

AUCTION NOTICE No. 01/2020

APPENDIX 18

**COMMITMENT TO HIRE TECHNICAL ASSISTANCE TO
AIRPORT OPERATIONS STATEMENT MODEL**

[Location], [month] [day] 20_

National Civil Aviation Agency - ANAC Setor Comercial Sul, block 09, Lot C Ed. Parque da Cidade Corporate - Tower A Code 70308-200 - Brasília / DF - Brazil

Ref.: Auction Notice No. 01/2020 - Commitment statement to hire a legal entity to provide technical assistance to airport operations

Dear Sirs,

The [Proponent] and the [Legal Entity to be hired], by their undersigned representative (s), undertake, for the purposes of sub-item 4.42.3 of the Notice, to enter into an assistance provision contract technical assistance to airport operations, in case the proponent is the winner of the bid, so that their technical qualification will be demonstrated.

They declare, therefore, that the technical assistance contract that will be signed by them will provide, at least:

1. The technical assistance provision, considering the best practices in the sector, necessary to comply with current regulations, especially, but not exclusively, to the activities of:

- i. Airport infrastructure project;
- ii. Airport operational security management;
- iii. Airport operation and maintenance;
- iv. Emergency response;
- v. fauna risk management;
- vi. Civil aviation security against acts of unlawful interference (AVSEC);
- vii. Elaboration, development and implementation of programs and plans applicable to airport operations and infrastructure;
- viii. Adequate provision of the service to users;
- ix. Consultation with users; and
- x. operational transfer.

2. Statement that the Concessionaire will not be able to exempt from the fulfillment, in completely or in part, of the obligations arising from the Concession Contract, or justify any delay or irregularity in the execution of its object, due to the contract referred to in this item;
3. That the Concessionaire responds exclusively to ANAC for the fulfillment of the Concession Contract and the regulations applicable to the airport operator of a public civil aerodrome, despite any covenants established between contractor and contractor for the right of return;
4. That during the entire term of the Concession Contract, the termination of the technical assistance contract will depend on prior and express consent by ANAC, subject to the Concession Contract provisions on the matter.

They also declare that the referred contract will be signed between the SPE, constituted by the contractor of the concession object, and the legal entity identified above as a condition prior to the signing of the Concession Contract and that they are aware that the respective instrument is not submitted to ANAC contractual will give rise to a fine; the immediate execution of the Proposal Guarantee; the impediment to participate in new tenders and contract with ANAC for a period of 2 (two) years; and the summons, at the discretion of ANAC, of the remaining proponents, in the classification order, for signing the concession contract, within the terms and conditions offered by the declarant, or the revocation of this bidding, pursuant to item 6.9 of the Public Notice.

Finally, they declare that the future contractor will not have participated in this bidding, presenting a proposal for the same Airport Block, as an individual proponent, in a Consortium or linked to other proponents through a commitment to contract technical assistance.

[Location], [month][day] 20_.

(Signature (s) of the Legal Representative (s) or Attorney (s) of the proponent and the Legal Person to be hired)