

I. RULES AND PROCEDURES OF THE PUBLIC TENDER

1. Proposals must be submitted in the Portuguese language or, if in another language, accompanied by an official translation in Portuguese, and in the case of discrepancies, the Portuguese version will prevail. The documents that show technical and financial capability to carry out Petroleum Operations can be submitted in English;
2. Proposals must indicate the bidder's intention to undertake the role of either an operator or a non-operator, as well as the pursued working interest in the Block(s) to which it is bidding;
3. The type of contract to be entered into between the National Concessionaire and its Associates shall be the Production Sharing Contract ("PSC");
4. National or foreign companies may bid individually or through a Consortium;
5. In case of submission of a proposal through a Consortium, each of the companies comprising the Consortium will be evaluated individually for the purposes of their qualification;
6. In case bidders present a technical and/or financial partner, it must also submit the documentation of the partner that proves its technical and/or financial capability, as applicable, along with the partnership contract, which shall include the commitment of the Parties to the financial/technical obligations for the Minimum Work Program;
7. Companies bidding for the position of an Operator or a non-Operator must pay an entry fee, which will grant access to the Technical Data free of charge, by selecting one of the following paying options:
 - a) US\$ 400.000,00 (Four Hundred Thousand Dollars of the United States of America), for the Data of the Lower Congo and Kwanza Basins;
 - b) US\$ 200.000,00 (Two Hundred Thousand Dollars of United States of America), for the Data of the Lower Congo Basin;
 - c) US\$ 300.000,00 (Three Hundred Thousand Dollars of United States of America), for the Data of the Kwanza Basin;
 - d) US\$ 70.000,00 (Seventy Thousand Dollars of United States of America), for the Data of each specific Block, according to the awarded block.
8. Payment of the Entry fee must be made by awarded companies no later than 30 (thirty) days after the award results have been announced, under penalty of being disqualified from the tender;
9. The Minimum Work Program will be associated with a Financial Guarantee, stipulated in the Terms of Reference presented, according to the kilometers of seismic and

the number of well(s);

10. The Minimum Work Program for the Initial Exploration Phase will be phased out, as per the following:

- i. 1st Stage: Carrying out the 2D Seismic Program;
- ii. 2nd Stage: Drilling of Exploration Well(s);

11. The Financial Guarantee is equivalent to the Minimum Work Obligations for each stage. For the 1st Stage, it must be provided 30 (thirty) days after the Effective Date of the Contract and in case the Contractor Group selects to enter the 2nd Stage, it must be provided 30 (thirty) days after National Concessionaire's approval of the Operator's request to enter at 2nd stage;

12. The template for the Presentation of Companies (Model A), the Presentation of Proposals (Model B) and the Ethics and Integrity Questionnaires (Model C) Forms will be available through QR-Codes and made available at ANPG website (www.anpg.co.ao).

13. Proposals in physical format must be submitted up to 6:00 pm (GMT+1) on November 15th, 2023 in a closed and sealed envelope. Proposals in digital format must be submitted in PDF and encrypted by email, up to 11:59 pm (GMT+1), on November 15th, 2023. For proposals submitted in digital format, the applicant must provide the password to the President of the Jury of the evaluation committee during the ceremony of the Public Opening of Proposals for Tender.

14. Proposals submitted after the due date and time will be deemed null and void, and not subject to qualification and evaluation.

15. All proposals must be sent to the following address:

15.1. Physical Format:

Edifício Torres do Carmo – Torre II Rua Lopes de Lima, Município de Luanda
Luanda - República de Angola
11th Floor at the Secretariat of the Negotiations Department
Att.: Alcides Andrade, Director de Negociações da ANPG
Ref.: Proposta - Licitação 2023 via Concurso Público
Telefone: 226428562/226428550

15.2. Digital Format:

By email: licitacao2023@anpg.co.ao

16. All proposals will be opened in a Public Act to be held on 16th November 2023, at time and place to be announced in a due course.

17. The weight for evaluating proposals of bidders is **15%** (fifteen per cent) for Bonuses and Contributions, **70%** (seventy per cent) for the Minimum Work Obligations, **10%** (ten percent) for the period of the Minimum Work Program, and **5%** (five percent) for the Promotion of Local Content;

