	<b>TERMS OF REFERENCE FOR THE PURCHASE OF A 600 FRONT LOADER</b>	Version: <b>001</b>	Page: <b>1 of 16</b>
		Code: <b>PRO-TTR-TTE-22-002</b>	
	<b>TRANSPORT WORKSHOP</b>	Date: <b>June 01, 2026</b>	

TERMS OF REFERENCE  
FOR SERVICE PROVISION

**Name of the service:**

Purchase of a 600mm front loader  
from Fénix Metales in El Estor, Izabal

Head Offices

es


[Address:] 6 avenida, 12-24, nivel 5, oficina 506, zona 10,  
edificio HQ fontabella, Guatemala, Guatemala

Zip code: 01010

Administrative Offices Fénix Metal

[Address:] Kilometro 5.5, carretera a Cobán  
El Estor, Izabal, Guatemala

Zip code: 18003

	<b>TERMS OF REFERENCE FOR THE PURCHASE OF A 600 FRONT LOADER</b>	Version: <b>001</b>	Page: <b>2 of 16</b>
		Code: <b>PRO-TTR-TTE-22-002</b>	
	<b>TRANSPORT WORKSHOP</b>	Date: <b>June 01, 2026</b>	


Fénix Metales S.A. is a company dedicated to the extraction and sale of nickel ore, as well as the production of ferronickel through a metallurgical plant located in the township of El Estor, Department of Izabal. The company conducts its operations with a focus on the responsible use of natural resources, promoting the health and safety of its workers, the development of neighboring communities, and environmental protection.

In this context, the need arises to acquire a 600-ton front-end loader to carry out operations at Fénix Metales S.A. in 2026.

<b>1. Name of the services</b>
Purchase services for a 600 front loader (we prefer the XCMG LW1200KN, Komatsu WA600, CAT 986 brands)
<b>1. Objectives</b>
Purchase of vehicles to perform tasks at the plant during 2026
<b>2. Tasks</b>
<ul style="list-style-type: none"> <li>Supply of the necessary number of vehicles to meet the production plan.</li> <li>The vehicles provided must be in good condition to ensure the successful completion of the production plan.</li> <li>The 600 loader with a 6m<sup>3</sup> bucket must have an average capacity of 12 tons.</li> </ul>
<b>3. ADDRESS of service provision locations</b>
Fénix Metales, S. A Kilómetro 4.5 Carretera a Cobán El Estor Izabal Guatemala 18003 Phone: (502) 77201800
<b>4. General Requirements</b>
<b>4.1. Requirements for the characteristics of goods and materials</b>
All vehicles must meet the requested specifications.
<b>4.2. Delivery Requirements</b>
<ul style="list-style-type: none"> <li>Delivery of Fénix Metales vehicles within 6 months or less.</li> <li>The supplier is responsible for delivering vehicles to the port in Guatemala.</li> <li>Any delays must be reported to the customer immediately, explaining the causes and corrective measures.</li> <li>Vehicles must be transported without loss, damage, or contamination during transit.</li> </ul>
<b>4.3. Packaging requirements</b>
<ul style="list-style-type: none"> <li>The packaging must comply with current environmental regulations.</li> </ul>
<b>4.4. Delivery Requirements</b>
The Supplier will be responsible for delivery to the construction site. Before commencing deliveries, the Supplier must submit a detailed logistics plan to the Client for approval, taking into account the type of product, site characteristics, and safety requirements.

