

South Eastern Coalfields Limited

साउथईस्टर्नकोलफील्ड्सलिमिटेड

(A Mini Ratna Company)

Contract Management Cell ; संविदा प्रबंधन प्रकोष्ठ

पंजीकृत कार्यालय / Registered Office (CIN:U10102CT1985GOI003161)

SECL Bhawan, Seepat Road, Bilaspur -495006 (Chhattisgarh).

पोस्ट:एस.ई.सी.एल.,सीपत रोड,बिलासपुर 495006

STD: 07752

Phone: 246328

Fax: 246458 Website:

[www.secl.nic.in](http://www.secl.nic.in) ;

e-mail

gmcmc.secl@coalindia.in

Ref No: SECL/BSP/CMC/MDO/Kalyani BHAT/531/CORG-2/ 114

Date: 28.07.2022

## **CORRIGENDUM**

**Subject: Re-opening, salvaging, Rehabilitation Development and Operation of Kalyani Bhatgaon underground Mine.**

**Ref: (i) NIT No.: SECL/BSP/CMC/e-Tender/531 dated: 05.05.2022**

**(ii) Tender Id: 2022\_SECL\_243088\_1**

**(iii) Corrigendum 1 ref no: 283 dtd 30.05.2022**

1. The bid submission end date, Technical Bid(Cover-I) Opening date and Last date of seeking clarification of the above tender is hereby extended as follows:

| Description   | Scheduled date & Time   | Extended date & time    |
|---|-------------------------|-------------------------|
| 1.  | 2.                      | 3.                      |
| Bid Submission end date                             | 04-Aug-2022 at 02:00 PM | 03-Sep-2022 at 02:00 PM |
| Last date for seeking Clarification on-line         | 15-Jul-2022 at 02:00 PM | 14-Aug-2022 at 02:00 PM |
| Date of Opening of Tender [Cover-I (Technical-bid)] | 06-Aug-2022 at 11:00 AM | 05-Sep-2022 at 02:00 PM |

2. The important changes in the MDO tender document circulated vide ref no. CIL:XI(D):04135:2022:**22887 dated 26.07.2022** in context with 1. Rescue Operation, 2.Technical Capacity, 3.Mine Plan/ Project Report and Method of Mining, 4.Sub-contracting or novation, 5.General Status of Fire, 6.General: Incentive for Coal gasification or Coal Liquefaction, 7.Extraction of Methane (AMM/CMM) and 8.Permission for Ash Dumping after exhaustion of the reserve and closure of mine are reproduced hereunder:

### **Quote**

#### **1. Rescue operation:**

Assistance for rescue & recovery of the mine may be given by Subsidiary Company on chargeable basis.

*Inclusion of New clause for Rescue Operation in Clause No. 17.5 of MCA:*

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If the Mine Operator does not have the requisite resources for rescue operation, on request of the Mine Operator, the Authority may assist in the rescue operation by providing rescue trained persons whenever required during re-opening of the mine only. The cost incurred by the Authority to carry out the rescue operation shall be reimbursed by the Mine Operator. It is hereby clarified that the Mine Operator shall carry out scientific studies etc. in accordance with the Clause 5.15.

**2. Technical capacity:**

*Technical Capacity in Clause no 2.2.2 of RFB is amended as under:*

The following entities shall be eligible to participate in the bidding process:

- (i) a Government company or corporation or a joint venture company formed by such company or corporation or between the Central Government or the State Government, as the case may be, or any other company incorporated in India;
- or
- (ii) a company or a joint venture company formed by two or more companies.

**3. Mine Plan/Project Report and Method of Mining:**

*Obligation relating to Mining Plan in Clause no 5.13 (3<sup>rd</sup> paragraph) of MCA is amended as under:*

If extraction and commercial utilization of AMM or CMM is undertaken for the Project or any improvement in mining methodology is required to be adopted, the Mine Operator shall revise the Mining Plan as may be necessary due to extraction of AMM or CMM or adoption of any improved methodology. In such case, the Mine Operator shall prepare and procure approval of the revised Mining Plan in accordance with this Clause 5.13 ..... However, in no case the rated production should be less than the rated production given in mining scheme / approved Mining Plan.

**4. Sub-contracting or novation:**

*Clause 43.5.2 (paragraph 1) is amended as below:*

The Mine Operator shall not sub-contract and/or novate its rights or obligation under this Agreement in relation to any

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work (in part or full) without the prior written approval of the Authority. Notwithstanding the above, under no circumstances, sub-contracting/novation of: (a) Coal excavation/extraction shall exceed **25% (twenty-five per cent)** of the Annual Capacity for each Accounting Year; and (b) Overburden removal shall exceed **25% (twenty-five per cent)** of the Scheduled Overburden Quantity, as applicable.

**5. General Status of Fire:**

Status of Fire, if known, may be provided in Mine Profile (Appendix- VII of RFB).

