

EXHIBIT B

LETTERS AND STATEMENTS TEMPLATE

A – Accreditation Letter Template

To the

Chair of the TENDER COMMISSION

Ref.: International Public Tender Notice No. [●]

Dear Sir,

By means of this instrument, [corporate name of the TENDERER], [qualification of the TENDERER], hereinafter simply referred to as the “Grantor”, appoints Mr./Ms. [full name] [qualification], to perform the acts necessary throughout the conduct of International Public Tender No. [●], and may, for such purpose, submit documents, sign documents, provide clarifications, comply with requirements, challenge documents, file appeals, settle, waive rights, receive notices and service of process, agree or disagree with acts and decisions of the COMMISSION, and, in short, perform all other acts that may be necessary in the course of the TENDER, in accordance with the attached power of attorney template.

This accreditation shall remain valid until the conclusion of International Public Tender No. [●].

[PLACE], [DATE].

[SIGNATURE]

[corporate name of the TENDERER]

By its legal representative, [full name]

ID No. [●]

CPF/MF No. [●]



B - Request for Clarifications Template

To the

Chair of the TENDER COMMISSION

Ref.: International Public Tender Notice No. [●]

Dear Sir,

[*corporate name of the TENDERER or of the citizen*], [*qualification of the TENDERER or of the citizen*], by its legal representative, hereby submits, at this time, the following request for clarification regarding the above-referenced Tender Notice:

Clarification No.	Tender Notice Item	Requested Clarification
[●]	Insert the item of the Tender Notice related to the requested clarification.	Set forth clearly, concisely, and objectively the desired clarification in the form of a question.
[●]	Insert the item of the Tender Notice related to the requested clarification.	Set forth clearly, concisely, and objectively the desired clarification in the form of a question.

[PLACE], [DATE].

[SIGNATURE]

[*corporate name of the TENDERER or of the citizen*]

[*name of the contact person, in the case of a legal entity*]

Contact details: [●]



C – Power of Attorney Template

POWER OF ATTORNEY

By this instrument of mandate, [*corporate name of the TENDERER*], [*qualification of the TENDERER*], hereinafter referred to as the “Grantor”, appoints and constitutes as its true and lawful attorneys-in-fact Mr./Ms. [*full name*], [*qualification*], so that, jointly or severally, regardless of the order of appointment, they may perform the following acts in the Federative Republic of Brazil, in and out of court:

- a) represent the Grantor before any entities, governmental bodies or departments, publicly held or closely held companies, mixed-capital companies, parastatal entities, registry offices, and any governmental agencies, including the TENDER COMMISSION and B3 S.A., for the purpose of establishing and maintaining dealings with such entities, agencies, bodies, or departments, receiving service of process, notices, and summons of any nature, making or promoting inquiries, requesting certificates and other documents, and performing the acts necessary during the conduct of the tender procedure described in International Public Tender Notice No. [●], including the filing of appeals and the waiver of the right to file appeals;
- b) assume commitments and/or obligations on behalf of the Grantor and, in any manner, enter into contracts, execute agreements, waive rights, and grant and receive discharge on behalf of the Grantor;
- c) represent the Grantor in the defense of its interests in court, at any level and before any court or tribunal, including by retaining attorneys, with special powers to confess, settle, withdraw, enter into agreements, and grant and receive discharge
- d) receive service of process in legal proceedings;
- e) represent the Grantor before third parties, especially before public agencies in general, including for the effective formation and registration of a consortium and a special purpose entity, as well as for obtaining the CNPJ of the consortium and the special purpose entity, including powers to sign applications, documents, and statements, and to perform any related acts; and
- f) at their discretion, appoint substitutes, in whole or in part, reserving the same powers hereby granted, under such terms as they may deem appropriate.

This power of attorney shall remain valid until the conclusion of International Public Tender No. [●].

[PLACE], [DATE].

[SIGNATURE]



[*corporate name of the TENDERER*]

By its legal representative, [*full name*]

ID No. [●]

CPF/MF No. [●]



D – Statements Templates

STATEMENT NO. 1 – EQUIVALENCE STATEMENT

To the

Chair of the TENDER COMMISSION

Ref.: International Public Tender Notice No. [●]

Dear Sir,

In compliance with the above-referenced Tender Notice, [*corporate name of the TENDERER*], with registered office at [●], in the City of [●], State of [●], enrolled with the CNPJ/MF under No. [●], herein represented by its accredited representative, Mr./Ms. [*full name of the ACCREDITED REPRESENTATIVE*], holder of ID No. [●] and enrolled with the CPF/MF under No. [●], hereby states, under the penalties of applicable law, that the documents indicated below from the TENDERER's country of origin are equivalent to the documents required in the Tender Notice.

