

**Queries / Suggestions on RFQ dated 25/09/2007**

| <b>Sl. No.</b> | <b>Subject</b> | <b>Queries/ Suggestions / Views</b>  | <b>Replies/Ammendments</b>  |
|----------------|----------------|--|---|
| 1              | Definition     | In the case of definitions saying "Affiliates", it is mentioned that control means ownership of at-least 26% of the voting rights by one company. Please clarify if the same i.e. if the voting rights is carrying by an individual or partnership firm, whether it comes under the purview of control under the definition of "Affiliates". | Please refer to clause 1.2 of the RFQ as per which "Affiliate" should be a company and further "control" means ownership by one company of at least 26% of the voting rights of the other company. The Affiliate as defined in clause 1.2 of the RFQ should be a company and cannot be an individual or a partnership firm.   |
| 2              | Clause 2.5.1.1 | It is mentioned that lead member should designate one person to represent the bidding consortium as per the format enclosed as Annexure-8. But in Annexure-8 Note (1), it is written that that this format is to be executed by all the members in case of a consortium. please clarify how this format will be filled up by each member.    | Please note that in case of Bidding Consortium, each member of the Bidding Consortium would submit the Power of Attorney prescribed in Annexure 8. However, as prescribed by clause 2.5.1.1, the Bidding Consortium would be represented by the person designated by the Lead Member in the format prescribed under Annexure 8 of the RFQ.  |
| 3              | Clause 2.5.1.4 | If the bidding company intends to form a consortium after submission of the RFQ, please clarify whether other member, who wants to join consortium, also require to fulfill financial criteria in proportion of its equity or not, as bidding company is already fulfilling all criteria as per RFQ.   | Please refer to clause 2.5.1.4 of the RFQ as per which if the Bidding Company intends to form a Consortium after submission of the RFQ, then the Bidding Company shall be the Lead Member of the Consortium and shall fulfill all the requirements of the RFQ, including the Technical Requirements. However, no change from Bidding Company to a Consortium shall be permitted in the period between thirty days prior to the Bid Deadline and issuance of the Letter of Intent. |