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Notice of auction of state assets

Public from: 28.09.2020

Public until: for an indefinite period

Maanteeamet publishes this announcement under [Section 58\(1\) of the State property Act \(RVS\)](#).

Maanteeamet announces the by means of an individual written auction in the name of the Road Administration: - the mining rights for the sandstone quarry (Mining permit No [L.MK/334358](#)); - the mining rights for the sandy quarry (Mining permit No IV); Jaska rights for the sandstone quarry (Mining permit No RIVER 020) and [MINING](#) rights for the quarrying of the excavation rights (Mining permit No [334.33](#)):

1. The starting price for the auction of a permit to exploit a full sandy quarry is EUR 45 500,00 (forty five thousand five hundred five hundred), plus VAT, in accordance with appraisal report No 20/3017 of the OÜ Engineering firm STEIGER 2020, in accordance with the procedure laid down by law. 2. The starting price for the auction of the permit to exploit the mineral resources of the Lauri sandy quarry shall be EUR 36 000,00 (thirty six thousand), plus VAT, in accordance with appraisal report No 20/3036 of the OÜ Engineering firm STEIGER 2020, in accordance with the procedure laid down by law. 3. The starting price for the auction of a permit to exploit a sandeel quarry shall be EUR 39 000,00 (thirty nine thousand), plus VAT, in accordance with appraisal report No 20/2989 of the OÜ Engineering firm STEIGER 2020, in accordance with the procedure laid down by law. 4. The starting price for the auction of the permit to exploit the mineral resources of the jasous sandy quarry is EUR 34 500,00 (thirty four thousand five hundred), plus VAT, in accordance with appraisal report No 20/2992 of the OÜ Engineering firm STEIGER 2020, in accordance with the rules laid down by law. 5. The starting price of the auction for the permit to exploit the mineral resources of a beetle screw quarry shall be EUR 95 000,00 (ninety-five thousand), plus VAT, in accordance with appraisal report No 20/3016 of the OÜ Engineering firm STEIGER 2020, in accordance with the procedure laid down by law. 6. The starting price for the auction of the authorisation to exploit the mineral resources of the Parts IV gravel quarry shall be EUR 1 620,00 (one thousand sixteen hundred and twenty), plus VAT, in accordance with order No 188 of the Minister for Economic Affairs and infrastructure of 22.09.2020, in accordance with the rules laid down by law. 7. The starting price for the auction of a permit to exploit the sandy quarry of Kronstna is set at EUR 1 240,00 (one thousand two hundred forty), plus VAT, in accordance with order No 188 of the Minister for Economic Affairs and infrastructure of 22.09.2020, in accordance with the rules laid down by law. 8. Any person other than those referred to in paragraph 73(7) of the Landesvergabegesetz may participate in the auction. 9. The winner of the auction shall be the person who accepts the terms of the auction and offers the highest price for the purchase of the movable property and fulfils the additional conditions laid down in the contract of sale. Where two or more tenders are of an equivalent highest value, the auction winner shall be selected by drawing lots in accordance with the procedure, time and place determined by the auctioneer and in which the legal or authorised representatives of tenderers who submitted tenders of equal value shall participate. The auctioneer shall be awarded a sale contract in accordance with Annex 2 within one month of the date of notification of the outcome of the auction, subject to the conditions of the auction. 10. The auction participant declares that, as the winner of the auction and by disposing of the movable property, it will take over from the Road Administration, as the holder of the mining authorisation, all the rights and obligations attaching to the authorisation, including the obligation under paragraph 80(1) of the Mining Act to recall the extracted land. 11. If the Environment Agency refuses to register the mining permit, or if the refurbishment of the mining permit is revoked or otherwise it becomes impossible to register the mining permit, the parties shall recall the contract of sale from the outset. 12. After publication of the auction notice, any interested party may inspect the terms of the auction, the contract of sale and the movable property to be sold. 13. The auction participant shall be required to carry out a close physical review of the movable property before the auction is made. 13.1. Movable

