

# Cyprus LNG Import Terminal

**LNG SUPPLY**

**SUPPLEMENTARY REQUEST FOR EXPRESSIONS OF INTEREST**

**Natural Gas Public Company (DEFA)**



**Co-Financed by the Connecting Europe Facility  
of the European Union**

31 July 2023

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## DISCLAIMER

This Supplementary Request for Expressions of Interest (**RfEoI**) has been prepared by the Natural Gas Public Company (**CyGas/DEFA**) and is being made available to prospective suppliers of Liquefied Natural Gas (**LNG**) to the LNG Import Terminal at Vasilikos Bay, Cyprus (the **Project**). This RfEoI is not intended to form the basis of any investment decision.

DEFA expressly disclaims any liability for the accuracy or otherwise of information contained in the RfEoI and in respect to information not included herein.

No Government authority identified herein or any other independent third party has independently verified or advised on the contents of this RfEoI

Each recipient of this RfEoI must rely upon its own investigations and evaluations to establish its own conclusions as to the merits of the Project and any decision to respond to this RfEoI.

## ACRONYMS

| Acronym    | Description   |
|------------|---|
| Btu        | British thermal unit  |
| CERA       | Cyprus Regulatory Authority for Energy                                      |
| CyGas/DEFA | Natural Gas Public Company  |
| EAC        | Electricity Authority of Cyprus   |
| EoI        | Expression of Interest  |
| EPCOM      | Engineering, Procurement, Construction, Operation and Maintenance Agreement |
| ETYFA      | Natural Gas Infrastructure Company of Cyprus                                |
| FSRU       | Floating Storage and Regasification Unit                                    |
| GCA        | Gas Connection Agreement  |
| GSA        | Gas Sales Agreement   |
| GWh        | Gigawatt Hour   |
| ktoe       | Kilo tonne of Oil Equivalent  |
| kWh        | Kilowatt Hour   |
| IPP        | Independent Power Producer  |
| LNG        | Liquefied Natural Gas   |
| LSO        | LNG System Operator   |
| MECI       | Ministry of Energy, Commerce and Industry                                   |
| MSA        | Master Sales Agreement  |
| MW         | Megawatt  |
| NG         | Natural Gas   |
| RES        | Renewable Energy Sources  |
| RfC        | Requests for Clarification  |
| RfEoI      | Request for Expressions of Interest   |
| RoC        | Republic of Cyprus  |
| SPA        | Sale and Purchase Agreement   |
| TOA        | Terminal Operation Agreement  |
| Tr Btu     | Trillion British thermal units  |
| TSO        | Transmission System Operator  |

## 1. INTRODUCTION

The Natural Gas Public Company Ltd (**DEFA**), a RoC owned company, was established in November 2007 to facilitate the importation and distribution of Natural Gas (**NG**) to the Cyprus Market. On 17th of February 2023, Law 140(I)/2022 was entered into force and the Natural Gas Public Company (**DEFA**) was established as a public entity. DEFA's role and responsibilities include, among others:

- The purchase and import of NG, including liquefied natural gas (**LNG**);
- The management of the LNG Import Terminal and gas transmission network; and
- The sale, distribution and supply of NG within the Cyprus market.

Upon the Council of Ministers of the EU declaring Cyprus as an emergent market, DEFA will have the exclusive right to import and supply NG to consumers in Cyprus. A special purpose company was incorporated with the name Natural Gas Infrastructure Company (ETYFA) Ltd (**ETYFA**), to own the LNG Import Terminal.

The LNG Import Terminal will be the first element of DEFA's gas network infrastructure and will connect to the Electricity Authority of Cyprus' (**EAC's**) power generation facility at Vasilikos and to the other licensed thermal independent power producers (**IPPs**). Additional gas transmission pipelines may be developed to connect EAC's other existing power stations and other gas consumers in Cyprus.

Through this Supplementary Request for Expressions of Interest (**RfEoI**), DEFA is inviting prospective LNG suppliers that did not participate or were not pre-qualified in the first RfEoI that was published in June 2019, to express an interest in supplying LNG to the LNG Import Terminal. Prospective LNG suppliers who respond to this RfEoI (**Participants**) must fulfil the pre-qualification requirements (see Section 8.1 below) in order to be added to DEFA's list of pre-qualified LNG suppliers.

DEFA intends to procure its LNG requirements for the commissioning and operational phase through a combination of:

- medium and long-term supply via one or more LNG Sales and Purchase Agreements (**SPAs**); and
- supplemental cargoes via multiple Master Sales Agreements (**MSAs**) and a bidding process.

It is important to note that only pre-qualified suppliers will be permitted to participate in subsequent stages of the LNG procurement process, whether under SPA or MSA terms, as the case may be.

The procurement process is outlined below.

**SPA Prequalification:** Any economic operators that wish to be considered for the provision of LNG to DEFA under a SPA must express an interest in accordance with this RfEoI by the Submission Deadline of 01 October 2023 (the **Submission Deadline**).

**The SPA Process:** Within Q4 2023 and following the prequalification process completion, it is expected that preliminary discussions with pre-qualified suppliers will need to be held to align on the specific requirements. The SPA tender will be launched when the need arises however it is likely that DEFA will launch a tender in Q4 2023, for the benefit of pre-qualified suppliers, offering to enter a medium or long-term SPA(s) for LNG to be delivered from 2025 onwards. Following the issue of a tender, save where the circumstances demand otherwise (including the supply obligations of DEFA and its related parties), a deadline for submission of pricing proposals will be given to the tenderers. The SPA will be agreed

upon and signed by the successful tenderer(s). The tender process will only be repeated at a future date to the extent that DEFA considers that there is a need to do so.

