Operation of Private Stage Carriage Services in Delhi for Cluster 1

Clarification No. 2 to RFQ Document dated February 26, 2008

Response to Queries from Applicants for Operation of Private Stage Carriage Services in Delhi for Cluster 1:

Sr. No.	Query	DIMTS's Response
1.	Page No. 24 Clause 3.1.1. The concession Period Shall be of 10 Years. We request to increase the concession period for 15 year. As the life of Bus is 15 years from the date of registration hence it will ensure complete utilization of bus as well as return of investment by the operator.	No change is envisaged
2.	Page No. 38 Clause 5.2.1.4 Table 5.2 – Please clarify what are the parameters which differentiate Bus from Mini Bus in terms of capacity of carrying passengers (seating + Standee)?	Mini Bus shall be defined as a bus with seating capacity of more than 08 passengers plus driver and a maximum gross vehicle weight upto 10,000kg. Standard Bus shall be defined as a bus with seating capacity of more than 08 passengers plus driver and a maximum gross vehicle weight exceeding 10,000kg. The aforesaid needs to be duly certified by the Statutory Auditor based on relevant certificate from either the vehicle manufacturer or registration authority.
3.	Page No.40 Clause 5.2.2.3- Since financial year ends only on 31.03.2008, we are unable to submit our audited annual accounts of year 2007-08. We will submit our audited annual accounts for the years 2005-06 and 2006-07 to meet financial capability criteria?	Acceptable in terms of para 5.2.2.3 duly supported by an undertaking that for the latest financial year accounts have not been audited and therefore the Applicant could not make it available and this undertaking should be further certified by a statutory auditor
4.	Please clarify, Page No. 50 Appendix 6A- As our bus operation are based outside India, a consolidated certificate from the competent authority with all the details like type of vehicle, capacity, period of	Yes, for operations outside India, certificate is required

Operation of Private Stage Carriage Services in Delhi for Cluster 1

Clarification No. 2 to RFQ Document dated February 26, 2008

Sr. No.	Query	DIMTS's Response
	operation, route of bus etc. duly endorsed from Indian consulate/embassy in that country should be provided?	
5.	Can applicants applying under category -3 use an existing company as the required SPC or is it necessary to form a new company?	In such case, applicant can apply with the existing company however, an undertaking, in terms of the format set out in Appendix 9 confirming that the authorized capital of the company is atleast Rs. 60 millions and a commitment to subscribe to the capital, where the Applicant is the successful Bidder is required.
6.	Please clarify, for Type 3, for the purpose of meeting the 25 to 35 permit condition, can there be an existing company who has permits in the company name may join individuals to form an SPC. For instance 20 permits are held by 3 individual and 10 permits owned by a company If the directors and company itself has 20 to 35 permits, will they be eligible to apply under type three and if yes do they still have to make another SPC company	Type 3 is for operators with specific permits. A Company has been covered under Type 1 and Type 4 and therefore Type 3 is not applicable for Company. Therefore, this situation is not permitted. However, in this situation Applicant could bid under Type 4 , where the Company shall have certain experience and a Society of individual operators could be there, whose experience could be added. In such case financial and technical criteria of Type 4 would be used for evaluation. Where the permits are in the name of individuals, irrespective of whether they are Directors or not, the experience of 25 to 35 permits for Type 3 category is allowed.
7.	Under type 3 is it necessary to have an authorized capital of Rs. 600 lakhs as on date of application or mere a undertaking to increase the authorized and paid up capital is sufficient. What should be the authorized capital and paid up capital for Type 3 entity In case of a Applicant who is covered under Type 3 for financial capabilities a commitment letter is towards a	For Type 3, authorized capital should be atleast Rs. 60 millions and undertaking, in terms of the format set out in Appendix 9 confirming that the authorized capital of the company is atleast Rs. 60 millions and a commitment to subscribe to the capital, where the Applicant is the successful Bidder is required. For details Please Refer 5.3.1

