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 **AcegasApsAmga**



MINISTERO DELL'AMBIENTE
E DELLA SICUREZZA ENERGETICA

**CONSULTAZIONE PRELIMINARE DI MERCATO
(art. 77 D.Lgs. n. 36/2023)**

PRELIMINARY MARKET CONSULTATION FOR THE ACQUISITION OF INFORMATION AND USEFUL ELEMENTS AIMED AT THE CREATION OF A RENEWABLE HYDROGEN PRODUCTION PLANT IN THE CONTEXT OF "PIANO NAZIONALE DI RIPRESA E RESILIENZA" (PNRR) - National Recovery and Resilience Plan (NRRP) - , MISSIONE 2 "RIVOLUZIONE VERDE E TRANSIZIONE ECOLOGICA", COMPONENTE 2 "ENERGIA RINNOVABILE, IDROGENO, RETE E MOBILITÀ SOSTENIBILE", INVESTIMENTO 3.1 "PRODUZIONE DI IDROGENO IN AREE INDUSTRIALI DISMESSE", FINANZIATO DALL'UNIONE EUROPEA – NEXT GENERATION EU, IN FAVORE DI ACEGASAPSAMGA S.P.A. (CAPOFILA) E HESTAMBIENTE S.R.L. (PARTECIPANTE) PER IL PROGETTO DENOMINATO HYDROGEN HUB TRIESTE (Codice Unico di Progetto (CUP) n. D93D23000030004 - Codice "COR" 15862961 rilasciato dal Registro Nazionale Aiuti di Stato) E CO-FINANCED BY THE EUROPEAN UNION CLEAN HYDROGEN JOINT UNDERTAKING – HORIZON, PROJECT 101111927 — NAHV — HORIZON-JTI-CLEANH2-2022-2 IN FAVOR OF ACEGASAPSAMGA S.P.A. FOR THE PROJECT CALLED HORIZON, PROJECT 101111927 — NAHV — HORIZON-JTI-CLEANH2-2022-2).

This notice is aimed at a market survey with the purpose of understanding the structure of the reference market, the potential competitors, the operators involved, the related subjective characteristics, the technical solutions available, the economic conditions applied, in order to verify the compliance with the needs of AcegasApsAmga S.p.A., as described below, as well as to prepare the tender documents, including the choice of any procedure.

AcegasApsAmga S.p.A. (hereinafter "AcegasApsAmga"), a wholly owned subsidiary of the **Hera Group**, is the leading multi-utility in the Northeast of Italy and operates in the environmental, water and gas and electricity distribution sectors in the Italian regions of Veneto and Friuli Venezia Giulia.

AcegasApsAmga S.p.A. intends to establish a preliminary market consultation aimed at acquiring information about the existence of any Operators able to offer the supply, installation and maintenance of an Electrolyser for the production of renewable hydrogen, which fulfils the technical characteristics set out in the PFTE in the Annex (doc .1) to this Notice, in support of the Hydrogen Hub Trieste project financed through the PNRR and Horizon Europe funds.

The Hydrogen Hub Trieste Project of AcegasApsAmga S.p.A. has the purpose of reducing CO2 emissions in the public and private transport sector and in the industrial sector, in the geographical region of the northern Adriatic Sea, through the production of renewable hydrogen in Trieste and consists in the construction of a renewable hydrogen production plant by electrolysis in an area adjacent to the waste-to-energy plant ("WtE") of Trieste, available to HestAmbiente S.r.l. (Hera Group), and in the construction of a photovoltaic plant serving the electrolyser itself, in an area currently belonging to the Port System Authority of the Eastern Adriatic Sea (SIN/Ex-Esso Area) for which AcegasApsAmga S.p.A. has signed an agreement for its use.

The subjects referred to in art 65, paragraphs 1 and 2 of Legislative Decree no. 36/2023 can present an expression of interest in participating in this consultation; in the case of economic operators established in other member states, established in accordance with the legislation in force in their respective countries.

Those interested in participating in this consultation must declare:

- a) Registration in Registro delle Imprese C.C.I.A.A. (if Italian competitor) or in the professional or commercial register pursuant to art. 100, paragraph 3, of the Italian Legislative Decree no. 36/2023 and subsequent amendments. o sworn declaration or according to the methods in force in the State in which it is established (if a foreign competitor), with indication of the "type of economic activity of the Company" pertinent to the object of this preliminary market consultation;
- b) The non-existence at one's expense of the causes of exclusion pursuant to articles 94, 95, 96, 98 of the Italian Legislative Decree 36/2023 and subsequent amendments. (if a foreign competitor relating to reasons for exclusion possibly provided for by the national legislation of the member state of the economic operator, the same will present a sworn declaration of the absence of such reasons according to the procedures in force in the State in which it is established).

