



**Thar Coal & Energy Board**  
Government of Sindh

TCEB/(A&F)/1-18/2020

Dated: 6<sup>th</sup> July, 2020

**Pre-Proposal Conference Procurement of Consultancy Services for "Audit Firm of Chartered Accountants"**  
**for the assistance of Thar Coal Tariff Determination Committee (TCTDC) in the Determination of COD**  
**Stage Tariff for 3.8 MTPA Mine of M/s Sindh Engro Coal Mining Company (SECMC)**

<b>Reference</b>	<b>Pre-Proposal Conference</b>
<b>Held on</b>	<b>24.06.2020 at 11:00 am</b>
<b>Venue</b>	Committee room, Thar Coal and Energy Board 1 <sup>st</sup> Floor, Statelife Building No.3, Dr. Ziauddin Ahmed Road, Opposite CM House, Karachi

After introduction of all the participants, the Director (A&F), Thar Coal briefed Energy Board / Secretary CSC presented an overview of the assignment including RFP document. After detailed discussion all representatives of respective consulting firms were requested to furnish their quarries in writing to official email address [diradmin@tceb.gos.pk](mailto:diradmin@tceb.gos.pk) for further perusal and decision of Consultant Selection Committee for subject procurement.

2. Subsequently, a meeting of Consultant Selection Committee (CSC) was held on **2<sup>nd</sup> July, 2020 at 2:00 PM** in the committee room of the Thar Coal & Energy Board regarding clarification of quarries raised by the interested consulting via official email.

3. All queries along with clarifications are mentioned below:

Email's Sr. #	Queries	Reference Clause from the RFP document	Answer / Clarification
1	Which requirement needs fulfilment with regards to the TCEB Proposal? QCR Rating or SBP Panel enlistment of Category B or above?	13.1(i)	The Audit Consulting Firm should be assigned a "satisfactory" QCR (Quality Control Rating) from Institute of Chartered Accountants of Pakistan (ICAP). A copy of the relevant certificate (or any other relevant evidence) should be submitted as part of the Technical Bid.
2	As per the below advertisement has the pre-proposal conference already taken place?		Yes.
	If yes, can we get minutes of the meeting or any other references?		Queries and their clarifications will be shared with all consultants and will also be available on SPPRA's website and TCEB's website.
3	i. As time will be required for clarifications and issue of an addendum that has to be issued in writing (as per clause 10.1, page 9) also has to be uploaded on SPPRA, the time for submission of proposal by July 9, 2020 (clause 1.5 page 17) will be insufficient. <i>It is requested that the bid submission date is extended to August 17, 2020.</i>	1.5	The deadline for submission and opening of proposals is extended as per following schedule: Technical and Financial Proposals are to be submitted not later than <b>3:00 p.m. on 21.07.2020</b> and Technical Proposal shall be opened at <b>3:30 p.m. on same date and venue.</b>
	ii. Clause 9, page 20: Please clarify is the bid validity is 90 days or 120 days.	9.1	Proposal validity shall not be more than 90 days in case of National Competitive Bidding (NCB) as per SPPRA <b>Rule-38</b>
	iii. Clause 18.2, page 13: Will	18.2	Please refer to clause 19.1 of Instructions