property may be reviewed in the natural state at any time. written questions on movable property or on the conditions for participation in auctions shall be submitted no later than 12.10.2020 to the e-mail address angela.notton@mnt.ee. In the event of a refusal to consult the movable property and the data relating to it, the tenderer cannot subsequently rely on the fact that he was unaware of the state of the movable property. 13.2. The documentation relating to movable property can be found in <https://pilv.mkm.ee/s/gchuKZMv2uOliYb> and <https://pilv.mkm.ee/s/YGhB9clBYTa9FEJ>. 14. Participation in the written auction shall be subject to payment of a deposit of 10% of the initial auction price, including VAT, on the bank accounts of the Ministry of Finance as follows: 14.1. The Ministry of Finance of the beneficiary; 14.2. Bank IBAN BIC (S.W.I.F.T) 14.3. Swedbank EE932200221023778606 HABAE2X 14.4. SEB Bank EE8910220034796011 EEUHEE2X 14.5. LUMINANT E701700017001577198 NDEAE2X 14.6. Reference number 2800045496. 14.7. Explanation: "Guarantee for the transfer of State assets, authorisation number for the extraction of mineral resources". If the deposit is paid by another person on behalf of the tenderer, enter the name of the tenderer. Securities shall be deposited in that current account no later than 19.10.2020 at 13.00. 15. The written auction shall also take account of tenders secured by an irrevocable bank guarantee of 10% of the initial price, including VAT, of public funds with a validity of at least 90 days from the deadline for the submission of tenders. The auctioneer may require payment of a bank guarantee letter during the auction period and if the bidder does not maintain its offer until the conclusion of the sale contract or if the bidder refuses to conclude the sale contract at a time agreed in advance .16. Participation in the written auction shall be subject to the submission by the bidder of a bid that complies with all the conditions of the auction. The digitally signed and encrypted offer with the "id" software must be submitted by e-mail, stating the name, personal or registry code of the tenderer, postal address, e-mail, the name of the mining deposit, the authorisation number for mining and the additional qualifying note "disposal of public funds". Not to open a digitally signed and encrypted file before 19.10.2020 at 14.00. 'The tender container shall be encrypted with the personal identification numbers of the Members of the Commission: - Raido Randmaa Identification number 38410020289; - Sülvi Seppel-Hüvonen Identification number 48001080277; - Angela Notton Identification number 482064719. 17. The tender must contain the following documents and particulars: 17.1. A declaration in Estonian (Annex 1) indicating: 17.1.1 tenderer's name, personal or registry code, postal address, e-mail and contact telephone; 17.1.2 postal address or e-mail address to which the tenderer wishes to obtain the documents and information relating to the auction. If the postal address or e-mail address for the forwarding of the documents and information relating to the auction is not indicated, the documents or information shall be sent to the e-mail address indicated in accordance with point 16; 17.1.3 a description of the item to be auctioned; 17.1.4 a bid amount written in figures and words without cents (excluding VAT), which may not be lower than the initial price. Where the amount written in figures and words is not the same, the amount written in words shall be deemed to be valid. The price offered shall be increased by VAT in accordance with the rules laid down by law; 17.1.5 acceptance of participation in the auction under the conditions laid down in the auction and of the purchase of the assets to be sold in accordance with the conditions and procedures laid down in the notice of sale; 17.1.6 confirmation that the bidder does not have the circumstances referred to in paragraph 73(7) of the Mineral Law; 17.1.7 details of the bank account to which repayment of the deposit is to be made upon the occurrence of the ground for repayment; 17.1.8 date of submission of the tender. 17.2. In the case of a natural person, a copy of the identity document. 17.3. Document certifying the mandate of the representative (e.g. power of attorney, decision of the competent body of the legal person) if the application is signed by the authorised person (legal person only if the representative is not entered on the register card). 17.4. In the case of a legal person, the decision of the competent body under the statute to participate in the public written auction of public funds and to enter into a sale contract in the winning of the auction, unless the power to carry out such transactions is conferred by the statute on the signatory party to the petition. Where the decision of the competent body is not included, a statement of reasons and a reference to the section of the statutes from which the signatory's competence to participate in the auction and to conclude the sale contract in the event of winning the auction is derived shall be included. 17.5. The bank guarantee letter referred to in point 15 if no guarantee fee is paid in point 14. 17.6. The offer must be digitally signed and encrypted with ID software. 18. The offer must be sent by e-mail to the maantee@mnt.ee. Tenders shall be registered in the

