

Algemene en Juridische Zaken

Postbus 2812  
3500 GV Utrecht

Mr Roel Testroote  
Projectorganisatie HSL-Zuid  
PO Box 43  
3500 AA Utrecht

Uw kenmerk  
Ons kenmerk Jz /99.02.02.18/RE  
Onderwerp Application/Registration Consortium

Telefoon 030 – 235 58 68  
Telefax 030 – 235 77 00

Utrecht, 15 september 2000

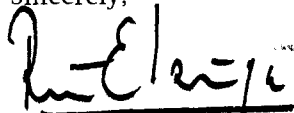
Dear Mr. Testroote,

Herewith I have the pleasure of submitting on behalf of the consortium NS Reizigers B.V. ("NS Reizigers") and N.V. Koninklijke Luchtvaart Maatschappij ("KLM"), before 15.00 a.m. on the 15<sup>th</sup> of September 2000, three original Applications with four copies relating to the (1) Domestic Contract (2) International Contract and the (3) Combined Contract.

Moreover, as expressed in the fax of today at 14.00 p.m., NS Reizigers and KLM have agreed on a Memorandum of Understanding with National Express Group PLC ("NX"). NX will cooperate closely and support the NSR/KLM bid. NX will not therefore be bidding in its own right.

We would like to request a duly dated and signed confirmation of receipt.

Sincerely,



Mw. Mr. Drs. W.P. Elzinga  
Advocaat

Vew/DGMO-2009/5226.01

## Appendix D: Request for Qualification

### Part A: Information about the Applicant

The answers to these questions should be provided by the duly authorised officer of the Applicant. In cases where an Applicant is a consortium, the duly authorised officers of all consortium partners must duly answer these questions.

A 1 Applicant

Name	<b>Consortium NSR - KLM</b>
Authorised Officer	<i>NSR: Drs. Ir. J.W. Huisinga</i> <i>KLM: Drs. L.M. van Wijk</i> <i>KLM: Drs. R.J.N. Abrahamsen</i>

A 2 In case the Applicant is a consortium, who are, or will be, the shareholders in the Applicant?

Company Name	(Intended) Percentage holding
<i>NSR</i>	90 %
<i>KLM</i>	10%

A 3 Applicant's person for contact purpose (also in case the Applicant is a consortium)

Name	<i>Drs. M.P. Spaargaren</i>
Address	<i>Postbus 2025 IV 5 k 26 3500 HA Utrecht the Netherlands</i>
Telephone	<i>+ 31 30 235 6130</i>
Fax	<i>+ 31 30 235 8012</i>
E-mail	<i>mp.spaargaren@reizigers.ns.nl</i>

A 4 What is the actual, or if applicable proposed, legal status of the Applicant?

*The legal status of the entity - provided it has won the tender - has yet to be determined, but will be a 'vennootschap' (probably a B.V.) or a limited partnership ("CV") under Dutch law. The single purpose company will meet all the transparency and other relevant criteria of the Dutch State.*

A 5 Where the Applicant is a consortium, an outline of the method for governing the relationships between each consortium partner should be provided.

*The relationship between the consortium partners is described in a Memorandum of understanding between the two Parties ("MOU"). Relevant parts of this MOU can be disclosed to the State upon request to show the intended share holding percentage, the 'zeggenschapsverhoudingen' in the Executive and Supervisory board, and the objectives and goals of the venture.*

*Currently the Applicant is negotiating with a third party the details of which will be disclosed after receipt of the ITT.*

**Part B: Information about each consortium partner (as identified at question A 1).**

Each consortium partner should complete questions B 1 to B 3 (on separate copies) and provide the information relevant to their roles as set out in parts C and D.

B 1 Details of the company

Registered name	<i>NS Reizigers B.V.</i>
Current trading name	<i>NS Reizigers/Nederlandse Spoorwegen</i>
(if different) Previous trading name	<i>n.a.</i>
Registered address	<i>Laan van Puntenburg 100, 3511 ER Utrecht, the Netherlands</i>
Authorised Officer	<i>Drs.Ir. J.W. Huisinga</i>
Telephone	<i>+ 31 30 235 4500</i>
Facsimile	<i>+ 31 30 235 7130</i>
E-mail	<i>(of contact person): <u>mp.spaargaren@reizigers.ns.nl</u></i>

Type of organisation

*A company with limited liability active in the public transport sector*

Country of registration: *The Netherlands*

Registered number	<i>30124362 (Trade Reg.)</i>	Year of registration	<i>1995</i>
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I/We confirm that the authorised officer named in A 3 is authorised to act as the principal contact person on behalf of this/these companies in dealings with the State related to the tender of the HSL-Zuid transport contracts, as set out in this Qualification Document.

