

PROCESS CLARIFICATION II

IN CONNECTION WITH THE INVITATION TO SUBMIT AN EXPRESSION OF INTEREST FOR THE SUBCONCESSION OF THE RIGHT TO CONSTRUCT, OPERATE, MANAGE, MAINTAIN AND EXPLOIT OF THE CORFU TOURIST PORT (MARINA MEGA YACHTS)

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Athens, 13.05.2022

To: The Interested Parties of the International Open Tender for the Sub-concession of the Right to construct, operate, manage, maintain and exploit of the Corfu MegaYachts Marina

In connection with clause 4.1.A of the Invitation to submit an Expression of Interest (the “Invitation”) and following issuance of the EU Regulation no 2022/576, it is clarified that, in accordance with article 5a para 1 of the EU Regulation no 833/2014 as amended by the above Regulation, participation in the Tender is not allowed to Interested Parties and in case of a consortium or group of persons to any member thereof if the Interested Party or a member of a consortium or group of persons is (a) a Russian national, or a natural or legal person, entity or body established in Russia; (b) a legal person, entity or body whose proprietary rights are directly or indirectly owned for more than 50 % by an entity referred to in point (a) of this paragraph; or (c) a natural or legal person, entity or body acting on behalf or at the direction of an entity referred to in point (a) or (b) of this paragraph, including, where they account for more than 10 % of the contract value, subcontractors, suppliers or entities whose capacities are being relied on within the meaning of the public procurement Directives. Therefore, the above restrictions apply also to any subcontractor and/or supplier and/or Third Party lending its capacity to the Interested Party.

Legal entities and Third Parties should ascertain that they do not fall under case c above through inclusion of the relevant declaration in the **Template III of Annex B (shareholders structure)** while **natural persons** should ascertain the same through inclusion of the relevant declaration in the **Template IV of Annex B (point ii)**.

The Fund reserves the right to request additional certificates regarding the above in the future, if necessary, pursuant to the national legislation or any relevant guidance by the competent authorities.

All terms written in capitals and not otherwise specified in this letter will have the meaning given to them in the EOI.

These clarifications are published on HRADF's website, constitute an integral part of the EOI and will be presumed to be unquestionably known to all Interested Parties from the date of their publication.