

Amendment – XIV dated 09.11.2020 on the Request for Proposal and Transmission Service Agreement issued for selection of bidder as Transmission Service Provider to establish "Transmission system strengthening for evacuation of power from solar energy zones in Rajasthan (8.1 GW) under Phase II –Part B" through tariff based competitive bidding process

Sl. No.	Clause No.	Existing Provisions	New / Revised Clause																																				
1.	2.7.1 of RFP	The Bidders should submit the Bids online through the electronic bidding platform before the Bid Deadline and submit the Technical Bids, in one (1) original plus one (1) copy so as to reach the address specified in Clause 2.9.4 by 1300 hrs (IST) on 10.11.2020	The Bidders should submit the Bids online through the electronic bidding platform before the Bid Deadline and submit the Technical Bids, in one (1) original plus one (1) copy so as to reach the address specified in Clause 2.9.4 by 1300 hrs (IST) on 20.11.2020																																				
2.	2.7.2 of RFP	Important timelines are mentioned below: <table border="1" data-bbox="353 596 1155 1193"> <thead> <tr> <th>Date</th> <th>Event</th> </tr> </thead> <tbody> <tr> <td>03.11.2020</td> <td>Issue of final RFP Project Documents</td> </tr> <tr> <td>10.11.2020</td> <td>Submission of Bid (Online submission of Bid through electronic bidding portal and physical submission of Technical Bid))</td> </tr> <tr> <td>10.11.2020</td> <td>Opening of Technical Bid</td> </tr> <tr> <td>18.11.2020</td> <td>Shortlisting and announcement of Qualified Bidders</td> </tr> <tr> <td>19.11.2020</td> <td>Opening of Financial Bid - Initial Offer</td> </tr> <tr> <td>20.11.2020</td> <td>Electronic auction (Financial Bid – Final Offer) for the Qualified Bidders.</td> </tr> <tr> <td>01.12.2020</td> <td>Selection of Successful Bidder and issue of LOI</td> </tr> <tr> <td>11.12.2020</td> <td>Signing of RFP Project Documents and transfer of Fatehgarh Bhadla Transco Limited.</td> </tr> </tbody> </table>	Date	Event	03.11.2020	Issue of final RFP Project Documents	10.11.2020	Submission of Bid (Online submission of Bid through electronic bidding portal and physical submission of Technical Bid))	10.11.2020	Opening of Technical Bid	18.11.2020	Shortlisting and announcement of Qualified Bidders	19.11.2020	Opening of Financial Bid - Initial Offer	20.11.2020	Electronic auction (Financial Bid – Final Offer) for the Qualified Bidders.	01.12.2020	Selection of Successful Bidder and issue of LOI	11.12.2020	Signing of RFP Project Documents and transfer of Fatehgarh Bhadla Transco Limited.	Important timelines are mentioned below: <table border="1" data-bbox="1267 596 2069 1193"> <thead> <tr> <th>Date</th> <th>Event</th> </tr> </thead> <tbody> <tr> <td>13.11.2020</td> <td>Issue of final RFP Project Documents</td> </tr> <tr> <td>20.11.2020</td> <td>Submission of Bid (Online submission of Bid through electronic bidding portal and physical submission of Technical Bid))</td> </tr> <tr> <td>20.11.2020</td> <td>Opening of Technical Bid</td> </tr> <tr> <td>01.12.2020</td> <td>Shortlisting and announcement of Qualified Bidders</td> </tr> <tr> <td>02.12.2020</td> <td>Opening of Financial Bid - Initial Offer</td> </tr> <tr> <td>03.12.2020</td> <td>Electronic auction (Financial Bid – Final Offer) for the Qualified Bidders.</td> </tr> <tr> <td>11.12.2020</td> <td>Selection of Successful Bidder and issue of LOI</td> </tr> <tr> <td>21.12.2020</td> <td>Signing of RFP Project Documents and transfer of Fatehgarh Bhadla Transco Limited.</td> </tr> </tbody> </table>	Date	Event	13.11.2020	Issue of final RFP Project Documents	20.11.2020	Submission of Bid (Online submission of Bid through electronic bidding portal and physical submission of Technical Bid))	20.11.2020	Opening of Technical Bid	01.12.2020	Shortlisting and announcement of Qualified Bidders	02.12.2020	Opening of Financial Bid - Initial Offer	03.12.2020	Electronic auction (Financial Bid – Final Offer) for the Qualified Bidders.	11.12.2020	Selection of Successful Bidder and issue of LOI	21.12.2020	Signing of RFP Project Documents and transfer of Fatehgarh Bhadla Transco Limited.
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3.	2.8.1 of RFP	The Bidders shall submit the Bid which shall remain valid upto 09.05.2021.....	The Bidders shall submit the Bid which shall remain valid upto 19.05.2021.....																																				
4.	2.9.2 of RFP Due for opening on 10.11.2020 Due for opening on 20.11.2020																																				

