

## DETAILED TENDER CONDITIONS

**Tender Organizer:** Geofizyka Toruń S.A. (National Court Register No.: 000425970)

### Subject of the Tender:

Item	Name of Equipment Component	Quantity	Starting Net Price for the Set
1	Sercel VE432 Digital Servo Drive (DSD)	7	133 000,00 USD
2	Sercel VE432 Digital Pilot Generator (DPG)	2	
3	Pelton SHOT PRO II	10	

**Tab. No 1.**

### I. Conditions for Participation in the Written Tender

- The deadline for submitting bids expires on 20.05.2025.** Tender location: headquarters of Geofizyka Toruń S.A., ul. B. Chrobrego 50, 87-100 Toruń, Poland.
- The bidder is required to submit an offer for the entire set of equipment. Partial bids, i.e., for individual components of the equipment set, are not allowed. The proposed price for the entire set of equipment may not be lower than the starting price.
- A prerequisite for participation in the tender is the payment of **a bid bond in the amount of 10% of the starting price of the equipment set, no later than 20.05.2025, by 3:00 PM GMT+1.** The bid bond must be paid by wire transfer to the account of Geofizyka Toruń S.A.:

**Currency USD IBAN: PL10 1840 0007 2911 6140 0813 0922**

**SWIFT: SOGEPLPW**

The bid bond may only be paid by the bidder, not by another entity on their behalf. The transfer title must include the announcement number and the name and surname of the bidder (buyer), or, in the case of entities other than natural persons, the company name and TIN (Tax Identification Number) of the bidder making the payment.

- The condition of payment of the bid bond is deemed fulfilled when the amount is credited to the bank account of Geofizyka Toruń S.A. by 20.05.2025, by 3:00 PM GMT+1 and is shown on the statement of the aforementioned bank account.**
- The bid bond shall be forfeited to the Company if none of the participants in the tender offers the starting price, or if the bidder whose offer is accepted fails to conclude the sales contract or fails to perform/improperly performs the concluded sales contract, e.g., payment after the deadline, incomplete payment.

6. Bid bonds submitted by bidders whose offers have not been selected shall be returned immediately, but no later than 30 days from the announcement of the tender results. The return shall be made to the same bank account from which the payment was made.
7. The bid bond submitted by the entity whose offer is accepted shall be credited towards the purchase price.
8. To participate in the tender, the bidder must submit a bid in the form of scanned and signed documents by persons authorized to represent the entity, in a non-editable file format (e.g., JPG, PDF), to the email address: **tender\_05\_GGE\_2025@geofizyka.pl**. The Company allows the submission of all documents in electronic form, bearing a qualified electronic signature by the person(s) authorized or empowered to represent the bidder. If the offer is signed by a proxy, a power of attorney for submitting the offer must be provided.
9. Bids must be received at the above email address no later than **20.05.2025, by 3:00 PM GMT+1**. Offers received after this deadline will not be considered.
10. An electronically submitted offer must include the following attachments:
  - a) The bid form prepared using the Bid Form template – Attachment No. 1,
  - b) Attachment No. 2 (Information Clause) signed by the bidder,
  - c) Proof of payment of the bid bond.

The declarations required for participation in the tender are included in the Bid Form – Attachment No. 1.

If the bidder is an entrepreneur conducting business within the territory of the Republic of Poland, the following additional documents are required:

- d) A current excerpt (or equivalent information) from the Register of Entrepreneurs of the National Court Register or a printout from the Central Registration and Information on Business,
- e) A certificate of no tax arrears issued no earlier than one week prior to the bid submission deadline,
- f) A certificate of no arrears in paying social security contributions issued no earlier than one week prior to the bid submission deadline.

