CORRIGENDUM NO. 1

Date: 06.09.2019

Reference: EOI No. SYS-CC-CC-0032/2019/ 7026 dated 09.08.2019

EXPRESSION OF INTEREST (EOI) FOR
EMPANELMENT OF AGENCIES FOR RUNNING SPORTS COACHING PROGRAMS AND
MANAGING SPORTS INFRASTRUCTURE

The provisions of the EOI document are amended by the following corrigendum in terms of Clause 8.7 of the EOI. This corrigendum, for amending EOI shall be binding on the agencies, and it will be assumed that the following corrigendum so adopted, originally formed part of the EOI.

<table>
<thead>
<tr>
<th>Sl. No.</th>
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<th>Changed Clause/ Provision</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Clause 1, EOI Schedule</td>
<td>Sl. No.</td>
<td>Event</td>
</tr>
<tr>
<td>5</td>
<td>Issue of clarifications by Sports &amp; Youth Services Department, post the meeting with interested agencies</td>
<td>24.08.2019</td>
<td>5</td>
</tr>
<tr>
<td>6</td>
<td>EOI due date</td>
<td>07.09.2019 Time: 04:00 PM Venue: Sports &amp; Youth Services Department, C-1, Nayapalli, Bhubaneswar</td>
<td>6</td>
</tr>
<tr>
<td>7</td>
<td>Opening of EOI responses</td>
<td>09.09.2019 Time: 11:00 AM Venue: Sports &amp; Youth Services Department, C-1, Nayapalli, Bhubaneswar</td>
<td>7</td>
</tr>
<tr>
<td>2</td>
<td>Clause 2, Data Sheet</td>
<td>7. EOI No. 7027 dated 09.08.2019</td>
<td>7. EOI No. SYS-CC-CC-0032/2019/ 7026 dated 09.08.2019</td>
</tr>
</tbody>
</table>

