

Addendum 3 to RFP

11 November 2023

Please refer to RIL and BPEAL's Request For Proposal No. RFP/KGD6/2023/002 dated 27 October 2023 ("RFP") (including all Addendums thereto) and GSPA uploaded on 27 October 2023 for sale of gas from Gas Fields in Block KG-DWN-98/3 ("KG D6"). Pursuant to various queries received from Bidders, please note the following amendments to the terms of the RFP as under:

1. Last paragraph of Section 1 in the RFP is amended as under:

“

At the end of the e-Bidding, each identified Bidder (each, a "Buyer") shall be required to (i) execute a GSPA with the Consortium for the GSPA Quantity determined at the end of the e-Bidding, at the Gas Price determined based on its 'Bid against price basis' pursuant to Section 8.1.1 of this RFP and for the Tenure specified pursuant to Section 8.1 (ii) of this RFP subject to such Buyer having satisfactorily clearing the "CDD"; and (ii) make the necessary transportation arrangements by entering into a Gas Transportation Agreement (each, a "GTA") with the respective natural gas transmission/transportation pipeline companies prior to the commencement of gas supplies under the GSPA in order to offtake gas from the Delivery Point.

2. Section 3 (iv) of the RFP shall be replaced as under:

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- (iv) shall meet the following eligibility criteria w.r.t (i) minimum net worth in FY 2022-23 and (ii) minimum gas procurement in either FY 2022-23 or FY 2023-24 (till 30 September 2023) and corresponding Maximum Bid Volume as provided in the table below:

Slab	Maximum Bid Volume (In SCMD)	Minimum net worth (in INR crore)		Minimum gas procurement (in MMSCM)	
		FY 2022-23	FY 2022-23	OR	FY 2023-24 (till 30 September 2023)
Slab 1	Up to 2,00,000	-	-		
Slab 2	2,10,000 to 5,00,000	-	36		18
Slab 3	5,10,000 to 20,00,000	1200	146		73
Slab 4	20,10,000 to 40,00,000	2400	292		146

For example, for a Bidder to bid 30,00,000 SCMD gas should have a minimum net worth of INR 2400 crore for FY 2022-23 and it should have a minimum gas procurement of 292 MMSCM in FY 2022-23 or 146 MMSCM in FY 2023-24 (till 30 September 2023). The "gas" in minimum gas procurement includes LNG or RLNG or any other form of natural gas.

- a) Any Bidder that intends to bid volume up to 2,00,000 SCMD is not required to provide documents pertaining to eligibility criteria as provided hereinafter. Any Bidder that intends to bid for volume more than 2,00,000 SCMD shall provide following document(s) for ascertaining the eligibility criteria as per this Section 3(iv):
 - I. The net worth certificate (in the format as provided at Annexure I (a) to this RFP) of the Bidder issued by statutory auditors or a Chartered Accountant ("CA") (*not applicable to any Bidder that intends to bid volume up to 5,00,000 SCMD*);
 - II. Bidder's audited annual report / audited financial statement of FY 2022-23 duly signed by the company secretary or Authorized Representative (*not applicable to any Bidder that intends to bid volume up to 5,00,000 SCMD*);
 - III. Declaration of minimum gas procurement in FY 2022-23 or FY 2023-24 (till 30 September 2023) as provided at Annexure IX (a), duly certified by statutory auditors or a CA.

