



PUBLIC NOTICE

FOR

PRELIMINARY MARKET CONSULTATION

PREPARATORY TO THE AWARD OF THE CONTRACT FOR THE SUPPLY OF AN
UNDERWATER ROV FOR THE COLLECTION OF SAMPLES FROM VESSELS
AND INTERNALS OF NUCLEAR POWER PLANTS.

1. Contracting authority

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

The Company is licensed for the collection, treatment, conditioning and temporary storage of waste and radioactive sources from nuclear medicine and scientific and technological research activities. In addition, it is engaged in decommissioning nuclear sites, in dismantling, characterisation, waste management and radiation protection activities.

Under this notice, Nucleco intends to initiate a preliminary market consultation with the economic operators in the sector, specialised in the design and construction of underwater remotely operated vehicles (ROVs), preferably with previous experience of applications in the nuclear sector, in order to identify the best technical and organisational solution in the specific case of the collection of material samples from the vessel and from the internals of nuclear power plants. The main features of the sampling system shall guarantee:

- Continuous use under water.
- Remote control.
- Collection of samples of material (mainly metal), in the form and in the quantity reported in the Technical Performance Specifications developed by the Contracting Authority.
- Versatility of use, in different plant configurations (according to the specific peculiarities of the vessels or internals to be sampled).
- Use of positioning devices, sensors and durable and reliable construction materials.
- Sampling technology that restricts the occurrence of cross-contamination to a minimum.
- Decontamination and transportability of the system.

2. General information and requirements for participation

Under this notice, pursuant to articles 66 and 67 of Italian Legislative Decree no. 50/2016, as amended (Code of Public Contracts), Nucleco invites all economic operators within the meaning of article 45 of said code, specialised in the design and supply of underwater ROVs, preferably with experience in the nuclear field, and in possession of the necessary know-how, to develop the required sampling system, to send an " **Expression of interest** " (EoI) aimed at a preliminary technical comparison with the market regarding satisfying needs - of a confidential nature - which will be better illustrated in the appropriate documentation supporting the preliminary market consultation. This documentation will be sent to each economic operator that requests it, to the address shown in said expression of interest.

The preliminary market consultation is preparatory to comparing technical and operational solutions, functional to the design and construction of the underwater ROV to be used for the collection of samples from the vessel and from the internals of nuclear power plants, in order to establish the conditions for a subsequent and possible public competitive tender procedure, reconciling Nucleco's requirements with the potential of the reference market.

For the purpose of further studying certain technical and organisational aspects in relation to the specific complexity of the supply in question, Nucleco also intends to submit to the market specific technical questions concerning the planning and preparation of the contract (technological innovations, types of contract and methodologies adopted) in order to enable all interested parties

to submit innovative solutions, including ones that are technologically alternative options and, therefore, respond to Nucleco's tangible needs.

Consultation is therefore a mere tool useful for the preparation of the next selection stage. Specifically, pursuant to article 66(2) of Italian Legislative Decree 50/2016, the documentation acquired may be used in the planning and conduction of the procurement procedure, in compliance with the general principles under the Code of Public Procurement and, in particular, principles of impartiality, transparency, publicity and maximum participation of economic operators.

The preliminary market consultation shall not immediately be aimed at the opening of the procurement procedure and shall not constitute a call for tenders.

Participation in the preliminary market consultation shall not entail any kind of obligation on Nucleco, nor shall it be construed as creating any expectation in respect of Nucleco itself.

The participation of economic operators in this preliminary market consultation shall not determine the establishment of legal positions or negotiating obligations and shall not be binding on Nucleco in any way.

The economic operators participating in the consultation shall not be able to make claims, assert and challenge Nucleco, in any capacity.

Nucleco reserves the right to use the information and data collected within the context of the preliminary market consultation for the planning and conduction of any subsequent contract award procedure, in compliance with intellectual property rights and provided that such information and data do not involve breach of the general principles of the Code of Public Procurement and, specifically, those provisions pertaining to non-discrimination and transparency.

Participation in the preliminary market consultation shall not in any way be construed as relevant in respect of participation in the subsequent selection stage, and such participation shall not be construed as a condition facilitating entry, nor any commitment regarding continuation of the procedure.

Nucleco may interrupt, change, extend, suspend or revoke the preliminary market consultation at any time, allowing, at the request of the parties concerned, the return of any documentation submitted, without such action being construed, in any way, as a right or claim to any compensation or indemnity.

All economic operators within the meaning of article 45 of said Italian Legislative Decree 50/2016 may participate in the consultation, provided they specialise in the development and construction of underwater ROVs, preferably in nuclear applications, or are operators engaged in the resale and assistance of said underwater ROVs.

Economic operators may view this public notice at www.nucleco.it.

This notice, published on the corporate website www.nucleco.it, was sent for disclosure to the OJEU on March 15, 2023.

3. Procedure for conducting the preliminary market consultation

Interested economic operators may participate in the consultation in the following ways:

1. Sending to Nucleco's e-mail address (avvisopubblico@nucleco.it) the expression of interest, only by using the annexed form, duly completed and signed using a digital signature application.

2. Receipt of the documentation supporting the preliminary consultation, illustrating Nucleco S.p.A's requirements, which said company shall send to interested economic operators within two business days from the time of such documentation was requested, to the e-mail address shown in the expression of interest.
3. Preparation of a technical and operational proposal for the supply of an underwater ROV to be used for the collection of samples from the vessel and from the internals of nuclear power plants, without specifying any economic consideration, to be sent to Nucleco's e-mail address (avvisopubblico@nucleco.it) within the peremptory term of April 28, 2023, signed using a digital signature application.