document management system of the public Road Administration. 19. The deadline for submission of tenders is 19.10.2020 at 13.00. Tenders must be received by the closing date for submission of tenders. Tenders not received within the time limit shall not be opened and shall be returned to the e-mail address indicated in accordance with point 16 of the tender. 20. Participants in an auction shall be bound by their tender from the opening of their bids until the outcome of the auction is confirmed. The person or persons in whose favour the results of the auction are confirmed shall be bound by their tender until the conclusion of the sale contract. 21. On the day on which the tenders are submitted, 19.10.2020 at 14.00, the committee set up by the auctioneer shall open the tenders submitted in the order in which they are registered and the content of the tenders shall be recorded in the minutes of the opening of the auctions. The minutes shall be sent by e-mail to any person who has submitted a tender, within the day on which the tenders are submitted, to the address indicated in the application. 22. Tenders which do not meet the conditions laid down or are incomplete shall be considered irregular and shall not participate in the tendering unless it is obvious that the irregularity is not such as to affect the conduct of the tendering procedure. A record of the auction results shall be drawn up by the committee set up by the auctioneer. 23. The name of the winner and second-best bidder and the outcome of his bid or auction shall be communicated by the organiser by e-mail to all bidders within five working days of the auction to the address indicated in the request. 24. The auctioneer shall, by order, decide within 20 working days of the date of notification of the auction results, whether or not the outcome of the auction is confirmed, including in the event of a finding of failure. When the outcome of the auction is confirmed, the decision shall indicate the name and amount of the auction winner and the bidder and second-best bidder. If the outcome of the auction is not confirmed, the reason shall be indicated. The decision shall be notified to the auction participants without delay. 25. In the case of the sale of public funds, the decision-maker is entitled to declare the public auction to be unsuccessful and not validate the auction results if: 25.1 no bid or valid offer was submitted; 25.2 the auctioneers did not comply with the auctioneer's instructions or infringed the rules governing the auctioneering procedure; 25.3 the auction revealed an agreement or concerted practice between the participants which had or could have had a significant impact on the outcome of the auction. 26. The auctioneer shall also refrain from validating the outcome of the auction if: 26.1 in conducting the auction, the auctioneer or the auctioneer infringed the rules governing the auctioneer's procedure; 26.2 the auctioneer was in breach of the rules laid down by law to the extent that the outcome of the auction was influenced; 26.3 the winner of the written auction was not entitled to participate in the auction. 27. Securities paid by the auction winner shall be taken into account as part payment of the purchase price. If the offer was secured by a bank guarantee, the valid bank guarantee shall be returned to the auction winner after payment of the sale price but not before conclusion of the contract for the sale of the movable property. 28. The organiser shall return the guarantee money or a valid bank guarantee letter to the other auction participants, as well as to the auctioneer if the outcome of the auction is not confirmed due to the organiser's breach, within five working days of confirmation or non-confirmation of the auction result. If the organiser fails to repay the deposit on maturity, the participant may charge default interest of 0,1 per cent per day of the outstanding amount of the deposit. 29. The auction participant whose conduct resulted in the auction failing or failing to validate the auction results shall not be reimbursed the deposit and the bank guarantee letter shall be enforced. 30. If the auctioneer has not concluded a sale contract within the time limit, the decision-maker may conclude a sale contract with the second highest bidder within one month. The auction winner, who did not conclude the contract within the time-limit, will not be reimbursed the deposit and the bank guarantee will be enforced. 31. In order to circumvent the conclusion of a sale contract, the auctioneer may revoke the auction results. 32. The auctioneer shall decide, within one month of the date on which the outcome of the auction is not confirmed, whether to hold a new auction, to postpone the auction or to abandon the new auction. 33. The granting of land for exploitation shall be decided by the Ministry of Economic Affairs and Communications of the manager of State property or, on his behalf, by another body which arranges for the use of State property to be made available by means of a lease agreement. The lease will be concluded until the expiry of the authorisation to exploit the mineral resource.

Bids can be submitted until 19.10.2020 at 13.00 by e-mail to the maantee@mnt.ee. The tender container must be encrypted in the identity numbers of the members of the Commission

Additional information: Angela Notton, Chief Administrator at the Road Administration, tel. 58 515 064, e-mail: angela.notton@mnt.ee

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