

BID FORM FOR SECOND STAGE BID (FIRST ENVELOPE)

Bid Proposal Ref. No.:.....

Date:.....

Name of Package: Package: Long Term Agreement (LTA) for Design, Supply, Erection, Testing & Commissioning of 500 MW/ 1000 MWh Battery Energy Storage System (BESS) across India on Site Destination Basis (Category-A (2-hour BESS));

To

Power Grid Corporation of India Ltd.
"Saudamini", Plot No.2, Sector-29,
Gurgaon, Haryana - 122 001

Gentlemen and Ladies,

1.0 Having examined the Bidding Documents, including Amendment Nos. (Insert Numbers) dated _____, the receipt of which is hereby acknowledged, we, the undersigned, offer to enter into a Long-Term Agreement (LTA) with POWERGRID. The LTA shall define the technical and commercial terms and conditions etc. for entering into Project Specific Agreement(s) (PSAs) up to the defined BESS capacity during the validity period of the LTA. Under such PSAs, we shall undertake the design, engineering, manufacture, testing, supply, transportation, delivery, installation, erection, commissioning and putting into satisfactory operation of the Facilities, including carrying out Trial Operation and Performance & Guarantee Tests as specified in the Technical Specifications, as well as Comprehensive Operation and Maintenance of the Facilities, all in full conformity with the requirements of the Bidding Documents. As per the provisions of the Bidding Documents, we, hereby submit our bid under the 'Single Stage - Two Envelope' procedure. Accordingly, we hereby submit our Bid in two envelopes, namely, First Envelope - Techno-Commercial Part consisting of compliances reached during clarification held in First stage and Second Envelope - Price Part (to be opened subsequently)

2.0 ATTACHMENTS TO THE BID FORM

In line with the requirement of the Bidding Documents, we enclose herewith the following Attachments to the Bid Form:

(a) Attachment 1: Not APPLICABLE

(b) Attachment 2: A power of attorney duly authorized by a Notary Public indicating that the person(s) signing the bid have the authority to sign the bid and thus that the bid is binding upon us during the full period of its validity in accordance with the ITB Clause 25.

(c) Attachment 3: Not Applicable

(d) Attachment 4: The documentary evidence establishing in accordance with ITB Clause 3, Vol.-I of the Bidding Documents that the facility offered by us are eligible facilities and conform to the Bidding

Documents has been furnished as Attachment 4. Moreover, a list of Special Tools & Tackles to be furnished by us, the cost of which is included in our Bid Price, is also enclosed as per your format as Attachment 4A.

- (e) Attachment 5: Pursuant to ITB Sub-Clause 20.1 (c)(v), the names of Sub-contractors in addition to those who have been finalized in First Stage Bidding, are given as per your format enclosed in the Bidding Documents.
- (f) Attachment 5A: (Items, Components, Raw Material, Services proposed to be sourced from Micro and Small Enterprises)

The details of the items, components, raw material, services which are proposed to buy/avail from Micro and Small Enterprises for the purpose of completion of works.
- (g) Attachment 6: The cost of withdrawal for critical provisions as listed at ITB Clause 9.3 (e) and corresponding clause of Bid Data Sheets that remained unresolved during the First Stage Bid Evaluation.
- (h) Attachment 7: Guarantee Declaration.
- (i) Attachment 8: Information regarding ex-employees of POWERGRID in our firm.
- (j) Attachment 9: Manufacturer's Authorization Form.
- (k) Attachment 10: Information for E-payment, PF details and declaration regarding Micro/Small & Medium Enterprises
- (l) Attachment-11: Declaration of tax exemptions, reductions, allowances or benefits
- (m) Attachment-12: Not Applicable
- (n) Attachment 13: Affidavit of Self certification regarding Minimum Local Content in line with PPP-MII Order and MoP Order
- (o) Attachment 14: Not Applicable
- (p) Attachment 15: Not Applicable
- (q) Attachment 16: Bid Securing Declaration to be submitted by the Bidder
- (r) Attachment-17: Undertaking regarding submission of original/Hard copy part of the bid
- (s) Attachment – 18: Confirmation regarding furnishing Declaration regarding Non-Participation as a Bidding Company or as a member of any Bidding Consortium in Project under Tariff Based Competitive