	the technical scores of each qualified bidder be publicly announced at the time of financial opening and the evaluation criteria is 80% technical and 20% financial (data sheet clause 1.2, page 16)?		to Consultant of RFP document. In QCBS, Financial Proposals shall be opened publically in the presence of the consultants' representatives who choose to attend. The name of the Consultants and the technical scores of the Consultants shall be read aloud.  Weights given to the Technical and Financial proposals are: (i) Technical (80%) (ii) Financial (20%).
	iv. Consultancy assignments do not require bid (clause 9.2, page 17) and performance bonds. It is requested that this clause be removed and there is no requirement for the same.	9.2	Bid security and Performance security are in accordance with the requirement of SPPRA Rules. <b>(Rule-37 and Rule-39)</b>
	v. Clause 13.1, section c, point iii (13.1.c.iii) page 18 must be strictly enforced to avoid any conflict of interest. Please confirm	13.1(c)(iii)	(iii) is not providing any services to Sindh Engro Coal Mining Company in any manner or form.
	vi. Clause 24.2, page 22: Performance bonds in consultancy contracts are not provided. Please delete.	24.2	Bid security and Performance security are in accordance with the requirement of SPPRA Rules. <b>(Rule-37 and Rule-39)</b>
	vii. As bidding documents specify foreign and local financial component, please clarify at what exchange rate will the foreign currency component be converted. Certain jobs described can only be undertaken by foreign consultants as they are not accessible in PAKISTAN.		Bid amount is to be in PKR in accordance with the RFP.
	viii. IPP Expert: Please clarify why this is required as the job is mining related and not power generation related. It is proposed that this requirement be eliminated.		We understand that such exercise is being conducted by NEPRA for IPPs during last few years. The project in question is a vertically integrated project and includes an IPP. Therefore, an IPP expert having experience of COD stage true-up related assignment for NEPRA will be helpful in successful completion of this assignment required by TCEB.
	ix. NEPRA experience: Please advise why this is required.		Same as above.
	x. The time lines that are to be provided by the firm does not have to confirm to 36.5 man month over 60 days as confirmed in the meeting. Please reconfirm.		Please refer to clause 11.2 and 13.1 (ii) of Instructions to Consultants in the RFP. PA is required to show estimated numbers of professional staff along with man months or the budget required for executing the assignment in the data sheet. However, proposal shall be based on the professional staff man months or budget estimated by the consultant.
	xi. Please confirm that payment schedule is as per clause 8 on page 50.	8	Payment schedule at clause 8 of Section 5 is Confirmed.
	xii. Form of Contract: It was confirmed in the meeting that this format is draft only. Please reconfirm that the final contract is subject to final negotiation.		Forms of Contract shall remain same and Negotiation can only be done within defined parameters of clause 20 to 24 of Section 2 (Instructions to Consultant) of RFP document and the SPPRA Rules
4	i. Due to the COVID 19 situation, we would request you to extend the proposal submission deadline till after Eid Holidays. I hope you can understand that technical consultants i.e. mining		The deadline for submission and opening of propoosals is extended as per following schedule: Technical and Financial Proposals are to be submitted not later than <b>3:00 p.m. on</b>



engineers, surveyors, law firm etc. will need to be engaged and this will be a time-consuming exercise from our end. Therefore, you are requested to kindly consider our request for an extension in the proposal submission deadline.		<b>21.07.2020</b> and Technical Proposal shall be opened at <b>3:30 p.m. on same date and venue.</b>
<b>ii.</b> It is imperative that no allowance / exemption is made regarding clause 3 "Conflict of Interest". Audit companies who are providing audit/tax/advisory services to SECMC or any of its affiliates, investors should not be allowed to participate since that tantamounts to a conflict of interest. Partners by definition are the owners of the audit company and team members will never go against the decision of another partner.	<b>3</b>	Clause 3 of Instructions to Consultant mentioned in the RFP document shall be strictly followed.
<b>iii.</b> Despite Chinese walls etc it is a standard practice internationally that if a audit company is doing assurance then it cannot provide advisory services or vice versa for the same client / entity.		Same as above.
<b>iv.</b> In Eligibility Criteria Point F it states that audit company should have at least five years of audit, accounting or advisory experience in the mining / power sector. We believe that direct relevant experience should be mining related. SECMC is not a power producer. Power plants by definition have different fundamentals based on heat rates / efficiency levels / etc. Since the dynamics of a mine are totally different from a power plant therefore experience in relation to mining should bear more weight.	<b>13.1(f)</b>	RFP requires experience in either coal mining or power sector.
<b>v.</b> In Eligibility Criteria Point J it states that the team members must have been associated with the audit company for at least one year. There may be sector specialists who may have recently joined the audit company / may have been there for less than one year. We request you to kindly revisit this criteria and to remove this requirement.	<b>13.1(j)</b>	This is requirement of Procuring agency.
<b>vi.</b> Audit firms should have the flexibility to hire a power sector specialist or make a power sector specialist [individual / company] as part of the consortium. This will add value to the credentials of the consortium.		Please refer to paragraph 3 of Letter of Invitation attached with RFP.
<b>vii.</b> In the scoring system ten marks are being awarded to an audit company with a turnover of eighty million and then it decreases. This is automatically creating a bias in the favour of the bigger audit firms by giving them a straight advantage in the scoring system. If the minimum threshold is forty million then only the minimum threshold should be considered. Kindly reconsider the scoring aspects based on turnover since this is creating an unfair environment for the smaller audit firms.		Please refer to Rule 76 (3) of SPPRA Rules 2010.