Description of the document from the country of origin	Document required in the Tender Notice	Item of the Tender Notice requiring the document

[PLACE], [DATE].

[SIGNATURE]

[*corporate name of the TENDERER*]

By its Accredited Representative, [*full name*]

ID No. [●]

CPF/MF No. [●]



STATEMENT NO. 2 - NON-EXISTENCE OF EQUIVALENT FOREIGN DOCUMENT

To the

Chair of the TENDER COMMISSION

Ref.: International Public Tender Notice No. [●]

Dear Sir,

In compliance with the above-referenced Tender Notice, [*corporate name of the TENDERER*], with registered office at [●], in the City of [●], State of [●], enrolled with the CNPJ/MF under No. [●], herein represented by its accredited representative, Mr./Ms. [*full name of the ACCREDITED REPRESENTATIVE*], holder of ID No. [●] and enrolled with the CPF/MF under No. [●], hereby states, under the penalties of applicable law, that the documents indicated below do not exist and have no equivalent in its country of origin.

Document required in the Tender Notice with no equivalent in the country of origin	Item of the Tender Notice requiring the document

The terms written in capital letters in this instrument shall have the meanings assigned to them in the definitions of the TENDER NOTICE or the CONTRACT, as applicable.

[PLACE], [DATE].

[SIGNATURE]

[*corporate name of the TENDERER*]

By its Accredited Representative, [*full name*]

ID No. [●]

CPF/MF No. [●]



**STATEMENT NO. 3 - ACKNOWLEDGMENT AND ACCEPTANCE OF THE TERMS OF THE TENDER NOTICE,
COMPLIANCE WITH THE QUALIFICATION REQUIREMENTS, AND ABSENCE OF ANY IMPEDIMENT TO
PARTICIPATE IN THE TENDER**

To the

Chair of the TENDER COMMISSION

Ref.: International Public Tender Notice No. [●]

Dear Sir,

In compliance with the above-referenced Tender Notice, [*corporate name of the TENDERER*], with registered office at [●], in the City of [●], State of [●], enrolled with the CNPJ/MF under No. [●], herein represented by its accredited representative, Mr./Ms. [*full name of the ACCREDITED REPRESENTATIVE*], holder of ID No. [●] and enrolled with the CPF/MF under No. [●], hereby states, under the penalties of applicable law, that:

- (i) it is fully aware of and agrees with all the terms set forth in the Tender Notice and its Exhibits, as well as with the other documents related to the Tender;
- (ii) it is aware of and fully complies with all qualification requirements set forth in the Tender Notice and its Exhibits;
- (iii) it is not barred from participating in contracting procedures with the direct and indirect Administration of the State of Ceará, has not been declared disreputable, and is not subject to any other sanction that prevents it from participating in this Tender;
- (iv) it is committed to communicate the occurrence of any supervening facts related to the subject matter of this statement.

The terms written in capital letters in this instrument shall have the meanings assigned to them in the definitions of the TENDER NOTICE or the CONTRACT, as applicable.

[PLACE], [DATE].

[SIGNATURE]

[*corporate name of the TENDERER*]

By its Accredited Representative, [*full name*]

ID No. [●]

CPF/MF No. [●]



STATEMENT NO. 4 - SUBMISSION TO BRAZILIAN LAW

To the

Chair of the TENDER COMMISSION

Ref.: International Public Tender Notice No. [●]

Dear Sir,

In compliance with the above-referenced Tender Notice, [*corporate name of the TENDERER*], with with registered office at [●], in the City of [●], State of [●], enrolled with the CNPJ/MF under No. [●], herein represented by its accredited representative, Mr./Ms. [*full name of the ACCREDITED REPRESENTATIVE*], holder of ID No. [●] and enrolled with the CPF/MF under No. [●], hereby states, for all due purposes, its formal and express submission to Brazilian law and its full waiver of the right to make any claim, on any grounds of fact or law, through diplomatic channels.

[PLACE], [DATE].

[SIGNATURE]

[*corporate name of the TENDERER*]

By its Accredited Representative, [*full name*]

ID No. [●]

CPF/MF No. [●]



STATEMENT NO. 5 - INDEPENDENCE IN THE PREPARATION OF THE COMMERCIAL PROPOSAL

To the

Chair of the TENDER COMMISSION

Ref.: International Public Tender Notice No. [●]

Dear Sir,

In compliance with the above-referenced Tender Notice, [*corporate name of the TENDERER*], with with registered office at [●], in the City of [●], State of [●], enrolled with the CNPJ/MF under No. [●], herein represented by its accredited representative, Mr./Ms. [*full name of the ACCREDITED REPRESENTATIVE*], holder of ID No. [●] and enrolled with the CPF/MF under No. [●], hereby states, under the penalties of applicable law, that:

- (i) it is aware of the tie-breaking criteria set forth in the head provision and paragraph 1 of Article 60 of Federal Law No. 14,133/2021; and
- (ii) it has prepared its Commercial Proposal independently.

