

CORRIGENDUM 3 OF TENDER NO. 1000410082 (C-1); SYSTEM ID - 13795 “SUPPLY OF AROUND 825 CRORE LITRES OF DENATURED ANHYDROUS ETHANOL AT OIL MARKETING COMPANIES (OMCs) LOCATIONS FOR THE ESY 23-24”

Bidders to take note of the revision / addition / deletion in Terms & Conditions being published vide this Corrigendum which will be applicable for the subject tender.

Heading	Existing Clause	Revised / Additional Clause												
A. ETHANOL RATES	OMCs are guided by MOP&NG circulars/ PIB notifications regarding prices of ethanol for EBP Program. The rates of ethanol for the ESY 2023-24 are awaited from MOPNG/OMC pricing committee and shall be notified in this Quantity Bid through corrigendum.	<p>Following shall be the Basic Rates for Ethanol procurement by OMCs for the period (01.11.2023 To 31.10.2024)</p> <p>Name of Feedstock used for producing Ethanol Basic Rate for Ethanol (Rs. Per KL) *</p> <table><tr><td>Sugarcane Juice / Sugar / Sugar Syrup</td><td>- 65,610#</td></tr><tr><td>B-Heavy Molasses</td><td>- 60,730#</td></tr><tr><td>C-Heavy Molasses</td><td>- 49,410#</td></tr><tr><td>Damaged Food Grain</td><td>- 64,000</td></tr><tr><td>Maize</td><td>- 66,070</td></tr><tr><td>Surplus Rice sourced from FCI</td><td>- 58,500</td></tr></table> <p>*GST as per actuals & Transportation shall be paid extra. # These are prices applicable for ESY22-23 and the Prices declared by MoPNG for ESY23-24 will be applicable for ethanol procured thru this tender and subsequent cycles of ESY23-24.</p> <p>Escalation/De-escalation formula for rate for ethanol derived from Surplus Rice procured from FCI is given below:</p> <p>The procurement price of Ethanol from surplus rice will remain unchanged irrespective of any downward revision by FCI in the price of surplus rice. The procurement price of Ethanol from surplus rice will be calculated as below in case of upward revision by FCI in the price of surplus rice:</p> <p>E = 2.22 x (X2-X1) P2 = P1 + E P2 - Price of Ethanol as on the date of escalation P1 - Price of Ethanol Fixed by OMC Committee under this EOI (Rs.58.50 per Liter) E - Escalation i.e., 2.22 x (X2-X1) X2 - Price of Surplus Rice supplied by FCI ex. their godown as on (date of consideration) X1 - Price of Surplus Rice supplied by FCI ex. their godown as on (price considered in tender @ Rs. 22.50/- per Kg.)</p>	Sugarcane Juice / Sugar / Sugar Syrup	- 65,610#	B-Heavy Molasses	- 60,730#	C-Heavy Molasses	- 49,410#	Damaged Food Grain	- 64,000	Maize	- 66,070	Surplus Rice sourced from FCI	- 58,500
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B. TRANSPORTA TION RATES	The applicable transportation rates shall also be notified in this EOI along with the rates of ethanol.	<p>The following transportation rates shall be applicable for supply of ethanol during ESY 23-24:</p> <table><tr><th>Slabs (One way Distance in KM)</th><th>TPT Rate in Rs./KL</th></tr><tr><td>0 - 75 KM</td><td>273</td></tr><tr><td>>75 - 200 KM</td><td>583</td></tr><tr><td>>200 - 300 KM</td><td>841</td></tr><tr><td>>300 - 400 KM</td><td>1150</td></tr><tr><td>>400 - 500 KM</td><td>1458</td></tr></table>	Slabs (One way Distance in KM)	TPT Rate in Rs./KL	0 - 75 KM	273	>75 - 200 KM	583	>200 - 300 KM	841	>300 - 400 KM	1150	>400 - 500 KM	1458
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		<p>#These rates are based on Mumbai City HSD Retail Selling Price as on 31.10.2023 i.e. 94.22 Rs/Ltr and shall be considered as benchmark rate for subsequent quarter wise escalation / de-escalation.</p> <p>*Distance slabs of the distillery unit of Bidders is the one-way distance in KM, between OMC in-gate and the Distillery unit's out-gate taken as per google API. In a cluster if there are more than one OMC, the OMC in-gate lat-long that will be considered for determining the distance shall be as per the following priority: IOCL, BPCL, HPCL and MRPL i.e. if in a cluster all 4 OMCs are there then IOC lat-long will be used for distance calculation.</p> <p>An incremental 10% transportation rate shall be payable on each slab for supply to OMC hardship / hilly locations i.e. all locations in the states of Jammu & Kashmir, Himachal Pradesh and North Eastern States (Arunachal Pradesh, Assam, Manipur, Meghalaya, Mizoram, Nagaland, Tripura and Sikkim).</p> <p>Escalation clause linked with HSD rate is applicable on above mentioned transportation rates. The transportation rates under above slabs shall be revised by OMCs on quarterly basis.</p> <p>The formula for the same shall be as under: Inc. in Rs. /KL / Km = Increase/decrease in 1 Litre of HSD RSP at Mumbai incl. of taxes / 32 KL x 3.5</p> <p>The transportation rates shall be reviewed / revised on quarterly basis (ESY) if there is a variation of minimum 2% in Diesel rates from last revision benchmark rate. Benchmark rate as on 15th of the preceding month of ESY quarter shall be considered for revision in transportation rates in subsequent quarters. Thus, Benchmark rate as on 15.01.2024 (average RSP of Diesel in Mumbai for the previous 3-month period i.e., from 16.10.2023 to 15.01.2024) will be considered for rate revision for Q2 ESY 2023-24 and will be compared with the current Benchmark rate i.e. 94.22 Rs./Ltr.</p> <p>Google API distance output of distillery out-gate to OMC in-gate for all clusters will be shared with all the registered vendors on their e-mail ID and will be valid for the ESY.</p>																	

