

Pre Bid Queries –Replies for EOI SPD/PP/01/2016-17 dated 03/10/2016  
for empanelment of Merchant Bankers

S/ No	Page No in EOI & Clause No.	Particulars (as given in the EOI document)	Query submitted/ Clarification sought by the bidder	Bank's Reply
1	Page-7 5.1	Documents to be submitted along with EOI: The applicant should be a registered Category 1 Merchant Banker holding valid certificate issued by SEBI and qualified to undertake the subject assignment. The certificate registration with SEBI should remain valid till 30.09.2017 or till the completion of all activities relating to the subject assignment.	<p>In the Eoi and Request for Proposal (“RFP”) issued by the Government of India / Department of Investment and Portfolio Asset Management (“DIPAM”)/any of the ministry/public sector companies and public sector banks, the documents / information specified under the column “Particulars” are certified by the authorised signatory of the Bidder. Such Eoi / RFP does not specify on the certification from chartered accountant. Further, as per the covering letter format provided on page 19 of the Eoi of Canara Bank, the bidder shall be providing a declaration that the information provided is true and in case of discrepancy the bid is liable to be rejected. Hence, based on precedence of Eoi/RFP we request you to restrict the documents / information to the certified by authorised signatory of the bidder (as the bidder shall also be providing declaration on information being true) and the specification on auditor certificate may be removed.</p> <p>In all the submissions, it is self certified true copy</p>	<p>No modification possible. Please be guided by EOI.</p> <p>As per our EOI, the documents have to be certified by a Chartered Accountant</p>

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2	Page-7 5.3	<p>Eligibility Criteria: The applicant should have experience of 5 years or more in merchant banking services (as per SEBI guidelines) and should have carried out at least 3 issues (IPO/FPO/Rights Issue) for India based companies with transaction size of Rs. 50 Crores or more during the last 3 years as on 31.03.2016 and out of which at least one issue should have been for an amount of Rs. 300 Crores and above</p>	<p>Whether Institutional Placement Programme (IPP) issue will be considered for the eligibility criteria</p> <p>Satisfactory completion certificate from the respective institution or chartered accountant certificate to this effect</p> <p>Self Certified copy from Authorized signatory</p> <p><b>Requested modification :</b> The applicant should have experience of 5 years or more in merchant banking services (as per SEBI guidelines)and should have carried out at least 3 issues (IPO/FPO/Rights Issue) for India based companies with transaction size of Rs. 50 crores or more during the last 5 years as on <b>30.09.2016</b> and out of which at least one Issue should have been for an amount of Rs. 300 crores and above.</p>	<p>No modification possible. Please be guided by EOI.</p> <p>-do-</p> <p>Satisfactory completion Certificate from the respective Institutions or Chartered Accountant certificate to this effect is to be produced</p> <p>Cut off date is 31-03-2016.</p>
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3.	Page-7 Clause 5.4	Eligibility Criteria: The applicant must have average audited turnover of not less than Rs. 10 Crores from the business in the last 3 years including the last financial year ending 31 <sup>st</sup> March 2016. In case, audit for FY 2015-16 is not complete, average audit turnover for the last three years shall be considered on the basis of FY ending 31 <sup>st</sup> March, 2015.	We are SEBI Registered Merchant Banker. Our services include investment Banking, Institutional Equities and Retail Broking We seek clarification whether the total income (including other income) can be taken for arriving at the turnover eligibility criteria.	Yes, Total Turnover should be Rs.10 Crore or above including other income if any
4	Page-7 Clause 5.5	The Applicant should not have been blacklisted / debarred / disqualified by any regulator/statutory body.	Self Certified copy from Authorized signatory  The Applicant should not have been blacklisted / debarred / disqualified by any regulator / statutory body at the time of submission of bid.	A notarized affidavit to this effect must be furnished, as per EOI.  The Applicant should not have been blacklisted /debarred/disqualified by any regulator/statutory body at any point of time.



