

Addendum No. 1 (Dated 28.06.2023)

Request for Qualification (RFQ)

for

Selection of Entity for Design, Manufacturing, Supply, Commissioning, Operation and Maintenance of Rolling Stock on PPP Model for BSRP

RFQ NO.: KRIDE/2023-24/PREQUAL-TENDER_NUMBER_1

SN	Clause No.	Original Clause	Suggested Clause & Suggestions	Reply
1.	RFQ No.	RFQ No: KRIDE/2023-24/PREQUAL_TENDER_NUMBER_1	Query/Remarks: We understood that older documentation submitted for earlier RFQ shall be valid for New RFQ also. We request you to confirm, all the documents which were having Old RFQ no. shall also be valid for New RFQ no. and need not to be re-issued. Pls confirm.	Your understanding is correct. Applicants who have submitted an application pursuant to RFQ No. KRIDE/BSRP/18/2023 dated 23.01.2023 are free to submit the older documents that were previously submitted as part of your Application and provide an endorsement of changes as per the format provided in Appendix XV. Please refer to Corrigendum -1.
2.			Query/Remarks: Fours years from supply period would imply a 5+4=9-year lock-in, which is very long. We request to limit	This provision has been amended as requested. Please refer to Corrigendum -I.

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			<p>the lock in period to maximum of 2 year beyond supply period.</p> <p>In this regard, request to change the clause as follows: "The Applicant/ Members of a Consortium shall, for a period of 2 (two) years from the completion of the Supply Period shall collectively hold 100% (Hundred per cent) of the subscribed and paid-up equity share capital of the Lessor/SPV at all times."</p>	
3.			<p>Query/Remarks: It is understood that any single entity applicant / Lead Member of a Consortium which has been prequalified at the RFQ stage, also has an option to withdraw its qualification in next stage (i.e. Bid Stage) and become Specialist sub-contractor with any other applicant. Kindly Confirm</p> <p>Query/Remarks: 'Kindly clarify whether any single entity who qualified at RFQ stage is allowed to be associated as a sub-contractor or in consortium mode with any qualified OEM at RFP stage.</p>	Any Applicants who have been pre-qualified and short-listed shall not be permitted to act as sub-contractor(s) of any other Applicant at the Bid Stage. Please refer to Corrigendum – 1.
4.	3.3.1	Applicants shall then be shortlisted on the basis of meeting the Financial Capacity. A list of the shortlisted	<p>Query/Remarks: Kindly confirm, if any single entity applicant / Consortium has been pre-qualified at the RFQ stage, and not able to participate in next stage (i.e. Bid Stage)</p>	No action will be taken against such Applicant.

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		bidders shall be notified on the eProcurement Portal – Karnataka.	than no action will be taken against that single entity applicant / any member of Consortium, nor it will be restricted/blacklisted to participate in any other tender issued by K-Ride.	
5.	Appendice s/Appendix-IV/Joint Bidding Agreement/6.2	The Parties undertake that 26% (twenty -six per cent) of the subscribed and paid up equity share capital of the SPV shall, at all times for a Period of 4 (four) year from the completion of Supply Period, to be held by the each Party of the First, {Second and Third} Part whose Net Worth/ACI have been reckoned for the purposes of qualification and short- listing of Applicants for the Project in terms of the RFQ.	<p>Suggestion: The Parties undertake that 26% (twenty -six per cent) of the subscribed and paid up equity share capital of the SPV shall, at all times for a Period of 4 (four) year from the completion of Supply Period <u>or successful completion of Defect Liability Period whichever is earlier</u>, to be held by the each Party of the First, {Second and Third} Part whose Net Worth/ACI have been reckoned for the purposes of qualification and short- listing of Applicants for the Project in terms of the RFQ.</p> <p>Query/Remarks: It is understood that older documentation submitted for earlier RFQ shall be valid for New RFQ also. In line to that, one covering letter will be submitted against compliance on changes made in revised RFQ. Hence, JB agreement submitted for Old RFQ to be considered for revised RFQ also. Please confirm if understanding is correct.</p>	This provision has been amended. Please refer to Corrigendum – 1.

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6.	Appendices/Appendix-IV/Joint Bidding Agreement/6.3	The Parties undertake that each of the Parties specified in Clause 6.2 above shall, at all times for a Period of 4 (four) year from the completion of Supply Period, hold subscribed and paid up equity share capital of SPV equivalent to at least 5% (five per cent) of the Total Project Cost.	<p>Suggestion: The Parties undertake that each of the Parties specified in Clause 6.2 above shall, at all times for a Period of 4 (four) year from the completion of <u>Supply Period or successful completion of Defect Liability Period whichever is earlier</u>, hold subscribed and paid up equity share capital of SPV equivalent to at least 5% (five per cent) of the Total Project Cost.</p> <p>Query/Remarks: It is understood that older documentation submitted for earlier RFQ shall be valid for New RFQ also. In line to that, one covering letter will be submitted against compliance on changes made in revised RFQ. Hence, JB agreement submitted for Old RFQ to be considered for revised RFQ also. Please confirm if understanding is correct.</p>	<p>Applicants who have submitted the Applications pursuant to RFQ No. K-RIDE/BSRP/18/2023 dated 23.01.2023 are free to submit the older documents that were previously submitted as part of your Application and provide an endorsement of changes as per the format provided in Appendix XV.</p> <p>Kindly also note that this provision has been amended. Please refer to Corrigendum -1</p>
7.	Appendices/Appendix-IV/Joint Bidding Agreement/6.4	The Parties undertake that they shall collectively hold at least 51% (fifty-one per cent) of the subscribed and paid up equity share capital of the SPV at all times for a Period of 4 (four) year from the completion of Supply Period.	<p>Suggestion: The Parties undertake that they shall collectively hold at least <u>100% (hundred per cent)</u> of the subscribed and paid up equity share capital of the SPV at all times for a Period of 4 (four) year from the completion of <u>Supply Period or successful completion of Defect Liability Period whichever is earlier</u>.</p> <p>Query/Remarks:</p>	<p>Applicants who have submitted the Applications pursuant to RFQ No. K-RIDE/BSRP/18/2023 dated 23.01.2023 are free to submit the older documents that were previously submitted as part of your Application and provide an endorsement of changes as per the format provided in Appendix XV.</p>

