**Protocol of minutes-notes: Minutes of the meeting of the evaluation committee**

**NACAG Project (Rev.: 1)**

**MINUTES OF MODIFICATIONS TO THE BIDDING DOCUMENTS, INTERNATIONAL OPEN BIDDING PROCESS**

In Salta, El Galpón, November 7, 2024.

Gathered Virtual - MS Teams with:

Sabrina Bogamilsky (Austin Powder), Carla Carelli (Austin Powder), Luis Acevedo (Austin Powder), Carlos Abad (Austin Powder), Susana Novoa (Austin Powder).

Pursuant to the provisions of the international open bidding process for the Supply of Nitrous Oxide (N2O) Tertiary Abatement Technology for the Nitric Acid Production Plant of Austin Powder Argentina S.A., the following modifications to the previously published bidding documents are agreed upon. These modifications are necessary due to the fact that some participating companies have not complied with certain requirements set forth in the original bidding documents.

**1.Modification in the item 9. ELIGIBLE COMPETITORS (Page 9)**

Precisely, subsection **1.f)** of the bidding document is modified, due to the fact that it has been observed that some companies do not comply with the condition originally established regarding the minimum invoicing required. The new text will read as follows:

Original text:

**1. f)** To have a turnover at least **5 times** higher than the amount of their economic proposal. This must be validated with the latest officially submitted balance sheet, listed in Section 3 as additional documentation.

Modified text:

**1. f)** To have a turnover at least **3 times** higher than the amount of their economic proposal. This must be validated with the latest officially submitted balance sheet, listed in Section 3 as additional documentation.

**2.** **Modification in the section 3 Documents to be submitted by the bidders (Page 37/38)**

As a consequence of the above modification, Section 3: Documents to be submitted by bidders is also modified, establishing that, in addition to the documents already requested, the last official balance sheet submitted that validates the minimum invoicing established in the new requirement (**3 times the amount of the economic proposal**) must be attached. The wording of Section 3 will be adjusted as follows:

Original text:
All documents required in the following items must be submitted as attachments by the bidders:

1. Ítem 8 CONCURSANTES ELEGIBLES, subsection **f)** To have a turnover at least **5 times** higher than the amount of their economic proposal. This must be validated with the latest officially submitted balance sheet, listed in Section 3 as additional documentation.

 Modified text:

All documents required in the following items must be submitted as attachments by the bidders:

1. Ítem 8 CONCURSANTES ELEGIBLES, subsection **f)** To have a turnover at least **3 times** higher than the amount of their economic proposal. This must be validated with the latest officially submitted balance sheet, listed in Section 3 as additional documentation.

**3. Modification the item 5. TENDER SCHEDULE (Page 7/8)**

Item 5: Bidding Schedule is modified in terms of the established deadlines, in order to allow sufficient time for bidders to submit their proposals.

Original text:

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| **N°** | **Milestone** | **Date** |
| **1** | Publication of the call for tenders on the website | 10/04/2024 |
| **2** | Site visit for the execution of works: tertiary N2O mitigation equipment. | 10/28 & 29/2024(From 8:00 AM to 4:00 PM, Argentina time) |
| **3** | Deadline for submitting questions or observations from bidders. | 11/01/2024 |
| **4** | Deadline to answer back questions or observations. | 11/08/2024 |
| **5** | Deadline for submitting follow-up questions from the bidders regarding the clarifications and responses issued by APASA.  | 11/13/2024 |
| **6** | Deadline for submitting responses with the requested information from the bidders. | 11/15/2024 |
| **7** | Last day to publish amendments to the tender documents on the website. | 11/22/2024 |
| **8** | Last day for bidders to submit their proposals. | 11/29/2024(Until 10:00 AM Argentina time) |
| **9** | Publication of the Receipt and Opening of Proposals Minutes | 11/29/2024 |
| **10** | Period for Proposal Evaluation by the Procuring Entity | 12/13/2024 |
| **11** | Period for External Audit | 02/15/2025 |
| **12** | Adjudication ceremony | 15 calendar days after the period for external audit |
| **13** | Execution of the Agreement | 15 calendar days after the publication of the award decision |

Modified text:

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| **N°** | **Milestone** | **Date** |
| **1** | Publication of the call for tenders on the website | 10/04/2024 |
| **2** | Site visit for the execution of works: tertiary N2O mitigation equipment. | 10/28 & 29/202411/13 & 14/2024(From 8:00 AM to 4:00 PM, Argentina time) |
| **3** | Deadline for submitting questions or observations from bidders. | 11/18/2024 |
| **4** | Deadline to answer questions or observations. | 11/22/2024 |
| **5** | Deadline for submitting follow-up questions from the bidders regarding the clarifications and responses issued by APASA.  | 11/27/2024 |
| **6** | Deadline for submitting responses with the requested information from the bidders. | 11/29/2024 |
| **7** | Last day to publish amendments to the tender documents on the website. | 12/6/2024 |
| **8** | Last day for bidders to submit their proposals. | 12/20/2024(Until 10:00 AM Argentina time) |
| **9** | Publication of the Receipt and Opening of Proposals Minutes | 12/20/2024 |
| **10** | Period for Proposal Evaluation by the Procuring Entity | 01/10/2025 |
| **11** | Period for External Audit | 03/07/2025 |
| **12** | Adjudication ceremony | 15 calendar days after the period for external audit |
| **13** | Execution of the Agreement | 15 calendar days after the publication of the award decision |

**4. Validity of the Modifications**

The modifications indicated herein shall become effective immediately as of the publication of these minutes on the web page mentioned in the international open bidding documents and shall be applicable to all companies wishing to participate in the aforementioned bidding process. Interested companies shall adjust their documentation in accordance with the new requirements.

**5. Other relevant points**

Should any doubts arise or if further information is required, companies may consult the updated bidding documents, which will be available at https://austinpowder.com/argentina/licitacion-tecnologia-de-abatimiento/. Likewise, it is established that companies must submit all the required documentation in accordance with the provisions of this new modified bidding document.

There being no further business to discuss, signing these minutes as a record of what has been agreed.

For [name of the entity issuing the invitation to bid]:

[Signature]

[Full name, position and signature of the person in charge].