

Selection of the Developer for Development of International Convention Centre at APIIC Ground, Harbour Park Land, Visakhapatnam, Andhra Pradesh under Public Private Partnership (PPP) mode

RESPONSE TO QUERIES

Notice No. INCAP/AP/CONVENTION CENTRE/VSPM/04/2017, date: 20.02.2017

S. No	Reference RFP Volume	Reference Clause	Clarification sought by Bidders	Response from the Authority
1.	Volume 1: Instructions to Bidder (ITB) and Bid Data Sheet (BDS) & Volume 3: General Conditions of Lease cum Development Agreement (GCA) and Special Conditions of Lease cum Development Agreement (SCA)	Clause 1: Scope of Bid and Bidding Process (1.4) of Volume 1: Instructions to Bidder (ITB) and Bid Data Sheet (BDS) & Clause 9: Renewal of Lease Term/Period (9.1) of Volume 3: General Conditions of Lease cum Development Agreement (GCA) and Special Conditions of Lease cum Development Agreement (SCA)	Regarding Lease Period mentioned in the Volume I of RFP: The Lease Period may be renewed for an additional period of 33 years subject to compliance to all terms and conditions of the Agreement by the Lessee on first right of refusal basis on mutual agreement of conditions. We would request you to consider the lease period to 66 years initially rather than a renewal after 33years.	After due consideration of the request of the Bidder it is agreed that at the end of the Lease Period if the Developer has complied with all the terms and conditions of the Lease cum Development Agreement and the Lease Deed, the Developer shall be eligible for an automatic extension for another 33 years. The terms and conditions for such an extension will be determined by the government policies prevailing at that point of time.
2.	Volume 1: Instructions to Bidder (ITB) and Bid Data Sheet (BDS)	APPENDIX VII – Format for Technical Eligibility Criteria	With respect to the Response of Queries provided, request you to kindly incorporate/modify the format of the Certificate from the Statutory Auditor/ Client regarding construction works□, as the mentioned format is not applicable to us. Suggested changes has been mentioned in the attached word file (red font).Request your support.	After due consideration, the format for Certificate from the Statutory Auditor/Client regarding construction works has been modified and the revised format is provided as part of Corrigendum No.3 to Notice No. INCAP/AP/CONVENTION CENTRE/VSPM/04/2017, date: 20.02.2017

Format of Certificate received as part of the query

Certificate from the Statutory Auditor/ Client regarding construction works

Based on its books of accounts and other published information authenticated by it, {this is to certify that _____ (name of the Bidder/Member) was engaged by _____ (title of the project company) to execute _____ (name of project) for _____ (nature of project)} . The construction of the project commenced on _____ (date) and the construction was completed on _____ (date). The project operations commissioned on _____ (date, if any).

It is certified that _____ (name of the Bidder/ Member/Associate) received/ paid Rs. _____ cr. (Rupees _____ crore) by way of payment for the aforesaid construction works.

We further certify that the total estimated capital cost of the project is Rs. _____ cr. (Rupees _____ crore), of which the Bidder/Member/Associate received/ paid Rs. _____ cr. (Rupees _____ crore), during the past ten financial years as per year-wise details noted below:

{It is further certified that the payments/ receipts indicated above are restricted to the share of the Bidder who undertook these works as a partner or a member of joint venture/ consortium.}

Name of the audit firm:

Seal of the audit firm:

Date:

(Signature, name and designation of the authorised signatory).

⊕ Provide Certificate as per this format only. Attach explanatory notes to the Certificate, if necessary. In jurisdictions that do not have statutory auditors, either the firm of auditors which audits the annual accounts of the Bidder or its Associate or a firm of auditors who is authorized to audit annual accounts of companies/firms may provide the certificates required under this RFQ. The Authority reserves the right to perform independent checks on the veracity of such claims.

In case the Bidder/Associate owned the Eligible Project and engaged a contractor for undertaking the construction works, this language may be modified to read: "this is to certify that (name of Bidder/ Member/ Associate) held 26% or more of the paid up and subscribed share capital in the..... (name of Project company) when it undertook construction of the (name of Project) through (name of the contractor).

or

"It is certified that (name of Bidder/Associate) constructed and/ or owned the (name of project) from (date) to (date)."

This certification should only be provided in case of jobs/ contracts, which are executed as part of a partnership/ joint venture/ consortium. The payments indicated in the certificate should be restricted to the share of Bidder in such partnership/ joint venture/ consortium. This portion may be omitted if the contract did not involve a partnership/ joint venture/ consortium. In case where work is not executed by partnership/ joint venture/ consortium, this paragraph may be deleted.