Head Offices  
es  
[Address:] 6 avenida, 12-24, nivel 5, oficina 506, zona 10,  
edificio HQ fontabella, Guatemala, Guatemala  
Zip code: 01010


Administrative Offices Fénix Metal  
[Address:] Kilometro 5.5, carretera a Cobán  
El Estor, Izabal, Guatemala  
Zip code: 18003

	<b>TERMS OF REFERENCE FOR THE PURCHASE OF A 600 FRONT LOADER</b>	Version: <b>001</b>	Page: <b>3 of 16</b>
		Code: <b>PRO-TTR-TTE-22-002</b>	
	<b>TRANSPORT WORKSHOP</b>	Date: <b>June 01, 2026</b>	

4.5. Requirements for quality assurance of goods and materials
<ul style="list-style-type: none"> <li>• Compliance with the requested specifications.</li> <li>• The supplied vehicle must conform to the import documents.</li> <li>• The supplier is obligated to provide all the vehicle's technical documentation (manual, operating and maintenance instructions).</li> <li>• In case of non-compliance, a formal complaint should be filed.</li> </ul>
4.6. Storage requirements
Storage to prevent spontaneous combustion and hydration
4.7. Quality control requirement
<ul style="list-style-type: none"> <li>• Provide a vehicle quality control report.</li> <li>• Specify the inspection methods.</li> </ul>
4.8. Quality control
<ul style="list-style-type: none"> <li>• Input quality control according to parameters: dimensions, integrity, performance.</li> </ul>
4.9. Requirements for contractor qualifications
<ul style="list-style-type: none"> <li>• Certificate or proof of company registration.</li> <li>• Certificate or proof of registration of the legal representative.</li> <li>• The supplier must be a legally constituted, registered, and authorized company in accordance with the economic activity of the quoted service.</li> <li>• It must undergo the supplier verification process of the Fénix Metales S.A. compliance department.</li> <li>• It must submit an invoice in accordance with the instructions of the Fénix Metales S.A. accounting department.</li> <li>• Business and incorporation licenses in the name of the carrier (sole proprietor or company).</li> <li>• It must have current tax registration and compliance with SAT [Superintendency of Tax Administration]. No outstanding tax obligations.</li> <li>• Passport of the legal representative.</li> <li>• Document indicating tax registration and compliance with tax obligations, including the tax identification number.</li> </ul>
4.10. Requirements for related documentation
<ul style="list-style-type: none"> <li>• Vehicle quality certificate.</li> <li>• Vehicle warranty document.</li> <li>• Vehicle passport or owner's manual.</li> </ul>
4.11. Communication Requirements
<p>Communication for further information and/or clarification of doubts will be carried out through one of the following channels: Official channel; all communication is exclusive between the supplier and FENIX METALES and will be conducted via corporate email <a href="mailto:compras@fenix.gt">compras@fenix.gt</a></p> <ul style="list-style-type: none"> <li>• The language of communication is Spanish.</li> <li>• Confidentiality: The supplier agrees to maintain the confidentiality of all technical, operational, and contractual information received from Fénix Metales S.A.</li> <li>• The offer must be submitted as follows: Fénix Metales S.A.</li> </ul>

Head Offices  
es  
[Address:] 6 avenida, 12-24, nivel 5, oficina 506, zona 10,  
edificio HQ fontabella, Guatemala, Guatemala  
Zip code: 01010


Administrative Offices Fénix Metal  
[Address:] Kilometro 5.5, carretera a Cobán  
El Estor, Izabal, Guatemala  
Zip code: 18003

	<b>TERMS OF REFERENCE FOR THE PURCHASE OF A 600 FRONT LOADER</b>	Version:	Page:
		<b>001</b>	<b>4 of 16</b>
	<b>TRANSPORT WORKSHOP</b>	Code:	
<b>PRO-TTR-TTE-22-002</b>		Date:	
		<b>June 01, 2026</b>	