**6. General: Incentive for Coal gasification or Coal Liquefaction:**

*Inclusion of New Clause No. 5.23 in MCA:*

If the Mine Operator sells the coal for Coal Gasification or Coal Liquefaction, a rebate of 50% on contracted percentage of Revenue Share of Authority will be provided on the total quantity of coal sold for Coal Gasification or Coal Liquefaction on an yearly basis, subject to the following conditions:

- a) At least 10% of scheduled coal production as per approved Mining Plan for that year shall be consumed and/or sold for Coal Gasification or Coal Liquefaction and
- b) A certificate issued by the Coal Controller's Organisation, certifying the quantity of coal sold for Coal Gasification or Coal Liquefaction, shall be submitted by the Mine Operator to the Authority. The said certificate shall be issued in accordance with the Guidelines issued by Coal Controller's Organisation, as may be amended.

**7. Extraction of Methane (AMM/CMM)**

- (i) MCA: 5.19 - Obligation related to exploration and extraction of methane shall be amended as under:

The Mine Operator can explore and extract CMM/AMM. However, if methane is extracted and sold in the market as



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natural gas, provision as given in Clauses 24.4.5, 24.4.6 and 28.5 will be applicable.

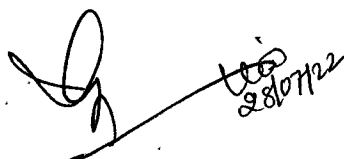
Within 2 (two) years from the Appointed Date, the Mine Operator shall conduct exploration including drilling of boreholes, testing of samples to assess the potentiality of the Mines for AMM or CMM, strictly in accordance with the Applicable Laws including the Coal Mines Regulations, 2017 ("CMR").

If it is found that the Mines has potential to extract and utilize AMM or CMM, the Mine Operator shall undertake all necessary actions and make necessary arrangements to extract the AMM or CMM for its internal use or commercial utilization in accordance with the Mining Plan, Applicable Laws, Applicable Permits and this Agreement (including Clause 24.4). In this regard, Mine Operator shall, on behalf of the Authority, procure: (a) necessary amendments in environmental clearance(s) and forest clearance(s) obtained from the Ministry of Environment, Forests and Climate Change, Government of India; and (b) any other permissions required in compliance with the Applicable Laws and Applicable Permits, if required.

All necessary arrangements (including exploration, operation and maintenance, procurement of requisite permissions, extraction, transportation, storage, selection of consumer/buyer etc.) shall be undertaken by the Mine Operator at its own cost and risk. The following options shall be available to the Mine Operator for the extraction of AMM /CMM and shall be subject to Clause 28.5 of this Agreement:

- (a) In case of methane drainage, it shall be undertaken as per the Mining Plan. The drainage gas should be either flared or put into use.
- (b) The Mine Operator may use the extracted gas for power generation.
- (c) The Mine Operator will be allowed for commercial utilization of the extracted gas.

It is hereby clarified that extraction and utilization of AMM/CMM shall be undertaken by the Mine Operator without hampering any obligation of the Mine Operator in



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relation to extraction and Delivery of Coal and the Project as per the provisions of this Agreement. In addition, the Authority may undertake (or require the Mine Operator to undertake) revision of the Mining Plan in relation to such extraction and utilization (internal or commercial) of the CMM, in accordance with Applicable Laws. Accordingly, the Mine Operator shall comply with the Authority's instructions and conform to the revised Mining Plan.

- (ii) Changes for AMM and CMM- Clause 28.5 of MCA shall be amended as under:

### **Charges for AMM/CMM**

The following mechanism shall be applicable for payment of charges for AMM/CMM:

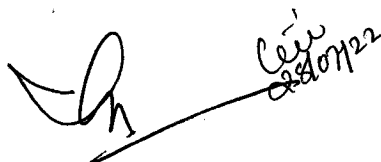
- (a) No claim shall be made by the Authority from the Mine Operator if power is generated with the extracted AMM/CMM gas and used internally for the project.
- (b) Excess power generated from AMM/CMM after its consumption by the Mine Operator for undertaking the Project, it shall be [supplied to] the grid of the Authority and the Mine Operator shall be paid by the Authority at the rate of [0.7 times of the tariff].
- (c) In case AMM/CMM is captured for commercial purpose, the revenue generated is to be shared with the Authority at the same rate at which revenue is contracted to be shared with respect to the selling of coal.
- 8. Permission for Ash Dumping after exhaustion of the reserve and closure of mine:**

#### **Inclusion of new clause 5.24 in MCA**

*Permission relating to Ash Dumping post exhaustion of reseserve and closure of the Mine:*

Post exhaustion of the reserve and closure of the mine, the bidder should be allowed to use the mine for ash dumping only in case of underground mining. Pollution control norms as per CPCB shall be followed under the guidance of CIL.

CFDs approved the above amendments in addition to other amendments recommended by CMPDI in MDO Tender Document for Discontinued Mines of CIL on Revenue Sharing Basis.

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## Unquote

All other terms and conditions of NIT except the points mentioned above and in Corrigendum 1 referred above shall remain unaltered.

  
GM(CMC), SECL

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### Copy To (through respective email Ids):

1. The Director (Tech)/Oprns., SECL
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12. GM, Legal, SECL HQ
13. Company Secy. SECL
14. GM(Oprn), Bhatgaon Area
15. CM(Civil/CMC)-:- for record and reference vide **e-office no-818286**
16. Notice Boards, SECL HQ
17. Chhattisgarh Chamber of Commerce, Ch. Devital Vyapar Udyog Bhawan, Raipur (C-4)
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