



# TENDER ANNOUNCEMENT FOR PRIVATIZATION OF GAMES OF CHANCE THROUGH LICENSE GRANTING

Subject of the License	Term of the License	Bid bond (US \$)	Deadline for pre-qualification application	Bidding Deadline
Right to plan, organize the games of chance and arrange draws in exchange for cash	10 years	10.000.000	30/01/2014	13/02/2014

1. Within the framework of the provisions of decree No. 320 dated 4/4/1988, the license, of which the right to plan and organize, and make draws in exchange for cash currently done by National Lottery Administration General Directorate (Administration) regarding piyango, hemen kazan and digital games as a whole to be permitted within the frame of the relevant legislation, will be privatized through granting of the license.
2. The tender shall be realized by "bargaining method" through negotiations as stated in the Privatization Law No. 4046 dated 24 November 1994. If deemed necessary by the Commission, the tender will be finalised through a public auction to be attended by the bidders with whom negotiations will have been conducted.
3. Only legal persons and Joint Venture Groups can partake in the tender. Real persons and investment funds can only be member of a Joint Venture Group. In case investment funds occur to be a partner of a Joint Venture Group, "funds under their management" as set out in statement of their independent auditors must be minimum of 500.000.000 (fivehundredmillion) US Dollars and their shareholding in the Joint Venture Group must be maximum 70% of the shares.
4. Financial and technical pre-qualification criteria that must be met in order to participate in the tender can be ascertained at Privatization Administration (PA)'s website.
5. In order to participate in the tender, it is mandatory to sign a Confidentiality Undertaking by an authorized person/ persons of the legal person or Joint Venture Group, to obtain the Information Memorandum and the Tender Specifications prepared for privatization of games of chance through license granting and to meet the pre-qualification criteria. It is adequate to obtain the Tender Specifications and Information Memorandum by only one member of the Joint Venture Group, however, each and every member of the Joint Venture Group should sign a Confidentiality Undertaking. Confidentiality Undertaking could be obtained either from the below address of the PA or from its website.
6. After delivering the executed Confidentiality Undertaking to the PA, the Information Memorandum and the Tender Specifications may be obtained from the below address of the PA as of **26 November 2013** in return for a "Receipt Certificate" by providing the bank slip where the name of the legal person or the Joint Venture Group is clearly stated, showing the deposit of **US\$ 5.000.** (five thousand) which is the purchase price of the Information Memorandum and the Tender Specifications, to the foreign currency account of T. Vakıflar Bankası T.A.O Central Branch Account Number **TR470001500158048000417474** or to the Privatization Incomes Account at the T. Vakıflar Bankası T.A.O Central Branch Account Number **TR220001500158007287550667** in Turkish Lira equivalent which shall be calculated according to the US Dollar effective sell rate of the Turkish Central Bank as of the date of payment. The deposited price shall not be refunded under any circumstances.
7. In order to give information regarding the recent 5 years of the games of chance organized by the Administration and the existing situation, dealership system, dealership network and legal issues prior to the submission of the pre-qualification application the Participants will be given access to the Data Site which will be presented on an electronic base and to the Data Room which will include the information and documents not included in the Data Site between **6 December 2013 - 7 February 2014**. Those willing to enter the Data Room and Data Site must deposit of **US\$ 20,000.** (twentythousand) or the equivalent in Turkish Lira, which shall be calculated according to the US Dollar effective sell rate of the Turkish Central Bank as of the date of payment to the mentioned bank accounts in Clause 6 of this announcement and submit the bank slip showing that the mentioned amount is deposited to the PA between **2 December 2013 and 3 February 2014**. The last application date for entering the Data Site and Data Room is 16:00 on **3 February 2014** at the latest. The amount deposited will not be refunded under any circumstances.
8. The legal persons and the Joint Venture Groups wishing to apply for pre-qualification are required to make application to the PA at the latest on **30 January 2014** at 16:00hrs.
9. The Commission will complete the pre-qualification evaluation within 3 (three) business days following the last date for the pre-qualification application. After the Commission's evaluation, the PA will notify in writing to one of the authorized representatives of the applicants who have and have not met the pre-qualification criteria. The Commission reserves its right to extend the period.
10. The applicants who are notified in writing that they have met the pre-qualification criteria may submit their bids to the PA within the frame of the principles stated in the Tender Specifications and shall be delivered by hand in a sealed envelope labelled "**BID FOR THE PRIVATIZATION OF GAMES OF CHANCE THROUGH LICENSE GRANTING - CONFIDENTIAL**" to the PA's address indicated below not later **16:00** on **13 February 2014**. Bids delivered after the bidding deadline will not be taken into consideration.
11. Bidders will be required of a bid bond of **US\$ 10.000.000.** (tenmillion) in order to participate in the tender.
12. This tender is not subject to State Tender Law No. 2886 and, the Commission is free to proceed or not to proceed with the tender, to award the contract to the one it wishes and to extend the pre-qualification and the bidding period. The Granting of the License to parties domiciled abroad is subject to foreign capital legislation and other relevant legislation. The mentioned legislation may be obtained from the The Ministry of Economy, General Directorate of Incentive Implementation and Foreign Investment.
13. All other matters related to the tender are included in the Tender Specification.