B 1 Details of the company

Registered name	<i>Koninklijke Luchtvaart Maatschappij N.V. The company may add to its name the words "KLM Royal Dutch Airlines" or the literal translation thereof in another language.</i>
Current trading name	<i>Koninklijke Luchtvaart Maatschappij N.V. KLM</i>
(if different) Previous trading name	<i>not applicable</i>
Registered address	<i>Amsterdamseweg 55 , 1182 GP Amstelveen, the Netherlands</i>
Authorised Officer	<i>Drs. L.M. van Wijk Drs. R.J.N. Abrahamsen Mr. C. van Woudenberg Drs. Ing. P.F. Hartman</i>
Telephone	<i>020-6499123</i>
Facsimile	<i>020-6488096</i>
E-mail	

Type of organisation

*a company with limited liability*

Country of registration:

Registered number	<i>33014286</i>	Year of registration	<i>1920</i>
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I/We confirm that the authorised officer named in A 3 is authorised to act as the principal contact person on behalf of this/these companies in dealings with the State related to the tender of the HSL-Zuid transport contracts, as set out in this Qualification Document.

Venw/DQMB\_2009/5226.02

# REQUEST FOR QUALIFICATION

NSR – KLM  
for  
HSL-Zuid  
Combined Contract  
Domestic/International

– Original –

## Appendix D: Request for Qualification

### Part A: Information about the Applicant

The answers to these questions should be provided by the duly authorised officer of the Applicant. In cases where an Applicant is a consortium, the duly authorised officers of all consortium partners must duly answer these questions.

A 1 Applicant

Name	<b>Consortium NSR - KLM</b>
Authorised Officer	<i>NSR: Drs. Ir. J.W. Huisinga</i> <i>KLM: Drs. L.M. van Wijk</i> <i>KLM: Drs. R.J.N. Abrahamsen</i>

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Company Name	(Intended) Percentage holding
<i>NSR</i>	90 %
<i>KLM</i>	10%

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Name	<i>Drs. M.P. Spaargaren</i>
Address	<i>Postbus 2025 IV 5 k 26 3500 HA Utrecht the Netherlands</i>
Telephone	<i>+ 31 30 235 6130</i>
Fax	<i>+ 31 30 235 8012</i>
E-mail	<i>mp.spaargaren@reizigers.ns.nl</i>

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A 5 Where the Applicant is a consortium, an outline of the method for governing the relationships between each consortium partner should be provided.

*The relationship between the consortium partners is described in a Memorandum of understanding between the two Parties ("MOU"). Relevant parts of this MOU can be disclosed to the State upon request to show the intended share holding percentage, the 'zeggenschapsverhoudingen' in the Executive and Supervisory board, and the objectives and goals of the venture.*

*Currently the Applicant is negotiating with a third party the details of which will be disclosed after receipt of the ITT.*



**Part B: Information about each consortium partner (as identified at question A 1).**

Each consortium partner should complete questions B 1 to B 3 (on separate copies) and provide the information relevant to their roles as set out in parts C and D.

B 1 Details of the company

Registered name	<i>NS Reizigers B.V.</i>
Current trading name	<i>NS Reizigers/Nederlandse Spoorwegen</i>
(if different) Previous trading name	<i>n.a.</i>
Registered address	<i>Laan van Puntenburg 100, 3511 ER Utrecht, the Netherlands</i>
Authorised Officer	<i>Drs.Ir. J.W. Huisinga</i>
Telephone	<i>+ 31 30 235 4500</i>
Facsimile	<i>+ 31 30 235 7130</i>
E-mail	<i>(of contact person): <a href="mailto:mp.spaargaren@reizigers.ns.nl">mp.spaargaren@reizigers.ns.nl</a></i>

Type of organisation

*A company with limited liability active in the public transport sector*

Country of registration: *The Netherlands*

Registered number	<i>30124362 (Trade Reg.)</i>	Year of registration	<i>1995</i>
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I/We confirm that the authorised officer named in A 3 is authorised to act as the principal contact person on behalf of this/these companies in dealings with the State related to the tender of the HSL-Zuid transport contracts, as set out in this Qualification Document.

B 1 Details of the company

Registered name	<i>Koninklijke Luchtvaart Maatschappij N.V. The company may add to its name the words "KLM Royal Dutch Airlines" or the literal translation thereof in another language.</i>
Current trading name	<i>Koninklijke Luchtvaart Maatschappij N.V. KLM</i>
(if different) Previous trading name	<i>not applicable</i>
Registered address	<i>Amsterdamseweg 55 , 1182 GP Amstelveen, the Netherlands</i>
Authorised Officer	<i>Drs. L.M. van Wijk Drs. R.J.N. Abrahamsen Mr. C. van Woudenberg Drs. Ing. P.F. Hartman</i>
Telephone	<i>020-6499123</i>
Facsimile	<i>020-6488096</i>
E-mail	

Type of organisation

*a company with limited liability*

Country of registration:

Registered number	<i>33014286</i>	Year of registration	<i>1920</i>
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I/We confirm that the authorised officer named in A 3 is authorised to act as the principal contact person on behalf of this/these companies in dealings with the State related to the tender of the HSL-Zuid transport contracts, as set out in this Qualification Document.