- b) If the Bidder by itself is not able to meet the criteria set out in Section 3(iv) above, (i.e. the minimum net worth criteria or minimum gas procurement criteria in case of a Bidder that intends to bid for volume more than 5,00,000 SCMD; or the minimum gas procurement criteria in case of a Bidder that intends to bid for volume more than 2,00,000 SCMD), then such Bidder can use net-worth or gas procurement of either one of its associate or subsidiary or holding company or promoter and submit following documents for ascertaining eligibility criteria, issued by such associate or subsidiary or holding company (*as the case may be*):
- I. The net worth certificate (in the format as provided at Annexure I (b) to this RFP) issued by statutory auditors or a CA;
 - II. Audited annual report/ audited financial statement of FY 2022-23 duly signed by its company secretary (as an attachment to Annexure I (b) to this RFP);
 - III. Audited annual report or CA certified document for establishing relationship between such Bidder and such associate or subsidiary or holding company or promoter (as an attachment to Annexure I (b) to this RFP);
 - IV. In case such Bidder's associate/ subsidiary / holding company or promoter is a foreign entity, then it can submit audited annual report / audited financial statement of CY 2022 duly signed by the director of the company or an authorized representative along with relevant document demonstrating authority of such signatory;
 - V. Declaration of minimum gas procurement in FY 2022-23 or FY 2023-24 (till 30 September 2023) as provided at Annexure IX (b), duly certified by statutory auditors or a CA;
 - VI. Submission of relevant annexures as provided at Annexure I (b) and/ or Annexure IX (b) by the associate or subsidiary or holding company or promoter (*as the case may be*) shall be subject to following conditions:
 - x. any associate or subsidiary or holding company or promoter shall not issue more than one (1) letter provided at Annexure I (b) and/or Annexure IX (b) for this bidding process;
 - y. any company, who is issuing any annexures provided in Annexure I (b) and/or Annexure IX (b), shall not separately participate in this bidding process.
- c) For the purpose of this Section 3 of this RFP, "net worth", "associate company", "subsidiary company", "holding company and "promoter" shall have the same meaning as defined in section 2 of the Companies Act, 2013 (18 of 2013), as amended from time to time.
- d) All requisite documents specified under Section 3 (iv) including declaration provided with relevant Annexure IX (a); or Annexure IX (b) of this RFP are to be submitted by Bidder that intends to bid for volume more than 2,00,000 SCMD at the time of application for registration in the bidding process (refer Section 7.2.1 of this RFP).
- e) Post receiving all requisite documents and verification by mjunction, mjunction shall notify Bidder through email confirming its slab against the Maximum Bid Volume. This slab against the Maximum Bid Volume shall be the volume as determined pursuant to lower of (i) minimum net worth criteria and (ii) minimum gas procurement criteria, as indicated in Section 3(iv) above.

For example: for a Bidder with net worth of INR 2500 crore and gas procurement of 295 MMSCM in FY 2022-23 or 155 MMSCM in FY 2023-24 (till 30 September 2023), the slab against the Maximum Bid Volume for such Bidder shall be Slab 4 i.e. Maximum Bid Volume up to 40,00,000 SCMD.

For avoidance of doubt, any Bidder that does not provide a net worth document and minimum gas procurement certificate at the time of registration in accordance with Section 3(iv) above shall automatically be mapped under 'Slab 1' with Maximum Bid Volume as 2,00,000 SCMD.

- f) The profile of any Bidder not conforming to the eligibility criteria as set forth in this Section 3 of this RFP shall not be activated by mjunction.

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3. Section 5 (vi) of the RFP is replaced as below:

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A bid, once submitted, shall be binding on the Bidder who has submitted such bid. Each Bidder undertakes to offtake the GSPA Quantity as determined at the end of the e-Bidding, at the Gas Price determined based on its 'Bid against price basis' pursuant to Section 8.1.1 of this RFP and for the Tenure specified pursuant to Section 8.1 (ii) of this RFP.

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4. Section 8.1 (ii) shall be replaced as under:

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Tenure: The Tenure for all bids is four (4) years and accordingly, the default value of four (4) shall be preconfigured.

”

5. Section 8.1.1 (iii) shall be deleted and replaced as under:

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(iii) The maximum valid 'Bid against price basis' shall be $V = \text{US\$ } 1.98/\text{MMBtu}$ beyond which bid shall not be accepted by the e-Bidding Portal.

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6. Section 8.1.2 shall be deleted and replaced as under:

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Not Used

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7. Section 8.3 shall be replaced as under:

“

8.3 Determination of Provisional GSPA Quantity and GSPA Quantity

- (i) Upon the submission of the valid bids, the e-Bidding Portal shall assess the parameters against the rules specified in Section 8.1 of this RFP.
- (ii) If a bid does not conform to the bidding rules specified in Section 8.1 of this RFP, the e-Bidding Portal shall display the relevant message stating that the bid entered was invalid and its Bidder shall be required to submit new bids to continue in the e-Bidding.
- (iii) During the e-Bidding, as and when any new valid bid is received, the e-Bidding Portal shall follow the below mentioned steps:
 - a. **Step 1:** The 'Bid against price basis' shall be arranged in descending order.
 - b. **Step 2:** As Tenure is a fixed parameter, the Provisional GSPA Quantity shall be determined as follows:
 - i) The Provisional GSPA Quantity shall be determined for the highest Bidder (for 'Bid against price basis') for the full volume which it has quoted (subject to the Maximum Volume bid), followed by the next highest Bidder (for 'Bid against

price basis') for its quoted volume or remaining available volume, whichever is lower, and so on until the Total Available Volume is fully allocated.