**MSA Prequalification:** Economic operators interested in supplying supplemental cargoes of LNG to DEFA on MSA terms, are invited to express an interest in accordance with this RfEoI by the Submission Deadline. It will however remain open to Economic Operators to express an interest (in supplying LNG to DEFA on MSA terms) subsequent to the Submission Deadline but in any event prior to 31 July 2027 (the **Final Deadline**).

DEFA may, on 01 October in any year up to and including 2027, commence the assessment for prequalification of any submissions received during the prior 12-month period.

The **MSA Process:** DEFA intends to enter into a preferred form of MSA with pre-qualified suppliers. Only those suppliers who have entered into a MSA will be permitted to participate in tenders for supplemental cargoes to be delivered from 2025 onwards. Following the issue of a tender, save where the circumstances demand otherwise (including the supply obligations of DEFA and its related parties), a deadline for submission of pricing proposals will be given to the tenderers.

Additional information in relation to a call to submit proposals under the SPA Process and/or the MSA Process will be provided to tenderers each time a tender is issued.

For the avoidance of doubt DEFA may decide not to proceed with the SPA Process and/or MSA Process at its sole discretion.

## 1.1 Background

### The Cyprus LNG Import Terminal

Following the completion of a feasibility study in 2016, the RoC decided to proceed with the development of a facility for the import, storage, and regasification of LNG. The RoC is targeting the completion of the new LNG Import Terminal by mid to end 2024. The LNG Import Terminal is located at the Vasiliko area of the Mari Community in Larnaca District, 36 km west of Larnaca city. More specifically, the facilities are located within the marine area in the Vasilikos Bay, within the boundaries of the Mari Community of Larnaca District and in the offshore marine area near to the south-east of the EAC Vasilikos Power Station, west of the existing pier of VTT Vasiliko Ltd (VTTV) oil storage terminal.

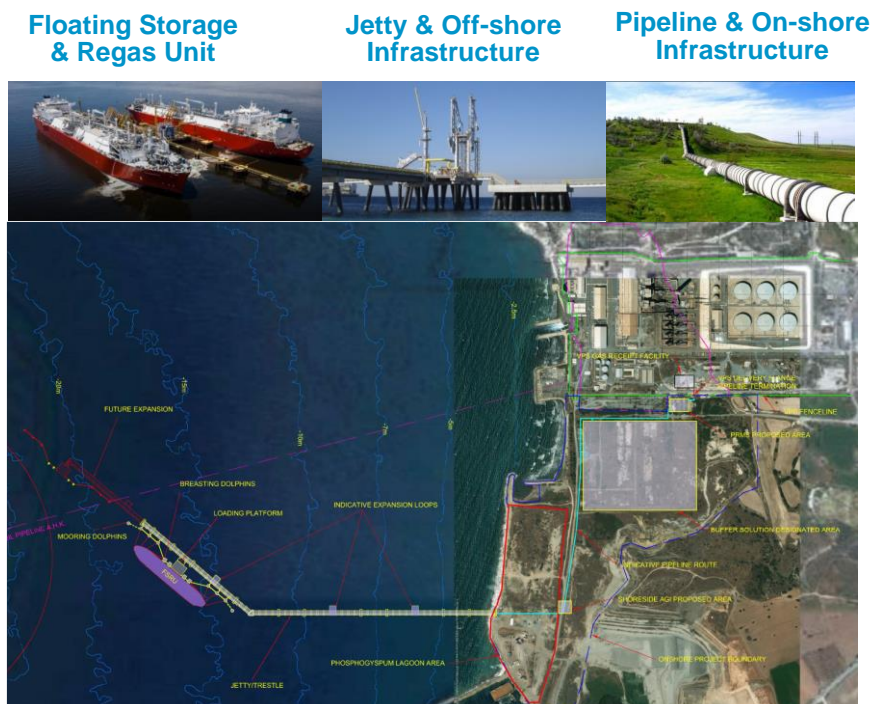
A tender was published in October 2018 for the design, construction and operation of the Project, including the:

- purchase of a floating storage and regasification unit (**FSRU**), of 136,000m<sup>3</sup> storage capacity, to unload LNG from LNG carriers up to 210,000m<sup>3</sup> (Q-Flex), using Ship to Ship (**STS**) transfers;
- construction of offshore infrastructure for the permanent berthing of the FSRU, and
- onshore natural gas infrastructure and related construction components for gas delivery to the consumers.

The tender was awarded in 2019 to the Consortium of JV China Petroleum Pipeline Engineering Co. Ltd and Metron S.A, with Hudong-Zhonghua Shipbuilding Co. Ltd and Wilhelmsen Ship Management Limited. The contract was successfully signed on the 13<sup>th</sup> of December 2019.

The FSRU is based on the conversion of the “GALEA” LNGC at a Chinese Shipyard and is currently well underway. The FSRU has a Moss Rosenberg containment System with 5 Tanks with an overall LNG storage capacity of 136,141 m<sup>3</sup> (at normal filling level) and is now renamed to “ETYFA PROMETHEAS”.

**Figure 1:** Indicative LNG Project Supply Chain Overview



## 2. STAKEHOLDERS

### 2.1 Natural Gas Public Company

As described above, The Natural Gas Public Company Ltd (DEFA), a RoC owned company, will be responsible amongst others for the:

- The purchase and import of NG, including LNG;
- The management of the LNG Import Terminal and gas transmission network; and
- The sale, distribution and supply of NG within the Cyprus market.