B 2 Parent of consortium partner company

Is the company in B 1 a subsidiary of another organisation?  Yes -  No

If yes, please provide:

Name of parent company	<i>NS Groep N.V.</i>
What interest does the parent company have in the company in B 1	<i>100% shareholder</i>

For each parent of the consortium partner please supply details specified in B 1.

B 3 Describe the nature of the business and the services which the company at B 1 provides.

*We would like to refer to our yearly reports attached as appendices, which describe the activities of NS Groep in general and NS Reizigers in particular. NS Reizigers B.V. (NSR) has very considerable experience and wide expertise in the (rail)transport of large flows of passengers on a very complex rail network and heavily utilised infrastructure in (and to and from) the Netherlands.*

*NSR provides also a number of related services: the Treintaxi concept and Odesseycard (integrated travel service) of NSR-daughter Transvision, OVR (travelinformation on all public transport in the Netherlands), the distribution of tickets and related services through personal sales and automatic vending machines, on board catering services (provided by subcontractor Albron Rail catering)*

*NSR has also proved that through Thalys Nederland N.V. it can develop and operate high speedtrain services between Amsterdam, Brussels and Paris in cooperation with SNCB and SNCF.*

B 1 (for B 2) Details of the company (parent company of NS Reizigers B.V.)

Registered name	<i>NS Groep N.V.</i>
Current trading name	<i>NS Groep N.V.</i>
(if different) Previous trading name	<i>n.a.</i>
Registered address	<i>Laan van Puntenburg 100, 3511 ER Utrecht, the Netherlands</i>
Authorised Officer	<i>Drs. Ir. J.W. Huisinga</i>
Telephone	<i>+ 31 30 235 4500</i>
Facsimile	<i>+ 31 30 235 7130</i>
E-mail	<i>(of contact person): mp.spaargaren@reizigers.ns.nl</i>

Type of organisation

*Holding Company*

Country of registration *The Netherlands*

Registered number	<i>30012558 (Trade Reg.)</i>	Year of registration	<i>1995</i>
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I/We confirm that the authorised officer named in A 3 is authorised to act as the principal contact person on behalf of this/these companies in dealings with the State related to the tender of the HSL-Zuid transport contracts, as set out in this Qualification Document.

B 1 (for B 2) Details of the company (parent company of KLM)

Registered name	<i>not applicable</i>
Current trading name	
(if different) Previous trading name	
Registered address	
Authorised Officer	
Telephone	
Facsimile	
E-mail	

Type of organisation

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Country of registration

Registered number		Year of registration	
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I/We confirm that the authorised officer named in A 3 is authorised to act as the principal contact person on behalf of this/these companies in dealings with the State related to the tender of the HSL-Zuid transport contracts, as set out in this Qualification Document.

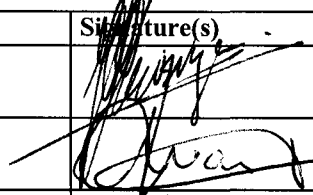

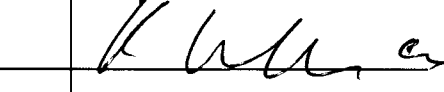
**Part C: Pre-qualification criteria**

**C 1 Exclusion**

The Applicant and each consortium partner should respond accordingly to the following questions regarding its corporate activities.

I declare that I am not a:

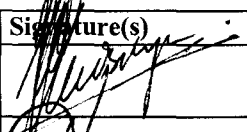


- a) person or legal entity in a state of bankruptcy or liquidation, which has ceased its business activities, or which is the subject of a moratorium or a settlement or in a similar situation as a result of a similar procedure under national laws or regulations;
- b) person or legal entity which is subject to a bankruptcy application or forms the subject of a procedure for a moratorium or settlement, or a similar procedure under national laws or regulations;
- c) person or legal entity which, by virtue of a judgement which has become final and conclusive, has been found guilty of an offence which raises doubts about the professional integrity of the Applicant, its shareholders, or member(s);
- d) person or legal entity which has committed a grave error in the performance of their profession, determined on any grounds for which the State can make a reasonable case;
- e) person or legal entity which has not met its obligations with regard to the payment of social security contributions, in accordance with the legal requirements in the country in which it is established or those of the Netherlands;
- f) person or legal entity which has not met its obligations with regard to the payment of taxes, in accordance with the legal requirements in the country in which it is established or those of the Netherlands; or
- g) person or legal entity which has been guilty of making false statements in the provision of information, including statements made for the purpose of an Application and the information submitted on the basis thereof.