ii) In case of a tie for any valid bids for 'Bid against price basis' and if the aggregate volume of gas quoted by these Bidders is more than the available gas volume, then the available gas volume shall be distributed among these Bidders as per the below order:

1. CNG (T)/ PNG(D)
2. Fertiliser
3. Power Plants
4. End Consumers/Traders

In such case, amongst the tied bids, the Provisional GSPA Quantity shall first be determined for Bidders in CNG (T)/PNG(D) sector, for the full volume which it has quoted (subject to the Maximum Volume bid), followed by Bidders in Fertiliser sector for its quoted volume or remaining available volume, whichever is lower, and so on in the order mentioned above, until the Total Available Volume is fully allocated. If there is a tie among the Bidders of a particular sector and the aggregate volume of gas quoted by the Bidders of such sector (for such tied bids) is more than the available gas volume, then remaining gas volume would be pro-rated among the Bidders of that sector.

c. **Step 3:** Steps 1 and 2 shall continue throughout the e-Bidding and the Provisional GSPA Quantity shall continue to be determined by the e-Bidding Portal dynamically, until the conditions for the closing of the e-Bidding as specified in Section 8.2 (v) are met.

d. **Step 4:** Upon the closing of the e-Bidding, the Provisional GSPA Quantity determined based on the last bids received shall be considered as the GSPA Quantity for each Bidder.

Bidders are requested to refer to the illustration specified at Section 8.6 of this RFP regarding determination of Provisional GSPA Quantity and GSPA Quantity pursuant to e-Bidding.

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8. Section 8.5 shall be replaced as under

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8.5 Illustration of the Bidder's Screen

The snapshot of the screen on which each Bidder shall be required to place their bids have been illustrated below:

The screenshot displays the e-Bidding portal interface for RIL Request for Proposal No. RFP/KGD6/2023/002, Fertiliser sector. The interface includes the following elements:

- Header:** Back, 41468, RIL Request for Proposal No. RFP/KGD6/2023/002, Your sector: Fertiliser, Bid History, Refresh.
- Start Date & Time:** 2023-11-10 20:00:00, Stop Date & Time: 2023-11-10 21:00:00.
- Bid Configuration:** Starting Bid against Price Basis: V (in \$/MMBtu) 1.08, Bid Volume (in SCMD) Min 10000.00, Max 4000000.00, Bid Tenure (in Years) Min 4, Max 4.
- Ticker Criteria:** Ticker for Bid against Price Basis (in \$/MMBtu) 0.09, Bid Volume Ticker (in SCMD) 10000.00.
- Time Remaining:** Bid Remaining Time (hh:mm:ss) 01:12:28, Time Remaining "First Bid Period" (hh:mm:ss) 01:02:28.
- Next Possible Bid against Price Basis:** V (in \$/MMBtu) 1.08 or higher as per Ticker, Highest Bid against Price Basis: V (in \$/MMBtu) N/A, Last Valid Bid against Price Basis (in \$/MMBtu) Not Bidded, Provisional GSPA Quantity (in SCMD) 0, Bid Tenure (in Years) Not Bidded.
- Bidding Table:**

Auction Name	Total Available Volume (in SCMD)	Bid Price (in \$/MMBtu)	Bid Volume (in SCMD)	Bid Tenure (in Years)	Action
RIL Request for Proposal No. RFP/KGD6/2023/002	4000000.00	0	Bid Volume (in SCMD)	4	Bid

”

9. Section 8.6 shall be replaced as under:

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8.6 Illustration for e-Bidding

