| **Sl. No.** | **Cl. Ref. in the Bidding Documents** | **Existing Provision in the Bidding Documents** | **Amended As** |
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| 1. | GCC 42, Section-V: SCC, Vol.-I of the Bidding Documents | - | **J. PRE DEFINED EVENTS**  42. POWERGRID has a Policy on Assessment of performance of bidders before recommending a bidder for award of Contract. For this purpose, performance of a bidder based on events (pre-defined events) encountered during execution of contract(s) (Own as well as Consultancy) awarded by POWERGRID (including SPVs under TBCB) shall also be considered. In case of triggering of these events, the bids from such bidders shall be considered non-responsive/not eligible for a period of one year reckoned from the date of issuance of letter to such effect. As per this Policy, pre-defined events are as below:   1. Termination# of Contract due to Contractor’s default 2. Encashment of CPG due to non-performance 3. Repeated failure of major Equipment while in service 4. Substantial portion of works (more than 50% of the Contract\*) is sub-contracted, under an existing Contract 5. More than 25% of the Contract price (awarded value), in aggregate, is paid to sub-contractors/suppliers as Direct payment, under an existing Contract, due to financial position of Contractor 6. Firm has been referred to NCLT under Insolvency & Bankruptcy Code *(IRP has been appointed or Liquidation proceedings have been initiated under IBC)*   *# Partial offloading under a Contract and/or Facilitation beyond 10% of the Contract Price shall also be treated as Termination.*  ***\*****For the purpose of working out 50% of the Contract, following shall be taken into account:*   1. *Scope of the contract which is permissible to be sub-contracted as per bidding documents, shall be excluded.* 2. *Scope of the Contract which primarily relates to the Qualification Requirement (QR) of the bidder.*   The Employer shall be the sole judge in this regard and the Employer’s interpretation on the aforesaid event(s) shall be final and binding.  In accordance with above policy of POWERGRID, in case of triggering of any of the above events under this Contract, the bid of the Contractor in future tenders shall be dealt in line with the above policy or its subsequent amendments, if any. |