	<p>viii. It needs to be clarified whether on site accommodation and transportation arrangements will be organized by TCEB/SECMC or whether the audit company has to organize transport to Thar and on site accommodation themselves. Given the nature of the assignment, substantial time will need to be spent on ground for purposes of data gathering.</p>	14.1	Please refer Clause-14.1 of the Data sheet in RFP document.
	<p>ix. The scope of work is primarily as follows:</p> <ul style="list-style-type: none"> <li>• Whether SECMC has done all the work which it has claims e.g. overburden removed, water pumped etc</li> <li>• The costs incurred in the work done till date [budget vs actual]</li> <li>• Rationale for incurring the costs and</li> <li>• The efficiency rates of the work done till date eg fuel consumed, lubricants consumed, coal carried per truck etc</li> </ul>		The scope of work will remain same as defined in RFP document.
	<p>x. A focal contact person in SECMC needs to be provided for gathering of information, coordinating site visits etc. For purposes of saving time and costs it is recommended that majority of data should be provided by TCEB [hard and soft copy] and directly by SECMC head office in Karachi. It will be better if a virtual data room could be prepared for the audit company.</p>	1.4	Please refer to clause-1.4 of the Data sheet in RFP document.
	<p>xi. In our opinion the time frame of 60 days is too optimistic and a minimum time of 90 days should be allowed for completion of this engagement. This is also based on initial feedback received from our proposed technical consultants</p>		Sixty days is sufficient time and we expect that consultant will be able to complete the assignment in this estimated time period except due to any circumstances that are beyond the control of the firm.
5	<p>i. Advising clients in the public and private sector on coal and power projects forms a substantial portion of our revenues. Reference is made to Section 3.1.2 Conflict of Interest (ii) under Instruction to Consultants, would the Consultants (and its affiliates) be barred from advising on any subsequent procurement by any procuring agency for coal related projects?</p>	3.1.2	As per clause 3.1.2 Conflict of Interest (ii) under Instruction to Consultants, PA cannot hire a consultant (including its personal and sub-consultant) or any of its affiliates for this assignment that, by its nature, may be in conflict with another assignment of the consultant to be executed for TCEB or for another procuring agency. Therefore consultant is not barred to advise any client within the parameters of this clause.
	<p>ii. Under the current situation of the Covid-19 pandemic with numerous parts of the Country under lock-down, would the PA allow for submission of Technical and Financial Proposals in soft form over email? Moreover, substantial staffing issues are being faced as the virus spreads within households and offices which makes arranging Experts challenging. In light of this issue, would the Procuring Authority (PA) allow for an extension for submitting Technical and Financial Proposals?</p>		<p>The deadline for submission and opening of propoosals is extended as per following schedule:</p> <p>Technical and Financial Proposals are to be submitted not later than <b>3:00 p.m. on 21.07.2020</b> and Technical Proposal shall be opened at <b>3:30 p.m. on same date and venue.</b></p>
	<p>iii. With reference to Section 13.1.(i) Technical Proposal Format and Content, it</p>		There is no bar on hiring any appropriate sub-consultancy firm.