"EOI document" or "EOI" means the documents issued by Sports & Youth Services Department vide EOI No. 10.08.2019 for Expression of Interest (EOI) for Empanelment
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| 4      | Clause 7.1       | The objective of this EOI is to solicit applications from the eligible (qualifying eligibility norms as per this EOI) agencies for empanelment as Agencies for Running Sports Coaching Programs and Managing Sports Infrastructure within the state of Odisha such as sports hostels, stadiums, swimming pools, multi-sports complexes, mini-stadiums, indoor halls, etc. The scope of work includes but is not limited to the following:  
(i) Running coaching programs in various sports disciplines  
(ii) Operations & Maintenance of the facility (such as general administration, security management, housekeeping, maintenance of the infrastructure and equipment, first-aid, etc.)  
(iii) Lodging and Boarding management (in case of Sports Hostels)  
The above activities may also be required to be carried out in places other than those owned by the Sports & Youth Services Department – for example schools, colleges, community playing fields, etc.  
For avoidance of doubt, any upgradation or major rectification or repairs or reconstruction or replacement in the Sports Infrastructure / Facilities that may arise during the Contract period (as shall be specified in RFP) shall be carried out by the Sports & Youth Services Department at its own expenses. | The objective of this EOI is to solicit applications from the eligible (qualifying eligibility norms as per this EOI) agencies for empanelment as Agencies for Running Sports Coaching Programs and Managing Sports Infrastructure within the state of Odisha such as sports hostels, stadiums, swimming pools, multi-sports complexes, mini-stadiums, indoor halls, etc. The scope of work includes but is not limited to the following:  
(i) Running coaching programs in various sports disciplines from grassroots level to elite level  
(ii) Operations & Maintenance of the facility (such as general administration, security management, housekeeping, maintenance of the infrastructure and equipment, first-aid, etc.)  
(iii) Lodging and Boarding management (in case of Sports Hostels)  
The above activities may also be required to be carried out in places other than those owned by the Sports & Youth Services Department – for example schools, colleges, community playing fields, etc.  
For avoidance of doubt, any upgradation or major rectification or repairs or reconstruction or replacement in the Sports Infrastructure / Facilities that may arise during the Contract period (as shall be specified in RFP) shall be carried out by the Sports & Youth Services Department at its own expenses. |
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<td>5</td>
<td>Clause 8.4.1 ii)</td>
<td>Tax related: The agency shall have valid PAN, TAN, GSTIN in its name and documents in support of the same should be submitted by an agency as part of its EOI response. The agency shall submit the copy of income tax return submitted to the Income Tax Authority for the last 3 (three) Assessment years – the applicable Assessment Years are FY2017-18, FY2018-19 and FY2019-20.</td>
<td>Tax related: The agency shall have valid PAN, TAN, GSTIN in its name and documents in support of the same should be submitted by an agency as part of its EOI response. The agency shall submit the copy of income tax return submitted to the Income Tax Authority for the last 3 (three) Assessment years – the applicable Assessment Years are FY2017-18, FY2018-19 and FY2019-20. In case income tax return for assessment year FY2019-20 is not available, then the agency shall submit the income tax returns of the assessment years FY2016-17, FY2017-18 and FY2018-19.</td>
</tr>
<tr>
<td>6</td>
<td>Annexure 1, Clause 1</td>
<td>With reference to your EOI No. [●] dated 10.08.2019, we have examined the EOI document, and understood their contents and hereby submit our EOI response for Empanelment of Agencies for Running Sports Coaching Programs and Managing Sports Infrastructure. Our EOI response is unconditional and unqualified. We are submitting our EOI response as part of the requirements of the EOI process.</td>
<td>With reference to your EOI No. SYS-CC-CC-0032/2019/7026 dated 09.08.2019, we have examined the EOI document, and understood their contents and hereby submit our EOI response for Empanelment of Agencies for Running Sports Coaching Programs and Managing Sports Infrastructure. Our EOI response is unconditional and unqualified. We are submitting our EOI response as part of the requirements of the EOI process.</td>
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<tr>
<td>7</td>
<td>Annexure 1, Clause 10</td>
<td>We declare that we or our related parties are not another applicant/ or submitting an EOI response for empanelment of sports agencies.</td>
<td>Deleted Clause</td>
</tr>
<tr>
<td>8</td>
<td>Annexure 1, Clause 13</td>
<td>We further certify that no investigation by a regulatory authority is pending either against us/ or against our CEO/MD/and or any of our directors/ managers/ employees. The same applies to our related parties also.</td>
<td>We further certify that no investigation by a regulatory authority is pending either against us/ or against our CEO/MD/ key managerial personnel (as defined in Companies Act 2013).</td>
</tr>
<tr>
<td>9</td>
<td>Annexure 2</td>
<td>Known all men by these presents, we</td>
<td>Known all men by these presents, we</td>
</tr>
<tr>
<td></td>
<td></td>
<td>.................................................. (name of the firm and address of the registered office) do hereby irrevocably constitute, nominate, appoint and authorize Mr./ Ms. (name), ............................. son/daughter/wife of ............................. and presently residing at ............................., who is presently employed with us and holding the position of ............................., as our true and lawful attorney (hereinafter referred to as the &quot;Attorney&quot;) to do in our name and on our behalf, all such acts, deeds and things as are necessary or required in connection with or incidental to submission of our tender against the EOI no. [●] dated 10.08.2019 published by Sports &amp; Youth Services Department (DYS) for the &quot;Empanelment of Agencies for Running Sports Coaching Programs and Managing Sports Infrastructure&quot;, including but not limited to signing and submission of</td>
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<td>10</td>
<td>Annexure 3</td>
<td>AFFIDAVIT IN TERMS OF CLAUSE 8.3 of EOI [●] dated 10.08.2019 floated by Sports &amp; Youth Services Department for Empanelment of Agencies for Running Sports Coaching Programs and Managing Sports Infrastructure</td>
<td>AFFIDAVIT IN TERMS OF CLAUSE 8.4.1 of EOI SYS-CC-CC-0032/2019/7026 dated 09.08.2019 floated by Sports &amp; Youth Services Department for Empanelment of Agencies for Running Sports Coaching Programs and Managing Sports Infrastructure</td>
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Modified Annexure 1, Annexure 2 and Annexure 3 are appended in this Corrigendum.
Annexure 1: Format for Covering Letter
(To be submitted on the letterhead of the agency)

Letter No. [●]

Dated: [●]

From
Applicant’s/ Name and Address
Details of Authorized Signatory
Name :
Designation :
Telephone No. :
Mobile No. :
Fax No. :
E-mail :

To
Director-cum-Addl. Secretary,
Sports & Youth Services Department,
C-1, Nayapalli,
Bhubaneswar- 751 012, Odisha

Dear Sir,

Subject: Submission of EOI response for Empanelment of Agencies for Running Sports Coaching Programs and Managing Sports Infrastructure

1. With reference to your EOI No. SYS-CC-CC-0032/2019/ 7026 dated 09.08.2019, we have examined the EOI document, and understood their contents and hereby submit our EOI response for Empanelment of Agencies for Running Sports Coaching Programs and Managing Sports Infrastructure. Our EOI response is unconditional and unqualified. We are submitting our EOI response as part of the requirements of the EOI process.

