

Corrigendum I to EOI Document

Kindly note the following corrigendum is being affected in the EOI document dated December 21, 2018 published for “Invitation to submit expression of interest for substitution of ‘Bareilly Highways Project Limited’”

Clause No.	Original Clause		Modified/New Clause	
Chapter I – Paragraph 1	Bidder shall submit the EOI in the prescribed formats, and pursuant to the terms, set out under this EOI Document latest by 6:00 PM IST, on December 31, 2018 (the “ EOI Due Date ”) by emailing the EOI, to team.bhpl@sbicaps.com (hard copy of the EOI to be delivered at below mentioned address within 2 (two) Business Days of the above mentioned deadline) or by hand delivery/post/courier (at the risk and cost of the Bidder) in a sealed envelope clearly marked with the following transcript.		Bidder shall submit the EOI in the prescribed formats, and pursuant to the terms, set out under this EOI Document latest by 6:00 PM IST, on January 8, 2019 (the “ EOI Due Date ”) by emailing the EOI, to team.bhpl@sbicaps.com (hard copy of the EOI to be delivered at below mentioned address within 2 (two) Business Days of the above mentioned deadline) or by hand delivery/post/courier (at the risk and cost of the Bidder) in a sealed envelope clearly marked with the following transcript	
Chapter I – Paragraph 8	Event	Timings	Event	Timings
	Last date and time for sending queries	6:00 PM (IST), December 29, 2018	Last date and time for sending queries	6:00 PM (IST), January 6, 2019
	EOI with duly filled relevant Annexures of the EOI Documents submission due date and time	6:00 PM (IST), December 31, 2018	EOI with duly filled relevant Annexures of the EOI Documents submission due date and time	6:00 PM (IST), January 8, 2019
Chapter III- Paragraph 5.1.1	Bidder(s) requiring any clarification on the EOI Document may notify the Authorized Representative by way of e-mail to the persons specified in paragraph 5.1.4 below. No queries or clarifications will be entertained beyond December 29, 2018. The Authorized Representative shall endeavour to respond to the queries within the period specified therein, but no later than 1 (one) Business Day prior to the EOI		Bidder(s) requiring any clarification on the EOI Document may notify the Authorized Representative by way of e-mail to the persons specified in paragraph 5.1.4 below. No queries or clarifications will be entertained beyond January 6, 2019. The Authorized Representative shall endeavour to respond to the queries within the period specified therein, but no later than 1 (one) Business Day prior to the EOI Due Date.	

Clause No.	Original Clause	Modified/New Clause
	Due Date. The responses will be sent only by e-mail or uploaded on the website(s) of the Lead Bank and/or the Authorized Representative and made uniformly accessible to all the Bidder(s). The Authorized Representative may also forward all the queries and its responses thereto, to all Bidder(s) without identifying the source of queries.	The responses will be sent only by e-mail or uploaded on the website(s) of the Lead Bank and/or the Authorized Representative and made uniformly accessible to all the Bidder(s). The Authorized Representative may also forward all the queries and its responses thereto, to all Bidder(s) without identifying the source of queries.
Annexure II- Details of the Bidder	The existing Annexure II shall stand modified and replaced with the ‘Annexure II’ set out in Exhibit I to this corrigendum	
Annexure V - Format for undertakings and representations	The existing Annexure V shall stand modified and replaced with the ‘Annexure V’ set out in Exhibit II to this corrigendum	

The Bidder(s) shall note that modification(s) issued in this corrigendum shall prevail over the existing provisions of the EOI Document and any clarifications/ modifications provided as on date.

EXHIBIT – I

ANNEXURE II

DETAILS OF THE BIDDER

1.	Name and Address Name of the Bidder: Address: Telephone No: Fax: Email:	
2.	Contact Person : Name: Designation: Telephone No: Email: <i>Note: In case contact person is other than Authorized Signatory, provide authorization letter</i>	
3.	CIN/GST No./PAN or equivalent details of Bidder with supporting documents*: CIN No: GST No: PAN No:	
4.	Date of establishment of Bidder/promoter group:	
5.	Core area of expertise of the Bidder:	
6.	Experience in infrastructure sector / road or bridge sector / sector related to the Company <i>(Along with value and time of</i>	

