



PUBLIC NOTICE

FOR

PRELIMINARY MARKET CONSULTATIONS

**PREPARATORY TO THE AWARD OF THE PROCUREMENT CONTRACT FOR
THE TREATMENT OF SOLID AND LIQUID RADIOACTIVE WASTES, MAINLY OF
NON-ENERGY ORIGIN**

1. Contracting authority

Nucleco is the SOGIN Group company leader in Italy in radiological services, in the management of radioactive wastes and in the decontamination and remediation of nuclear plants and industrial sites.

The Company is qualified for the collection, treatment, conditioning and temporary storage of waste and radioactive sources from nuclear medicine and scientific and technological research activities.

Under this notice, Nucleco intends to launch a preliminary market consultation with sector economic operators, specialised in the treatment of solid and liquid radioactive wastes, mainly of non-energy origin, to ensure the reduction and/or optimisation of volumes and to prevent or minimize cross contamination.

2. General information and participation requirements

Under this notice, pursuant to sections 66 and 67 of Italian Legislative Decree no. 50/2016, as amended (Code of public contracts), Nucleco is inviting all economic operators referred to in section 45 of said code, specialised in the treatment of solid and liquid radioactive wastes, of predominantly non-energy origin, to send an "**Expression of interest ("EOI")**" aimed at a preliminary technical market comparison for meeting requirements - of a confidential nature - which will be more fully described in the specific documentation supporting the preliminary market consultation. This documentation will be sent to each applicant economic operator, to the certified e-mail address shown in the previously mentioned EOI.

The preliminary market consultation is a prerequisite for comparing technical and operational solutions serving the treatment of solid and liquid radioactive wastes, mainly of non-energy origin, to establish the conditions for a subsequent and possible public tender procedure, reconciling the needs of Nucleco with the potential of the reference market.

To resolve some technical and organisational aspects which emerged during the investigation phase due to the complexity of the radioactive waste treatment activities in question, Nucleco also intends to submit specific technical questions to the market regarding the planning and preparation of the contract (technological innovations, types of contracts, methodologies adopted and possible contract breakdown into lots) to allow all interested parties to submit innovative solutions, including technologically alternative ones, to meet Nucleco's concrete needs.

Consultation is therefore a mere tool useful for preparing the subsequent selection phase. Specifically, in accordance with section 66(2) of Italian Legislative Decree. 50/2016, the documentation acquired may be used in planning and in the conduction of the tender procedure, in compliance with the general principles under the Italian Code of public contracts and, specifically, with the principles of impartiality, transparency, publicity and the widest participation of economic operators.

The preliminary market consultation is not immediately aimed at initiating the procurement procedure and shall not constitute an invitation to submit a bid.

Participation in the preliminary market consultation shall not involve any charge or expense whatsoever for Nucleco, nor shall any expectations be construed regarding Nucleco itself.

Participation of economic operators in this preliminary market consultation shall not determine the establishment of legal positions or contractual obligations and shall not bind Nucleco in any way.

Economic operators participating in the consultation shall not be able to bring any claim, demand and challenge, for any reason whatsoever, against Nucleco.

Nucleco shall be entitled to use the information collected as part of the preliminary market consultation for planning and conducting any subsequent contractual negotiation procedure, in compliance with intellectual property rights and on condition that they do not involve a breach of the general principles of the public contract code and, specifically, the principles of non-discrimination and transparency.

Participation in the preliminary market consultation is irrelevant with respect to participation in the subsequent selection phase, as it shall not constitute an entry condition or any commitment regarding continuation of the procedure.

Nucleco may interrupt, modify, extend, suspend or revoke the preliminary market consultation at any time, allowing, at the request of participants, the return of any documentation submitted, without such actions constituting, in any way, a right or claim to any compensation or indemnification.

All economic operators, within the meaning of section 45 of said Italian Legislative Decree 50/2016, provided they are specialised in the treatment of solid and liquid radioactive wastes, of non-energy origin, may participate in the consultation, at the times and in the manner described below.

Economic operators shall be able to view this public notice at the web address www.nucleco.it

Information provided in this notice, published on the corporate website www.nucleco.it, was sent to the OJEU on 15/11/2021.

3. Procedures for conducting the preliminary market consultation

Interested parties may participate in the consultation in the following ways:

1. Sending to the Nucleco e-mail address (avisopubblico@nucleco.it) the expression of interest, using the annexed form only, duly completed and signed with a digital signature device.
2. The documentation supporting the preliminary consultation, illustrating the requirements of Nucleco S.p.A., will be sent by the Company to the interested economic operators within two business days from receipt of the request to the e-mail address shown in the EOI.
3. Preparation of a technical-operational proposal for the treatment of solid and liquid radioactive wastes, predominantly of non-energy origin, with no specification of economic aspects, is required to be sent to the Nucleco e-mail address (avisopubblico@nucleco.it) within the peremptory term of 30/11/2021, signed with a digital signature device.

The documentation to be submitted must have a maximum of 30 pages and must represent in a clear, satisfactory and exhaustive manner the industrial technical process for the treatment, in whole or in part, of the wastes in question.

The document must also highlight the radiological, chemical and physical features of the wastes resulting from the treatment process which is the subject of the service request.

For the purpose of acquiring further details about the contract in question, Nucleco will organise an online seminar on the Microsoft Teams platform, in a single session on 22/11/2021, whose access instructions will be communicated to all parties who will have disclosed their expression of interest (and signing in the ND commitment) no less than 48 hours in advance.

