

Corrigendum – 2

Technical Criteria:

a. Technical Criteria: Applicant (Individual & Non-Individual) is required to meet the following eligibility criteria:

- I. LNG Storage & Regasification: Applicant must have executed at least one single job for supply, installation, commissioning, operation and maintenance of LNG Storage and Regasification station having storage capacity of minimum 56 KL in India or Overseas which has been operating for at least one-year period in preceding 7 years reckoned from the final due date for submission of application.
- II. LNG Transportation: Applicant must have transported cryogenic liquid gas such as LNG / Ethylene / Liquid Hydrogen / Liquid Nitrogen / Liquid Oxygen or any other cryogenic liquid gas liquefied at or below -150 Deg. C, through semi-trailer / tanker in India at least for a period of one year in the preceding 7 years reckoned from final due date for submission of application.
- III. Applicant is required to meet both the criteria 6 (d) (I) & 6 (d) (II) above. However, if the Applicant does not have credentials for one of the above two criteria, the Applicant shall submit a firm and legally binding MoU, duly supported by notarized affidavits from the Applicant, the Associate Agency, and a Joint Affidavit-cum-Undertaking executed by both parties. Non-submission of the same shall render the application liable for rejection. Further, the Applicant is required to submit an undertaking for taking overall responsibility to execute the job, in case of award.

Note: The Associate Agency identified in the MoU and whose credentials have been considered for qualification shall remain associated with the project for minimum 05 years from the dealership agreement. Any change, withdrawal, replacement, or substitution of such Associate Agency after issuance of the LOA shall constitute a breach of the EOI conditions, and the LOA and Dealership Agreement shall automatically stand cancelled without any further notice or liability on the part of VGL.

Note: In support of meeting the technical criteria, the Applicant is required to submit:

- Work Order showing scope of work
- Completion / Execution certificate issued by end user / Owner (or their consultant who has been duly authorized by owner to issue such certificate)
- Joint affidavit-cum-undertaking by applicant and associate agency.

Format of Joint Affidavit-cum-Undertaking

JOINT AFFIDAVIT-CUM-UNDERTAKING BY APPLICANT AND ASSOCIATE AGENCY

(On Non-Judicial Stamp Paper of Appropriate Value)

We,

1. M/s _____, having its registered office at _____, through its Authorized Signatory Mr./Ms. _____ (hereinafter referred to as the "Applicant"); and
2. M/s _____, having its registered office at _____, through its Authorized Signatory Mr./Ms. _____ (hereinafter referred to as the "Associate Agency");

do hereby jointly and severally solemnly affirm and declare as under:

1. That the Applicant has submitted its Application against EOI Publish on dated _____ for _____ issued by Vadodara Gas Limited.
2. That the Applicant and Associate Agency have entered into a firm, valid, and legally binding Memorandum of Understanding (MoU) dated _____ for the purpose of meeting the Technical Eligibility Criteria stipulated in the Tender Document.
3. The Associate Agency confirms that it possesses the requisite experience and credentials under the following category/categories of the EOI:
☐ LNG Storage & Regasification Experience
☐ LNG Transportation Experience
and that such credentials are being extended for qualification of the Applicant under the subject tender.
4. The Applicant and Associate Agency jointly undertake that, in the event of award of the contract, the Associate Agency shall provide the necessary technical expertise, resources, equipment, operational support, manpower and services as agreed under the MoU for successful execution of the Dealership Agreement.
5. The Applicant and Associate Agency hereby jointly and severally affirm that:
 - a) The MoU submitted along with the bid is genuine, valid and legally enforceable;
 - b) The Associate Agency shall remain associated with the project throughout the Dealership Agreement period and any extension thereof;

- c) The commitments made under the MoU shall not be withdrawn, altered or terminated without prior written approval of the Owner;
 - d) Any failure of the Associate Agency to perform its obligations under the MoU shall not relieve the Applicant from its contractual obligations towards the Owner.
6. The Applicant irrevocably undertakes that it shall remain solely responsible to the Owner for overall execution, coordination, performance and successful execution of the Dealership Agreement and for fulfilment of all contractual obligations arising therefrom.
7. The Associate Agency confirms that it shall make available the personnel, equipment, technical know-how, licenses, operational expertise and other resources necessary for execution of the subject work for minimum 05 years from the dealership agreement.
8. The Applicant and Associate Agency jointly declare that all documents, credentials, certificates, work orders, completion certificates and information submitted in support of the EOI are genuine, authentic and true. In the event any information is found to be false or misleading, the Owner shall have the right to reject the bid, terminate the contract and take any action deemed appropriate.
9. The Applicant and Associate Agency jointly agree to indemnify and hold harmless the Owner against any loss, claim, damage, cost, liability or consequence arising out of any misrepresentation, breach of undertaking, withdrawal of support or non-fulfilment of obligations under the MoU.
10. This affidavit is executed voluntarily for the purpose of submission along with the application and shall be binding upon both parties throughout the EOI process and, in case of award, during the execution period of the Dealership Agreement (Initial 05 Years), if any.

DEPONENTS

For M/s _____ (Applicant)

Authorized Signatory

Name: _____

Designation: _____

Signature: _____

For M/s _____ (Associate Agency)

Authorized Signatory

Name: _____

Designation: _____

Signature: _____

VERIFICATION

We, the above-named deponents, do hereby verify that the contents of this Joint Affidavit-cum-Undertaking are true and correct to the best of our knowledge and belief and that nothing material has been concealed therefrom.

Verified at _____ on this ____ day of _____, 20.

For Applicant

Signature: _____

For Associate Agency

Signature: _____

Witnesses

1. _____
2. _____

Notary Public

(Signature & Seal)