Operation of Private Stage Carriage Services in Delhi for Cluster 1

Clarification No. 2 to RFQ Document dated February 26, 2008

Sr. No.	Query	DIMTS's Response
	minimum authorized, subscribed and paid up capital required (Ref. Appendix 9, Page No. 40, para 5.2.2.1, c), while in Appendix 9 S.No.2 Page No. 55 stated that, the authorized capital of SPC is -------- (At least Rs. Millions) It seems that, at time of filling of RFQ documents, company must have Rs. 60 million authorized capital, only commitment letter is not sufficient (because of undertaking in Appendix 9 require authorized capital of Rs. 60 million. Please clarify that Type 3 Applicant increases authorized capital after the selection then there will be any disqualification of Applicant or not.	
8.	As we understand, the relaxed financial capability (accepting commitment to subscribe instead of already subscribed) for the Type 3 category has been made to provide equal opportunity to the existing stage carriage bus operators by floating a "Special Purpose Company (SPC)" and the following restrictions are present in RFQ document to check the misuse of the sprit of relaxation. Section; 4.2.1 of RFQ Type: 3 Para (a) & (b) (page; 26) Appendix 9; Declarations point no, 5, & 6 (page; 56) We feel that these restrictions are not sufficient to maintain the sprit of relaxation and blocking the entry of unwanted parties on the back of existing bus operators by purchasing /holding 49% equity stake in	Refer Clause 4.2.1, Type 3, b) where such shareholders commit to hold a **minimum equity stake of 51%** in the aggregate shareholding of the business entity.

Operation of Private Stage Carriage Services in Delhi for Cluster 1

Clarification No. 2 to RFQ Document dated February 26, 2008

Sr. No.	Query	DIMTS's Response
	the SPC. Please give a serious thought for additional restriction in section 4.2.1, for Type 3 Applicants. We propose addition of new Para (i) as suggested below. (i) where such share holder i.e. stage carriage bus operators, commit to hold equity stake of 60 million in the SPC for a minimum period of one year after completing subscription in terms of undertaking.	
9.	To arrive at Total PCU years experience as per SN. 7, the formula given is =(4*5*6*7)/12 Our figures against the respective serial numbers are as under: Serial No. 4 290 5 1 6 0.80 7 4607 Resultant figure on the above basis comes 89069 You are requested to please let us know whether the above is correct or should it be divided by 290 i.e. number of vehicles ?	Please Refer to Table 5.1

Operation of Private Stage Carriage Services in Delhi for Cluster 1

Clarification No. 2 to RFQ Document dated February 26, 2008

Sr. No.	Query	DIMTS's Response
10.	It has been stated in Appendix 2 Format for power of attorney for signing of application is required on a stamp paper of Rs. 100/-. It has also been stated in the note that in case the Application is signed by an authorized Director of the Applicant, a certified copy of the appropriate resolution/document conveying such authority may be enclosed in lieu of the Power of Attorney. In view of the above, you are requested to please clarify whether the resolution/document conveying such authority should be on the stamp paper of Rs. 100/- or a letter on the Company?	It can be in either format, subject to conditions given in Appendix 2
11.	Clarification with regards to MONTHS OF OPERATION: DATE OF PERMIT 1.4.2002 DATE OF EXPIRY OF PERMIT 31.3.2007 Please confirm, whether the months of operation will be 36 months or 60 months?	Refer Clause 5.2.1.2, operational experience shall be considered after April 1, 2004 and upto December 31, 2007. As per the above said period eligible total operational experience is 36 months
12.	Instruction 2 of the Appendix 6A states that a separate sheet should be filled for each of the vehicle. We are attaching herewith details as required on a sheet to which photocopies of all the permits will attached. Please confirm whether a separate sheet for each vehicle must be prepared or the attached sheet is in order?	Applicant can submit a separate sheet for each vehicle or a consolidated sheet which should be as per the Appendix 6 A

Operation of Private Stage Carriage Services in Delhi for Cluster 1

Clarification No. 2 to RFQ Document dated February 26, 2008

Sr. No.	Query	DIMTS's Response
13.	Please let us know in whose favor the bank draft towards payment of non refundable cost of RFQ is to be sent	The bank draft needs to be made favouring "Delhi Integrated Multi-modal Transit System Limited" and payable at Delhi.
14.	While engaging the existing buses the Delhi Govt. / Transport / STA promised us 10 years of Stage Carriage Bus life. These buses are yet to complete their useful promised life. The scheme does not accommodate these buses specifically and is only vague	Details shall be provided in the RFP Document
15.	Please clarify, we are forming a company with two non permit holders as Directors and holding 49% shares and 25 to 35 permit holders will commit to hold 51% in the aggregate shareholding of the business entity. Whether this type of entity is allowed to apply.	Yes