

**27 February 2023 at the meeting of the Procurement Evaluation Commission  
answers to questions raised on the open tender regulations  
“On the right to supply 460 000 MWh of natural gas for the needs of JSC  
“RĪGAS SILTUMS” for heating season of 2023./2024.year”,  
identification No. RS2023/020/AK**

**Question:**

To ensure free competition, equal and fair treatment of customer suppliers, as well as the use of the public service provider's funds, we ask JSC "RĪGAS SILTUMS" to use the rights mentioned in Clause 2.4 of the Regulations of the open Tender and make the following amendments: Provide that Clause 6.1.10 of the Regulations of the Competition. The requirement for an investment grade (not less than Baa3, BBB-) credit rating applicant can be met with the letter of intent attached to the offer, concluded with the mentioned credit rating for a natural gas trader who conducts his activities under the regulations of the Republic of Latvia and who has committed, in case the applicant will be recognized as the winner of the Tender, to the tenderer of the concluded contract for the supply of 460,000 MWh of natural gas, which could ensure the safe execution of the contract concluded by the Tender with JSC "RĪGAS SILTUMS".

**Answer:**

By the provisions of Section 5 of the Regulations "Associations of entities and partnerships", the Tenderer may submit an offer as a partnership or an association of persons and fulfill the qualification requirements mentioned in Clause 6.1.10 of the Procurement Regulations by submitting appropriate documents.

The Procurement Commission additionally points out **that a company with a credit rating that meets the requirements of the Competition does not have to be a qualified natural gas trader**, as the purpose of the relevant qualification requirement is to achieve security for the fulfillment of obligations. The purpose of forming associations of persons for participation in procurement procedures is to combine various qualifications and professional requirements in one offer.

Submitting said offer by an association of persons, the confirmation must be signed by all members of such association.