Sl. No.	Clause No.	Existing Provisions	New / Revised Clause
5.	2.13 of RFP	<p>.....</p> <p>Opening of Envelope (Technical Bid): 13:30 hours (IST) on 10.11.2020.</p> <p>Opening of Initial Offer: Initial Offer shall be opened by the Bid Process Coordinator in presence of the Bid Evaluation Committee at 13:30 hours (IST) on 19.11.2020</p>	<p>.....</p> <p>Opening of Envelope (Technical Bid): 13:30 hours (IST) on 20.11.2020.</p> <p>Opening of Initial Offer: Initial Offer shall be opened by the Bid Process Coordinator in presence of the Bid Evaluation Committee at 13:30 hours (IST) on 02.12.2020</p>
6.	Annexure 23 of RFP	Illustration of the Bid Evaluation/Computation of Levelized Transmission Charges	Revised Excel has been emailed to the mailing address of The Contact Person as provided by you in your Response submitted during RFP stage.
7.	2.5.8.1(a) of RFP	<p>The aggregate equity share holding of the Selected Bidder, in the issued and paid up equity share capital of _____ [Insert Name of SPV] shall not be less than the following:</p> <p>i. Fifty-one percent (51%) up to a period of (2) two years after COD of the Project; and</p> <p>ii. Twenty six percent (26%) for a period of three (3) years thereafter.</p>	<p>The aggregate equity share holding of the Selected Bidder, in the issued and paid up equity share capital of _____ [Insert Name of SPV] shall not be less than Fifty one percent (51%) up to a period of (1) one year after COD of the Project;</p>
8.	2.5.8.1 (b) of RFP	In case the Selected Bidder is a Bidding Consortium, then any Member (other than the Lead Member) of such Bidding Consortium shall be allowed to divest its equity as long as the other remaining Members (which shall always include the Lead Member) hold the minimum equity specified in (i) and (ii) above.	In case the Selected Bidder is a Bidding Consortium, then any Member (other than the Lead Member) of such Bidding Consortium shall be allowed to divest its equity as long as the other remaining Members (which shall always include the Lead Member) hold the minimum equity specified in clause 2.5.8.1 (a) above.
9.	2.5.8.1 (c) of RFP	<p>If equity is held by the Affiliates,</p> <p>Provided further, that the aggregate equity share holding of the Bidding Consortium or a Bidding Company in the issued and paid up equity share capital of _____ [Insert Name of SPV] shall not be less than fifty one percent (51%) up to a period of two (2) years after COD of the Project and the lead Member of the Consortium shall have the equity share holding not less than twenty</p>	<p>If equity is held by the Affiliates,</p> <p>Provided further, that the aggregate equity share holding of the Bidding Consortium or a Bidding Company in the issued and paid up equity share capital of _____ [Insert Name of SPV] shall not be less than fifty one percent (51%) up to a period of one (1) year after COD of the Project and the lead Member of the Consortium shall have the equity share holding not less than twenty six percent</p>