The terms written in capital letters in this instrument shall have the meanings assigned to them in the definitions of the TENDER NOTICE or the CONTRACT, as applicable.

[PLACE], [DATE].

[SIGNATURE]

[*corporate name of the TENDERER*]

By its Accredited Representative, [*full name*]

ID No. [●]

CPF/MF No. [●]



STATEMENT NO. 6 - COMPLIANCE WITH ARTICLE 7, ITEM XXXIII, OF THE FEDERAL CONSTITUTION

To the

Chair of the TENDER COMMISSION

Ref.: International Public Tender Notice No. [●]

Dear Sir,

In compliance with the above-referenced Tender Notice, [*corporate name of the TENDERER*], with registered office at [●], in the City of [●], State of [●], enrolled with the CNPJ/MF under No. [●], herein represented by its accredited representative, Mr./Ms. [*full name of the ACCREDITED REPRESENTATIVE*], holder of ID No. [●] and enrolled with the CPF/MF under No. [●], hereby states, under the penalties of applicable law, that it is in good standing with the Ministry of Labor, that it does not employ minors under eighteen years of age in night work, dangerous work, or unhealthy work, and does not employ minors under sixteen years of age, except those hired under an apprenticeship contract, over fourteen years of age.

[PLACE], [DATE].

[SIGNATURE]

[*corporate name of the TENDERER*]

By its Accredited Representative, [*full name*]

ID No. [●]

CPF/MF No. [●]



STATEMENT NO. 7 – FORM REGARDING THE TECHNICAL VISIT

To the

Chair of the TENDER COMMISSION

Ref.: International Public Tender Notice No. [●]

Dear Sir,

In compliance with the above-referenced Tender Notice, [*corporate name of the TENDERER*], with registered office at [●], in the City of [●], State of [●], enrolled with the CNPJ/MF under No. [●], herein represented by its accredited representative, Mr./Ms. [*full name of the ACCREDITED REPRESENTATIVE*], holder of ID No. [●] and enrolled with the CPF/MF under No. [●], hereby states that, being aware of the possibility of carrying out the optional technical visit provided for in the Tender Notice, it has freely and knowingly chosen to:

(Check the applicable option)

	<u>NOT</u> ATTEND THE TECHNICAL VISIT
	ATTEND THE TECHNICAL VISIT

Regardless of the option adopted by this TENDERER, I acknowledge that I have full knowledge of the activities comprising the services to be provided in the concession area and of their extent, and that I hold all information necessary for the preparation of the Commercial Proposal, and that, under no circumstances, may I seek changes to the prices, deadlines, or conditions of the CONTRACT, or allege any loss or claim any benefit, on the grounds of insufficient data or information regarding the subject matter of the TENDER, regardless of whether or not the technical visit is carried out.

[PLACE], [DATE].

[SIGNATURE]

[*corporate name of the TENDERER*]

By its Accredited Representative, [*full name*]

ID No. [●]

CPF/MF No. [●]



STATEMENT NO. 8 - TEMPLATE STATEMENT OF NO IMPEDIMENT EVENT

To the

Chair of the TENDER COMMISSION

Ref.: International Public Tender Notice No. [●]

Dear Sir,

In compliance with the above-referenced Tender Notice, [*corporate name of the TENDERER*], with registered office at [●], in the City of [●], State of [●], enrolled with the CNPJ/MF under No. [●], herein represented by its accredited representative, Mr./Ms. [*full name of the ACCREDITED REPRESENTATIVE*], holder of ID No. [●] and enrolled with the CPF/MF under No. [●], hereby states that there is no disqualifying event preventing its participation in International Public Tender No. [●] and that the partners or shareholders elected to management or executive office in the company are not barred from performing acts of civil life, nor are they subject to any restriction of rights arising from a final and unappealable criminal conviction.

[PLACE], [DATE].