Authorised officer(s)	Company name	Signature(s)
<i>Drs. Ir. J.W. Huisinga</i>	<i>NS Reizigers B.V.</i>	
<i>Drs. L.M. van Wijk</i>	<i>KLM</i>	
<i>Drs. R.J.N. Abrahamsen</i>	<i>KLM</i>	

C 2 The Applicant and, in the case of a consortium, each of the consortium partners should complete the following declaration.

I declare that:

- a) I have applied in this qualification procedure only once and I am not an Applicant in my own right or consortium partner of another Applicant;
- b) I do not and will not have a conflict of interest that gives rise, or will give rise, to an unfair advantage against another Applicant;
- c) I have not and/or will not collude with any other Applicant at any point during the tender process;
- d) I will co-operate with any integrity study carried out by or on behalf of the State.

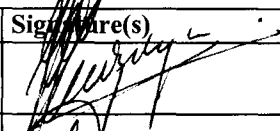


Authorised officer(s)	Company name	Signature(s)
<i>Drs. Ir. J.W. Huisinga</i>	<i>NS Reizigers B.V.</i>	
<i>Drs. L.M. van Wijk</i>	<i>KLM</i>	
<i>Drs. R.J.N. Abrahamsen</i>	<i>KLM</i>	

C 3 Minimum requirements

The Applicant and each consortium partner should respond accordingly to the following questions.

I declare that the Applicant:

- a) contains at least one Registered Party (see Appendix A, *Important Definitions*);
- b) is a consortium of which each of its members have committed to at least 5% of the consortium's future equity base;
- c) does not include a rolling stock manufacturer nor that any member is part of an industrial group containing a rolling stock manufacturer<sup>1</sup>;
- d) does not contain more than one of the Thalys Partners (see Appendix A, *Important Definitions*), either directly or indirectly (through companies belonging to the same Industrial Group (see Appendix A, *Important Definitions*) as one of the Thalys Partners);
- e) does not include more than two of the transport companies along the HSL-Zuid Corridor (see Appendix A, *Important Definitions*);
- f) does not contain a member that is – directly or indirectly<sup>2</sup> – a member of another Applicant<sup>3</sup>.

Authorised officer(s)	Company name	Signature(s)
<i>Drs. Ir. J.W. Huisinga</i>	<i>NS Reizigers B.V.</i>	
<i>Drs. L.M. van Wijk</i>	<i>KLM</i>	
<i>Drs. R.J.N. Abrahamsen</i>	<i>KLM</i>	

<sup>1</sup> In case an Applicant, or a member of a consortium applying for qualification, is part of an Industrial Group (see Appendix A, *Important Definitions*) that contains a rolling stock manufacturer, the Applicant must satisfy the State that there will be no conflict of interest in relation to rolling stock procurement;

<sup>2</sup> If shares are held in a company bidding with another consortium, compensation may be granted by the State provided less than 5% of the shares are held and the Applicant can demonstrate that the relationship is solely of a financial nature.

<sup>3</sup> Notwithstanding the possibility that an Applicant may have a different consortium composition for each contract offered.



Ver W/DG/MG-2009/5226.03

# REQUEST FOR QUALIFICATION

NSR – KLM  
for  
HSL-Zuid  
International Contract

– Original –

## Appendix D: Request for Qualification

### Part A: Information about the Applicant

The answers to these questions should be provided by the duly authorised officer of the Applicant. In cases where an Applicant is a consortium, the duly authorised officers of all consortium partners must duly answer these questions.

A 1 Applicant

Name	<b>Consortium NSR - KLM</b>
Authorised Officer	<i>NSR: Drs. Ir. J.W. Huisinga</i> <i>KLM: Drs. L.M. van Wijk</i> <i>KLM: Drs. R.J.N. Abrahamsen</i>

A 2 In case the Applicant is a consortium, who are, or will be, the shareholders in the Applicant?

Company Name	(Intended) Percentage holding
<i>NSR</i>	90 %
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A 3 Applicant's person for contact purpose (also in case the Applicant is a consortium)

Name	<i>Drs. M.P. Spaargaren</i>
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B 1 Details of the company

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E-mail	<i>(of contact person): <u>mp.spaargaren@reizigers.ns.nl</u></i>

Type of organisation

*A company with limited liability active in the public transport sector*

Country of registration: *The Netherlands*

Registered number	<i>30124362 (Trade Reg.)</i>	Year of registration	<i>1995</i>
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I/We confirm that the authorised officer named in A 3 is authorised to act as the principal contact person on behalf of this/these companies in dealings with the State related to the tender of the HSL-Zuid transport contracts, as set out in this Qualification Document.

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Facsimile	<i>020-6488096</i>
E-mail	

Type of organisation

*a company with limited liability*

Country of registration:

Registered number	<i>33014286</i>	Year of registration	<i>1920</i>
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I/We confirm that the authorised officer named in A 3 is authorised to act as the principal contact person on behalf of this/these companies in dealings with the State related to the tender of the HSL-Zuid transport contracts, as set out in this Qualification Document.