	is preferred to engage a local firm for sub consultancy services. As discussed in the pre-bid meeting, the expertise required to complete the Project might not be available with local technical firms. Therefore, the bidder shall not be disqualified in case of no local sub consultancy firm.		
	iv. EY Ford Rhodes has been the Financial Advisor of choice for advising on the development and acquisition of numerous power projects including coal-based plants. With reference to Section 13.1 g. Eligibility Criteria for the Audit Consulting Firm, would such experience be considered relevant projects by the PA?	13.1(g)	<p>The Audit Consulting Firm must have executed at least <b>two (2) relevant</b> projects (minimum consultancy cost of <b>Rs.10 million</b> and above). Relevant projects shall include consultancy services provided in relation to coal mining projects, and power projects. The Completion certificates in relation completed assignments should be attached.</p> <p>If the completion certificate is not available, then the contract executed in relation to the assignment or the engagement letter should be provided along with an affidavit of the Audit Consulting Firm on stamp paper of adequate value stating that the relevant assignment has been completed. The affidavit should be addressed to the Thar Coal and Energy Board and should state the follows:</p> <p>Pursuant to the Request for Proposals (RFP) dated June 2020 for Hiring of Audit Firm of Chartered Accountants, [<i>name of audit firm</i>] (the “<b>Firm</b>”) hereby represents, warrants and confirms that:</p> <p>(a) The Firm has successfully completed the assignment titled “[<i>name of assignment to be inserted</i>]” the details of which have been submitted as part of the Firm’s technical proposal in response to the RFP; and</p> <p>The consultancy fees charged in relation to the foregoing assignment was an amount equal to PKR [•]</p>
	v. EY Ford Rhodes is a member firm of Ernst & Young Global. With reference to Section 13.1 h. Eligibility Criteria for the Audit Consulting Firm, our fees paid/royalty structure is confidential. Can we only provide a letter evidencing association and not the fee/royalty payments?	13.1(h)	The Audit Consulting Firm must have a valid affiliation with an international firm. Documentary evidence of royalty / fee paid each year <b>or</b> a letter from the international partner confirming its affiliation should be attached. Such letter should contain the contact information of the relevant person working with such international partner (i) who can be contacted by TCEB.
	vi. EY Ford Rhodes has been developing tariff petitions, review petitions, COD stage tariff petitions for various IPPs for submission to NEPRA. We have also been involved in negotiations and discussions with NEPRA on behalf of our Clients. Would such experience satisfy	13.1(k) 7.1	The Audit Consulting Firm shall have at least one team member who has represented a client in front of NERPA while working on similar power / coal mining sector commercial operations stage true up related assignments.



	requirements under Section 13.1 k. Eligibility Criteria for the Audit Consulting Firm and Section 7.1 Project Manager/Team Leader under Section 5 Terms of Reference? We understand that NEPRA does not hire Consultants for such scope of works and has sufficient in-house capacity for tariff related commercial purposes.		It is clarified that for Project Manager / team Leader, the experience of audit and consultancy services for NEPRA will be given additional advantage.
	vii. Reference is made to Audit Consultancy Services under Section 5 Terms of Reference, is the PA in possession of all supporting documents? We understand that SECMC will take considerable time in accumulating documentary evidences which may alter/increase project timelines. Moreover, with reference to Section 8 Reporting Requirements and Time Schedule for Deliverables, the final recommendation is expected to be furnished after 60 days of mobilization. This deadline seems to be very stringent and should be extended considerably.		PA will provide all available data and reports, if any (ref. clause 1.4 Data Sheet). Sixty days is sufficient time and we expect that consultant will be able to complete the assignment in this estimated time period except due to any circumstances that are beyond the control of the firm.
6	i. We believe that the requirement for the firms to have no active engagements with SECMC or any of its associated companies is onerous and will limit the number of quality audit firms to submit proposals. Accordingly, you are kindly requested to remove this requirement. As an alternative, we propose that all the firms should disclose their existing engagements with SECMC or any of its associated companies in the proposal to maintain complete transparency. Furthermore, the firms should assess any independence threat in light of applicable independence/conflict of interest policies/requirements and give a statement to this effect in their proposals.		As part of the Technical Proposal, each Consulting firm (including all subcontractors) shall also provide a separate affidavit on stamp paper (original) of adequate value confirming that it (i) has not been blacklisted by any government or semi government department, agency, autonomous body, international organization or other clients; (ii) is not in litigation or dispute with any public authority or public sector organization; and (iii) is not providing any services to Sindh Engro Coal Mining Company in any manner or form.
	ii. The RFP requires firms to furnish completion certificates for relevant transactions along with the technical proposal. In this regard we would like to notify TCEB that it not standard industry practices to obtain completion certificates at the end of transactions Furthermore, it would be difficult to obtain said completion certificates for a number of past transaction due to structural, company, and/or personnel changes. As such this requirement in the RFP should be removed.		<p>The Audit Consulting Firm must have executed at least <b>two (2) relevant</b> projects (minimum consultancy cost of <b>Rs.10 million</b> and above). Relevant projects shall include consultancy services provided in relation to coal mining projects, and power projects. The Completion certificates in relation completed assignments should be attached.</p> <p>If the completion certificate is not available, then the contract executed in relation to the assignment or the engagement letter should be provided along with an affidavit of the Audit Consulting Firm on stamp paper of adequate value stating that the relevant assignment has been completed. The affidavit should be addressed to the Thar Coal and Energy Board and should state</p>



