specifications and the winning offer that formed the basis for the contract award cannot be modified through the contract.</p> <p>✓ Any contract signed in accordance with the applicable national legislation shall take effect from the date it is signed by both parties. Before the contract is signed, no goods/services/works may be supplied, performed, or executed, and no payments may be made. The same principle applies to any subsequent addenda to the contract.</p> <p>✓ Following the completion of the competitive procedure, the implementation of the procurement contract shall be carried out in full compliance with the contractual clauses undertaken.</p> <p>✓ Any modification to the contract shall be recorded exclusively through an addendum, under the conditions stipulated in the original contractual clauses. The signed addenda shall not alter the elements that led to the initial award of the procurement contract to the winning bidder. The purpose of the addendum must be directly related to the object of the initial contract.</p> |

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| | <p>✓ In exceptional circumstances, the products subject to the contract may be modified if the items offered are no longer commercially available on the market (with supporting evidence provided) and if they are replaced with products having equal or superior technical characteristics that do not create compatibility issues. Such modifications must comply with the provisions of the Applicant's Guide – Specific Conditions for Accessing Funding from the Modernisation Fund, Supporting Investments in New Electricity Generation Capacities from Renewable Sources, as well as with the financing contract/decision/order/agreement, without altering the contract price.</p> <p>✓ Economic operators are obliged to make available to the representatives of the competent authorities responsible for managing non-reimbursable and reimbursable external funds related to the Modernisation Fund (FM) all documents related to the procurement procedures carried out.</p> |
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ADDITIONAL REMARKS:

- Within the present documentation, unless the context clearly indicates otherwise or a contrary provision applies:
 - o Words indicating the singular shall include the plural, and words indicating the plural shall include the singular;
 - o Words indicating a gender shall include all genders;
 - o Words referring to persons shall include both natural and/or legal persons, as applicable;
 - o References to any legal acts shall be deemed to include any subsequent legislation amending or supplementing them.
- Within this documentation, the term "days" shall mean calendar days unless otherwise specified.
- In the event of any conflicts of interest of which our company is not aware, please notify us immediately, in which case the present documentation shall no longer be considered.
- For the correct evaluation of the winning offer, all offers will be assessed using a common exchange rate of 1€ = **4,9683** RON. This exchange rate does not affect the contractual relations between the beneficiary and the supplier.
- All correspondence between the private beneficiary and the economic operators throughout the procurement procedure shall be conducted in writing, via e-mail, fax, post, or courier, using exclusively the contact information provided in the procurement announcement and in this documentation.
- All dates and times specified in this documentation refer to the Official Time of Romania.

We look forward to receiving your offer.

DUNAREA POWER S.R.L.

Diana-Alina Teodorescu - Administrator



Annex 0

Acknowledgment of Receipt/Delivery of the Envelope Containing the Technical and Financial Offer for the Procurement of Wind Turbines for the Development of the “Topalu Wind Farm, Constanța County”

Date of delivery:.....

Time of delivery:.....

Concluded between:

1. S.C.
SRL/SA, represented by, acting as the BIDDER,
and
2. DUNAREA POWER S.R.L., represented by, acting as
the PRIVATE BENEFICIARY.

By this document, original copy/copies of the Sealed Envelope containing the Technical and Financial Offer have been received for participation in the procurement procedure for the project:

“Establishment of the Topalu Wind Power Plant (WPP) by installing wind turbine generator units (WTGs), constructing an electrical transformer station and installing containers for mounting energy storage batteries, constructing medium-voltage power lines, arranging access roads and WTG service platforms within the plots, consolidating/rehabilitating and arranging existing access roads (AR) connecting the plots belonging to the WPP, and organizing the construction site, UAT Topalu, Constanța County,” organized by **DUNAREA POWER S.R.L.**, financed through the MODERNIZATION FUND, Key Program 1: Renewable Energy Sources and Energy Storage, supporting investments in new electricity generation capacities from renewable energy sources.

Received by

Name and Surname

Signature/ Stamp (optional)

Handed over by

Name and Surname

Signature/ Stamp (optional)