Any information and clarification may be requested from Nucleco at the following e-mail address avvisopubblico@nucleco.it.

The outcome of the comparison process and answers to questions will be published in anonymous form on the website www.nucleco.it/it/fornitori/Pagine/Bandi-e-avvisi.aspx.

The contributions requested from economic operators participating in the preliminary market consultation are understood to be made free of charge and operators will not be able to forward specific bids for the activities for which the consultation process has been called which may alter the regular competitive development of the subsequent award procedure.

Individual participating economic operators are required to indicate any information and/or parts of the technical documentation submitted covered by technical-trade secrecy, specifying whether disclosure of the contributions provided is required to be anonymous. Nucleco will not share nor disclose the subject matter of the documentation that has been expressly classified by the parties concerned as covered by trade secrets. Participants are required to also indicate any other information useful for reconstructing the position of the economic operator in the market and expertise with specific reference to the treatment of solid and liquid radioactive wastes, mainly of non-energy origin. Nucleco reserves the right to submit further questions to all or certain participants.

However, participation in the preliminary consultation shall not give rise and any right to claims for remuneration and/or reimbursement.

4. Other information

Pursuant to Regulation (EU) 2016/679 and section 13 of Italian Legislative Decree 196/2003, all data provided will be collected, recorded, organised and stored, also using computerised and/or automated tools, for purposes related to the preliminary market consultation.

The person in charge of the procedure is Anselmo Farina

NUCLECO S.p.A
Procedure Manager
Anselmo Farina



NUCLECO S.p.A.
CEO
Luca Cittadini



Annex:

- Expression of interest (EOI) and ND commitment form, to be printed on the corporate letter head of the economic operator interested in participating.

EXPRESSION OF INTEREST
AND ND commitment

PRELIMINARY MARKET CONSULTATION PREPARATORY TO THE AWARD OF THE PROCUREMENT
CONTRACT FOR THE TREATMENT OF SOLID AND LIQUID RADIOACTIVE WASTES, MAINLY OF NON-
ENERGY ORIGIN

Date

NUCLECO S.p.A.
Via Anguillarese, 301
00123 Rome

VIA E-MAIL: avisopubblico@nucleco.it

The undersigned
born in on
residing in
as legal representative of the economic operator

with registered office in

Street

VAT Reg./Tax Code

Website

Phone number

Fax number

E-mail address

Postal address for receiving the Nucleco S.p.A. documentation

Under this EOI

STATES

- Interest in participating in the preliminary market consultations in question, according to the procedures established by Nucleco S.p.A. in the notice published on the corporate website.
- Said economic operator is registered in the professional or commercial register of the country of residence (see Annex XVI of Italian Legislative Decree 50/2016), as specified below
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- The information useful for reconstructing the position of the economic operator in the reference market and its expertise in the treatment of solid and liquid radioactive waste,

mainly of non-energy origin, is the following:

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With specific reference to the information and documents that will be sent or communicated in any form (written or oral, visual or electronic format, on magnetic or digital support media, without exclusion) by Nucleco S.p.A., as part of the procedure in question, the undersigned, in his/her own name and in the name of the economic operator, as well as its related parties, meaning subsidiaries or associates, the respective members of the corporate bodies, managers, employees and consultants in general

STATES

to accept the following confidentiality obligations:

- a) To refrain from using the confidential information sent or communicated by Nucleco S.p.A. for purposes other than those necessary to evaluate the possible participation of the economic operator in the preliminary consultations in question.
- b) To maintain secrecy and strict confidentiality of the information sent by Nucleco S.p.A. and not to disclose it in any way, either in whole or in part, to unauthorised third parties.
- c) To adopt all reasonable security measures to prevent the disclosure of information sent or communicated by Nucleco S.p.A. and access to such information by unauthorised parties.
- d) To immediately notify Nucleco S.p.A. whenever said information has been disclosed in breach of this ND commitment and/or whenever it has been accessed by unauthorised parties, taking all possible measures to minimise the consequences of such disclosure.
- e) To indemnify and hold Nucleco S.p.A., the relevant Shareholders and the members of the management and control bodies, the employees and corporate consultants harmless from any and all damage or expense that may arise out of breach of the obligations accepted under this ND commitment.

The undersigned further states to be aware that:

- f) The obligations referred to in this ND commitment shall not prohibit the disclosure of confidential information sent by Nucleco S.p.A. to the members of its corporate bodies, managers, officers, employees and consultants whose knowledge of such information is necessary to conduct investigations and assessments and to act as a consultant, it being understood that each person who thus becomes privy to such confidential information is

required to comply with this ND commitment as if he/she were a party thereto, accepting the relevant commitments, and without prejudice to the joint and several liability of the economic operator in the case of non-performance thereof.

- g) The ND commitment is signed for the exclusive protection of Nucleco S.p.A., its relevant shareholders, members of the management or control bodies, employees and corporate consultants.
- h) The obligations arising out of this ND commitment shall remain valid and enforceable also after the outcome of the preliminary market consultation in question.
- i) This ND commitment shall be governed by Italian law. Any amendment or exemption to the provisions of this ND commitment shall be made in writing.
- j) Any dispute regarding the validity, interpretation, performance or termination of this ND commitment shall be referred to the exclusive jurisdiction of the Court of Rome, consequently meaning exclusion of any different legislative provisions regarding jurisdictional competence.

For the economic operator

Legal representative

Mr/Ms (title)