

Addendum – 2

**Amendments / Modifications in the tender invited by GUVNL
vide RFS No. GUVNL / 500 MW / Solar (Phase XI) dated 28.09.2020**

Date- 17.11.2020

Sr. No.	Reference	Existing Clause	Proposed modifications
1	3.13 (iii) of RFS	After execution of PPA, the shareholding of single bidder / consortium members in the SPV / Project Company developing the project shall not fall below 51% (Controlling Shareholding) at any time prior to three (3) years from COD except with prior approval of GUVNL. In case Successful Bidder shall be itself executing the PPA, then it shall ensure that its promoters shall not cede Control till (3) three years from COD except with prior approval of GUVNL. After expiry of 3 years from COD, any change can be undertaken under intimation to GUVNL.....	After execution of PPA, the shareholding of single bidder / consortium members in the SPV / Project Company developing the project shall not fall below 51% (Controlling Shareholding) at any time prior to 1 (one) year from COD except with prior approval of GUVNL. In case Successful Bidder shall be itself executing the PPA, then it shall ensure that its promoters shall not cede Control till 1 (one) year from COD except with prior approval of GUVNL. After expiry of 1 (one) year from COD, any change can be undertaken under intimation to GUVNL.....
2	Definitions of RFS	“Lead Member of the Bidding Consortium” or “Lead Member”: There shall be only one Lead Member, having shareholding more than 51% in the Bidding Consortium which cannot be changed till 3 years from the Commercial Operation Date (COD) of the Project.	“Lead Member of the Bidding Consortium” or “Lead Member”: There shall be only one Lead Member, having shareholding more than 51% in the Bidding Consortium which cannot be changed till 1 year from the Commercial Operation Date (COD) of the Project.

Sr. No.	Reference	Existing Clause	Proposed modifications
3	3.4.2 of RFSThe combined shareholding of the consortium members in the SPV / Project company executing the PPA, shall not fall below 51% at any time prior to 3 (three) years from the COD, except with the prior approval of GUVNL.....The combined shareholding of the consortium members in the SPV / Project company executing the PPA, shall not fall below 51% at any time prior to 1 (one) year from the COD, except with the prior approval of GUVNL.....
4	Format 6.1 (8) of RFS	In case of our selection as the Successful bidder and the project being executed by a Special Purpose Vehicle (SPV) incorporated by us then we shall ensure that our shareholding in the (special purpose vehicle) SPV / project company executing the PPA shall not fall below 51% (fifty-one per cent) at any time prior to 3 (three) years from the COD, except with the prior approval of GUVNL....	In case of our selection as the Successful bidder and the project being executed by a Special Purpose Vehicle (SPV) incorporated by us then we shall ensure that our shareholding in the (special purpose vehicle) SPV / project company executing the PPA shall not fall below 51% (fifty-one per cent) at any time prior to 1 (one) year from the COD, except with the prior approval of GUVNL....
5	Format 6.5 (5) of RFS	----We acknowledge that after the execution of PPA, the controlling shareholding (having not less than 51% of the voting rights and paid up share capital) in the Project Company developing the Project shall be maintained for a period of (3) three years after commencement of supply of power.	----We acknowledge that after the execution of PPA, the controlling shareholding (having not less than 51% of the voting rights and paid up share capital) in the Project Company developing the Project shall be maintained for a period of 1 (one) year after commencement of supply of power.
6	3.4.1 of RFSFurther, the successful bidder shall ensure that its shareholding in the SPV (special purpose vehicle) / project company executing the PPA shall not fall below 51% (fifty-one per cent) at anyFurther, the successful bidder shall ensure that its shareholding in the SPV (special purpose vehicle) / project company executing the PPA shall not fall below 51% (fifty-one per cent) at any time prior to one (1) year from the COD, except with the prior approval of

Sr. No.	Reference	Existing Clause	Proposed modifications
		time prior to 3 (three) years from the COD, except with the prior approval of GUVNL. In case of Successful Bidder itself executing PPA, it shall ensure that its promoters shall not cede Control till 3 (three) years from COD except with prior approval of GUVNL. However, in case the project is being set up by a listed Company, this condition will not be applicable.	GUVNL. In case of Successful Bidder itself executing PPA, it shall ensure that its promoters shall not cede Control till one (1) year from COD except with prior approval of GUVNL. However, in case the project is being set up by a listed Company, this condition will not be applicable.
7	3.1(xii) of PPA	The shareholding of promoters/consortium members of Power Producer should not fall below 51% until 3 years from COD, without prior consent of GUVNL...	The shareholding of promoters/consortium members of Power Producer should not fall below 51% until 1 year from COD, without prior consent of GUVNL...
8	3.4.4 (i) of RFS	The Net-Worth (as per Companies Act 2013) of the Bidder or its Affiliate or Parent / Ultimate Parent as on date of financial year ending i.e. 31.03.2020 31.03.2019 or 31.12.2019 as the case may be shall not be less than INR 80 Lakhs per MW (of the capacity quoted).	The Net-Worth (as per Companies Act 2013) of the Bidder or its Affiliate or Parent / Ultimate Parent as on date of financial year ending i.e. 31.03.2020 OR 31.03.2019 or 31.12.2019 as the case may be shall not be less than INR 80 Lakhs per MW (of the capacity quoted).