Market Operators who deem they can provide what is necessary to achieve the technical characteristics of the system that meet the needs identified herein, must send:

- 1) their self-declaration, issued pursuant to the Italian D.P.R. no. 445/2000 or, in the case of an economic operator not established in Italy but in another Member State or in one of the countries referred to in article 100, paragraph 3 of the Italian legislative decree n. 36 of 2023, with a sworn declaration or according to the procedures in force in the State in which it is established, drawn up on the headed paper of the Economic Operator on the basis of the **Modello Allegato A)** (annex doc.2) to this Notice, and digitally signed by the legal representative, certifying the expression of interest in participating in the this consultation and the possession of the above admission requirements, complete with personal data, address, telephone number, PEC, tax code/VAT number;
- 2) excel file called "Matryx electrolizer" filled in and digitally signed by the legal representative.

The expression of interest, which does not constitute an offer, **must be received by 22 September 2023** at the certified e-mail address acquisti@cert.acegasapsamga.it.

This certified e-mail must contain the following wording in the subject: "Consultazione preliminare di mercato Elettrolizzatore per la produzione di idrogeno rinnovabile Trieste" ("Preliminary consultation of the electrolyser market for the production of renewable hydrogen Trieste")

Following receipt of any expressions of interest, AcegasApsAmga S.p.A. will evaluate, also in the face of subsequent investigations, the existence of the conditions for the subject of the contract and the appropriate procedure for selecting the contractor for the identification of the best technical solution for the supply referred to in the subject.

Complementary information

In view of the above, participation in the preliminary market consultation covered by this Notice:

- (i) does not determine expectations, legitimate expectations or any right of the economic operators, neither in relation to a possible assignment nor in relation to the execution of a possible tender procedure, does not represent an invitation to propose an offer and does not commit in any way parts.
- (ii) does not entitle economic operators to compensation and/or reimbursement.

AcegasApsAmga reserves the right to interrupt, suspend or revoke the preliminary consultation, as well as to interrupt the ongoing consultation and/or dialogue with one or more economic operators, at any time.

AcegasApsAmga is available to sign a confidentiality commitment in favor of the operator interested in the consultation concerning the commercial information and know-how made available during the consultation itself.

Requests for clarification

Economic Operators may send requests for clarification regarding the documentation relating to this Notice, by sending them, in writing, to the Certified Email address of the Tenders and Regulations Function of AcegasApsAmga S.p.A. (certified e-mail address acquisti@cert.acegasapsamga.it and cc at the e-mail address alessandra.massaro@acegasapsamga.it) no later than the fifth day before the deadline set for the submission of expressions of interest.

These requests for clarifications must include, in the subject of the e-mail message, the reference to "Preliminary consultation of the electrolyser market for the production of renewable hydrogen Trieste".

Information on data processing

Pursuant to EU Regulation 679/2016 and Italian Legislative Decree 196/2003 and subsequent amendments mm. ii. all the data provided will be collected, recorded, organized and stored for the purposes of managing the consultation procedure and will be processed for the specific purposes of the procedure itself according to the methods established by the laws and regulations in force.

The above data will be stored in computer and paper archives for a period of time not exceeding that necessary for the purposes for which they were collected or subsequently processed, in accordance with the provisions of the law.

The sending of the requested declarations and documents to AcegasApsAmga will imply consent to the processing of the personal data provided.

The data controller is AcegasApsAmga S.p.A., with registered office in Trieste, via del Teatro 5.

For complete information, please refer to the link <https://www.acegasapsamga.it/azienda/fornitori-e-bandi/gare-in-corso> section "**Consultazione preliminare di mercato Elettrolizzatore per la produzione di idrogeno rinnovabile Trieste**".

Trieste, 17 agosto 2023

Head of Purchasings, Tenders and Logistics

Mrs Maria Mazzurco

Digitally signed original

Attachments:

- 1) PFTE
- 2) Form "Allegato A"
- 3) excel file called "Matryx electrolizer_Electrolyzer evaluation matrix" and related attachment "Evaporation towers 5 April 2022"