DEFA will have the exclusive right to import and supply NG to consumers in Cyprus in accordance with the derogation rights granted pursuant to Directive 2009/73/EC concerning common rules for the internal market in natural gas. Based on the Decision of the Council of Ministers dated 05 June 2019 and the derogations decided based on the emergent market, there will be a monopoly on the supply of natural gas throughout the duration of the emergent market regime. Emergent Market is defined as per EU Directive 2009/73/EC as a Member State in which the first long-term natural gas supply contract was made not more than 10 years earlier.

Applicable law: Regulation of the Gas Market Law 183(1)/2004 as amended.

The project will be the first element of DEFA's gas network infrastructure and will connect to the Electricity Authority of Cyprus' (EAC's) power generation facility at Vasilikos and to the other licensed thermal independent power producers (IPPs). Additional gas transmission pipelines may be developed to connect EAC's other existing power stations and other gas consumers in Cyprus.

### 2.2 Natural Gas Infrastructure Company (ETYFA) Ltd

ETYFA is a special purpose company and is the owner of all the infrastructures related to LNG and its regasification through the floating unit (FSRU). DEFA participates in the ownership of ETYFA with a percentage of 70% while the Electricity Authority of Cyprus holds the remaining 30%. NG will be initially channelled through the infrastructures of ETYFA to licensed power producers and at a later stage to other consumers.

### 2.3 Licensed Power Producers within 5 Km radius

#### 2.3.1 Electricity Authority of Cyprus

The Electricity Authority of Cyprus is a RoC owned, vertically integrated electricity company. It owns and operates three thermal power stations located at Vasiliko, Dekeleia and Moni with a total installed capacity of 1,478 MW, of which 830 MW has dual fuel capability (NG & liquid fuels) all situated at Vasiliko. A new unit of 160 MW with dual fuel capability is also planned to be installed at Vasilikos power station by Q1 2024. Therefore, the total installed capacity of EAC will reach 1,638 MW of which 990 MW will have dual fuel capability. EAC is also responsible for the distribution and supply of electricity to all classes of consumers in Cyprus, including electricity produced by a number of privately owned Renewable Energy facilities.

More information regarding Cyprus Electricity System can be found on the webpages of the Electricity Authority of Cyprus and the Electricity Transmission System Operator below:

<https://www.eac.com.cy/EN/CustomerService/Pages/default.aspx>



<https://www.dsm.org.cy/en//home>

### 2.3.2 Power Energy Cyprus

Power Energy Cyprus (PEC) is an independent electricity company that has acquired licenses from Cyprus Energy Regulatory Authority (**CERA**) for the Construction and Operation of a thermal power plant in August 2009. The Power plant is a 260MW Combined Cycle Power Station (NG & Diesel) in Mari Area and is anticipated to be in full operation by 2025. It is projected to be in line with the arrival of LNG on the island as NG will be the primary used fuel.

### 2.3.3 Paramount Energy Corporation Ltd

Paramount Energy Corporation Ltd is an independent electricity company established in 2019. Paramount's main activity is the production of energy through the use of NG. The company obtained a license from CERA in August 2019, for the construction of a thermal power plant of a total capacity of 105MW. The project is located within the Vasilikos heavy industrial area in Larnaca district.

## 2.4 Cyprus Energy Regulatory Authority

The Cyprus Energy Regulatory Authority (**CERA**) was established in 2003 in accordance with the relevant European Union energy directives. CERA is the national independent regulatory authority for the energy sector. CERA's roles include:

- oversee and regulate the market for the electricity and gas;
- ensure effective and fair competition;
- protect the interest of the consumers;
- ensure safety, quality, competence, continuity and reliability in the energy supply;
- encouraging the use of Renewable Energy Sources (**RES**).

In 2005 CERA issued several new licences for the construction and operation of power generation facilities and EAC's monopoly over the electricity sector, which existed for more than half a century, came to an end. In 2006 CERA issued the methodology for regulating electricity tariffs and CERA continues to provide regulatory oversight covering issues such as:

- the unbundling of the accounts to establish the actual cost of services rendered by EAC;
- market Rules;
- transmission and Distribution System Rules;
- the connection and use charges of the Transmission and Distribution System.

## 2.5 Ministry of Energy, Commerce and Industry

The Ministry of Energy, Commerce and Industry (**MECI**) is responsible for the design and implementation of Government policy in the fields of energy, trade/commerce, industry, competition and consumer protection. Among others, MECI has the overall responsibility for the rational and sustainable use of indigenous energy sources (including hydrocarbons and renewables), the monitoring and

coordination of the supply and availability of sufficient energy capacity for domestic needs, the promotion of renewable energy sources and energy efficiency, the strengthening of entrepreneurship, competitiveness and innovation, the stimulation of investment, the improvement of the business environment and the effective protection of consumers.

## 2.6 European Programmes

### *Connecting Europe Facility (CEF) Synergy Call 2016*

DEFA (together with the Ministries of Energy and Transport, and other governmental and private entities), has successfully submitted a proposal (December 2016) under the Connecting Europe Facility (CEF) Synergy call. A co-funding grant of 60%, has been approved by the EU for the implementation of studies relating to the development of the natural gas market in Cyprus. The studies encompass the legislative and regulatory framework as well as, market penetration to include industrial and other sectors such as transport.

The project has been named CYnergy and more information can be obtained from:

<https://www.cynergyproject.eu/>

### *Connecting Europe Facility (CEF) Energy Call 2017*

In October 2017 MECI submitted an application for a grant under the Connecting Europe Facility with the aim of, “creating an entry point for NG and ending energy isolation of the island of Cyprus” describing the needs of the Cyprus LNG Import Terminal. MECI, representing the Republic of Cyprus, signed the grant agreement (the Grant Agreement) with the Innovation and Networks Executive Agency (the Agency), under the powers delegated by the European Commission, in July 2018, for a grant of 101 million euros.

