



June 13, 2017

Re: **NOTICE # 4 TO PARTICIPANTS**  
**TENDER NO. 41739**

This notice (the “**Notice**”) is being furnished to Bidders in accordance with the provisions of Section 20.3 of the General Terms and Conditions of the Tender Documents.

Capitalized words and terms used herein and not otherwise defined shall have the same meaning ascribed to them in the Tender Documents.

The Final Submission Date referred to in Section 16.1 of the General Terms is hereby postponed to **July 5, 2017, at 13:00** (Israel time).

**Explanatory Note**

For the removal of doubt, with respect to any question or request not specifically addressed in this Notice, the Tender Documents remain unchanged and fully binding. It is hereby further clarified that throughout the Tender Process, ISR shall only be bound by information submitted by ISR in writing, and no oral or other non-written response or information will bind ISR for any purpose whatsoever.

**Technical Specifications**

1. **Question:** In relation to Appendix A2, ISR is requested to clarify whether corresponding matched flat wagon included in the tender together with rail crane.

**Answer:** The flat matched wagon is needed only to carry the counterweight of the crane as mentioned in section 2.8 of the technical specification. No need for personnel transportation.

2. **Question:** In relation to Appendixes A1 and A2, item 10, ISR is requested to clarify whether the axle load of 22.5 ton acceptable.

**Answer:** Bidders are referred to the technical specification for each kind of crane.

3. **Question:** In relation to Appendixes A1 and A2, item 10, ISR is requested to clarify the preferred diameter of wheels.

**Answer:** Bidders are referred to the technical specification for each kind of crane.

4. **Question:** In relation to Appendix A1, item 6.2, ISR is requested to delete the requirement of this section.

**Answer:** ISR has reviewed the request and has decided to accept the request.

5. **Question:** In relation to Appendixes A1 and A2, item 20, ISR is requested to clarify whether documentation should be provided in English or in Hebrew.

**Answer:** documentation should be provided in English **or** in Hebrew.

#### Agreement

1. **Question:** In relation to Section 3, ISR is requested to delete this section so that the agreement shall not have a fixed term.

**Answer:** ISR has reviewed the request and has decided **not** to accept the request.

2. **Question:** In relation to Section 11.3, ISR is requested to allow the use of DeBo instead of NoBo.

**Answer:** ISR shall determine the notified body and shall bear the cost of the NoBo certificate.

3. **Question:** In relation to Section 12.1, ISR is requested to clarify that the term will be calculated for each crane individually in case the agreement is for more than one crane.

**Answer:** confirmed.

4. **Question:** In relation to Section 12.8, ISR is requested to amend the section.

**Answer:** ISR has reviewed the request and has decided **not** to accept the request.

5. **Question:** In relation to Section 15.1, ISR is requested to clarify that the

liquidated damages shall be calculated in accordance to the price of the specific crane delivered not according to schedule.

**Answer:** confirmed.

6. **Question:** In relation to Section 15.1, ISR is requested to amend the section so that the liquidated damages shall be considered the only compensation.

**Answer:** ISR has reviewed the request and has decided **not** to accept the request.

7. **Question:** In relation to Section 21.5.1 and 21.5.3, ISR is requested to delete the sections.

**Answer:** ISR has reviewed the request and has decided **not** to accept the request.

Please confirm receipt and acknowledgement of the above Notice, by completing the slip below, and returning it by email to the undersigned at [cheng@rail.co.il](mailto:cheng@rail.co.il)

Yours Faithfully,

Chen Gevirtz  
International Procurement Coordinator

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To Chen Gevirtz - Israel Railways Ltd.

We hereby confirm the receipt of Notice # 4 (3 page including this page) and its enclosures in Tender No. 41739 dated June 13, 2017 and hereby acknowledge the clarifications set forth therein.

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Name

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Company

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Sign