B 2 Parent of consortium partner company

Is the company in B 1 a subsidiary of another organisation?  Yes -  No

If yes, please provide:

Name of parent company	<i>NS Groep N.V.</i>
What interest does the parent company have in the company in B 1	<i>100% shareholder</i>

For each parent of the consortium partner please supply details specified in B 1.

B 3 Describe the nature of the business and the services which the company at B 1 provides.

*We would like to refer to our yearly reports attached as appendices, which describe the activities of NS Groep in general and NS Reizigers in particular. NS Reizigers B.V. (NSR) has very considerable experience and wide expertise in the (rail)transport of large flows of passengers on a very complex rail network and heavily utilised infrastructure in (and to and from) the Netherlands.*

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*NSR has also proved that through Thalys Nederland N.V. it can develop and operate high speedtrain services between Amsterdam, Brussels and Paris in cooperation with SNCB and SNCF.*

B 1 (for B 2) Details of the company (parent company of NS Reizigers B.V.)

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(if different) Previous trading name	<i>n.a.</i>
Registered address	<i>Laan van Puntenburg 100, 3511 ER Utrecht, the Netherlands</i>
Authorised Officer	<i>Drs. Ir. J.W. Huisinga</i>
Telephone	<i>+ 31 30 235 4500</i>
Facsimile	<i>+ 31 30 235 7130</i>
E-mail	<i>(of contact person): mp.spaargaren@reizigers.ns.nl</i>

Type of organisation

*Holding Company*

Country of registration *The Netherlands*

Registered number	<i>30012558 (Trade Reg.)</i>	Year of registration	<i>1995</i>
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I/We confirm that the authorised officer named in A 3 is authorised to act as the principal contact person on behalf of this/these companies in dealings with the State related to the tender of the HSL-Zuid transport contracts, as set out in this Qualification Document.

B 1 (for B 2) Details of the company (parent company of KLM)

Registered name	<i>not applicable</i>
Current trading name	
(if different) Previous trading name	
Registered address	
Authorised Officer	
Telephone	
Facsimile	
E-mail	

Type of organisation

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Country of registration

Registered number		Year of registration	
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I/We confirm that the authorised officer named in A 3 is authorised to act as the principal contact person on behalf of this/these companies in dealings with the State related to the tender of the HSL-Zuid transport contracts, as set out in this Qualification Document.



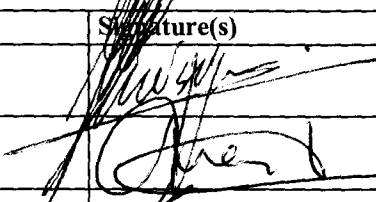
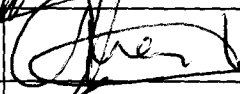

**Part C: Pre-qualification criteria**

**C 1 Exclusion**

The Applicant and each consortium partner should respond accordingly to the following questions regarding its corporate activities.

I declare that I am not a:

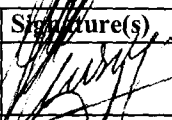

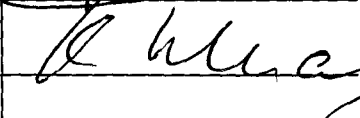
- a) person or legal entity in a state of bankruptcy or liquidation, which has ceased its business activities, or which is the subject of a moratorium or a settlement or in a similar situation as a result of a similar procedure under national laws or regulations;
- b) person or legal entity which is subject to a bankruptcy application or forms the subject of a procedure for a moratorium or settlement, or a similar procedure under national laws or regulations;
- c) person or legal entity which, by virtue of a judgement which has become final and conclusive, has been found guilty of an offence which raises doubts about the professional integrity of the Applicant, its shareholders, or member(s);
- d) person or legal entity which has committed a grave error in the performance of their profession, determined on any grounds for which the State can make a reasonable case;
- e) person or legal entity which has not met its obligations with regard to the payment of social security contributions, in accordance with the legal requirements in the country in which it is established or those of the Netherlands;
- f) person or legal entity which has not met its obligations with regard to the payment of taxes, in accordance with the legal requirements in the country in which it is established or those of the Netherlands; or
- g) person or legal entity which has been guilty of making false statements in the provision of information, including statements made for the purpose of an Application and the information submitted on the basis thereof.

Authorised officer(s)	Company name	Signature(s)
<i>Drs. Ir. J.W. Huisinga</i>	<i>NS Reizigers B.V.</i>	
<i>Drs. L.M. van Wijk</i>	<i>KLM</i>	
<i>Drs. R.J.N. Abrahamsen</i>	<i>KLM</i>	

C 2 The Applicant and, in the case of a consortium, each of the consortium partners should complete the following declaration.

I declare that:

- a) I have applied in this qualification procedure only once and I am not an Applicant in my own right or consortium partner of another Applicant;
- b) I do not and will not have a conflict of interest that gives rise, or will give rise, to an unfair advantage against another Applicant;
- c) I have not and/or will not collude with any other Applicant at any point during the tender process;
- d) I will co-operate with any integrity study carried out by or on behalf of the State.

