

**INVITATION TO BID
TENDER FOR SALE OF ELECTRIC ENERGY
PRODUCED BY TOPLOFIKATSIA RUSE EAD IN SECOND HALF OF 2011**

Date: 08.06.2011

The seller Toplofikatsia Ruse, Bulgaria, BG-7009 Ruse, Tec Iztok Str., as seller hereby invites its trading partners to submit their bids for purchasing electric energy as specified hereafter.

1. DELIVERY PERIOD AND CAPACITY

LOT 1: 01.07.2011 – 31.07.2011; 95 MWh/h; base load Monday – Sunday 00.00 – 24.00

LOT 2: 01.07.2011 – 30.09.2011; 95 MWh/h; base load Monday – Sunday 00.00 – 24.00

LOT 3: 01.07.2011 – 31.12.2011; 95 MWh/h; base load Monday – Sunday 00.00 – 24.00

LOT 4: 01.07.2011 – 31.07.2011; 15 MWh/h; peak load Monday – Sunday 00.00 – 24.00

LOT 5: 01.07.2011 – 30.09.2011; 15 MWh/h; peak load Monday – Sunday 00.00 – 24.00

LOT 6: 01.07.2011 – 31.12.2011; 15 MWh/h; peak load Monday – Sunday 00.00 – 24.00

2. DELIVERY TERMS

- **Delivery point:** Bulgaria inside ESO/NEK high-voltage grid or DAF Bulgarian borders
- Prices shall be quoted in **€/MWh**
- **Bidder** may submit bids for one or more lots, each LOT being at the capacity of 5 MW or multiples of 5 MW
- **Off-take type:** take-or-pay
- **Payment terms:** Not later than 15th day of the month following the delivery month. Any forms of advanced payment will be considered as an advantage upon offers evaluation.
- **Bank guarantee:** Submitting of unconditional, irrevocable bank guarantee with a validity term 30 days after the delivery term to the value of one month delivery of electricity will be considered as an advantage.
- **Force Majeure:** Apart from the standard EFET definition of Force Majeure and due to the current rules and regulations of the Bulgarian electricity market a refusal of the Bulgarian grid operator (ESO) to register external schedules for electricity export through the borders of the power system of Bulgaria when the refusal is not due to a fault of Toplofikatsia Ruse will also be deemed as Force Majeure.

3. VALIDITY PERIOD OF BIDS

A Bid shall remain **valid until 24.06.2011 at 12:00**. All Bids valid for a shorter time period shall be rejected as non-respective bid.

4. SUBMITTING BIDS

All Bids prepared in accordance with the above mentioned shall be delivered to the following **e-mail address: lib@toplo-ruse.com** or to **fax: +359 82 844 068**. Bid submission date is **22.06.2011 till 12:00**. All Bids submitted after this deadline shall be rejected as non-respective bid.

5. BID EVALUATION

Main criteria for evaluation will be the higher price. Toplofikatsia Ruse shall evaluate the bids and inform successful Bidders about its decision not later than **24.06.2011 at 12:00**.

6. DOCUMENTS FOR PARTICIPATION

- Offer for Bid participant - applied;
- Documents of the entity statute (company's certificate of incorporation, company statute), certificate of registration in the commercial register, EU VAT registration;
- Copy of trading license.
- If the documents required in the previous two points are delivered to Toplofikatsia Ruse in previous tenders it is necessary the documents to be sent only if there are some changes in them.

7. FINAL REMARKS

- This invitation to bid is not subject to any public procurement rules.
- Toplofikatsia Ruse preserves the right to allocate all, a part or no electrical energy and reserves the right to accept or reject any bid, and to annul the bidding process and reject all bids at any time prior to contract award, without thereby incurring any liability to the affected bidder or bidders or any obligation to inform the affected bidder or bidders of the grounds for the Toplofikatsia Ruse's decision.
- Language of this Tender is English or Bulgarian
- Bidders shall bear all costs associated with their participation in this Tender, including the costs of all documents and bank guarantees.
- All time specifications in this tender refer to **Central European Time (CET)**.
- Contact details:
 - Taner Gendzhev tel.: +359 82 883 378 GSM.: +359 887.003 318

For additional information, please do not hesitate to contact us.

Executive director:

/Andrey Nikolaev/



OFFER FOR BID PARTICIPANT

Dear Sirs,

_____ (name of a company) have an interest in buying an electricity power produced by Toplofikatsia - Ruse with the following conditions:

| | Delivery Characteristics | Unit | Description |
|---|---------------------------------|----------|-------------|
| 1 | Power Capacity | MWh | |
| | | MW | |
| 2 | Delivery Period | | |
| 3 | Delivery Shedule | | |
| | Price | Euro/MWh | |
| 4 | Amount | Euro | |
| 5 | Delivery Point | | |
| | Crossborder Capacity | | |
| 6 | Payment transmission and access | | |
| 7 | Shedule of payment | | |
| | Payment Guarantee | | |
| 8 | Validity term of the offer | | |
| 9 | Other | | |

Information for the company - participant in the Tender

| | |
|-----------------------------|--|
| Manager | |
| Address (postal, juridical) | |
| Tax registration code | |
| Licence | |
| Tel./fax | |
| E-mail | |
| Contact person | |

Until signing an official Delivery Contract, this offer with your confirmation for its acceptance in written and a notification for signing of the Contract will have the power of an official Agreement between the two parties.

Occupation

Sign