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Heading	Existing Clause	Revised / Additional Clause
ALLOCATION METHODOLOGY	For Q3 and Q4, if the quarter wise offers received are less than the quarter wise requirement in C1 Tender, the bidders total offer for the respective quarter will be considered as allocated without assigning any location. The bidders will be informed accordingly.	For Q3 and Q4, if the quarter wise offers received are less than the quarter wise requirement in C1 Tender, the bidders total offer for the respective quarter will be considered as allocated without assigning any location. The bidders will be informed accordingly. Bidder wise allocation for total allocated quantity will be published for Q3 & Q4 also.
ALLOCATION METHODOLOGY	DEPs who have valid Long Term Offtake Agreement (LTOA) with OMCs and have been declared as commissioned in-line with LTOA shall be given first preference of allocation up to annual offtake quantity as mentioned in the LTOA prorated for every quarter. Second preference shall be given to the balance quarterly offer and it shall be limited to the design capacity as accepted by OMCs post evaluation of DEP application.	DEPs who have valid Long Term Offtake Agreement (LTOA) with OMCs and have been declared as commissioned in-line with LTOA shall be given first preference of allocation up to annual offtake quantity as mentioned in the LTOA prorated for every quarter. Allocation of the balance quarterly offer shall be maximised upto the design capacity as accepted by OMCs on best endeavor basis.
A. Other Conditions/ details:	In case of excise certification, each TT delivering Ethanol must carry the Certificate/ Document issued by Excise Authority with unique serial number certifying the feed stock used for production and the invoice should have endorsement from Excise officials with the serial number of the certificate as mentioned above which will be attached along with the consignment.	In case of Excise certification, Each TT delivering Ethanol must carry the Certificate/ Document issued by Excise Authority with unique serial number certifying the feed stock used for production and the TT Invoice No. should be mentioned in the Certificate / Document. OR Each TT invoice delivering Ethanol must have endorsement from Excise officials certifying the feed stock used for production.
B. Diversion of allocated quantity	On sole discretion of individual OMC, vendors may be told to shift their quarter wise allocated / balance quantity to any other location of particular OMC on need basis during the ESY.	On sole discretion of individual OMC, vendors may be told to shift their quarter wise allocated / balance quantity to any other location of particular OMC on need basis during the ESY. Vendors should commence supplies to the diverted location within 7 days of issuance of revised PO.
A. SECURITY DEPOSIT	Security deposit of 3% of basic LOI value (Basic Rate of Ethanol x LOI Qty) plus applicable GST (Currently @18%) in the form of BG/ retention of SD amount from initial invoices, for the entire allocation which is published location wise for ESY 2023-24, will be given by the successful bidder to the respective OMC within 15 days of issuance of LOI. Every cycle will be treated as a separate tender for the purpose of submitting the BG.	Security deposit of 3% of basic LOI value (Basic Rate of Ethanol x LOI Qty) in the form of BG/ retention of SD amount from initial invoices, for the entire allocation which is published location wise for ESY 2023-24, will be given by the successful bidder to the respective OMC within 15 days of issuance of LOI. Every cycle will be treated as a separate tender for the purpose of submitting the security deposit.
A. SECURITY DEPOSIT	BG's need to be issued for the entire allocated quantity LOI wise i.e. one BG against one LOI.	BG's need to be deposited / SD Amount needs to be deducted for the entire allocated quantity LOI wise i.e. one BG against each LOI / complete SD amount deduction from initial invoices against each LOI.