Sl. No.	Clause No.	Existing Provisions	New / Revised Clause
		<p>six percent (26%). The Lead Member shall continue to hold equity of at least twenty six percent (26%) up to a period of five (5) years after COD of the Project. In case the Selected Bidder is a Bidding Consortium, then any Member (other than the Lead Member) of such Bidding Consortium shall be allowed to divest its equity as long as the other remaining Members (which shall always include the Lead Member) hold the minimum equity specified in (a)(i) and (a)(ii) above.</p>	<p>(26%). The Lead Member shall continue to hold equity of at least twenty six percent (26%) up to a period of one (1) year after COD of the Project. In case the Selected Bidder is a Bidding Consortium, then any Member (other than the Lead Member) of such Bidding Consortium shall be allowed to divest its equity as long as the other remaining Members (which shall always include the Lead Member) hold the minimum equity specified in clause 2.5.8.1 (a) above.</p>
10.	18.2.1 of TSA	<p>The aggregate equity share holding of the Selected Bidder in the issued and paid up equity share capital of [Insert Name of the SPV] shall not be less than following:</p> <ul style="list-style-type: none"> i. Fifty-one percent (51%) up to a period of (2) two years after COD of the Project; and ii. Twenty six percent (26%) for a period of three (3) years thereafter. <p>Provided that, in case the Lead Member or Bidding Company is holding equity through Affiliate/s, Ultimate Parent Company or Parent Company, such restriction as specified above shall apply to such entities.</p> <p>Provided further, that in case the Selected Bidder is a Bidding Consortium, the Lead Member shall continue to hold equity of at least twenty six percent (26%) upto a period of five (5) years after COD of the Project and any Member of such Bidding Consortium shall be allowed to divest its equity as long as the other remaining Members (which shall always include the Lead Member) hold the minimum equity specified in (a) and (b) above.</p>	<p>The aggregate equity share holding of the Selected Bidder in the issued and paid up equity share capital of [Insert Name of the SPV] shall not be less than Fifty-one percent (51%) up to a period of (1) one year after COD of the Project.</p> <p>Provided that, in case the Lead Member or Bidding Company is holding equity through Affiliate/s, Ultimate Parent Company or Parent Company, such restriction as specified above shall apply to such entities.</p> <p>Provided further, that in case the Selected Bidder is a Bidding Consortium, the Lead Member shall continue to hold equity of at twenty six percent (26%) upto a period of one (1) year after COD of the Project and any Member of such Bidding Consortium shall be allowed to divest its equity as long as the other remaining Members (which shall always include the Lead Member) hold the minimum equity specified above.</p>
11.	Annexure 22 of	Format of Financial Bid	Revised Format attached at Annex-1

Sl. No.	Clause No.	Existing Provisions	New / Revised Clause
	RFP		
12.	Schedule 6 of TSA	Transmission Charges	Revised Schedule attached at Annex-2

ANNEXURE 22

FORMAT FOR FINANCIAL BID

Quoted Transmission Charges

Year (Term of License)	Commenceme nt Date of Contract Year	End Date of Contract Year	Quoted Non- Escalable Transmission Charges (in Rupees Millions)	Quoted Escalable Transmission Charges (in Rupees Millions)
(1)	(2)	(3)	(4)	(5)
1	Scheduled COD 21.06.2022 (Refer note 7 and 9)	31-March		
2	1-April	31-March		
3	1-April	31-March		
4	1-April	31-March		
5	1-April	31-March		
6	1-April	31-March		
7	1-April	31-March		
8	1-April	31-March		
9	1-April	31-March		
10	1-April	31-March		
11	1-April	31-March		
12	1-April	31-March		
13	1-April	31-March		
14	1-April	31-March		
15	1-April	31-March		
16	1-April	31-March		
17	1-April	31-March		
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22	1-April	31-March		
23	1-April	31-March		
24	1-April	31-March		
25	1-April	31-March		
26	1-April	31-March		
27	1-April	31-March		
28	1-April	31-March		
29	1-April	31-March		
30	1-April	31-March		
31	1-April	31-March		

32	1-April	31-March	
33	1-April	31-March	
34	1-April	31-March	
35	1-April	31-March	
36	1-April	35 th anniversary of the Scheduled COD (Refer note 8 and 9)	

Notes

1. The Bidders are required to ensure compliance with the provisions of Clause 2.5.3 of this RFP.
2. Quotes to be in Rupees Millions and shall be up to two (2) decimal points.
3. The contents of this format shall be clearly typed.
4. All pages of this format shall be signed by the authorized signatory in whose name power of attorney as per Clause 2.5.2 is issued.
5. Ensure 36 values of the Quoted Non-Escalable Transmission Charges and only 1 value for Quoted Escalable Transmission Charges, unless firm Transmission Charges are quoted.
6. In the likely situation of Bidders quoting firm Transmission Charges, the single value for the Quoted Escalable Transmission Charges should be filled as Nil.
7. Charges quoted for the first Contract Year would be the charges applicable for the period from the immediately preceding 1 April from the Scheduled COD till the immediately succeeding 31 March.
8. Charges quoted for the last Contract Year would be the charges applicable from immediately preceding 1 April to the date of thirty-fifth anniversary of the Scheduled COD till the immediately succeeding 31 March.
9. However, in cases of both (7) and (8) above, total Transmission Charges payable to the TSP will be computed proportionately for the total number of days in the first and the last Contract Year respectively.