2. [We, [●] being a company duly incorporated under the (Companies Act, 1956/Companies Act, 2013) and having its registered office at [●], India (hereinafter referred to as the “applicant”) are hereby submitting our EOI response as a single applicant

OR
We, [●] being a LLP duly incorporated under the Limited Liability Partnership Act, 2008 and having its registered office at [●], India (hereinafter referred to as the “applicant”) are hereby submitting our EOI response as a single applicant

OR

We, [●] being a registered partnership firm duly incorporated under the Indian Partnership Act, 1932 and having its registered office at [●], India (hereinafter referred to as the “applicant”) are hereby submitting our EOI response as a single applicant

OR

We, [●] being a sole proprietor and having its registered office at [●], India (hereinafter referred to as the “applicant”) are hereby submitting our EOI response as a single applicant

OR

We, [●] being a Trust duly incorporated under the Indian Trust Act and having its registered office at [●], India (hereinafter referred to as the “applicant”) are hereby submitting our EOI response as a single applicant

3. We acknowledge that Sports & Youth Services Department will be relying on the information provided in the EOI document and the documents accompanying the EOI response and we certify that all information provided in the EOI response are true and correct; nothing has been omitted which renders such information misleading or suppression of material facts; and all documents accompanying the EOI response are true and authenticated copies of their respective originals.

4. This EOI response is being submitted for the express purpose of our participation in the EOI process for Empanelment of Agencies for Running Sports Coaching Programs and Managing Sports Infrastructure.

5. We shall make available to Sports & Youth Services Department any additional information it may find necessary or require to supplement or authenticate our EOI response.

6. We acknowledge the right of Sports & Youth Services Department to reject our EOI response without assigning any reason or otherwise and hereby waive, to the fullest extent permitted by the Applicable Laws, my/our right to challenge the same on any account whatsoever.

7. We certify that in the last 3 (three) years, we have neither failed to perform or execute any contract, nor been expelled from any project or contract by any public authority nor have had
any contract terminated by any public authority for breach on my/our part for any reason whatsoever.

8. We declare that:

a. We are duly organized, validly existing and in good standing under the prevalent laws of Government of India and Government of Odisha;
b. We have full power and authority to execute, deliver and perform its obligations under this EOI and to carry out the transactions contemplated hereby;
c. We have financial standing and capacity to undertake the Project;
d. We undertake that the EOI is subject to the laws of India and we expressly and irrevocably waive any immunity in any jurisdiction in respect thereof;
e. We declare that there are no actions, suits/proceedings, enquiries/investigations pending against us that will materially affect our performance under this EOI, to the best of our knowledge;
f. We further declare that we have no knowledge of any violation or default with respect of any order, writ, injunction or any decree of any court or any legal binding order of any government agency or of any public sector utility, tribunal or forum which may result impairment of the performance of the obligations and duties, if selected;
g. We have examined and have no reservations to the EOI document, including any corrigendum/ addendum issued by Sports & Youth Services Department;
h. We do not have any conflict of interest in accordance with this EOI;
i. We have not directly or indirectly or through an agent or surrogate engaged or indulged in any corrupt practice, fraudulent practice, coercive practice, undesirable practice or restrictive practice, as defined in Clause 10.6 of the EOI, in respect of any tender or request for proposal issued by or any agreement entered into with DSYS or any other public sector enterprise or any government, Central or State; and
j. We hereby certify that we have taken steps to ensure that in conformity with the provisions of Clause 10.6 of the EOI document, no person acting for us or on our behalf has engaged or will engage in any corrupt practice, fraudulent practice, coercive practice, undesirable practice or restrictive practice.

9. We understand that DSYS may cancel the EOI process at any time and that DSYS is neither bound to accept any EOI response that DSYS may receive nor to issue the NIT to the applicants, without incurring any liability to the applicants, in accordance with terms & conditions of the EOI document.

10. We certify that in regard to matters other than security and integrity of the country, we/ or our related parties have not been convicted by a court of law or indicted or adverse orders passed by a regulatory authority which could cast a doubt on our ability to undertake the Project or which is opposed to public policy.
11. We further certify that in regard to matters relating to security and integrity of the country, we/ or our related parties have not been charge-sheeted by any Government or convicted by a court of law.

