



**CORRIGENDUM**

**ADDENDUM No. 11 dated 22.05.2021**

to

**TENDER NO. SDG4874P21/09**

1.0 This addendum is issued to amend the following existing clauses of the tender:

Clause Ref. No.	Existing Clause	Amended to read as
Annexure - B; A.2 - BRC Financial, (1.0) and Srl. No. 10 of ANNEXURE-3-III of Addendum No. 03 dated 17.02.2021	The bidder shall have an annual financial turnover of minimum <b>US\$ 3,29,59,621.00 or Rs. 2,49,57,02,437.00</b> during any of the preceding 3(Three) financial/ accounting years reckoned from the original bid closing date of the tender.	The bidder shall have an annual financial turnover of minimum <b>US\$ 3,29,59,621.00 or Rs. 2,49,57,02,437.00</b> during any of the preceding 3(Three) financial/accounting years reckoned from the <b>actual bid closing date</b> of the tender.
Annexure - B; A.2 - BRC Financial, (2.0)	"Net Worth" of the bidder must be positive for the financial/accounting year just proceeding to the original Bid Closing Date of the Tender ( <b>i.e., Year 2019-20</b> ).	"Net Worth" of the bidder must be positive for the financial/accounting year just proceeding to the <b>actual bid closing date</b> of the Tender.
Annexure - B; A.2 - BRC Financial, (1.0)	Considering the time required for preparation of Financial Statements, if the last date of preceding financial/accounting year falls within the preceding six months reckoned from the <i>original bid closing date</i> and the Financial Statements of the preceding financial/accounting year are not available with the bidder, then the financial turnover of the previous three financial/ accounting years excluding the preceding financial/ accounting year will be considered. In such cases, the Net worth of the previous financial/accounting year excluding the preceding financial/ accounting year will be considered. However, the bidder has to submit an affidavit/ undertaking (ref. PROFORMA-B-3) certifying that 'the balance sheet/Financial Statements for the financial year <b>2019-20</b> has actually not been audited so far'.	Considering the time required for preparation of Financial Statements, if the last date of preceding financial/ accounting year falls within the preceding six months reckoned from the <b>actual bid closing date</b> and the Financial Statements of the preceding financial/accounting year are not available with the bidder, then the financial turnover of the previous three financial/ accounting years excluding the preceding financial/accounting year will be considered. In such cases, the Net worth of the previous financial /accounting year excluding the preceding financial/ accounting year will be considered. However, the bidder has to submit an affidavit/ undertaking (ref. PROFORMA-B-3) certifying that 'the balance sheet/Financial Statements for the financial year.....( <b>as the case may be</b> ) has actually not been audited so far'.
Annexure - A; CC – 25.0 and Srl. No. 33 of ANNEXURE-3-II of Addendum No. 03 dated 17.02.2021	Original Bid Closing Date shall be considered by OIL for evaluation of BRC Criteria in case of any extension of the bid closing date.	Original Bid Closing Date shall be considered by OIL for evaluation of BRC Criteria ( <b>except for BRC-Financial</b> ) in case of any extension of the bid closing date.

2.0 Proforma-B-III and Annexure-3-XVI have been amended and revised formats are enclosed.

3.0 All other terms & conditions of the bid document remain unaltered.

**Amrit Loushon Bora**  
Sr. manager materials (FD)  
For GM – Materials (HoD)  
For Resident Chief Executive

# PROFORMA – B-3

## FORMAT FOR CERTIFICATE OF COMPLIANCE OF FINANCIAL CRITERIA

Ref: Financial Criteria of the BEC

Tender No.: \_\_\_\_\_

I ..... the authorized signatory(s) of ..... (Company or firm name with address) do hereby solemnly affirm and declare as under:-

The balance sheet/Financial Statements for the financial year \_\_\_\_\_ (as the case may be) has actually not been audited as on the **Actual** Bid closing Date.

Place :.....

Date :.....

Signature of the authorized signatory

Note: This certificate is to be issued only considering the time required for preparation of Financial Statements i.e. if the last date of preceding financial / accounting year falls within the preceding six months reckoned from the **actual** bid closing date.

# **ANNEXURE-3-XVI**

## **PARENT/ULTIMATE PARENT/ HOLDING COMPANY'S CORPORATE GUARANTEE TOWARDS FINANCIAL STANDING (Delete whichever not applicable)**

**(TO BE EXECUTED ON COMPANY'S LETTER HEAD)**

### **DEED OF GUARANTEE**

THIS DEED OF GUARANTEE executed at ..... this ..... day of ..... by M/s ..... (mention complete name) a company duly organized and existing under the laws of ..... (insert jurisdiction/country), having its Registered Office at ..... hereinafter called "the Guarantor" which expression shall, unless excluded by or repugnant to the subject or context thereof, be deemed to include its successors and permitted assigns.

WHEREAS M/s. Oil India Limited (hereinafter referred to as OIL) has invited offers vide their Tender No. \_\_\_\_\_ for \_\_\_\_\_ and M/s \_\_\_\_\_ (Bidder) intends to bid against the said tender and desires to have Financial support of M/s \_\_\_\_\_ [Parent/Ultimate Parent/Holding Company(Delete whichever not applicable)] and whereas Parent/Ultimate Parent/Holding Company(Delete whichever not applicable) represents that they have gone through and understood the requirements of subject tender and are capable and committed to provide the Financial support as required by the bidder for qualifying and successful execution of the contract, if awarded to the bidder.

Now, it is hereby agreed by the Guarantor to give this Guarantee and undertakes as follows:

1. The Guarantor confirms that the Bidder is a 100% subsidiary of the Guarantor.
2. The Guarantor agrees and confirms to provide the Audited Annual Reports of any of the preceding 03(three) financial/accounting years reckoned from the **actual** bid closing date.
3. The Guarantor have an annual financial turnover of minimum INR \_\_\_\_\_ Cr or USD \_\_\_\_\_ during any of the preceding 03(three) financial/ accounting years reckoned from the **actual** bid closing date.
4. Net worth of the Guarantor is positive for preceding financial/ accounting year.
5. The Guarantor undertakes to provide financial support to the Bidder for executing the project/job, in case the same is awarded to the Bidder.
6. The Guarantor represents that:

(a) this Guarantee herein contained shall remain valid and enforceable till the satisfactory execution and completion of the work (including discharge of the warranty obligations) awarded to the Bidder.

(b) the liability of the Guarantor, under the Guarantee, is limited to the 100% of the order value between the Bidder and OIL. This will, however, be in addition to the forfeiture of the Performance Guarantee furnished by the Bidder.

(c) this Guarantee has been issued after due observance of the appropriate laws in force in India.

(d) this Guarantee shall be governed and construed in accordance with the laws in force in India and subject to the exclusive jurisdiction of the courts of New Delhi, India.

(e) this Guarantee has been given without any undue influence or coercion, and that the Guarantor has fully understood the implications of the same.

(f) the Guarantor has the legal capacity, power and authority to issue this Guarantee and that giving of this Guarantee and the performance and observations of the obligations hereunder do not contravene any existing laws.

for and on behalf of  
(Parent/Ultimate Parent/Holding Company)  
(Delete whichever not applicable)

for and on behalf of  
(Bidder)

Witness:

- 1.
- 2.

Witness:

- 1.
- 2.

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