The documentation submitted shall be restricted to a maximum of 30 (thirty) pages and shall present in a clear, satisfactory and exhaustive way, the different stages included and considered for the supply of the ROV, i.e., the design, the building of the robot, the creation of mock-ups for operational tests, testing both at the factory and on site, the transport and supervision at the start of the sample collection system, the training of Nucleco personnel and technical support over the period of use of the system in question.

To obtain further details about the notice in question, Nucleco will organise a virtual meeting (webinar) on the Microsoft Teams platform, in a single session on April 04, 2023, with the individual economic operators that have shown their expression of interest (signing of an NDA), whose access instructions will be communicated to the economic operators, 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.

On the portal www.nucleco.it/it/fornitori/Pagine/Bandi-e-avvisi.aspx, the outcome of exchanges will be published and the questions, published anonymously, will be answered.

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

The individual participating economic operators shall show any information and/or parts of the technical documentation submitted covered by technical-commercial trade secrecy, specifying whether the disclosure of the contributions provided is required to take place anonymously. Nucleco shall not share or disclose the subject matter of the documentation that has been expressly designated as trade secrets by the parties concerned. Participants shall also indicate any other information useful for reconstructing the position of the economic operator in the market and its expertise, with specific reference to the supply of an underwater ROV with applications in the nuclear sector, in the case of use for the collection of samples from the vessel and from the internals of nuclear power plants. Nucleco reserves the right to ask all or certain participants for additional information.

However, participation in the preliminary consultation shall not give rise to any claim for compensation and/or reimbursement.

4. Other information

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

The Head of the Procedure is Mr. Anselmo Farina.

NUCLECO S.p.A.
The Head of the Procedure
Mr. Anselmo Farina

Annex:

- Expression of interest form and NDA, to be printed on the letterhead of the economic operator interested in participating.

EXPRESSION OF INTEREST
AND NDA

PRELIMINARY MARKET CONSULTATION, PREPARATORY TO THE AWARD OF THE CONTRACT FOR THE SUPPLY OF AN UNDERWATER ROV FOR THE COLLECTION OF SAMPLES FROM VESSELS AND INTERNALS OF NUCLEAR POWER PLANTS.

Date

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

BY E-MAIL: avisopubblico@nucleco.it

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

with registered office in/at

Street name

VAT Reg./Tax Code

Website

Phone number

Fax number

E-mail address

E-mail address for receiving Nucleco S.p.A. documentation

hereby

STATES

- The intention to participate in the preliminary market consultations in question, in the manner prescribed 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 State of residence (see Annex XVI of Italian Legislative Decree 50/2016), as specified further on.....
.....
.....

The information useful for reconstructing the position of said economic operator in the reference market and its expertise in the development and construction of underwater ROVs in nuclear applications is as follows:

.....
.....
.....
.....
.....
.....
.....

With specific reference to the information and documents that will be sent or submitted in any form (written or oral, in visual or electronic format, on magnetic or digital media, without exception) by Nucleco S.p.A. within the procedure in question, the undersigned, in his own name and on behalf of the economic operator, as well as any relevant associated parties, meaning, for all intents and purposes, subsidiaries or associates, the respective members of the corporate bodies, managers, employees and consultants in general.

STATES

to accept the following non-disclosure obligations:

- a) To refrain from using the confidential information sent or disclosed by Nucleco S.p.A. for purposes other than those necessary for evaluating any participation of the economic operator in the preliminary consultation in question.
- b) To maintain secrecy and strict confidentiality on the information sent by Nucleco S.p.A. and to refrain from disclosing it in any way, in whole or in part, to unauthorised third parties.
- c) To adopt all reasonable security measures to prevent disclosure of the information sent or disclosed by Nucleco S.p.A. and access to such information by unauthorised parties.
- d) To immediately notify Nucleco S.p.A. whenever said Information is disclosed in breach of this NDA and/or whenever unauthorised parties have accessed it, taking any and all measures to minimise the consequences caused by such disclosure.
- e) To indemnify and hold Nucleco S.p.A., its Shareholders and the members of the administrative and control bodies and employees and consultants of the Company harmless against any harm or expense that may arise out of breach of the obligations accepted under this NDA.

The undersigned also states to be aware that:

- f) Obligations under this NDA shall in no way affect 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 for conducting investigations and evaluations and for engaging in their own activities as consultants, it being understood that each person who shall thus become privy to such confidential information shall comply

with these NDA provisions, whenever said person were to be a party hereto, accepting the relevant commitments, and without prejudice to joint and several liability of the economic operator in the event of non-compliance therewith.

- g) The NDA is signed for the exclusive protection of Nucleco S.p.A., its Shareholders, members of the administrative or control bodies, employees and the consultants of said Company.
- h) Obligations arising out of this NDA shall remain valid and enforceable also after the outcome of the preliminary market consultation in question.
- i) This NDA shall be governed by Italian law. Any amendment or exemption to the provisions of this NDA shall be made as a written addendum.
- j) Any dispute regarding the validity, interpretation, performance or termination of this NDA shall be referred to the exclusive jurisdiction of the Court of Rome; consequently, any other legal provisions regarding jurisdiction shall be waived.

For the economic operator

Legal Representative

Mr.