12. We further certify that no investigation by a regulatory authority is pending either against us/ or against our CEO/MD/ Key managerial personnel (as defined in Companies Act 2013).

13. We undertake that in case due to any change in facts furnished by us or circumstances pertaining to us during the EOI process, we are attracted by the provisions of disqualification in terms of the provisions of this EOI, we shall intimate DSYS of the same immediately.

14. The EOI response submitted by us shall be valid for a minimum period of 120 (one hundred and twenty) days from the EOI due date or any extension thereof as obtained by DSYS.

15. We further declare that by submitting this EOI response, we agree to be bound by the terms and conditions of the EOI document.

Thanking you,
Yours faithfully,
(Signature of Authorized Signatory)
Name:
Designation:
Common Seal:
Date:
Place:
The following “Format for Power Attorney” is added to the EOI as Annexure – 2.

Annexure 2: Format for Power of Attorney

(to be executed on INR 100 non judicial stamp paper and to be duly notarized)

Known all men by these presents, we ........................................ (name of the firm and address of the registered office) do hereby irrevocably constitute, nominate, appoint and authorize Mr./ Ms. (name), ..................... son/daughter/wife of ................................. and presently residing at ................................., who is presently employed with us and holding the position of ........................................, as our true and lawful attorney (hereinafter referred to as the “Attorney”) to do in our name and on our behalf, all such acts, deeds and things as are necessary or required in connection with or incidental to submission of our tender against the EOI no. SYS-CC-CC-0032/2019/ 7026 dated 09.08.2019 published by Sports & Youth Services Department (DSYS) for the “Empanelment of Agencies for Running Sports Coaching Programs and Managing Sports Infrastructure”, including but not limited to signing and submission of all applications, bids and other documents and writings,

AND we hereby agree to ratify and confirm and do hereby ratify and confirm all acts, deeds and things done or caused to be done by our said Attorney pursuant to and in exercise of the powers conferred by this Power of Attorney and that all acts, deeds and things done by our said Attorney in exercise of the powers hereby conferred shall and shall always be deemed to have been done by us.

IN WITNESS WHEREOF WE;.............................., THE ABOVE NAMED PRINCIPAL HAVE EXECUTED THIS POWER OF ATTORNEY ON THIS ........... DAY OF ............ 2019.

For

Witnesses

.................................................................

1.

(Signature, name, designation and address)

2.

Accepted

(Signature)
(Name, Title and Address of the Attorney)
Annexure 3: Format for Affidavit

(To be executed on stamp paper of appropriate value and duly notarized)

BEFORE THE NOTARY PUBLIC

AFFIDAVIT IN TERMS OF CLAUSE 8.4.1 of EOI No. SYS-CC-CC-0032/2019/ 7026 dated 09.08.2019 floated by Sports & Youth Services Department for Empanelment of Agencies for Running Sports Coaching Programs and Managing Sports Infrastructure

I __________, aged about _______ years, son/daughter of __________ and a permanent resident of __________, __________, P.S. __________, district: __________ and now at present working as __________ in __________ do hereby solemnly affirm and state as follows:

1. I am the Authorized Signatory of __________ (name of the Agency) and have filed a Power of Attorney as per Clause 8.3 (Annexure 2) of the EOI No. __________ dated ___________ floated by Sports & Youth Services Department for Empanelment of Agencies for Running Sports Coaching Programs and Managing Sports Infrastructure (the “EOI”).

2. That I have been working under __________ (name of the agency) since __________ and am fully conversant and acquainted with all matters relating to the EOI.

3. That we hereby declare that in the last five years, reckoned from the EOI due date, in respect to any tender related to running Sports Coaching Programs and Managing Sports Infrastructure entered into with any Central / State Government or Public Sector Undertakings:

   (a) our earnest money deposit or Bid Security or Performance Security has not been forfeited; or
   
   (b) none of our contracts have been terminated/foreclosed on account of our default.

4. We have not been convicted by any court of law for offences involving corrupt and fraudulent practices including moral turpitude in relation to the business dealing with Government of India or any other government during the last five years.

5. We have not been blacklisted from participation in sports related services as on EOI due date.

   OR

   We have been blacklisted from participation in sports related services but such blacklisting is not valid as on EOI due date *

6. That this affidavit is required to be submitted in original as part of EOI response.

7. That the facts stated above are true to the best of my knowledge and belief.

Identified by

Deponent

(Signature of the Authorized Signatory)

Advocate

(Official Seal)

Name:

Designation:

* - As applicable

SPORTS & YOUTH SERVICES DEPARTMENT