

# REPLY TO PRE BID QUERIES

## MINING LEASE FOR LIME STONE OF

Parewar B Block Tehsil & District Jaisalmer

Tender No.: MSTC/JPR/Directorate of Mines and Geology Rajasthan, Udaipur/1/Udaipur/  
20-21/14701

Sl. No.	Bidders Queries	Reply
1	<p>5. (g) The Successful bidder will carry out composite mining of SMS grade limestone &amp; the SMS grade limestone shall be sold to Steel Plants only.</p> <p>How can we separate the SMS grade and cement grade limestone, it shall not be possible for sale to steel plant due to less price or not requirement, so how can it utilised in cement plant as additive as per SMS grade royalty?</p>	<p>SMS grade limestone is overlying the cement grade chalky limestone and is occurring from the surface itself. It is hard, bouldary and compact in nature and can be physically differentiated from the cement grade chalky limestone. Therefore, separate mining of SMS grade limestone and cement grade limestone can easily be done. SMS grade limestone can be sold only to steel plant as per present policy.</p>
2	<p>5. (g) The Successful bidder will carry out composite mining of SMS grade limestone &amp; the SMS grade limestone shall be sold to Steel Plants only.</p> <p>Steel plant require limestone in size i.e. 30mm to 60mm, undersize material can be used for cement plant as additive or not?</p>	<p>SMS grade limestone shall be sold to steel plants as per their requirement. Disposal of material which is not acceptable by steel plants will be on merit and decided by the Department as per merit of the case.</p>
3	<p>8.1 A (e) Provided that where the total number of technically qualified bidders is less than three, then no technically qualified bidder shall be considered to be qualified bidder and the first attempt of e- auction process shall be annulled.</p> <p>Block already declared in e-auction on dated 12.09.2018 than why it is considered as first time.</p>	<p>Certain terms and conditions were changed in this attempt of auction in the said block. This block has been put up for auction as per Rule 9(11)(a) of Mineral (Auction) Rules, So, it is considered as a fresh block.</p>

4	<p>Chapter-III of Report on Exploration For Limestone In Parewar 'B' Block Tehsil &amp; District Jaisalmer(Rajasthan) Clause 3.05 RESOURCES &amp; GRADE: Resource and Grade estimation by using area influence method on the basis of Bore holes.</p> <p>As per geological reserve shown in the Parewar B block is 167.5896 million tonnes including SMS and Cement grade limestone, but the core recovery is about 41%. The percentage of the core recovery is not considered in the calculation of the Geological Reserve. Kindly Clarify.</p>	<p>The geological resources has been calculated considering 100% core recovery. The core recovery may be less due to mechanical reasons within the department drilling machines. Poor core recovery cannot be tantamount to reduction in quantity of mineral resources.</p> <p>Further, while bidding the bidder has to take into consideration all the facts and circumstances with his own assessment and wisdom after ground level verification of the block.</p>
5	<p>4.1.2 The amount of Performance Security shall be reassessed every five years commencing from the date of issuance of the Performance Security i.e. [date], so that the amount of Performance Security corresponds to 0.5% of the reassessed Value of Resources including the value of any newly discovered mineral that may be included in the mining lease deed on its discovery.</p> <p>If the total mineral is not exhausted within the period of Mining Lease (50 Years) than what happen about performance securities.</p>	<p>Performance security will be refunded as per prevailing rules.</p>
6	<p>Schedule IV Mine Development and Production Agreement</p> <p>If production target as per MDPA will not be fulfil due to various reason like epidemic or pandemic, acts of God, flood, drought, earthquake or other natural disaster etc., The Department of Mines and Geology give some relaxation or not.</p>	<p>Please refer to Clause 17 of Schedule IV : Format of MDPA of tender document</p>
7	<p>Schedule IV Mine Development and Production Agreement</p> <p>MDPA may be revised as per revised production of new mining plan or not.</p>	<p>MDPA cannot be revised. Mining Plan can be revised.</p>
8	<p>8.1 A (a) (ii) Initial price offer</p> <p>Initial price offer is same for SMS grade &amp; Cement grade Limestone or not.</p>	<p>Initial price offer is for the block which contains both SMS and cement grade limestone.</p>



9	<p>14.1. Submission of Technical Bid</p> <p>Documents required for the technical bid for one block is also applicable for another block if the bidder is the same.</p>	No, each block is a separate unit. Hence, the documents are to be submitted separately.
10	<p>Schedule I E (2) Format of Affidavit</p> <p>Presently we are agree to giving the no dues certificate of company leases and the Company has agree to give the undertaking regarding affidavit with bid letter, if our company selected as a preferred bidder then we will provide the No Dues Certificate of individual/ leases holding of the company directors. Kindly clarify the matter.</p>	if a company / director holds or has held mineral concession / royalty collection contract in the State of Rajasthan then, no dues certificate of company and director is needed alongwith technical bid
11	<p>Schedule I E (2) Format of Affidavit</p> <p>Six months before our company has participates in the limestone block auction in Madhya Pradesh and our company selected as a preferred bidder. At the time of technical bid, the company has submitted the affidavit as per their tender document. A copy of the format of affidavit attached for your ready reference. They are not asking for the individual affidavit of company directors. But in the Rajasthan, Department of Mines and Geology asked the affidavit with all no dues certificate of each director having individual leases to be submitted with technical bid. So may Department of Mines and Geology, Rajasthan allowed us for undertaking regarding affidavit with technical bid. Kindly clarify the matter.</p>	Affidavit by all the directors of company are necessary to observe compliance of Section 6(3) of MMDR Act, 1957.
12	<p>Schedule IV Mine Development and Production Agreement</p> <p>Please clarify the penalties imposed if the requirements of MDPA not fulfilled.</p>	Please refer to Clause 4.3.1 of Schedule IV: Format of MDPA of tender document