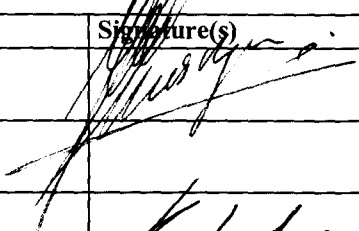
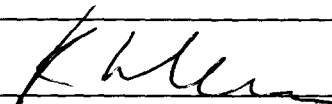
Authorised officer(s)	Company name	Signature(s)
<i>Drs. Ir. J.W. Huisinga</i>	<i>NS Reizigers B.V.</i>	
<i>Drs. L.M. van Wijk</i>	<i>KLM</i>	
<i>Drs. R.J.N. Abrahamsen</i>	<i>KLM</i>	

C 3 Minimum requirements

The Applicant and each consortium partner should respond accordingly to the following questions.

I declare that the Applicant:

- a) contains at least one Registered Party (see Appendix A, *Important Definitions*);
- b) is a consortium of which each of its members have committed to at least 5% of the consortium's future equity base;
- c) does not include a rolling stock manufacturer nor that any member is part of an industrial group containing a rolling stock manufacturer<sup>1</sup>;
- d) does not contain more than one of the Thalys Partners (see Appendix A, *Important Definitions*), either directly or indirectly (through companies belonging to the same Industrial Group (see Appendix A, *Important Definitions*) as one of the Thalys Partners);
- e) does not include more than two of the transport companies along the HSL-Zuid Corridor (see Appendix A, *Important Definitions*);
- f) does not contain a member that is – directly or indirectly<sup>2</sup> – a member of another Applicant<sup>3</sup>.

Authorised officer(s)	Company name	Signature(s)
Drs. Ir. J.W. Huisinga	NS Reizigers B.V.	
Drs. L.M. van Wijk	KLM	
Drs. R.J.N. Abrahamsen	KLM	

<sup>1</sup> In case an Applicant, or a member of a consortium applying for qualification, is part of an Industrial Group (see Appendix A, *Important Definitions*) that contains a rolling stock manufacturer, the Applicant must satisfy the State that there will be no conflict of interest in relation to rolling stock procurement;

<sup>2</sup> If shares are held in a company bidding with another consortium, compensation may be granted by the State provided less than 5% of the shares are held and the Applicant can demonstrate that the relationship is solely of a financial nature.

<sup>3</sup> Notwithstanding the possibility that an Applicant may have a different consortium composition for each contract offered.

- Original -

NSR - KLM  
for  
HSL-Zuid  
Domestic Contract

REQUEST FOR QUALIFICATION

Vnuw/0610-2008/5296.04

## Appendix D: Request for Qualification

### Part A: Information about the Applicant

The answers to these questions should be provided by the duly authorised officer of the Applicant. In cases where an Applicant is a consortium, the duly authorised officers of all consortium partners must duly answer these questions.

A 1 Applicant

Name	<b>Consortium NSR - KLM</b>
Authorised Officer	<i>NSR: Drs. Ir. J.W. Huisinga</i> <i>KLM: Drs. L.M. van Wijk</i> <i>KLM: Drs. R.J.N. Abrahamsen</i>

A 2 In case the Applicant is a consortium, who are, or will be, the shareholders in the Applicant?

Company Name	(Intended) Percentage holding
<i>NSR</i>	90 %
<i>KLM</i>	10%

A 3 Applicant's person for contact purpose (also in case the Applicant is a consortium)

Name	<i>Drs. M.P. Spaargaren</i>
Address	<i>Postbus 2025 IV 5 k 26 3500 HA Utrecht the Netherlands</i>
Telephone	<i>+ 31 30 235 6130</i>
Fax	<i>+ 31 30 235 8012</i>
E-mail	<i>mp.spaargaren@reizigers.ns.nl</i>

A 4 What is the actual, or if applicable proposed, legal status of the Applicant?

*The legal status of the entity - provided it has won the tender - has yet to be determined, but will be a 'vennootschap' (probably a B.V.) or a limited partnership ("CV") under Dutch law. The single purpose company will meet all the transparency and other relevant criteria of the Dutch State.*

A 5 Where the Applicant is a consortium, an outline of the method for governing the relationships between each consortium partner should be provided.

*The relationship between the consortium partners is described in a Memorandum of understanding between the two Parties ("MOU"). Relevant parts of this MOU can be disclosed to the State upon request to show the intended share holding percentage, the 'zeggenschapsverhoudingen' in the Executive and Supervisory board, and the objectives and goals of the venture.*

*Currently the Applicant is negotiating with a third party the details of which will be disclosed after receipt of the ITT.*

**Part B: Information about each consortium partner (as identified at question A 1).**

Each consortium partner should complete questions B 1 to B 3 (on separate copies) and provide the information relevant to their roles as set out in parts C and D.