18. The weight for evaluating the Status of an Associate of the National Concessionaire, for bidders that wish to participate as an Operator is **40%** (forty per cent) for financial capability and **60%** (sixty per cent) for technical capability, while for companies bidding as non-Operator it is **100%** (one hundred per cent) for financial capability.
19. The final score for qualification of companies, in this public tender, will be the weight of **35%** (thirty-five per cent) on the result acquired in the Evaluation of Proposals and **65%** (sixty-five per cent) on the result acquired in the Evaluation of the Status of an Associate of the National Concessionaire.
20. In the event a company is qualified as an Associate of the National Concessionaire, as a non-operator for a given Block and does not have the financial capability to fulfill the commitment of the Minimum Work Obligations of the winning proposal, it will be disqualified. Companies that, within the stipulated period in the contract and by Law, do not provide proof of Financial Guarantee to the National Concessionaire, will also be disqualified.
21. The Terms of the winning proposal will not be subject to negotiation, nor the fixed elements of the Terms of Reference. Companies. It should be noted that companies which submitted proposals, accept the present Rules and Procedures.
22. Pursuant to the terms of Presidential Legislative Decree No. 3/12, of March 16, national companies are only exempt from paying the Contributions for Social Projects, and must participate and contribute, according to their participation interest in the respective Contractor Group in the payment of the Production Bonus;
23. Without prejudice to what is described in the previous paragraph, companies under the Presidential Legislative Decree no. 3/12, of March 16, that are participating in the present bid must submit proposals for all terms in the tender, including the elements to which they are exempt from payment;
24. It is mandatory for all companies comply with rules of the tender as set out in this document, and failure to comply may lead to disqualification from the present tender.

II. REQUIREMENTS FOR A NON-OPERATOR ASSOCIATE OF THE NATIONAL CONCESSIONAIRE

Bidders intending to undertake the role of Non-Operator shall prove its good reputation and financial capability by providing the following information:

- a) Company's name;
- b) Place of incorporation, registration and address of its headquarters;
- c) Main activities carried out;
- d) Detailed information on its equity structure, namely, the amounts of owner's equity, current and fixed assets, as well as liabilities;
- e) Comfort letter from reputable banking institutions, which accredits the company's financial capability.

- f) Annual reports of the activity carried out, including the Balance Sheet and income statements for the last 3 (three) years, or since its incorporation, if the company was incorporated in less than 3 (three) years, **audited by an independent and reputable auditing entity;**
- g) Detailed information regarding experience in exploration and production of hydrocarbons, including details of reserves and production;
- h) Number of employees and professional experience of the management personnel in the area of exploration and production of hydrocarbons;
- i) Detailed information on the judicial and arbitration proceedings brought against the company, in the last 5 (five) years (Statement of Responsibility);
- j) Detailed information on anticipated plans, future obligations, including work programs or risks that may impact its ability to fulfill the work program which may be set out for the Angolan concessions of which it may be a part of the Contractor Group;
- k) Detailed information on the business activity carried out in Angola up to the date of the submission of the application (if applicable).

III. REQUIREMENTS FOR AN OPERATOR ASSOCIATE OF THE NATIONAL CONCESSIONAIRE

Bidders intending to undertake the role of an Operator must, in addition presenting the information referred to in the Non-Operator's requirements, prove the possession of following requirements:

- a) Competence and experience in the management and execution of petroleum operations;
- b) Technical and operational capability;
- c) Efficient organizational structure;
- d) Information showing evidence of experience in carrying out petroleum operations that the company deems relevant to enhance its application, namely with respect to safety, environmental protection, pollution prevention and employment, integration and where relevant, training of Angolan personnel.

IV. REQUIREMENTS OF COMPLIANCE

Bidders intending to undertake the role of an Operator and Non-Operator as associate of the National Concessionaire, must additionally present the following requirements:

- a) Fill out the Declaration of Ethics and Integrity Questionnaire, which must be duly completed and signed, including the copies of documents that justify the answers, namely:
 - i. Commercial certificate;
 - ii. Shareholders or partners hierarchical structure (for limited liability companies);

- iii. Last tax declaration;
 - iv. Identification of beneficial owners.
- b) In case of Limited Liability Companies, each partner must also fill the Declaration of Ethics and Integrity Questionnaires, regardless of whether they have completed the company declaration, in accordance with subparagraph a) in point IV.

V. QUALITY, HEALTH, SAFETY AND ENVIRONMENT (QHSE) REQUIREMENTS

Additionally, Companies must provide evidence of the following:

- a) To demonstrate Quality, Health, Safety and Environmental, which highlights the commitment to the prevention of damage, prevention of Environmental Pollution, Protection of Heritage and continuous improvement;
- b) To present acknowledgement matrix and compliance with applicable legal requirements;
- c) To demonstrate that its employees have the necessary skills to ensure compliance with Quality, Health, Safety and Environmental aspects;
- d) To demonstrate the methodology used to assess and manage Quality, Health, Safety and Environmental risks;
- e) To demonstrate the use of methodologies that eliminates the causes of non-conformities in order to avoid recurrence and eliminate the causes of potential non-conformities;
- f) To present the methods to be used to control and respond to emergencies and combat spills;
- g) To present the Quality, Health and Environmental Safety Performance Indicators for the last 5 years and the mechanisms used to evaluate them.