	<i>completion/award):</i>	
7.	Any history of the Company/ affiliate being declared “wilful defaulter”/“non-cooperative borrower”:	
Consortium of Bidders- Provide details of		
1.	Consortium Leader Details Name of the Company: Name & Designation of the contact person: Corporate/ Registered Address: Telephone No: Fax: Email:	
2.	Other Consortium Member's Details Name of the Company: Name & Designation of the contact person: Corporate/ Registered Address: Telephone No: Fax: Email:	
3.	Profile of the Consortium/including leader* Date of incorporation: CIN: GSTIN: PAN: Shareholding Pattern: <i>(or similar documents along with the supporting documents)</i>	

4.	Date of establishment of Consortium member companies/Promoter Group:	
5.	Core area of expertise of the Consortium members: <i>(include other, if from related industry)</i>	
6.	Experience in infrastructure sector / road sector / sector for each member of the Consortium <i>(Along with value and time of completion/award)</i> <i>(include other, if from related industry)</i>	

*Provide copy of the legal registration, CIN, VAT and PAN registration certificates of the firm, with their latest renewals, wherever applicable

EXHIBIT II

ANNEXURE V

FORMAT FOR UNDERTAKINGS AND REPRESENTATIONS

(To be duly stamped as per the Maharashtra Stamp Act, 1958)

Reference No.

Date

To,

Ms. Rajrajeswari Mishra, Vice President
SBI Capital Markets Limited, 202,
Maker Tower E, Cuffe Parade,
Mumbai – 400 005, Maharashtra

Subject: Expression of Interest – Substitution of Bareilly Highways Project Limited

Dear Sir,

In response to the advertisement in [*Insert the names of the newspaper and website*] dated [*Insert date of advertisement*] inviting expressions of interest as captioned above (the “**Advertisement**”), we hereby submit an EOI for substitution of Concessionaire.

We have read and understood the contents of the EOI Document and the Advertisement and pursuant to this hereby irrevocably and unconditionally assure, declare and confirm that:

- (a) the EOI submitted by us is in accordance with the EOI Document;
- (b) the Lenders reserve the right to evaluate and determine whether or not we qualify for the submission of the Bid and may reject the EOI submitted by us without assigning any reason whatsoever and without any liability to the Lenders or Authorized Representative;
- (c) the Lenders reserve the right to request for additional information from us for the purpose of evaluation of the EOI;

- (d) we will comply with the Qualification Criteria and submit all relevant documents, which may be required for ascertaining our qualification, at the Bid Stage;
- (e) any change in Consortium or any material adverse change affecting the Bidder's ability to perform shall be intimated within 3 (three) Business Days to the Lenders immediately by emailing to team.bhpl@sbicaps.com;
- (f) in the event that either the financial or technical partner in the Consortium or technical partner in the fund withdraws from the Bid Process (the "**Exiting Partner**") on or before the date of submission of the Bid, the Exiting Partner may only be substituted with a partner fulfilling the criteria of the Exiting Partner with either an equal or higher qualification, subject to the Lenders concurring with the suitability of the same through the Lenders, *provided that* the Exiting Partner is not a Lead Partner;
- (g) we shall engage an operation and maintenance ("**O&M**") contractor / form a JV with an O&M contractor and shall enter into such agreement(s), as may be required to be submitted at the time of submission of the bid, in accordance with the terms of the Bid Document.
- (h) we have not submitted an EOI either independently or as a member of another Consortium which has already submitted an EOI Document;
- (i) we are not subject matter of any winding up/insolvency proceedings or have taken any step to apply for it or any analogous proceedings;
- (j) neither any execution or distress is levied on us, nor any receiver is appointed in respect of any of our material assets;
- (k) we are 'fit and proper' person and are not under any legal disability to be a promoter under applicable law including listing agreements and regulations issued by SEBI and guidelines issued by RBI as may be relevant and under Applicable Law; and
- (l) we the Bidder, or our promoter or our guarantor have not defaulted in terms of any of our payment obligations as on the date of submission of this EOI.

Capitalised terms used but not defined herein shall have the meanings set out in the EOI Document and documents referred to therein.

Sincerely yours,

For [insert name of the Bidder or the Lead Partner on behalf of the Consortium]¹

¹ Note: The person signing the EOI and other supporting documents should be an authorized signatory. The authorized signatory should be supported by necessary board resolutions and corporate authorizations. However, in absence of a Board resolution and corporate authorizations, the EOI and other

Signature: _____

Name of Signatory:

Designation:

Common Seal/Stamp

supporting documents, can be signed on behalf of the company by any of the Key Managerial Persons as provided under the Companies Act, 2013.