Addendum-1 to RFQ for Selection of Entity for Design, Manufacturing, Supply, Commissioning, Operation and Maintenance of Rolling Stock on PPP Model for BSRP

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			<p>It is understood that older documentation submitted for earlier RFQ shall be valid for New RFQ also. In line to that, one covering letter will be submitted against compliance on changes made in revised RFQ. Hence, JB agreement submitted for Old RFQ to be considered for revised RFQ also. Please confirm if understanding is correct.</p>	<p>Kindly also note that this provision has been amended. Please refer to Corrigendum -1</p>
8.	Appendix-X clause-L & M	<p>Clause M: AC Traction Motor: Three phase asynchronous traction motors, suitable for RIPM converter/inverter operation shall be offered.</p>	<p>Proposed: Clause M: AC Traction Motor: Three phase asynchronous traction motors, suitable for RIPM converter/inverter operation shall be offered. Clarification: In Appendix -X As per clause L , RIPM (Revolution Intelligent Power Module has been removed. However, in the clause M, it is mentioned that "suitable RIPM converter/Inverter operation shall be offered". Kindly clarify</p>	<p>Please refer to Corrigendum -1</p>
9.	Appendix-X clause-L & N	<p>Regarding Traction converter-Inverter and Auxiliary Converter</p>	<p>Clarification: 'In RFQ, there is no clarity with regard to mounting arrangement of propulsion Equipment i.e onboard or under-slung type equipment. Kindly clarify.</p>	<p>Traction converter-Inverter and Auxiliary converter are proposed to be mounted underframe.</p>
10.	General Query		<p>Query/Remarks:</p>	<p>Please note that this RFQ including its corrigendum and Pre-application</p>

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			<p>It is understood from the clarification provided by K-RIDE during Pre-Bid conference that CAF response ('K-RIDE/ BSRP/ CAF/ RFQ/ APP/23/01' dated 10.04.2023) to RFQ no. 'K-RIDE/BSRP/18/2023' shall be valid with respect to changes made on revised RFQ no. 'KRIDE/ 2023-24/ PREQUAL_TENDER_NUMBER_1'. Kindly confirm if understanding is correct.</p>	<p>replies prevail over & above the earlier issued Pre-Application replies with respect to previous RFQ.</p>
11.	General Query		<p>It is requested Employer to please confirm that the Monthly Payment shall be guaranteed with Sovereign guarantee.</p>	<p>These details shall be provided at the Bid Stage.</p>
12.	General Query		<p>As the detailed project information (technical specifications, estimated per car/train price, payment terms, payment schedule etc.) can only be known/derived during RFP stage when all such documents would be available, in the absence of such information, Financing Agencies are not in a position to provide commitment for being part of a consortium at this stage due to procedural requirement.</p> <p>Once the project details are available i.e., during the RFP stage, Financing Agencies are willing to come forward for the same.</p>	<p>We understand your concern regarding finding a financing agency for the BSRP project. As described in the RFQ document detailed information shall be made available during the RFP stage.</p>

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13.	General Query		<p>Also, even though the tender documents allow applicant to be Alternative Invest Fund (AIF) or Foreign Investment Fund, and for technical eligibility only an under taking is required. However, while submitting the offer online the portal also asks for supporting documents for rolling stock (Supply or commissioning certificate issued against LoA). Screen shot is placed below for ready reference: -</p> <p>Because of the above requirements, the funding agency cannot submit the bid as the sole bidder and needs to identify a suitable rolling stock supplier at RFQ stage only.</p> <p>As you are kindly aware, as per the RFQ documents, “The option of change in composition of the Consortium which is available under Clause 2.3.2 may be exercised by any Applicant who is pre-qualified either as a Consortium or as a single entity. In the case of a single entity Applicant adding a Consortium Member at the Bid Stage, the single entity Applicant shall be the Lead Member of the Consortium”.</p> <p>In view of the current status of the Financing Agency due to unavailability of the Project Details, they are</p>	<p>Any Change in the Composition of a Consortium is required to be in accordance with Clause 2.3 of the RFQ and the provisions of the RFP. Kindly note that any change in the Lead Member of a Consortium is not allowed.</p> <p>Also, there is no restriction by the KRIDE, on hiring/subcontracting the agencies/ person/organisation to monitor and manage day to day activities of the SPV. However, the point of contact with the authority shall be the Lead Member of the Consortium.</p> <p>Please refer to Corrigendum – 1.</p>

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			<p>not able to form Consortium, however, once onboard they would be having majority equity in the consortium/SPV.</p> <p>In view of the above, you are requested to kindly confirm that in case a company/consortium qualifies the RFQ and introduces a new member (Financing Agency) during RFP, can the Financing Agency be the lead member by virtue of being the financier of the project and holding majority equity. All the terms of tender shall be met by the consortium.</p>	