		the follows:  Pursuant to the Request for Proposals (RFP) dated June 2020 for Hiring of Audit Firm of Chartered Accountants, [name of audit firm] (the “ <b>Firm</b> ”) hereby represents, warrants and confirms that: (b) The Firm has successfully completed the assignment titled “[name of assignment to be inserted]” the details of which have been submitted as part of the Firm’s technical proposal in response to the RFP; and The consultancy fees charged in relation to the foregoing assignment was an amount equal to PKR [•]
	iii. Documentary evidence of royalty /fees paid by the local firm to its international counterpart is required in the RFP. We would like to state that this information is of a sensitive nature and are based on the terms set out in the agreement between the local firm and the international counterpart which is highly confidential in nature. Therefore, we propose that this requirement be removed.	The Audit Consulting Firm must have a valid affiliation with an international firm. Documentary evidence of royalty / fee paid each year <b>or</b> a letter from the international partner confirming its affiliation should be attached. Such letter should contain the contact information of the relevant person working with such international partner, who can be contacted by TCEB.
	iv. Given the adverse environment created by the Covid-19 pandemic and the extensive amount of work required for preparing the technical and financial proposal including formation of the consortium, we would request TCEB to extend the deadline for submission of the proposal by at least 3 weeks.	The deadline for submission and opening of propoosals are extended as per following schedule: Technical and Financial Proposals are to be submitted not later than <b>3:00 p.m. on 21.07.2020</b> and Technical Proposal shall be opened at <b>3:30 p.m. on same date and venue.</b>
	v. We request TCEB to forgo the 1-year association requirement of the engagement team members as it is the responsibility of the contracting entity to ensure that the commitments under the contract are fulfilled on a timely basis. Furthermore, it should be the contracting entity’s prerogative to employ the services of any suitable employee to work on the engagement.	This is the requirement of the Procuring Agency.
	vi. Employment letters and pay slips of employees of the firm are of a very sensitive nature and as such are highly confidential. Moreover, employment letters and pay slips are not applicable in the case of partners of the firm. Accordingly, you are kindly requested to remove this requirement in the RFP.	This is the requirement of the Procuring Agency.
7.	i. Can you please clarify the term “for Nepra”. Does this mean that the firm has been engaged by NEPRA itself, or has been hired by NEPRA for an assignment? We feel that any consortium member who has assisted either NEPRA or a Client in Tariff True up will suffice as both parties are familiar with NEPRA requirements.	<b>13.1(k)</b>  The Audit Consulting Firm shall have at least one team member who has represented a client in front of NERPA while working on similar power / coal mining sector commercial operations stage true up related assignments.



<p>Furthermore, limiting this to a Chartered Accountancy firm will limit the resources available thereby reducing chances of a fair and competitive bid. If the language stays as is, it gives the impression that this has been drafted only for individuals who have worked for NEPRA itself and have later joined a Chartered Accountancy firm. Furthermore, based on our experience NEPRA has inhouse team of professional accountants who undertake the cost verification and COD tariff adjustment, they do not engage any firm for such services</p>		
<p>ii. Refer to section 13.1 P and points awarded to the Audit Firm, <b>Worked with NEPRA has 02 marks</b>. Please specify what Worked with NEPRA entails? This again limits the number of eligible bidders as it seems that someone who has previously worked with NEPRA will only get these marks. Please note that true up is a financial and commercial experts' job, during true up NEPRA relies on the technical certifications provided by independent experts under PPA/EPA and does not engage any PEC registered firm for true up cases. We, therefore, suggest that this condition should not be given additional score and should be removed.</p>	<p><b>13.1(p)</b></p>	<p>The QCBS method is adopted for this assignment. Keeping in view the scope of work and method of the assignment the criteria mentioned in the RFP at Clause-13.1(p) has been set as per <b>Rule-75(c) read with Rule-76(2)</b> of SPPRA Rules 2010.</p>
<p>iii. We currently have an affiliation with an international firm with a thorough record of regular royalty fee payments. However, we would like to communicate that effective November 16, 2020 the firm will withdraw from the Deloitte network as a DTTL Member Firm and will become an Independent Correspondent Firm (ICF) to DTTL. However, the firm will continue to provide the same professional services in Pakistan. Any report or other deliverable after the withdrawal date will be submitted on the letterhead of the firm with ICF status. If required, we may also service the relevant communication with DTTL confirming our status as ICF post November 16, 2020. Kindly clarify if this change in situation of Deloitte Yousuf Adil shall serve the purpose of eligibility criteria.</p>		<p>The Audit Consulting Firm must have a valid affiliation with an international firm. Documentary evidence of royalty / fee paid each year <b>or</b> a letter from the international partner confirming its affiliation should be attached. Such letter should contain the contact information of the relevant person working with such international partner, who can be contacted by TCEB.</p>
<p>iv. As per TOR (5) (19). Carry out all activities necessary or incidental to any of the foregoing functions or any other work assigned by the PA. Clarity on activities is required.</p>		<p>Firms are expected to carry out all activities necessary to assist Thar Coal Tariff Determination Committee of TCEB in the determination of COD stage tariff for 3.8 MTPA mine of M/s SECMC.</p>
<p>v. The audit firm may associate with other consulting firm under sub-consultancy arrangement for the successful completion of given assignment. (Page 4 3rd para last line and Point 3 page 5) (Sub consultancy or JV as per point 13.1, page 12)? Any</p>		<p>Please refer to Rule 77(3) of SPPRA Rules.</p>



