

**LEGAL BASIS FOR REJECTION AND QUALIFICATION REQUIREMENTS**

1. The interested entity seeking to participate in the Process and, in case of winning, to conclude the Contract, must have no grounds for rejection (Table I below) and must meet the Qualification requirements (Table II below):

2. Legal basis for rejection:

Table. I

<b>I. Legal basis for rejection</b>	<b>Documents proving the absence of legal basis for rejection</b>
1.1. The Interested entity and / or the Participant has entered into agreements with other Interested entities and / or Participants that seek to distort or distort the competition between the Interested entities and / or Participants in the Process and the Team has sufficient evidence to confirm this.	The Team shall not require provision of additional documents substantiating the compliance with this requirement. (The Interested entity and / or the Participant will be removed from the Process if the Team has data confirming the non-compliance with this basis).
1.2. The conflict of interest of the Interested entity and / or the Participant of arises during the Process (conflicts of interest include cases where Amber Grid employees, Team members or experts involved in the Process or persons having a possibility to influence the outcome of the Process have a direct or indirect financial, economic or other personal interest that may adversely affect the impartiality and independence of the proceedings of the Process) and the corresponding situation cannot be remedied.	The Team shall not require provision of additional documents substantiating the compliance with this requirement. (The Interested entity and / or the Participant will be removed from the Process if the Team has data confirming the non-compliance with this basis).
1.3. The Interested entity and / or the Participant participated in the preparation of the Process (the Interested entity and / or the Participant advised Amber Grid or otherwise assisted in the preparation of the Process) and this may distort competition and the respective situation cannot be remedied.	The Team shall not require provision of additional documents substantiating the compliance with this requirement. (The Interested entity and / or the Participant will be removed from the Process if the Team has data confirming the non-compliance with this basis).
1.4. During the Process, the Interested entity and / or the Participant concealed information or provided false information about the absence of grounds for rejection and compliance with the Qualification requirements.	The Team shall not require provision of additional documents substantiating the compliance with this requirement. (The Interested entity and / or the Participant will be removed from the Process if the Team has data confirming the non-compliance with this basis).
1.5. During the Process, the Interested entity and / or Participant has taken illegal actions to influence	The Team shall not require provision of additional documents substantiating the

the Team's decisions, to obtain confidential information that would give it an illegal advantage in the Process, or provided misleading information that could materially influence the Team's decisions regarding removal, evaluation of qualification, determination of the winner among the Interested entities and / or Participants.	compliance with this requirement. (The Interested entity and / or the Participant will be removed from the Process if the Team has data confirming the non-compliance with this basis).
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- 3. If the Interested entity and / or the Participant meets the rejection criteria set out in Table I, the Team may decide not to remove it from the Process if all of the following conditions are met:
  - 3.1. The Interested entity and / or the Participant has provided the Team the information confirming that it has taken appropriate measures to demonstrate its reliability, including technical, organisational, personnel management measures necessary to prevent further criminal offenses or infringements;
  - 3.2. The Team has assessed the information provided by the Interested entity and / or the Participant in accordance with Clause 3.1 of the Annex of the Rules and has made a reasoned decision that the measures taken by the Interested entity and / or the Participant to prove its reliability are sufficient. The sufficiency of such measures shall be considered based on the circumstances and materiality of a committed criminal action or offence. The Team shall submit a reasoned written decision to the Interested entity and / or the Participant no later than within 4 Days from the receipt of the information of the Interested entity and / or the Participant specified in Clause 3.1;
  - 3.3. The Interested entity and / or the Participant is not excluded from the Process by a final court decision.

4. Qualification requirements:

Table II:

<b>I. Requirements for Qualification</b>	<b>Submit the following as a proof of compliance:</b>
1.1. According to the 2020 ACER (Assessment of EU gas markets according to Gas Target Model metrics) assessment the EU gas trading venue operated by the Participant is rated at least as an "Emerging Hub".	ACER Annual Report On The Results Of Monitoring The Internal Natural Gas Markets In 2020 shall be submitted
1.2. The Participant has at least 36 months of experience in organizing short-term trading (SPOT) products in at least one of the EU gas trading venues.	A declaration (certificate) signed by the general manager or another authorized person of the Participant on the Participant's experience in organizing short-term trading (SPOT) products in at least one of the EU gas trading venues shall be submitted.
1.3. The Participant has at least 36 months of experience in organizing long-term trading of products in at least one of the EU gas trading venues.	A declaration (certificate) signed by the general manager or another authorized person of the Participant on the Participant's experience in organizing long-term trade products in at least one

	of the EU gas trading venues shall be submitted.
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5. If based on the reasonable grounds the Interested entity is unable to submit the documents confirming its compliance with the Qualification Requirements specified in the documents of the Process, it shall have the right to submit other documents acceptable to the Team confirming that the Interested entity complies with the requirements.
6. The Interested entity and / or the Participant is also not obliged to submit the documents confirming the compliance with the established Qualification requirements, if the Team has access to these documents or information directly and free of charge by accessing the national database in any Member State. Foreign Interested entities and / or Participants must indicate in their application (together with the documents submitted with it) such databases and all login data required for access to such data. The Interested entities and / or Participants established in the Republic of Lithuania are not required to separately inform the Team about such data bases. The data referred to in this Clause will be checked and recorded by the Team on the closing date for submission of Applications.
7. Documents issued by foreign states proving the absence of the grounds for exclusion of the Interested entity and / or the Participant or compliance with the Qualification requirements shall be additionally legalised in accordance with the Procedure of Legalisation and Certification (Apostille) approved by Resolution No. 1079 of 30 October 2006 of the Government of the Republic of Lithuania and the Hague Convention regarding documents issued in foreign countries abolishment of legalisation of 5 October 1961 (if applicable).
8. The Interested entity and / or the Participant intended to participate in the Process shall not meet the grounds for exclusion provided above and shall meet all the Qualification requirements provided above and provide supporting documents.
9. The capacity of subcontractors or other undertakings cannot not be relied upon to demonstrate compliance with the Qualification requirements.