Name and signature of authorized signatory in whose name power of attorney / Board resolution as per Clause 2.5.2 is issued.

Signature of authorized signatory

Name:

Designation:

Date:

Company rubber stamp

Schedule: 6

Transmission Charges

[Note: As referred to in the definitions of "Element", "Escalable Monthly Charges", "Non Escalable Monthly Charges" and "Monthly Transmission Charges" and in Clauses 1.1 (c) of Schedule 5 of this Agreement]

[To be incorporated from the Bid of the Selected Bidder]

[In case of pre-signing of RFP Project Documents, this needs to be inserted after selection of the Selected Bidder]

Year	Commencement Date of Contract Year	End Date of Contract Year	Non-Escalable Transmission Charges (in Rupees Millions)	Escalable Transmission Charges (in Rupees Millions)
(1)	(2)	(3)	(4)	(5)
1	Scheduled COD 21.06.2022	31-March		
2	1-April	31-March		
3	1-April	31-March		
4	1-April	31-March		
5	1-April	31-March		
6	1-April	31-March		
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20	1-April	31-March		
21	1-April	31-March		
22	1-April	31-March		
23	1-April	31-March		
24	1-April	31-March		

Year	Commencement Date of Contract Year	End Date of Contract Year	Non-Escalable Transmission Charges (in Rupees Millions)	Escalable Transmission Charges (in Rupees Millions)
25	1-April	31-March		
26	1-April	31-March		
27	1-April	31-March		
28	1-April	31-March		
29	1-April	31-March		
30	1-April	31-March		
31	1-April	31-March		
32	1-April	31-March		
33	1-April	31-March		
34	1-April	31-March		
35	1-April	31-March		
36	1-April	35 th anniversary of Scheduled COD		

[This table needs to be replicated exactly as from Annexure-22 of the RFP (i.e. Financial Bid of the Selected Bidder).]

Notes:

- a. Charges for the first Contract Year are the Transmission Charges applicable for the twelve month period (from the immediately preceding 1 April from the Scheduled COD till the immediately succeeding 31 March) irrespective of the duration of the first Contract Year.
- b. Charges for the second Contract Year are the Transmission Charges applicable for the full Contract Year
- c. Charges for the last Contract Year are the Transmission Charges applicable for the twelve month period (from immediately preceding 1 April to the date of 35th anniversary of the Scheduled COD till the immediately succeeding 31 March) irrespective of the duration of the last Contract Year.
- d. However, in cases of both (a) and (c) above, total Transmission Charges payable to the TSP are computed proportionately for the total number of days in the first and last Contract Year respectively.
- e. Charges for Short Term Open Access of the Project shall be as per the provisions of Central Electricity Regulatory Commission (Open Access in Inter-state Transmission) Regulations 2008 as notified by CERC and as amended from time to time.

Proportionate Transmission Charges payable for each Element of the Project:

Name of the Transmission Element	Percentage of Quoted Transmission Charges recoverable on Scheduled COD of the Element of the Project
Fatehgarh-II PS – Bhadla-II PS 765kV D/c line (2nd)	100%
2 no. of 765 kV line bays each at Fatehgarh-II and Bhadla-II for Fatehgarh-II PS – Bhadla- II PS 765kV D/c line (2nd)	
1x240 MVAR Switchable line reactor for each circuit at each end of Fatehgarh-II – Bhadla- II 765kV D/c line (2nd)	
240 MVAR, 765 kV reactor- 4 (2 reactors each at Fatehgarh-II and Bhadla-II).	
Switching equipment for 765 kV reactor - 4 (2 Switching equipments each at Fatehgarh-II and Bhadla-II)	
(1x80 MVAR Spare* reactor each at Fatehgarh-II and Bhadla-II to be used as spare for Fatehgarh-II – Bhadla-II 765kV D/c line (2nd))	
*not under the present scope	