maximum number of consortium members specified. An audit consulting firm may also enter in a JV with another firm?		
vi. Review, evaluate and comment on the Tariff Petition and all supporting documents by SECMC from a technical perspective, conduct verification of costs incurred for the project and perform all functions, which the Procuring Agency (PA) may request them to perform in relation to the project. (Page 4 last para last line) Clarification of the scope of "all functions"?		Needs no further clarification.
vii. If a pre-qualification process has been undertaken, as outlined under Rule 27 and 28 of SPPR2010 for the Contract(s) for which this RFP document is being issued, those firms - in case of Joint Ventures with the same partner(s) and Joint Venture structure - that had been pre-qualified are eligible. Clarification Required.		No pre-qualification process has been undertaken by PA.
viii. Conduct a detailed verification of the entire project cost with the cost components at different stages. (page 44-45 of RFP). Kindly specify the stages so that resource and cost can be identified		Please refer to RFP document and COD stage tariff Petition in respect of 3.8 MTPA coal mine submitted by SECMC, which are available on official website of TCEB ( <a href="http://www.tceb.gos.pk">www.tceb.gos.pk</a> ).
ix. Conduct verification and certification of cost statements and pro forma as maintained by the SECMC. (page 44-45 of RFP) Kindly provide clarity on the Certifications, mentioned in this clause		Please refer to RFP document and COD stage tariff Petition in respect of 3.8 MTPA coal mine submitted by SECMC, which are available on official website of TCEB ( <a href="http://www.tceb.gos.pk">www.tceb.gos.pk</a> ).
x. Ensuring compliances with all applicable laws and guidelines and regulations. (page 44-45 of RFP). Does this scope of work relate to Legal Team?		Please refer to RFP document and COD stage tariff Petition in respect of 3.8 MTPA coal mine submitted by SECMC, which is available on official website of TCEB ( <a href="http://www.tceb.gos.pk">www.tceb.gos.pk</a> ).
xi. We do not understand why there is a requirement of an engineering degree for this position. The selected consortium/group is required to provide services in conjunction with a Valuation/ Quantity Engineer, a mining expert and a surveying specialist as specified in the RFP. We therefore feel that the condition of the <b>engineering degree</b> should be waived off and an understanding of finance and financial models should be made mandatory. Technical or engineering specific input can be provided through coordination with the 3 positions. Furthermore, it seems as if the condition at least five (05) years of experience with NEPRA is mandatory. Please clarify otherwise. Inclusion of this condition will limit the pool of qualified applicants substantially due to lack of the number of such experts. Working on one or more tariff true ups should be sufficient for this stated position.		Please refer to RFP Document.
xii. Regarding the position of a mining engineer, please note that such experts are limited in availability as far as local		Please refer to RFP document.