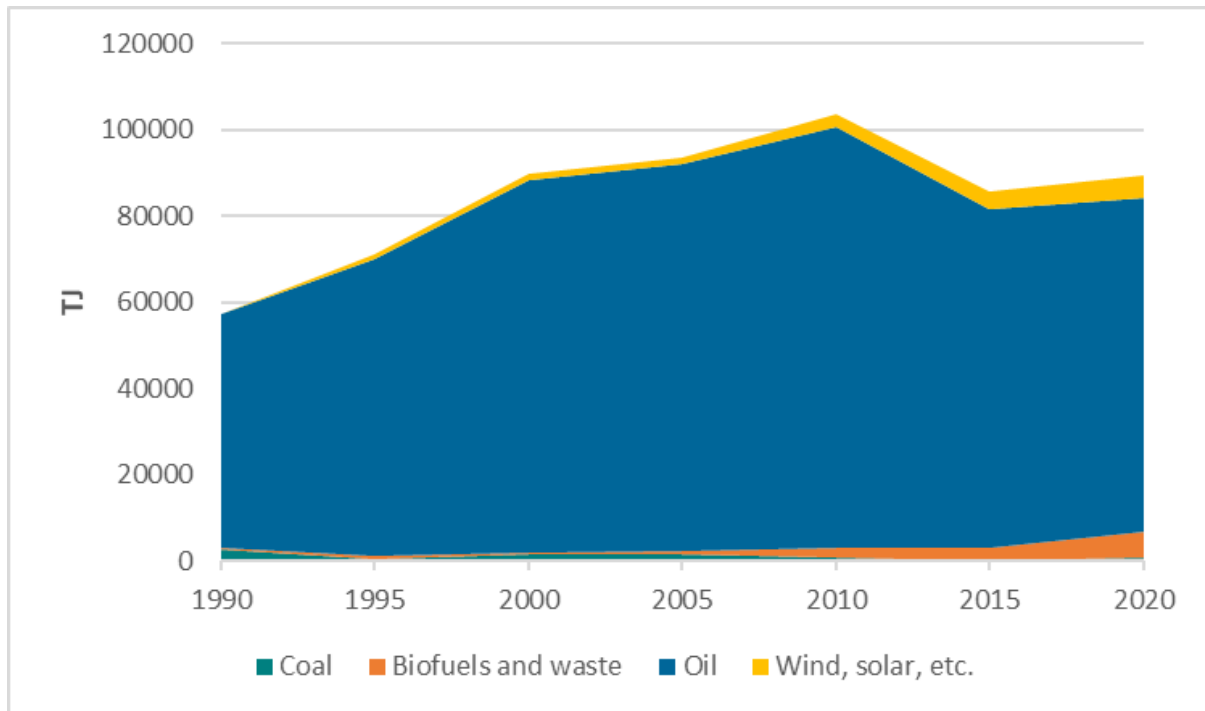
MECI is the direct beneficiary of the EU Grant and ETYFA is designated as an affiliated entity for the purposes of receipt and dispersal of the Grant Agreement.

### 3. ENERGY SECTOR

#### 3.1 Primary Energy Consumption

At present, Cyprus is heavily dependent on imported oil products. Cyprus' energy needs are met through heavy fuel oil, light fuel oil, distillate, LPG and refined products (e.g., gasoline and kerosene). EAC uses heavy fuel oil (1% sulphur) and gasoil (0.1% sulphur) for all its power generation requirements.

**Figure 2: Total Primary Energy Supply**



Source: IEA World Energy Balances 2022

#### 3.2 Overview of Electricity Sector

The total electricity generation in 2022 was approximately 5 billion kWh. The Cypriot power generation system consists of three thermal power stations with a total installed capacity of 1478 MW.

**Figure 3: EAC Power Station Location**



- Vasilikos power station is the most recent power station located on the south coast between Limassol and Larnaka and consists of 3 x 130 MW steam turbines, 2 x 220 MW combined cycle technology units and 1 x 37.5 MW gas turbine. Total 867.5 MW.



- Moni power station is located on the south coast of Cyprus, to the east of Limassol and consists of 4 x 37.5 MW gas turbines. Total 150 MW.