[SIGNATURE]

[*corporate name of the TENDERER*]

By its Accredited Representative, [*full name*]

ID No. [●]

CPF/MF No. [●]



STATEMENT NO. 9 - STATEMENT OF COMMITMENT TO MAINTAIN A TECHNICAL PROFESSIONAL IN CHARGE

To the

Chair of the TENDER COMMISSION

Ref.: International Public Tender Notice No. [●]

Dear Sir,

In compliance with the above-referenced Tender Notice, [*corporate name of the TENDERER*], with registered office at [●], in the City of [●], State of [●], enrolled with the CNPJ/MF under No. [●], herein represented by its accredited representative, Mr./Ms. [*full name of the ACCREDITED REPRESENTATIVE*], holder of ID No. [●] and enrolled with the CPF/MF under No. [●], hereby states that it shall maintain, throughout the entire term of the CONCESSION, a graduate-level technical professional holding technical qualifications equal to or greater than those required by the TENDER NOTICE, it being admitted that such professional may subsequently be replaced by a professional with equivalent or superior experience, provided that such replacement is approved by the GRANTING AUTHORITY.

[PLACE], [DATE].

[SIGNATURE]

[*corporate name of the TENDERER*]

By its Accredited Representative, [*full name*]

ID No. [●]

CPF/MF No. [●]

STATEMENT NO. 10 – CONFIDENTIALITY TERM FOR CARRYING OUT THE TECHNICAL VISIT

To the

Chair of the TENDER COMMISSION

Ref.: International Public Tender Notice No. [●]

Dear Sir,

In compliance with the above-referenced TENDER NOTICE, and in view of its interest in carrying out the technical visit referred to in item 16 of the tender instrument, [*corporate name of the TENDERER*], with registered office at [●], in the City of [●], State of [●], enrolled with the CNPJ/MF under No. [●], herein represented by its ACCREDITED REPRESENTATIVE, Mr./Ms. [*full name of the ACCREDITED REPRESENTATIVE*], holder of ID No. [●] and enrolled with the CPF/MF under No. [●], hereby COMMITTS TO:

- i. keep confidential all information to which we may have access, especially information of a technical nature;
- ii. use the information solely for the purpose of assessing a possible participation in the above-referenced tender and submitting the commercial proposal referred to in the tender instrument;
- iii. not copy, photograph, record, print, disclose to third parties, reveal, reproduce, or otherwise make available, in whole or in part, the information collected during the technical visit, except for purposes of preparing and submitting the commercial proposal; and
- iv. not disclose to third parties or reveal any information or fact concerning the information or discussions that occurred during the technical visit, especially information of a confidential nature, as well as the answers or questions raised in the place designated for such process.

I acknowledge that the breach of any of the obligations set forth in this instrument shall give rise to the application of the applicable civil and criminal penalties, pursuant to law, and shall require this declarant to hold CAGECE harmless and/or indemnify CAGECE from and against any and all damages, losses, harm, or liability arising from the breach of the terms of this instrument, including with respect to any claims, actions, damages, losses, costs, and expenses that CAGECE may incur as a result of the violation of the provisions hereof.

Lastly, I acknowledge that, without prejudice to any applicable measure, CAGECE may seek any judicial or extrajudicial measure to prevent or invalidate breaches of this confidentiality term.



[PLACE], [DATE].

[SIGNATURE]

[corporate name of the TENDERER]

By its Accredited Representative, *[full name]*

ID No. []

CPF/MF No. []



**STATEMENT NO. 11 – STATEMENT OF ACKNOWLEDGMENT OF AND SUBMISSION TO THE TERMS OF
CAGECE’S CODE OF CONDUCT AND INTEGRITY**

To the

Chair of the TENDER COMMISSION

Ref.: International Public Tender Notice No. [●]

Dear Sir,

In compliance with the above-referenced Tender Notice, [*corporate name of the TENDERER*], with registered office at [●], in the City of [●], State of [●], enrolled with the CNPJ/MF under No. [●], herein represented by its accredited representative, Mr./Ms. [*full name of the ACCREDITED REPRESENTATIVE*], holder of ID No. [●] and enrolled with the CPF/MF under No. [●], hereby states, for all due purposes, that it is aware of and submits to the terms of CAGECE’s Code of Conduct and Integrity, committing to:

- i. not perform acts contrary to the laws, rules, and regulations in force under the Brazilian legal system that may cause harm to the Domestic or Foreign Public Administration, pursuant to Law No. 12,846/2013 – the Anti-Corruption Law, regulated within the Executive Branch of the State of Ceará by Decree No. 33,951/2021, and further acknowledging that non-compliance with any such conduct may constitute grounds for unilateral termination of the contract, with recovery of losses and damages, including potential damages and the agreed penalties, without prejudice to civil and criminal liability.
- ii. refrain from performing illicit acts, and to observe the principles of legality, morality, integrity, loyalty, confidentiality, transparency, and efficiency, as well as to respect the values set forth in CAGECE’s Code of Conduct and Integrity.

[PLACE], [DATE].

[SIGNATURE]

[*corporate name of the TENDERER*]

By its Accredited Representative, [*full name*]

ID No. [●]

CPF/MF No. [●]