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Heading	Existing Clause	Revised / Additional Clause
A. SECURITY DEPOSIT	In case the successful bidder does not submit the BG or request for retention of SD amount from initial invoices for the entire LOI quantity within 15 days of issuance of LOI, the bidder may be put on Holiday Listing for a period of one year by the OMCs.	In case the successful bidder does not submit the BG or request for retention of SD amount from initial invoices for the entire LOI quantity within 15 days of issuance of LOI, respective OMCs shall raise a corresponding debit in vendor account against the Security Deposit amount and Purchase Orders will be issued on submission of Agreement copy.
A. SECURITY DEPOSIT	In the case of retention of SD amount from initial invoices, the amount deducted for a particular quarter will be refunded post signing of Joint Reconciliation at the end of the quarter after adjusting dues, if any.	In the case of retention of SD amount from initial invoices, the amount deducted for a particular quarter will be refunded post signing of Joint Reconciliation at the end of the quarter / supplies, in case no PRC is applicable.
A. SECURITY DEPOSIT		In the case of BG submission, the BG submitted for a particular LOI will be returned post signing of Joint Reconciliation at the end of the supply period as per LOI, in case no PRC is applicable.
A. SECURITY DEPOSIT	NA	The validity period of the BG will be till 30.11.2024 with an additional claim period of 6 months.
B. PRICE REDUCTION CLAUSE	Price Reduction Clause will be calculated monthly OMC location wise and will be reconciled at the end of each quarter as per the following conditions:	Price Reduction Clause will be calculated monthly OMC location wise and will be reconciled at the end of each quarter / supply period / ESY as per the following conditions:
	In case the vendor does not fulfil any of the above two conditions, Price Reduction Clause @3% of the basic cost + applicable GST (currently 18%) will be applicable for the shortfall in supply quantity calculated monthly for the applicable quarter i.e. 95% of the Indented / Pro-rated PO Quantity less supplied quantity on month to month basis (keeping the overall lapse due to TT capacity limited up to 24 KL for the month aggregated for all POs issued in the quarter for a particular OMC location)	In case the vendor does not fulfil any of the above two conditions, Price Reduction Clause @3% of the basic cost will be applicable for the shortfall in supply quantity calculated monthly for the applicable quarter i.e. 95% of the Indented / Pro-rated PO Quantity less supplied quantity on month to month basis (keeping the overall lapse due to TT capacity limited up to 24 KL for the month aggregated for all POs issued in the quarter for a particular OMC location)
	NA	<p>In case any OMC requires the balance quantity from the previous quarters, in the subsequent quarters, the suppliers may be given an opportunity to supply the balance quantity from previous quarter's allocations up to the requirement of the OMCs. This option will be given on discretion and requirement of the individual OMC for supply at any of the location which may be different from the original allocation.</p> <p>The balance quantity supplied from the previous quarters will be adjusted against the shortfall quantity of the previous quarters for PRC calculation of the particular previous quarter. PRC reconciliation of such cases will be done after the end of ESY / Supplies. OMCs decision in the above cases shall be final.</p> <p>If supplier achieves 100% supply in the ESY, No PRC will be levied on the supplier (<i>keeping the overall lapse due to TT capacity limited up to 24 KL</i>),</p>