experts are concerned. Can you please specify if this position specifically requires coal mining engineers or can engineers having experience in other mining of other natural minerals/resources will suffice? Secondly, if a foreign mining expert is engaged, can the compensation be based in a foreign currency?		
<b>xiii.</b> We request that the deadline for submission of bids is extended by at least 2 weeks.		The deadline for submission and opening of propoosals is extended as per following schedule: Technical and Financial Proposals are to be submitted not later than <b>3:00 p.m. on 21.07.2020</b> and Technical Proposal shall be opened at <b>3:30 p.m. on same date and venue.</b>
<b>xiv.</b> The Qualification and Experience for the Legal Expert is: “LLM / Bar at law, having more than 15 years of experience as Corporate legal advisor. 05 years of experience in development of tariff determination order for NEPRA” A Juris Doctor (JD) is also a post graduate law degree (i.e. can only be undertaken following the completion of a bachelor's degree) – a JD is usually acceptable for other procuring agencies, can the same also please be considered for this procurement? Separately, the criteria states requires 05 years of experience in “development of tariff determination order for NEPRA” – other than NEPRA’s own employees (in house legal), no one else will meet this criteria (noting that even within NEPRA, the tariff determinations are not developed by lawyers, they are only vetted by the in house lawyer). We understand that a lawyer who has advised on tariff petitions / true up petitions submitted to NEPRA will be eligible – kindly confirm.		Please refer to RFP Document.

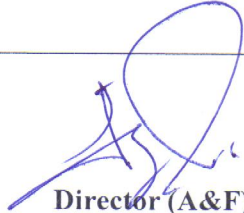
**Decision:**

It was decided that following changes may be made in the RFP document:

Sr. #	Reference RFP Document	Rephrased / Modified
1.	<b>Section-2- Data Sheet - Clause-1.5 Date &amp; Time submission and opening</b>	The deadline for submission and opening of propoosals is extended as per following schedule: Technical and Financial Proposals are to be submitted not later than <b>3:00 p.m. on 21.07.2020</b> and Technical Proposal shall be opened at <b>3:30 p.m. on same date and venue.</b>
2.	<b>Section-2 – Data Sheet - Preliminary Eligibility Criteria - Clause-13.1(c)(iii)</b>	(iii) is not providing any services to Sindh Engro Coal Mining Company in any manner or form.
3.	<b>Section-2 - Data sheet - Eligibility Criteria - Clause-13.1(g)</b>	The Audit Consulting Firm must have executed at least <b>two (2) relevant</b> projects (minimum consultancy cost of <b>Rs.10 million</b> and above). Relevant projects shall include



		<p>consultancy services provided in relation to coal mining projects, and power projects. The Completion certificates in relation completed assignments should be attached.</p> <p>If the completion certificate is not available, then the contract executed in relation to the assignment or the engagement letter should be provided along with an affidavit of the Audit Consulting Firm on stamp paper of adequate value stating that the relevant assignment has been completed. The affidavit should be addressed to the Thar Coal and Energy Board and should state the follows:</p> <p>Pursuant to the Request for Proposals (RFP) dated June 2020 for Hiring of Audit Firm of Chartered Accountants, [name of audit firm] (the “<b>Firm</b>”) hereby represents, warrants and confirms that:</p> <p>(c) The Firm has successfully completed the assignment titled “[name of assignment to be inserted]” the details of which have been submitted as part of the Firm’s technical proposal in response to the RFP; and</p> <p>The consultancy fees charged in relation to the foregoing assignment was an amount equal to PKR [•]</p>
4.	<b>Section-2 – Data Sheet - Eligibility Criteria - Clause-13.1(h)</b>	The Audit Consulting Firm must have a valid affiliation with an international firm. Documentary evidence of royalty / fee paid each year <b>or</b> a letter from the international partner confirming its affiliation should be attached. Such letter should contain the contact information of the relevant person working with such international partner (i) who can be contacted by TCEB.
5.	<b>Section-2 – Data Sheet - Eligibility Criteria - Clause-13.1(i)</b>	The Audit Consulting Firm should be assigned a “satisfactory” QCR (Quality Control Rating) from Institute of Chartered Accountants of Pakistan (ICAP). A copy of the relevant certificate (or any other relevant evidence) should be submitted as part of the Technical Bid.
6.	<b>Section-2 – Data Sheet - Eligibility Criteria - Clause-13.1(k)</b>	The Audit Consulting Firm shall have at least one team member who has represented a client in front of NERPA while working on similar power / coal mining sector commercial operations stage true up related assignments.
7.	<b>Section-2 Clause-13.1 (iii) Key professional staff qualifications and competence for the assignment Sr. No.5.</b>	Valuation Expert / Quantity Engineer

  
**Director (A&F)**  
 Thar Coal & Energy Board  
 Energy Department, Govt. of Sindh