In the case of foreign entities not conducting business in the territory of the Republic of Poland and not being Polish residents, the following are required:

- a) Confirmation of commercial registration, documentation confirming current information on ownership, legal structure, legal representative(s) (full name, position, and a copy of the identity document from the country of residence), and address, if not included in the commercial register,
- b) A tax residency certificate issued by the tax authority (as proof of tax registration and payment of taxes/government fees),
- c) Financial statements for the most recent and previous year.

11. The Tender Committee performs a formal assessment of the offers and determines which are considered valid, in accordance with the applicable tender conditions, and whether the bidders have paid the required bid bond, and then selects the winning offer.
12. Following the selection of the offer and verification of the contractor, the Tender Committee will notify each bidder of the tender result via email.
13. The criterion for evaluating the offer is the proposed price. In the case of multiple identical price offers, the Company may request the Bidders via email to submit an additional price offer, simultaneously setting a new deadline for the submission of offers, without waiving its right to freely choose an offer in the event of several identical price offers.
14. In the event of failure by the tender winner to pay the price within the designated period, the bid bond paid by them shall be forfeited to the Company or, alternatively, credited against any claim the Company may have against the tender winner on any account. The Tender Committee reserves the right to select the bidder who submitted the next most advantageous offer without the need to conduct a new tender procedure.
15. Companies or legal entities may not participate in the tender if:
  - as of the date of the tender announcement, they are listed by a decision of the Minister of Interior and Administration as entities subject to sanctions or are listed after the tender has concluded. <https://www.gov.pl/web/mswia/lista-osob-i-podmiotow-objetych-sankcjami>
  - they are listed in the register of countries and territories applying harmful tax competition in the field of personal income tax: <https://sip.lex.pl/akty-prawne/dzu-dziennik-ustaw/wykaz-krajow-i-terytoriow-stosujacych-szkodliwa-konkurencje-podatkowa-22091186>
16. The Company reserves the right to amend or cancel the tender conditions at any time and at any stage of the tender procedure without giving any reason.
17. The Company reserves the right to cancel the tender at any time and at any stage of the tender procedure without giving any reason, or to close it without selecting any offer.
18. Bid binding period: **31.07.2025**.

## **II. Purchase Conditions**

1. The conclusion of the transaction is subject to the prior signing of the relevant sales agreement, the template of which constitutes Attachment No. 3.
2. The sale may only be made to the entity that submitted the offer.
3. **The buyer is obliged to pay the purchase price minus the bid bond immediately, or no later than within 14 business days from the date of issuance (receipt) of the invoice.**
4. The bidder is required to make the payment to the account of Geofizyka Toruń S.A.:

**Currency: USD IBAN: PL10 1840 0007 2911 6140 0813 0922**

**SWIFT: SOGEPLPW**

**The invoice number must be indicated in the transfer title.**

5. The Company is obliged to confirm the readiness of the equipment set for collection within 14 business days after receipt of payment for the invoice.
6. The transfer of the equipment set will take place after the invoice has been paid and upon signing of the handover protocol, which shall form part of the written sales agreement.
7. The buyer is obliged to collect the equipment set within 14 days from the date of confirmation of readiness for collection in accordance with item 6.
8. In the event of delay in collecting the equipment set or withdrawal from the sales agreement by the buyer, the Company, in addition to the forfeiture of the bid bond, may impose contractual penalties specified in the written sales agreement.

### **III. Final Provisions**

1. **The tender shall be concluded by 30.05.2025.**
2. The Company reserves that not all components of the set may be fully operational and may require inspection, repair, and maintenance. Detailed information regarding the equipment set offered for sale in the tender procedure is provided by Sławomir Ziółkowski, email: slawomir.ziolkowski@geofizyka.pl, phone: +48 566593394.
3. Geofizyka Toruń S.A. assumes no liability under warranty or statutory guarantee, nor for hidden defects of the equipment set offered for sale in the tender procedure.

**Attachment 1 – Bid Form No 05\_GGE\_2025**

**Attachment 2 – Information Clause**

**Attachment 3 – Sales Agreement Template**