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	Supplies of ethanol as per the quantity required by OMCs and in a timely manner is the essence of the EOI/ contract. Supply of less than 50% of the overall contracted quantity in one or more quarters will be considered as non-performance on the part of the bidder and OMCs may take penal actions including holiday listing of the bidder Decision of the OMCs in this regard will be final and binding on the bidder.	Supplies of ethanol as per the quantity required by OMCs and in a timely manner is the essence of the EOI/ contract. Supply of less than 50% of the overall contracted quantity in one or more quarters will be considered as non-performance on the part of the bidder and OMCs may take penal actions as deemed fit. Decision of the OMCs in this regard will be final and binding on the bidder.
F. HOLIDAY LISTING	F. HOLIDAY LISTING Holiday Listing: Bidders who do not honour the Letter of Intent/Contract / Purchase order after the same is issued may be put on Holiday List for a period of one year.	F. NON-ACCEPTANCE OF LOI / CONTRACT / PURCHASE ORDER OMCs may take penal actions as deemed fit against Bidders who do not honor the Letter of Intent/Contract / Purchase order after the same is issued. Decision of the OMCs in this regard will be final and binding on the bidder.
SUPPLY / DELIVERY OF ETHANOL	Supplier/ Vendors shall engage only such TT (Tank Trucks) crew whose Antecedents have been verified and certificate issued by Police. This will be verified by locations for entry of Ethanol TT crew into OMC location. For the Operational Safety of the location & Enroute Safety of the Tank Truck, supplier is required to provide all the Safety fittings including VTS, as per applicable Petroleum Rules implemented by the Government. All TTs delivering ethanol to OMC locations should meet OISD 167 guidelines. If the TT is found not meeting the above requirement the same may not be decanted & may be returned to the supplier. In such case, the vendor /supplier will be bound to replace the truck load with another TT load of same capacity at his own cost. In case, any TT found with forged W & M Documents/ Dip rods, additional fittings, concealed chambers which amounts to shortage in the tank truck, penal action including monetary fine may be levied on the vendor. The decision of the OMCs in this respect will be final and binding. Ethanol is to be supplied through calibrated Tank Trucks (calibrated by statutory agencies and complying to all statutory regulations) on a delivered basis to OMCs designated locations as per the delivery schedule and ensure desired quantity and quality at the time of delivery. OMCs reserves the right to verify calibration of any TT. In case any TT is observed	For the Operational Safety of the location & Enroute Safety of the Tank Truck, supplier is required to provide all the Safety fittings including VTS, as per applicable Petroleum Rules implemented by the Government. All TTs delivering ethanol to OMC locations should meet OISD 167 guidelines. If the TT is found not meeting the above requirement the same may not be decanted & may be returned to the supplier. In such case, the vendor /supplier will be bound to replace the truck load with another TT load of same capacity at his own cost. In case, any TT found with forged W & M Documents/ Dip rods, additional fittings, concealed chambers which amounts to shortage in the tank truck, penal action including monetary fine may be levied on the vendor. The decision of the OMCs in this respect will be final and binding. Ethanol is to be supplied through calibrated Tank Trucks (calibrated by statutory agencies and complying to all statutory regulations) on a delivered basis to OMCs designated locations as per the delivery schedule and ensure desired quantity and quality at the time of delivery. OMCs reserves the right to verify calibration of any TT. In case any TT is observed with under calibration, the losses shall be booked to supplier. The Supplier will ensure that no malpractice with respect to Ethanol being carried takes place en-route. Please note that timely delivery by the vendor as per the delivery schedule is the essence of the contract. In case product supplied is not in line with specifications, same will be taken back by Seller without any disputes, including obtaining necessary clearances from respective statutory authorities as applicable at his cost and risk.

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Other Conditions/ details:	For those distilleries which do not come under the purview of state excise / where excise officer is not positioned, certificate for the feedstock used for the production of ethanol from an authorized TPIA is acceptable till DFPD comes out with a certification mechanism or 30-04-24 whichever is earlier. Link for the list of authorized TPIA shall be provided.	For those distilleries which do not come under the purview of state excise / where excise officer is not positioned, certificate for the feedstock used for the production of ethanol from an authorized TPIA is acceptable provided such certification is not in contravention to state excise rules till DFPD comes out with a certification mechanism or 30-04-24 whichever is earlier. Link for the list of authorized TPIA is as under: https://nabcb.qci.org.in/product-certification/
ANNEXURE IX	iii) Ethanol, percent, v/v, Min. (Excluding denaturant): 99.6	iii) Ethanol, percent, v/v, Min. (Including denaturant): 99.6
