

№	Question	Answer
1	With reference to the definition of the “Acceptable Bank” in the draft Concession Agreement, including the condition “which has not been subject to international sanctions”, please specify whether the term “international sanctions” refers to the penalties described in clause 4.5 of the Tender Documents (“Grounds for exclusion of Bidders”). Please submit the specific definition.	We confirm that the reference to international sanctions shall be interpreted in line with clause 4.5 of the Tender Documents. Clarifications in this regard will be made in the next version of Concession Agreement.
2	Please confirm how should Form A1: Financial Proposal be signed - with the electronic signature of the representative of the Lead Member or is it to be signed manually, scanned and verified with an electronic signature of the Lead Member.	Please refer to the Answer to Q&A #3233 of 24.01.2019. The Financial Proposal will need to be in electronic format and require the electronic signature of the representative of the Bidder or, in case of a Consortium, the Lead Member.
3	Please confirm whether it is possible the signing of all forms, signed on behalf of the Consortium and on behalf of the members of the Consortium, e.g. Forms C, E1, E2, B (Declaration of validity of the offer), D (Declaration on origin of funds) to be done in the following manner: 1. The declarations which are to be signed on behalf of the Consortium are signed manually by a proxy, duly authorised by virtue of the Power of Attorney (Form B), then scanned and verified with the electronic signature of the legal representative of the Lead Member (i.e. with the electronic signature of the representative of the Lead Member pursuant to its corporate acts). 2. The declarations which are to be signed by each member of the Consortium are signed manually by a proxy/proxies of each separate member of the Consortium, then scanned and verified with the electronic signature of the legal representative of the Lead Member. 3. The Application and the Proposal are signed only with the electronic signature of the legal representative of the Lead Member.	Please refer to the Answer to Q&A #3233 of 24.01.2019.
4	Is it possible for all declarations, signed on behalf of each member of the Consortium (Form C, E1, E2), as well as on behalf of the Consortium (Form B: Declaration of validity, Form C: List of confidential information, Form D: Declaration on the origin of funds), to be signed with electronic signature and if yes, by whose electronic signature.	Please refer to the Answer to Q&A #3233 of 24.01.2019.
5	When the Lead Member of the Consortium is envisaged to be represented by proxies, authorised by virtue of the Power of Attorney (Form B), as well as by its legal representative (as appointed in its corporate documents) is the legal representative of the Lead Member required to be authorised under the Power of Attorney (Form B)?	Please refer to Answer # 2899 of 12.11.2018.
6	Schedule 3, part 1: Application, article 1: General documents, (b) Power of Attorney of the Tender Documentation states that the power of Attorney (Form B) should contain the authorisation of the representative of the Lead	Clarifications in this regard will be made in the next version of Tender Documents.

	Member to undertake that the Application and the Offer remain binding to the Bidder for the whole Bid Validity Period. As of this moment Form B does not contain such an authorisation. In this regard, please specify whether this authorisation should be included in the text of Form B and if yes, please amend the form accordingly.	
7	Please confirm whether it is possible insignificant changes to be made to the text of the forms.	We do not confirm your understanding except for Form D – Participation Guarantee, where it is possible to foresee possible non-essential amendments by the issuing banks. Please refer to Answers # 2728 of 05.11.2018 and # 3181 of 14.01.2019.
8	Please confirm whether it is mandatory for the Consortium to be named? Is it possible to list the names of all members of the Consortium in all fields requiring the name of the Bidder?	There is no specific requirement as to the name of the consortium and it is possible to indicate the names of all members of the Consortium.
9	How is Form G to be signed - signed as .xls file or the .xls file should be exported and added to the Word version of Form G and only then signed?	Form G shall be submitted in excel format and signed with electronic signature.
10	Item 13 of Form A: Application requires information regarding the structure and the participation in the capital of the Bidder, or in case of a Consortium, of all of its members. Our understanding is that information is required regarding the shareholders (the shareholding structure of the capital) of each member of the Consortium, and not the participation of each member of the Consortium in the capital of the Project Company. Please confirm whether such an understanding is correct.	We confirm that the information is required regarding the shareholders (the shareholding structure of the capital) of each member of the Consortium.
11	In relation to clause 5.8 (Confidential information) of the Tender Documentation, which provides that the technical and financial aspects of the Application and the Offer, including but not limited to the specific proposals submitted in relation to the award criteria contained in the Technical Proposal are not considered to be confidential information and may not be indicated as such, please confirm whether it is possible to include the autobiographies of the individuals, proposed to hold key positions, which will be provided as a part of the Technical Proposal, in Form C: List of confidential information.	CVs of the key personnel can be indicated as Confidential Information and listed under Form C.
12	Please confirm whether there will be a new form of the Declaration on origin of funds with a view to the the last amendments in the Measures for Anti-Money Laundering Act. If yes, please publish the updated form.	Form D of schedule 3 part 3 of the Tender Documents shall be replaced with the form included as Annex No. 4 to article 47, paragraph 1 of the Regulation for Implementation of the Measures Against Money Laundering Act.
13	Please confirm that all documents may be verified with the electronic signature of the representative of the Lead Member, as stated in its corporate acts, even if the Lead Member has authorised another person by virtue of the Power of Attorney (Form B). Our understanding is that the representative authorities of the legal representative of the Lead member remain intact, regardless of the existence of proxies. Please confirm.	Please refer to Answers## 1569 of 14.09.2018, 2328 & 2332 of 23.10.2018, 2690 of 01.11.2018, and in particular answer # 2899 of 12.11.2018 according to which "All documents, which are signed by the Lead Member in its capacity of an individual member of the Consortium, are signed by the legal representative of the Lead member (as specified in its incorporation documents).

		<p>The Power of Attorney refers to the powers to represent and bind the Bidder/Consortium, so it cannot be used for the signature by the Lead Member, in its capacity of an individual member of the Consortium of the required forms to be signed by each member of the Consortium."</p>
14	<p>Please confirm whether there are any requirements with regard to the unofficial translation of the documents. With a view to your previous answers in this regard, our understanding is that such a translation does not require a translation by a translation agency and can be done by any bidder individually, as long as the translation reflects fully and correctly the text of the original document (for example, a full and correct translation from English into Bulgarian language).</p>	<p>Unofficial translations do not require any stamp or confirmation that the translation is made by a translation agency. Bidders will take responsibility for any incorrect translation.</p>