Bidding Route (as per Form No. 24, Section-VI of Vol.-I of the bidding Documents)

(t) Attachment - 19: (Undertaking for Compliance of Terms & Conditions Finalized During Clarification Meeting held at First Stage of Bidding)

5.0 CONSTRUCTION OF THE CONTRACT

- 5.1 We declare that we have studied GCC Sub-Clause 2.1 relating to mode of contracting for Domestic Bidders and we are making this proposal with a stipulation that you shall award us two separate Contracts viz. 'First Contract' For Ex-works supply of all equipments and materials including mandatory spares and Type Tests to be conducted (whether in India or abroad) and 'Second Contract' For providing all services i.e. inland transportation for delivery at site, In-transit insurance, unloading, handling at site, installation, Testing and commissioning including performance testing in respect of all the equipments supplied under the "First Contract", Training to be imparted (whether in India or abroad), Comprehensive Maintenance after Taking Over and any other services specified in the Contract Documents. We declare that the award of two contracts will not in any way dilute our responsibility for successful operation of plant/equipment and fulfillment of all obligations as per Bidding Documents and that all two Contracts will have a cross-fall breach clause i.e. a breach in one contract will automatically be classified as a breach of other contracts which will confer on you the right to terminate the other Contract at our risk and cost..

6.0 ALTERNATIVE, DEVIATIONS AND EXCEPTIONS

- 6.1 We have enclosed the cost of withdrawal for critical deviations as listed at ITB 9.3(e) that remained unresolved during First Stage Bid evaluation at Attachment 6.
- 6.2 We further confirm that our Second Stage bid does not contain any new technical or commercial deviations or alternative bids that were not submitted as part of the First Stage bid.
- 6.3 We further declare that additional conditions, variations, deviations, if any, found in the proposal, save those pertaining to any rebates offered, shall not be given effect to.
- 7.0 We undertake, if our bid is accepted, to commence the work on Facilities immediately upon your Notification of Award to us, and to achieve Completion within the time stated in the Bidding Documents.
- 8.0 If our Bid is accepted, we undertake to provide Advance Payment Security (if any) and a Performance Security(ies) in the form and amounts, and within the times specified in the Bidding Documents.
- 9.0 We agree to abide by this bid for a period of six (06) months from the date fixed for submission of bids as stipulated in the Bidding Documents, and it shall remain binding upon us and may be accepted by you at any time before the expiration of that period.

- 10.0 Until a formal Contract is prepared and executed between us, this bid, together with your written acceptance thereof in the form of your Notification of Award shall constitute a binding contract between us.
- 11.0 We understand that you are not bound to accept the lowest or any bid you may receive.
- 12.0 We, hereby, declare that only the persons or firms interested in this proposal as principals are named here and that no other persons or firms other than those mentioned herein have any interest in this proposal or in the Contract to be entered into, if the award is made on us, that this proposal is made without any connection with any other person, firm or party likewise submitting a proposal is in all respects for and in good faith, without collusion or fraud.

Dated this __ day of _____20__

Thanking you, we remain,

Yours faithfully,

For and on behalf of the [Name of the Bidder#]

(Signature).....
(Printed Name).....
(Designation).....
(Common Seal).....

Date:

Place:

Business Address:

Country of Incorporation:
(State or Province to be indicated)

Name of the Principal Officer:
Address of the Principal Officer:

Note: Bidders may note that no prescribed Proforma has been enclosed for:

- (a) Attachment 2: Power of Attorney.
(b) Attachment 3: Bidder's Eligibility and Qualifications

(For Attachments 2 and 3, Bidders may use their own Proforma for furnishing the required information with the bid).