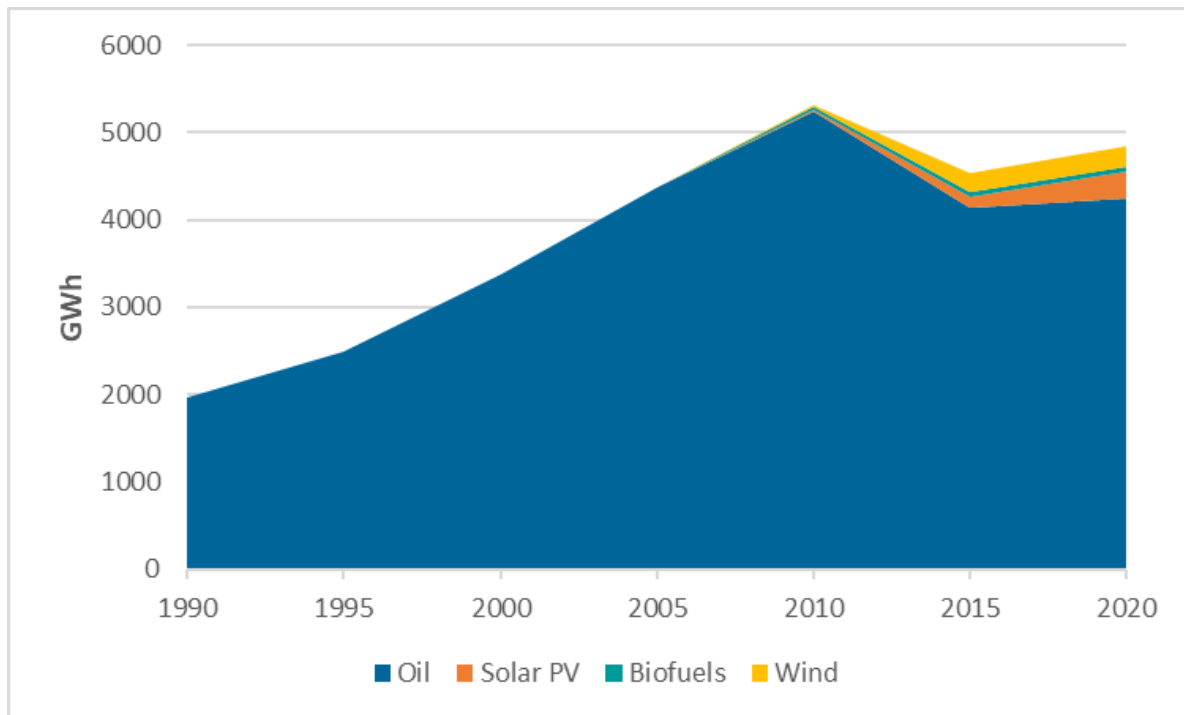
- Dekeleia power station is located on the southeast coast of Cyprus, to the east of Larnaka and consists of 6 x 60 MW steam turbines and 2 x 50 MW internal combustion engines blocks. Total 460 MW.



The current electricity generation in Cyprus relies almost exclusively on fossil fuels (82.9% of total production). Electricity is also produced from photovoltaic systems, biomass and wind farms as per below data from 2022.

- photovoltaic systems production: 600,605 MWh (11.9% of total production);
- biomass production: 40,927 MWh (0.8% of total production); and
- wind farms production: 224,267 MWh (4.4% of total production).

**Figure 4: Electricity Generation by Fuel**



Source: IEA Electricity Information 2022

Although the full liberalisation of the electricity market was formally achieved on 1<sup>st</sup> of January 2014, it is not yet implemented in practise and EAC remains the sole producer and distributor of electricity from conventional fuels in Cyprus.

## 4. GAS REQUIREMENTS AND LNG SUPPLY

### 4.1 Introduction

Cyprus has one of the highest electricity prices in Europe, due to high reliance on imported liquid fuel for power generation. To address these issues the RoC is pursuing several strategies:

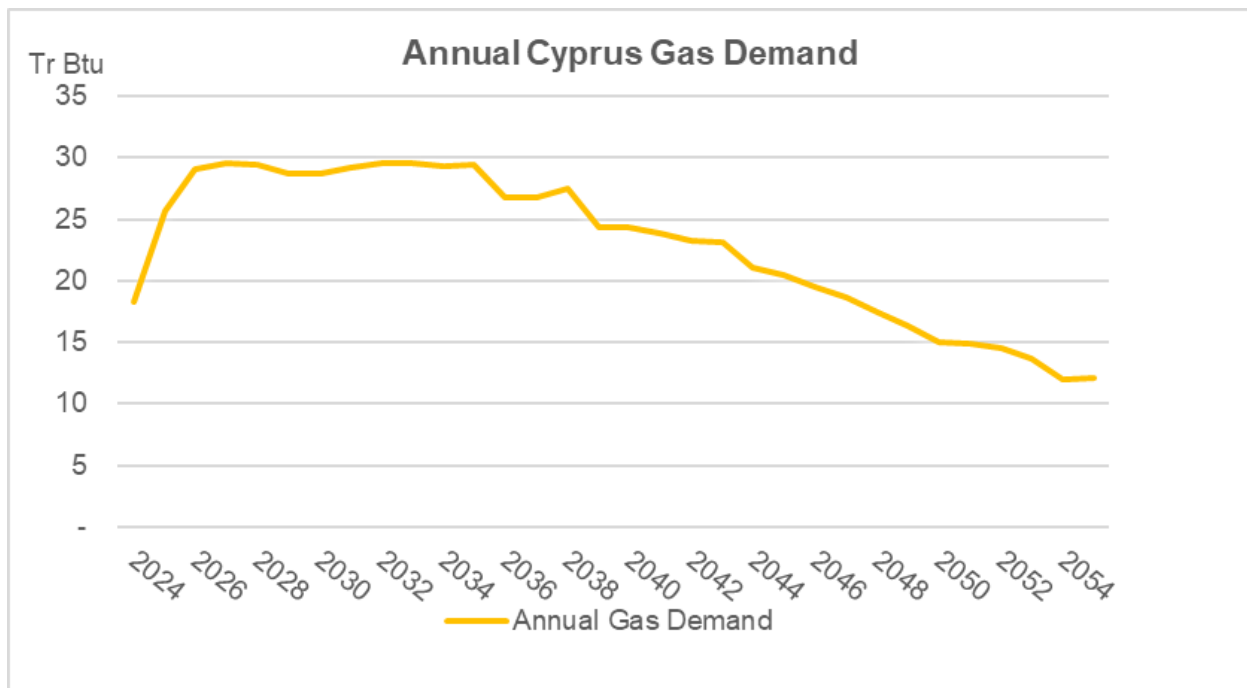
- implementation of the LNG import Project;
- licensing exploration and production of indigenous natural gas;
- encouraging the development of independent power projects including renewable energy systems.

