

Amendment No-III dated 19/09/2024 to the Bidding Documents for Substation Extension Package SS-133(AIS) associated Augmentation of Transformation Capacity at 400/ 220kV New Wanpoh (PG) S/s in Jammu & Kashmir by 400/220kV, 1x315MVA (3x105MVA) ICT (3rd); Spec. No.: CC/NT/W-AIS/DOM/A06/24/09570

Sl. No.	Cl. Ref. in the Bidding Documents	Existing Provision in the Bidding Documents	Proposed Amendment
GCC 33. Change in the Facilities			
1.	GCC 33.1.1	Subject to GCC Sub-Clauses 33.2.5 and 33.2.7, the Employer shall have the right to propose, and subsequently require, that the Project Manager order the Contractor from time to time during the performance of the Contract to make any change, modification, addition or deletion to, in or from the Facilities (hereinafter called “Change”), provided that such Change falls within the general scope of the Facilities and does not constitute unrelated work and that it is technically practicable, taking into account both the state of advancement of the Facilities and the technical compatibility of the Change envisaged with the nature of the Facilities as specified in the Contract.	<p>Subject to GCC Sub-Clauses 33.2.5 and 33.2.7, the Employer shall have the right to propose, and subsequently require, that the Project Manager order the Contractor from time to time during the performance of the Contract to make any change, modification, addition or deletion to, in or from the Facilities (hereinafter called “Change”), provided that such Change falls within the general scope of the Facilities and does not constitute unrelated work and that it is technically practicable, taking into account both the state of advancement of the Facilities and the technical compatibility of the Change envisaged with the nature of the Facilities as specified in the Contract.</p> <p>For the purpose of this Clause, Change is broadly categorized in the following three categories: -</p> <p>(i) <u>Existing item</u>: Any item existing in the BoQ in Contract.</p> <p>(ii) <u>Substituted item</u>: Any item which is to be included in lieu of an existing item in the BoQ in Contract.</p> <p>(iii) <u>New item</u>: Any item which was not originally included in the BoQ in Contract.</p>
2.	GCC 33.2.3	If before or during the preparation of the Change Proposal it becomes apparent that the aggregate effect of compliance therewith and with all other Change Orders that have already become binding upon the Contractor under this GCC Clause 33 would be to increase or decrease the Contract Price as originally set forth in Article 2 (Contract	If before or during the preparation of the Change Proposal it becomes apparent that the aggregate effect of compliance therewith and with all other Change Orders that have already become binding upon the Contractor under this GCC Clause 33 would be to increase or decrease the Contract Price as originally set forth in Article 2 (Contract Price and

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		<p>Price and Terms of Payment) of the Contract Agreement or subsequently amended Contract Price pursuant to GCC Clause 36A (Partial Offloading) hereof, by more than the percentage specified in SCC, the Employer and the Contractor shall mutually agree on specific rates for valuation of the Change beyond the specified percentage.</p> <p>For the said purpose, the Contract Price means the Contract Price of the Facilities notwithstanding the Construction of the Contract.</p>	<p>Terms of Payment) of the Contract Agreement or subsequently amended Contract Price pursuant to GCC Clause 36A (Partial Offloading) hereof, by more than the percentage specified in SCC, the Employer and the Contractor shall agree on specific rates for valuation of the Change beyond the specified percentage in the manner specified at GCC Clause 33.2.4.1 b) below.</p> <p>For the said purpose, the Contract Price means the Contract Price of the Facilities notwithstanding the Construction of the Contract.</p>
3.	GCC 33.2.4	<p>If rates and prices of any change are not available in the Contract, the parties thereto shall agree on specific rates for the valuation of the change and all matters therein related to the change. Based on the same, the Employer shall, if it intends to proceed with the Change, issue the Contractor with a Change Order.</p>	<p>If rates and prices of any change are not available in the Contract, the parties thereto shall agree on specific rates for the valuation of the change and all matters therein related to the change. For arriving at such rates for the valuation of change, following guidelines are hereby specified: -</p>
4.	<u>GCC 33.2.4.1</u>	-	<p>For New items: -</p> <p>a) If possible, the rate shall be arrived at on the basis of similar item available in the contract.</p> <p>b) In case similar item is not available in the Contract, the rate shall be arrived taking into consideration the following documents in the given order of preference: -</p> <p>i) POWERGRID SOR (with suitable adjustment in regard to the Price Level)</p>

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			<p>ii) Analysis of Delhi Schedule of Rates issued by CPWD and considering the declared factor for adjustment.</p> <p>iii) Based on the rates of that item available in other Contracts/LOAs: For this purpose, average of rates of that item available in other awards placed during last 02 years for the same region, after suitable extrapolation, wherever required, to bring it to current level and after effecting price adjustment, if any, required on account of mismatch of specifications may be used.</p> <p>iv) Rate(s) established from the lowest budgetary quotation from various manufacturers/suppliers (minimum three nos.) plus 15% to cover Contractor's profit and overhead.</p> <p>The finalization of new rates in certain cases may be based on the combination of more than one of the guidelines described at Para a) & b) above.</p>
5.	GCC 33.2.4.2	-	<p>For Substitute items:</p> <p>For arriving at the rate for Substitute item, the rate for the Existing item (to be substituted) and Substitute item shall be arrived in the similar manner as stipulated at para GCC 33.2.4.1 b) above.</p> <p>(a) If the arrived rate for the Substitute item so determined is more than the arrived rate of the Existing item (to be substituted), the rate payable to the Contractor for the Substitute item shall be the rate for the Existing item (to be substituted) as per Contract so increased to the extent of difference between the arrived rates of Substitute item and the Existing item (to be substituted).</p>

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			<p>(b) If the arrived rate for the Substitute item so determined is less than the arrived rate of the Existing item (to be substituted), the rate payable to the Contractor for the Substitute item shall be the rate for the Existing item (to be substituted) as per Contract so decreased to the extent of difference between the arrived rates of Substitute item and the Existing item (to be substituted).</p>
6.	<p><u>GCC</u> <u>33.2.4.3</u></p>	-	<p>Based on the agreed rates for valuation of the change as above and all matters therein related to the change, the Employer shall, if it intends to proceed with the Change, issue the Contractor with a Change Order.</p>
7.	<p>GCC 33.2.4.4</p>	-	<p>In case the rate for a New item is finalized on the basis of similar item available in the Contract as per GCC 33.2.4.1 a) above, such rate shall be subject to further Price adjustment as per Appendix-2 to the Contract Agreement, as applicable, to the Contract item based on which the rate has been arrived at. However, for all other cases, the rate so finalized shall not be subject to any further adjustment as per Appendix-2 to the Contract Agreement.</p>