B 1 Details of the company

Registered name	<i>NS Reizigers B.V.</i>
Current trading name	<i>NS Reizigers/Nederlandse Spoorwegen</i>
(if different) Previous trading name	<i>n.a.</i>
Registered address	<i>Laan van Puntenburg 100, 3511 ER Utrecht, the Netherlands</i>
Authorised Officer	<i>Drs.Ir. J.W. Huisinga</i>
Telephone	<i>+ 31 30 235 4500</i>
Facsimile	<i>+ 31 30 235 7130</i>
E-mail	<i>(of contact person): <u>mp.spaargaren@reizigers.ns.nl</u></i>

Type of organisation

*A company with limited liability active in the public transport sector*

Country of registration: *The Netherlands*

Registered number	<i>30124362 (Trade Reg.)</i>	Year of registration	<i>1995</i>
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I/We confirm that the authorised officer named in A 3 is authorised to act as the principal contact person on behalf of this/these companies in dealings with the State related to the tender of the HSL-Zuid transport contracts, as set out in this Qualification Document.

B 1 Details of the company

Registered name	<i>Koninklijke Luchtvaart Maatschappij N.V. The company may add to its name the words "KLM Royal Dutch Airlines" or the literal translation thereof in another language.</i>
Current trading name	<i>Koninklijke Luchtvaart Maatschappij N.V. KLM</i>
(if different) Previous trading name	<i>not applicable</i>
Registered address	<i>Amsterdamseweg 55 , 1182 GP Amstelveen, the Netherlands</i>
Authorised Officer	<i>Drs. L.M. van Wijk Drs. R.J.N. Abrahamsen Mr. C. van Woudenberg Drs. Ing. P.F. Hartman</i>
Telephone	<i>020-6499123</i>
Facsimile	<i>020-6488096</i>
E-mail	

Type of organisation

*a company with limited liability*

Country of registration:

Registered number	<i>33014286</i>	Year of registration	<i>1920</i>
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I/We confirm that the authorised officer named in A 3 is authorised to act as the principal contact person on behalf of this/these companies in dealings with the State related to the tender of the HSL-Zuid transport contracts, as set out in this Qualification Document.



B 2 Parent of consortium partner company

Is the company in B 1 a subsidiary of another organisation?  Yes -  No

If yes, please provide:

Name of parent company	<i>NS Groep N.V.</i>
What interest does the parent company have in the company in B 1	<i>100% shareholder</i>

For each parent of the consortium partner please supply details specified in B 1.

B 3 Describe the nature of the business and the services which the company at B 1 provides.

*We would like to refer to our yearly reports attached as appendices, which describe the activities of NS Groep in general and NS Reizigers in particular.*

*NS Reizigers B.V. (NSR) has very considerable experience and wide expertise in the (rail)transport of large flows of passengers on a very complex rail network and heavily utilised infrastructure in (and to and from) the Netherlands.*

*NSR provides also a number of related services: the Treintaxi concept and Odesseycard (integrated travel service) of NSR-daughter Transvision, OVR (travelinformation on all public transport in the Netherlands), the distribution of tickets and related services through personal sales and automatic vending machines, on board catering services (provided by subcontractor Albron Rail catering)*

*NSR has also proved that through Thalys Nederland N.V. it can develop and operate high speedtrain services between Amsterdam, Brussels and Paris in cooperation with SNCB and SNCF.*

B 1 (for B 2) Details of the company (parent company of NS Reizigers B.V.)

Registered name	<i>NS Groep N.V.</i>
Current trading name	<i>NS Groep N.V.</i>
(if different) Previous trading name	<i>n.a.</i>
Registered address	<i>Laan van Puntenburg 100, 3511 ER Utrecht, the Netherlands</i>
Authorised Officer	<i>Drs. Ir. J.W. Huisinga</i>
Telephone	<i>+ 31 30 235 4500</i>
Facsimile	<i>+ 31 30 235 7130</i>
E-mail	<i>(of contact person): mp.spaargaren@reizigers.ns.nl</i>

Type of organisation

*Holding Company*

Country of registration *The Netherlands*

Registered number	<i>30012558 (Trade Reg.)</i>	Year of registration	<i>1995</i>
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I/We confirm that the authorised officer named in A 3 is authorised to act as the principal contact person on behalf of this/these companies in dealings with the State related to the tender of the HSL-Zuid transport contracts, as set out in this Qualification Document.

B 1 (for B 2) Details of the company (parent company of KLM)

Registered name	<i>not applicable</i>
Current trading name	
(if different) Previous trading name	
Registered address	
Authorised Officer	
Telephone	
Facsimile	
E-mail	

Type of organisation

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Country of registration

Registered number		Year of registration	
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I/We confirm that the authorised officer named in A 3 is authorised to act as the principal contact person on behalf of this/these companies in dealings with the State related to the tender of the HSL-Zuid transport contracts, as set out in this Qualification Document.