<p>compras@fenix.gt Bids must be submitted on within five business days after receiving the invitation to compras@fenix.gt. Bids will not be accepted before or after the established date and time. The event will be published on the website: <a href="http://www.pronico.gt">www.pronico.gt</a></p>
<p><b>4.12. Confidentiality requirements</b> Non-disclosure of technological information and trade secrets. All information exchanged between the Client and the Contractor, whether written or oral (including calls, meetings, messages, etc.), that directly or indirectly relates to the purpose of the services provided, shall be considered confidential. This clause is a mandatory clause of the contract.</p>
<p><b>4.13. Requirements for simples</b> No</p>
<p><b>4.14. Requirements for providing a reference list</b></p> <ul style="list-style-type: none"> <li>List of at least three industrial companies that have received similar radiators from the supplier.</li> <li>Contact information for representatives of these companies who can provide information on the use of the radiators.</li> </ul>
<p><b>4.15. Other requirements for goods and materials</b></p> <ul style="list-style-type: none"> <li>No refrigerant leaks.</li> <li>No corrosion or damage.</li> </ul>
<p><b>5. Guaranteed lifespan</b> Minimum 1 year or 2000 motorcycle hours</p>
<p><b>6. Supplier recommendations</b> The supplier provides operating and maintenance recommendations, refrigerant grades, oils, and other recommendations at the supplier's discretion.</p>
<p><b>7. Payment procedure</b> By agreement between the client and the seller.</p>
<p><b>8. The procedure for the delivery and acceptance of the results of the services</b> Signature of the certificate of receipt of goods and material assets.</p>
<p><b>9. Input quality control</b></p> <ul style="list-style-type: none"> <li>Performed at the Client's facilities.</li> </ul>
<p><b>10. Replacement procedure</b></p> <ul style="list-style-type: none"> <li>In case of deviations from the parameters, a complaint letter from the Client will be provided.</li> <li>The provider must deliver the service results to the department designated by the client in the previously agreed-upon format (physical document, digital document, electronic report, etc.).</li> <li>Delivery must be made within the timeframe stipulated in the contract or work plan.</li> <li>Each delivery must include evidence of service completion, such as activity reports, photographs, inspection records, or any other required supporting documentation.</li> <li>The department designated by the client will review the delivered results to verify that they meet the agreed-upon quality, quantity, and technical specifications.</li> <li>A review period, defined in the contract, will be established, during which the client may request clarifications, adjustments, or corrections from the provider.</li> <li>If any nonconformities are detected, the provider must make the necessary adjustments within the timeframe indicated by the client.</li> </ul>

Head Offices  
es  
[Address:] 6 avenida, 12-24, nivel 5, oficina 506, zona 10,  
edificio HQ fontabella, Guatemala, Guatemala  
Zip code: 01010

Administrative Offices Fénix Metal  
[Address:] Kilometro 5.5, carretera a Cobán  
El Estor, Izabal, Guatemala  
Zip code: 18003

	<b>TERMS OF REFERENCE FOR THE PURCHASE OF A 600 FRONT LOADER</b>	Version: <b>001</b>	Page: <b>5 of 16</b>
		Code: <b>PRO-TTR-TTE-22-002</b>	
	<b>TRANSPORT WORKSHOP</b>	Date: <b>June 01, 2026</b>	

<ul style="list-style-type: none"> <li>• All observations and corrective actions must be documented in writing for the records of both parties.</li> <li>• Once the results have been verified and approved, the client will issue a report signed by both parties, which will serve as proof of service acceptance.</li> <li>• This formal acceptance marks the provider's full completion of the service and enables the corresponding billing and payment procedures.</li> <li>• Both the client and the provider must retain a copy of all documents related to the delivery and acceptance of the results for control, auditing, and future reference purposes.</li> </ul>
<b>1. Annexes</b>
<ul style="list-style-type: none"> <li>• Annex 1 – Reference image of 600 front loader.</li> </ul>

***ANNEX 1***

*Reference image of 600 front loader*



Head Offices  
es  
[Address:] 6 avenida, 12-24, nivel 5, oficina 506, zona 10,  
edificio HQ fontabella, Guatemala, Guatemala  
Zip code: 01010

Administrative Offices Fénix Metal  
[Address:] Kilometro 5.5, carretera a Cobán  
El Estor, Izabal, Guatemala  
Zip code:18003