Cyprus' future gas supply mix will depend on available volumes of imported LNG and gas supplies, the production volumes available from the exploration drilling programme as well as possible electricity or gas interconnections. Either of these has the potential to significantly alter Cyprus' LNG import needs. In addition, the increased renewable power generation, as per European RES targets, will also impact the demand for imported LNG and gas over the coming years.

### 4.2 Gas Demand

The below figures show indicative gas demand forecasts until 2055 as calculated for the 10-year National Energy and Climate Plan (NECP) that will be submitted to European Commission and which is currently under revision.

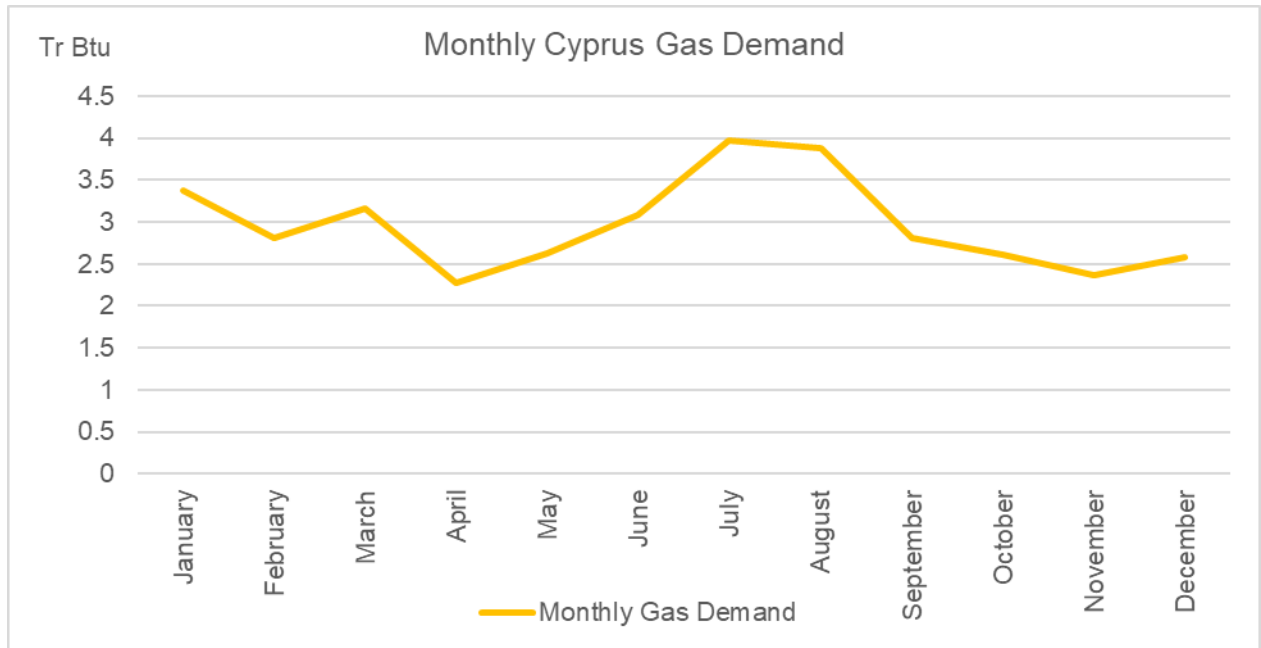
**Figure 5: Indicative Annual Gas Demand**



Gas demand is anticipated to rise to about 30 Tr Btu by 2030. Electricity generation from gas will be variable due to both underlying electricity demand variability as well as changes in wind and solar electricity generation.



**Figure 6: Indicative Monthly Gas Demand**



A government facilitated policy of vehicle conversion, initially aimed at buses and light trucks, could add to the gas demand from power, to further improve the economics of regasification, and help reduce the island’s dependence on imported oil products. LNG bunkering (domestic and regional) has been identified as an additional, future source of demand.

### 4.3 LNG Import Requirements

LNG cargoes will be procured under separate tender(s) for medium and long-term imports under one or more LNG Sales and Purchase Agreements (**SPAs**) and supplemental cargoes may be procured through Master Sales Agreements (**MSAs**).

The initial LNG import requirement is anticipated to be approximately 25-30 Tr Btu per annum, which will be met through a combination of SPAs and MSAs. The SPAs will cover the “base load” demand and will include requirements for the LNG cargo delivery schedule to reflect the underlying seasonal gas demand profile. The initial SPAs are expected to have a term of between 3 to 5 years. Commissioning cargoes will also need to be procured for the Project.

Extra LNG cargoes may be procured under the MSAs to provide additional supply in peak gas demand months.

It is expected that deliveries of partial loads and/or use of small LNG cargo vessels will be required during the supply period.



## 5. LNG PROJECT COMMERCIAL STRUCTURE

### 5.1 Commercial Structure

A special purpose company was incorporated with the name Natural Gas Infrastructure Company (ETYFA) Ltd (**ETYFA**), to own the LNG Import Terminal.