Bidder	Mapped sector in e-Bidding Portal	Bid against price basis "V" quoted. (in \$/MMBtu)	Bid Volume quoted. (In SCMD)	Bid Tenure (In Years)	Cumulative Volume Quoted (SCMD)	Provisional GSPA Quantity (SCMD)
Bid 1 (Within First Bid Period)						
Bidder 1	CNG (T) / PNG (D)	1.08	4,00,000	4	4,00,000	4,00,000
Bidder 2	Fertiliser	1.08	20,00,000	4	24,00,000	20,00,000
Bidder 3	CNG (T) / PNG (D)	1.08	5,00,000	4	29,00,000	5,00,000
Bidder 4	Power	1.08	2,50,000	4	31,50,000	2,50,000
Bidder 5	End Consumers/Traders	1.08	15,00,000	4	46,50,000	5,10,000
Bidder 6	End Consumers/Traders	1.08	10,00,000	4	56,50,000	3,40,000
Bidder 7 (Does not submit bid)	Fertiliser	NA	NA	NA	NA	NA
Bid 2						
Bidder	Mapped sector in e-Bidding Portal	Bid against price basis "V" quoted. (in \$/MMBtu)	Bid Volume quoted. (In SCMD)	Bid Tenure (In Years)	Cumulative Volume Quoted (SCMD)	Provisional GSPA Quantity (SCMD)
Bidder 1	CNG (T) / PNG (D)	1.08	4,00,000	4	4,00,000	4,00,000
Bidder 2	Fertiliser	1.08	20,00,000	4	24,00,000	6,00,000
Bidder 3	CNG (T) / PNG (D)	1.08	5,00,000	4	29,00,000	5,00,000
Bidder 4	Power	1.08	2,50,000	4	31,50,000	0
Bidder 5	End Consumers/Traders	1.17	15,00,000	4	46,50,000	15,00,000
Bidder 6	End Consumers/Traders	1.17	10,00,000	4	56,50,000	10,00,000
Bid 3						
Bidder	Mapped sector in e-Bidding Portal	Bid against price basis "V" quoted. (in \$/MMBtu)	Bid Volume quoted. (In SCMD)	Bid Tenure (In Years)	Cumulative Volume Quoted (SCMD)	Provisional GSPA Quantity (SCMD)
Bidder 1	CNG (T) / PNG (D)	1.08	4,00,000	4	4,00,000	4,00,000
Bidder 2	Fertiliser	1.08	20,00,000	4	24,00,000	3,50,000
Bidder 3	CNG (T) / PNG (D)	1.08	5,00,000	4	29,00,000	5,00,000
Bidder 4	Power	1.17	2,50,000	4	31,50,000	2,50,000
Bidder 5	End Consumers/Traders	1.17	15,00,000	4	46,50,000	15,00,000
Bidder 6	End Consumers/Traders	1.17	10,00,000	4	56,50,000	10,00,000
Bid 4 (No revision in bids in last 5 Minutes – bidding closure)						
Bidder	Mapped sector in e-Bidding Portal	Bid against price basis "V" quoted. (in \$/MMBtu)	Bid Volume quoted. (In SCMD)	Bid Tenure (In Years)	Cumulative Volume Quoted (SCMD)	GSPA Quantity (SCMD)
Bidder 1	CNG (T) / PNG (D)	1.08	-	4	-	4,00,000
Bidder 2	Fertiliser	1.08	-	4	-	3,50,000
Bidder 3	CNG (T) / PNG (D)	1.08	-	4	-	5,00,000
Bidder 4	Power	1.17	-	4	-	2,50,000
Bidder 5	End Consumers/Traders	1.17	-	4	-	15,00,000
Bidder 6	End Consumers/Traders	1.17	-	4	-	10,00,000

Upon closure of the e-Bidding, Consortium shall execute separate GSPAs with Bidder 1, Bidder 2, Bidder 3, Bidder 4, Bidder 5 and Bidder 6. The DCQs for these GSPAs shall be 4,00,000 SCMD, 3,50,000 SCMD, 5,00,000 SCMD, 2,50,000 SCMD, 15,00,000 SCMD and 10,00,000 SCMD, respectively.

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10. In case of any conflict between the provisions of this 'Addendum 3 to RFP' and GSPA uploaded on 11 November 2023, the provisions of the GSPA uploaded on 11 November 2023 shall prevail.

11. Other terms and conditions of aforementioned RFP shall remain unchanged.