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5	Page-7 Clause 5.6	Eligibility Criteria: The applicant should give an undertaking duly certified by Chartered Accountant that no action has been initiated against the applicant by SEBI/CVC/RBI and any other Government/Statutory agencies with regard to any financial irregularities	<p>The applicant should give an undertaking duly certified by Chartered Accountant that no action has been initiated against the applicant by SEBI/CVC/RBI and any other Government/Statutory agencies with regard to any financial irregularities.</p> <p>Under point 6 relating to the undertaking, request you to confirm whether this undertaking refers to the template provided in Annexure 6, or a separate undertaking needs to be furnished. Further, request you to confirm whether this undertaking is to be signed by the authorised signatory or attested by Chartered Accountant (the language is ambiguous currently).</p>	<p>No modification possible. The Undertaking letter from Authorized signatory on the letter head of the firm/company is required duly certified/attest by Chartered Accountant, as laid down in EOI.</p> <p>The undertaking letter duly signed by the authorised signatory on the letter head of the bidder should be duly certified by a Chartered Accountant.</p>
6	Page-24 Annexure-6	Undertaking Letter: We hereby undertake and declare that there has been no conviction by a Court of Law or indictment/adverse order by a regulatory or Governmental authority for a grave offence against us or any of our sister concern(s). It is further certified that there is no investigation pending against us or our sister concern(s) or the CEO, Directors/Managers/Employees of our concern or of our sister	We may have existing conflict of interest which we would want to disclose in this undertaking. However, as the content of undertaking cannot be changed, kindly suggest on how can we provide the details of existing transaction that would might have a conflict.	Undertaking letter should not be changed. Any additional information can be provided by way of annexure.

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		<p>concern(s). It is certified that no conflict of interest exists as on date except as disclosed explicitly and if in future such a conflict of interest arises we will intimate to the Bank.</p> <p>Further, we hereby undertake that the decision taken by the bank regarding the qualified Bidder shall be binding upon us.</p>		
7	Annex ure-7 Page30 Clause 8.1	<p>Fall clause of Pre Contract Integrity Pact:</p> <p>The BIDDER / SELLER / CONTRACTOR/SERVICE PROVIDER undertakes that it has not supplied/is not supplying similar product/systems or subsystems/services at a price lower than that offered in the present bid to any other Bank or PSU or Government Department or to any other organization/entity whether or not constituted under any law and if it is found at any stage that similar product/systems or sub systems/services was supplied by the BIDDER/SELLER/CONTRACTOR /SERVICE PROVIDER to any other Bank or PSU or Government Department or to any other organization/entity whether or not constituted under any law, at a lower price, then that very price, with due allowance for elapsed time, will be applicable to the present case and the difference in the cost</p>	In the transactions involving DIPAM (erstwhile Department of Disinvestment) mandates and Public Sector Banks' mandates, the fees of the merchant bankers involved has not been decided based on the fees charged in any of the past or existing transaction of similar nature.	As per CVC guideline the Integrity Pact is to be complied with - no modification can be allowed.

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		would be refunded by the BIDDER/SELLER/CONTRACTOR /SERVICE PROVIDER to the BUYER, if the contract has already been concluded.		
8	Page-14 Clause 22.4	Foreign Bidders to disclose the name and address of agents and representatives in India and Indian Bidders to disclose their foreign principals or associates	Para 4 - 'Indian bidders to disclose their foreign principals or associates' - Request you to please elaborate on the meaning of principals and associates and details to be furnished. Also, request you to share format for such disclosure.	As per CVC guideline the Integrity Pact is to be complied with - no modification can be allowed. An undertaking may be provided duly notarised, undertaking that the details will be provided in case selected as the Merchant Banker. Format will be provided
9	Page-14 Clause 22.5	Bidders to disclose the payments to be made by them to agents/brokers or any other intermediary. Bidders to disclose any transgressions with any other company that may impinge on the anti corruption principle.	Bidders to disclose the payments to be made by them to agents / brokers or any other intermediary' - Request you to please elaborate on this point and disclosure to be made.	As per the Integrity Pact of CVC guideline - to be complied with
10	Pages 19-31	Anne-xure 2, 3, 4, 5, 6, 7	Request you share the annexures in word file as necessary details have to be added at relevant places by the Bankers.	Will be provided

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