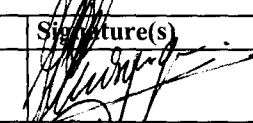

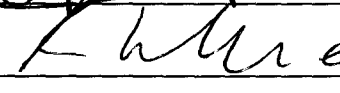
**Part C: Pre-qualification criteria**

**C 1 Exclusion**

The Applicant and each consortium partner should respond accordingly to the following questions regarding its corporate activities.

I declare that I am not a:

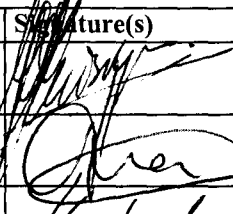
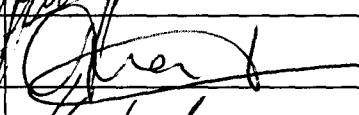
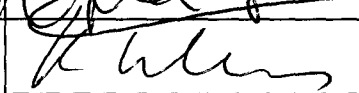
- a) person or legal entity in a state of bankruptcy or liquidation, which has ceased its business activities, or which is the subject of a moratorium or a settlement or in a similar situation as a result of a similar procedure under national laws or regulations;
- b) person or legal entity which is subject to a bankruptcy application or forms the subject of a procedure for a moratorium or settlement, or a similar procedure under national laws or regulations;
- c) person or legal entity which, by virtue of a judgement which has become final and conclusive, has been found guilty of an offence which raises doubts about the professional integrity of the Applicant, its shareholders, or member(s);
- d) person or legal entity which has committed a grave error in the performance of their profession, determined on any grounds for which the State can make a reasonable case;
- e) person or legal entity which has not met its obligations with regard to the payment of social security contributions, in accordance with the legal requirements in the country in which it is established or those of the Netherlands;
- f) person or legal entity which has not met its obligations with regard to the payment of taxes, in accordance with the legal requirements in the country in which it is established or those of the Netherlands; or
- g) person or legal entity which has been guilty of making false statements in the provision of information, including statements made for the purpose of an Application and the information submitted on the basis thereof.

Authorised officer(s)	Company name	Signature(s)
<i>Drs. Ir. J.W. Huisinga</i>	<i>NS Reizigers B.V.</i>	
<i>Drs. L.M. van Wijk</i>	<i>KLM</i>	
<i>Drs. R.J.N. Abrahamsen</i>	<i>KLM</i>	

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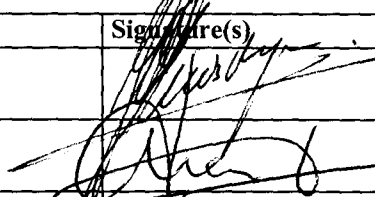
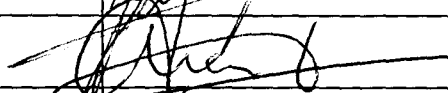

Authorised officer(s)	Company name	Signature(s)
<i>Drs. Ir. J.W. Huisinga</i>	<i>NS Reizigers B.V.</i>	
<i>Drs. L.M. van Wijk</i>	<i>KLM</i>	
<i>Drs. R.J.N. Abrahamsen</i>	<i>KLM</i>	

C 3 Minimum requirements

The Applicant and each consortium partner should respond accordingly to the following questions.

I declare that the Applicant:

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- b) is a consortium of which each of its members have committed to at least 5% of the consortium's future equity base;
- c) does not include a rolling stock manufacturer nor that any member is part of an industrial group containing a rolling stock manufacturer<sup>1</sup>;
- d) does not contain more than one of the Thalys Partners (see Appendix A, *Important Definitions*), either directly or indirectly (through companies belonging to the same Industrial Group (see Appendix A, *Important Definitions*) as one of the Thalys Partners);
- e) does not include more than two of the transport companies along the HSL-Zuid Corridor (see Appendix A, *Important Definitions*);
- f) does not contain a member that is – directly or indirectly<sup>2</sup> – a member of another Applicant<sup>3</sup>.

Authorised officer(s)	Company name	Signature(s)
Drs. Ir. J.W. Huisinga	NS Reizigers B.V.	
Drs. L.M. van Wijk	KLM	
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<sup>1</sup> In case an Applicant, or a member of a consortium applying for qualification, is part of an Industrial Group (see Appendix A, *Important Definitions*) that contains a rolling stock manufacturer, the Applicant must satisfy the State that there will be no conflict of interest in relation to rolling stock procurement;

<sup>2</sup> If shares are held in a company bidding with another consortium, compensation may be granted by the State provided less than 5% of the shares are held and the Applicant can demonstrate that the relationship is solely of a financial nature.

<sup>3</sup> Notwithstanding the possibility that an Applicant may have a different consortium composition for each contract offered.