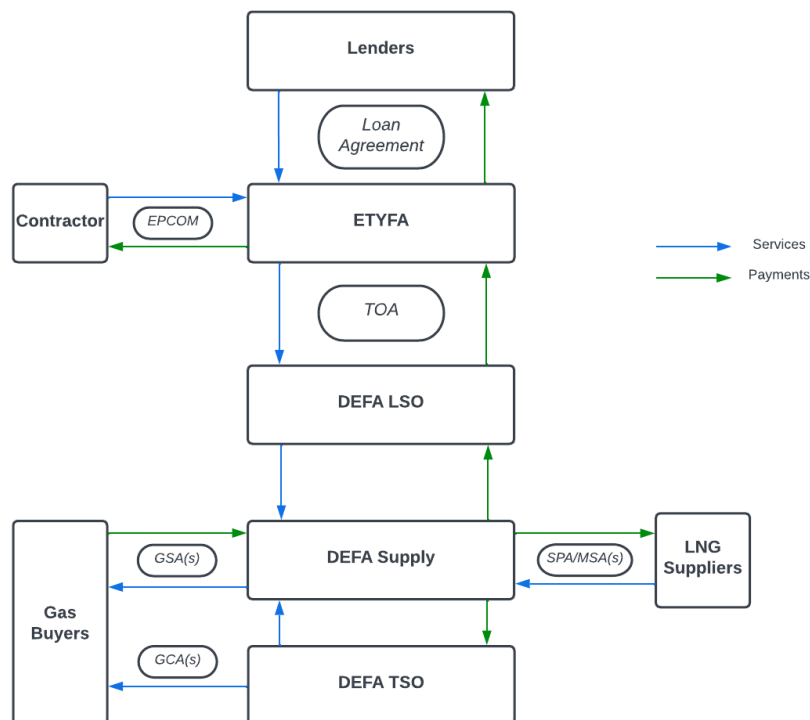
ETYFA:

- has managed the tender process for the Project;
- oversees the construction of the LNG Import Terminal; and
- dispense the EU Grant and the long-term debt financing arranged for the Project. MECl is the direct beneficiary of the EU Grant. ETYFA is named in the Grant Agreement as an Affiliated Entity for the purposes of receipt and dispersal of the EU Grant.

DEFA will enter into a Terminal Operation Agreement (**TOA**) with ETYFA pursuant to which DEFA will:

- fulfil its role as the sole supplier of NG in Cyprus; and
- execute the operational responsibilities of the LNG Import Terminal.

**Figure 7: Commercial Contract Relationship**



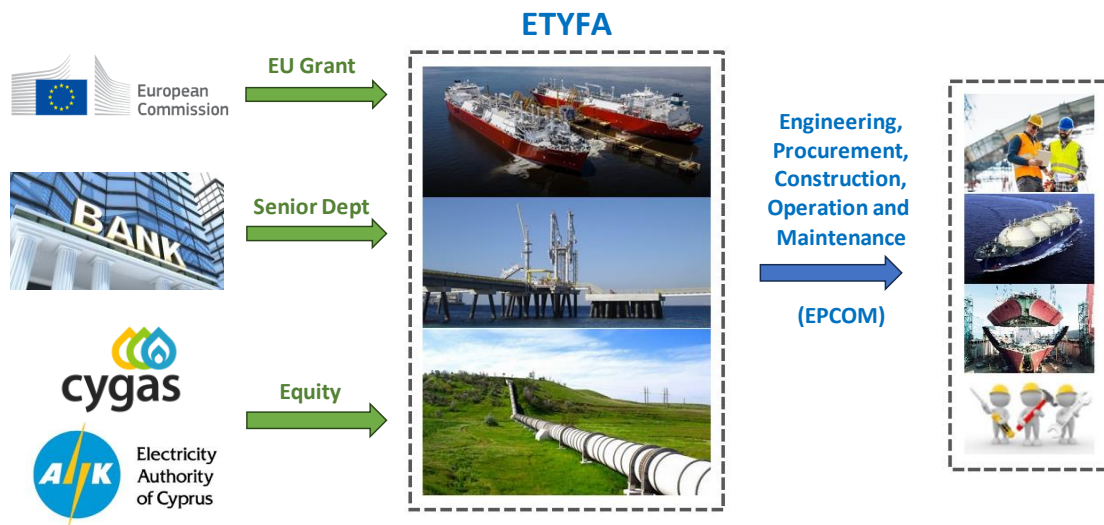
Separately DEFA will enter into one or more LNG SPAs and a number of MSAs for the procurement of LNG cargoes. DEFA will retain title of the LNG in the FSRU and gas in the transmission pipeline. DEFA will sell gas to the gas consumers according to their needs.

## 6. FINANCING

### 6.1 Project Costs

The capital costs of the Project are estimated to be €340 million. The Project capital costs are financed through a combination of the grant from the EU of €101 million, debt financing from financing institutions (€150 million from EIB and €80 million from EBRD) and the additional shareholder contribution of €43 million by EAC.

**Figure 9: Financing**



### 6.2 EU Grant

The terms of the Grant Agreement allowed ETYFA to draw immediately a first pre-financing payment equivalent to €40.5 million. A further payment of €40.5 million is expected within 2023 whilst a final payment of €20 million will be received following project completion.

## 7. ELIGIBILITY TO PARTICIPATE

A Participant must not be bankrupt or the subject of insolvency or winding-up proceedings, their assets must not be administered by a liquidator or by the court, they must not be in an arrangement with creditors, their business activities must not be suspended and they must not be in any analogous situation arising from a similar procedure under national laws and regulations.

A Participant must not be guilty of grave professional misconduct which renders their integrity questionable.

A Participant must not have entered into agreements with other Participants aimed at distorting competition.

A Participant must not have shown significant or persistent deficiencies in the performance of a substantive requirement under a prior public contract, a prior contract with a contracting entity or a prior concession contract which led to early termination of that prior contract, damages or other comparable sanctions.

A Participant must not have been found guilty of grave professional misconduct.

A Participant must not provide any false or incorrect information required for the verification of the absence of grounds for exclusion or the fulfilment of the eligibility criteria and must not have withheld such information.

A Participant must not have been convicted of, or admitted, offences relating to participation in a criminal organisation, fraud, corruption, terrorism, money laundering, child labour or human trafficking (or other similar offences) as DEFA may determine as applicable, taking into account normal practice with respect thereto in the European Union.

