

REPLY / CLARIFICATION TO BIDDERS QUERIES RAISED DURING PRE-BID MEETING					
Tender Ref. No.:		341376			
Tender Subject		Supply, Installation, Configuration and Support of Wireless Access Points and Controllers at Gujarat Energy limited			
Sr. No.	Page No. / Clause No.	Title of Clause as per tender	Description of clause as per tender	Bidder's Query	GEL Reply
1	29	Termination and Effect of Termination	42.2 Without prejudice to, and in addition to, the OWNER's other rights under this CONTRACT; the OWNER shall have the right to terminate this CONTRACT or any part thereof without assigning any reason at any time by giving 24 hours written notice to the CONTRACTOR.	Kindly clarify whether Clause 42.2 represents a Termination for Convenience provision. In such an event, request confirmation that payment shall be released for all supplies delivered and services performed up to the effective date of termination.	Yes. Clause 42.2 of the GTC provides for termination for convenience (foreclosure / short-closure) by the Owner. In such an event, payment shall be released for GOODS delivered and accepted, and SERVICES performed and certified by the Engineer-in-Charge, up to the effective date of termination, at the contract rates and as per the payment terms of the CONTRACT, subject to deductions, liquidated damages, recoveries, penalties applicable and other amount payable by the Contractor under the CONTRACT. All other terms and conditions of the tender remain unchanged.
2	29	Termination and Effect of Termination	42.4 If GOODS procured by the CONTRACTOR, but not utilized till date of termination will be the responsibility of the CONTRACTOR and no claim will be entertained by the OWNER for the same.	Kindly clarify the circumstances under which contract termination may be invoked. Further, request GEL to clarify the treatment of hardware, software and licenses procured specifically against GEL's Purchase Order but remaining unused on the date of termination.	The circumstances under which the Contract may be terminated are explicitly detailed in General Terms of Contract (GTC). Please refer to the GTC, where the specific circumstances and provisions regarding contract termination are clearly outlined. Further, as per Clause 42.4 of GTC, If GOODS procured by the CONTRACTOR, but not utilized till date of termination will be the responsibility of the

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					CONTRACTOR and no claim will be entertained by the OWNER for the same.