A Participant shall provide such evidence of eligibility as DEFA may reasonably request.

**It is highlighted that LNG suppliers who participated and were pre-qualified, for both SPA and MSA, in the first RfEoI, published in June 2019, should not re-apply to the current RfEoI. LNG suppliers who participated and were pre-qualified only for MSA, in the first RfEoI, can re-apply if they wish to be re-evaluated and included in the SPA list of successful candidates.**

## 8. INSTRUCTIONS TO PARTICIPANTS

### 8.1 Pre-Qualification Requirements

Prospective LNG suppliers wishing to submit an Expression of Interest (**EoI**) in supplying LNG to the Project are requested to submit Form 1 duly completed and signed, together with the following mandatory supporting documentation (**EoI Documents**):

- a certified copy of the Participant's current certificate of corporate registration, issued no more than three months prior to the Submission Deadline;
- audited financial statements for the three most recent completed financial years of the Participant (or a parent company of the Participant, if such documents are not available for the Participant);
- a brief summary of the Participant's activities in the LNG sector; and

Evidence (e.g., redacted independent surveyor reports or bill of lading) of the Participant's successful delivery of:

- for the SPA Process - at least eight (8) LNG cargoes to import terminals in the twelve (12) months prior to the RfEoI Submission Deadline; and
- for the MSA Process - at least three (3) LNG cargoes to import terminals in the twelve (12) months prior to the date of the submission for prequalification.

All documents must be signed by an authorised representative of the Participant. Proof of authority to sign must be submitted with the above documentation.

All documents and correspondence relating to the RfEoI exchanged by the Participant and DEFA shall be written in the English language. Supporting documentation and printed literature that are part of the Participant's submission may be in another language provided they are accompanied by an accurate translation of the relevant passages into the English language. In the event of any discrepancy between the foreign language document and the English translation, the English translation shall prevail.

### 8.2 Submission of Documents

All documents must be submitted before noon, 12:00 hrs (Cyprus time) on 01 October 2023 (**Submission Deadline**).

All documents must be submitted electronically at [commercial@defa.com.cy](mailto:commercial@defa.com.cy).

All interested parties must structure their submissions accordingly.

### 8.3 Requests for Clarification

DEFA will be pleased to answer Requests for Clarification (**RfCs**) on the RfEoI process. Potential suppliers are encouraged to submit RfCs in a timely manner to be given full consideration. Any RfC must be submitted at [commercial@defa.com.cy](mailto:commercial@defa.com.cy), by noon, 12:00 hrs (Cyprus time) 18 August 2023.

RfCs will be anonymised but DEFA's responses will be published on DEFA's website ([www.defa.com.cy](http://www.defa.com.cy)), by 01 September 2023.

## 9. CONFIDENTIALITY

DEFA and the Participant (for the purposes of this RfEoI jointly referred to as the **Parties**) shall treat confidentially all documents and information that they obtain or exchange from each other in connection with this RfEoI (hereinafter, the **Confidential Information**) and, unless otherwise stated herein, shall not disclose such Confidential Information or make it accessible to third parties without the prior written consent of the Party affected. The Parties undertake to use the Confidential Information obtained exclusively for the purposes of the LNG procurement process, in accordance with the principles contained in this RfEoI.

Either Party shall be entitled to disclose without the written consent of the other Party any Confidential Information obtained from the other Party:

- i. to CERA or any other competent public authority for the purposes of the LNG procurement process;
- ii. to its representatives, advisers, lenders and insurers if and to the extent that disclosure is needed for the proper performance of its obligations under the LNG procurement process upon obtaining a similar undertaking of confidentiality (but excluding this proviso) from such persons;
- iii. to the extent that the Confidential Information was legitimately known to the Party receiving the information at the time it:
  - a. was obtained from the other Party, or
  - b. was already in the public domain or becomes publicly available other than through an act or omission of the receiving Party, or
  - c. must be disclosed by a Party due to a statutory provision or a court or official order or a request of the regulatory authorities; in any such case, the disclosing Party shall inform the other Party thereof without undue delay.

The confidentiality obligations of the Parties shall commence upon receipt by DEFA of the EoI Documents and continue for 3 years after the completion of the LNG procurement process.

**FORM 1**

[To be reproduced on the Participant's letterhead]

**DEFA – LNG SUPPLY  
EXPRESSION OF INTEREST FORM**

for supplying LNG to the LNG Import Terminal at Vasilikos Bay, Cyprus (the **Project**)

The undersigned [•], resident in [•] in his/her capacity as authorised representative of [•], with registered office in [•], (hereinafter, the **Participant**), hereby declares that the Participant:

- a) is interested in supplying LNG to the Project;
- b) accepts, approves and adheres, in its entirety, to the Request for Expression of Interest (**RfEoI**); and
- c) complies without reservations with the provisions of article 7 (Eligibility to Participate) of the RfEoI and, for the purposes of article 7 thereof, authorizes, to the extent necessary, DEFA to apply to the competent authorities to obtain any information they consider necessary for such purposes.

Accordingly, the Participant encloses herewith:

- i. Documentation proving his/her capacity as legal representative of the Participant; and
- ii. Documents as per article 8 of the RfEoI.

Unless otherwise defined herein, capitalised terms shall have the meaning given to them in the RfEoI.

The submission of this Expression of Interest Form shall neither commit the Participant to submit a binding offer to supply LNG nor commit DEFA to purchase LNG.

[Place], [Date]

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[Name and Position]

Contacts details of the Participant

Company and contact information:

Contact person: .....

Company: .....

Address: .....

Phone: .....

Fax: .....

Email: .....