**REPLY TO PRE BID QUERIES**  
**MINING LEASE FOR LIME STONE**  
**OF**  
**Khinya II A Block Tehsil & District Jaisalmer**  
**Tender No.: MSTC/JPR/Directorate of Mines and Geology Rajasthan, Udaipur/2/Udaipur/20-21/14702**

Sl. No.	Bidders Queries	Reply
1	<p>Schedule I: Format of technical bid:</p> <p>E Affidavit</p> <p>In case company wishes to apply for technical bid for more than one block then can we submit original copy in one block and Xerox copy in other block of document like affidavit (for directors).</p> <p>2. In case the Nationality of one of the director is not Indian, can we submit scan copy of the affidavit.</p>	<p>1. Yes</p> <p>2. Tender condition prevails</p>









**REPLY TO PRE BID QUERIES**  
**MINING LEASE FOR LIME STONE**  
**OF**

**4GII a Block Tehsil & District Jaisalmer**

**Document No.: MSTC/JPR/Directorate of Mines and Geology Rajasthan, Udaipur/3/Udaipur/20-21/14704**

Sl. No.	Bidders Queries	Reply
1	<p>Clause 2 Definitions Proper Definition of Tender Process need to be given in Para 2 Definitions of Tender Document. Word Tender Process has been several time used in the Tender Document, but it is not clear up to which stage it is applicable i.e. up to declaration of preferred bidder or up to grant of mining lease?</p> <p>Definition of Tender Process should be clearly given in Para 2 definition in Tender Document mentioning up to what stage Tender Process is applicable.</p>	<p>It is understood that the tender process is upto execution of lease deed which includes registration of lease.</p>
2	<p>Clause 7.6 The State Government shall endeavor to respond to the queries within the period specified in Clause 12.</p> <p>It has been observed that generally reply given in Pre Bid Queries is single line answer- Tender Document Prevails. It is submitted that queries should be replied with proper justification &amp; details so that bidder get necessary clarity and fair &amp; transparent tender process may be conducted.</p>	<p>If any terms &amp; conditions is self explanatory then the query will be replied as tender condition prevails and for other queries proper justification and details has been provided by the Government in the past.</p>
3	<p>Clause 9 Reserve Price</p> <p>What is basis for arriving the exact figure of 26.50% for reserve price, while it is first attempt of auction?</p>	<p>This block was splitted into small size limestone blocks and those blocks were put up for auction. On one particular small size block, an initial price offer of 26.50% was received. Now, the 4G II a block has been put up as a single large block by amalgamating these small size blocks. Hence, a R.P. of 26.50% was considered for this large block.</p>

*30/07/2021*

*[Signature]*

*[Signature]*



4	<p>Clause 13 of tender Document &amp; Clause 7.1 of MDPA A holder of mining lease shall make such payments as specified in rule 13 of the Auction Rules. It is clarified that, the holder of mining lease shall make monthly payments with respect to the Value of Mineral Dispatched or the minimum production requirement as specified in the MDPA, whichever is higher.</p> <p>Minimum Production as per MDPA is calculated on Annual Basis only as minimum production achieved is as per annual production figures of approved mining plan annual proposal. Accordingly, Minimum production cannot be applicable on monthly basis. Bidder has freedom to achieve any production on monthly basis &amp; penalty for not achieving minimum production should be calculated &amp; applicable on annual basis only. Provision of monthly payment on the basis of minimum production requirement as per MDPA should be deleted.</p>	<p>Minimum production as per MDPA is on annual basis and not on monthly basis. Therefore, no penalty will be charged for not achieving monthly production.</p>
5	<p>Clause 14.1 (g) Each and every document of technical bid (wherever necessary) must have the seal of company with signature of authorized signatory on it. It should be specifically mentioned in Tender Document that which documents need sign of authorized signatory rather than giving ambiguous word as wherever necessary. Does Sign of Authorized Signatory is needed on Board Resolution/ Affidavits etc. When it is clearly mentioned that Director of Company should sign exactly on which documents then documents to be signed by Authorized signatory should also be clearly mentioned.</p>	<p>Seal and Signature of authorised signatory are needed on photocopies only. Original documents and Bank Guarantee need not to be signed separately.</p>



6	<p>Clause 15 Bid Security</p> <p>As validity of Bid Security is linked with Bid Due Date and any change in Bid Due date needs amended Bid Security. Bid due date are extended many times and result in need of amended Bid Security. Bid Security once made need not to be amended with change in Bid Due date. Bidder has no role in extension of Bid Due date accordingly Bid Security made by him need not be changed after change in initially Bid Due date. Initial Bid due date should be freeze for Bid Security.</p>	<p>The bid security must have a validity period of not less than 240 days from the bid due date mentioned in the tender document.</p> <p>The bid security must be substituted with another bid security of same period atleast two months prior to its expiry till registration of lease.</p>
7	<p>Clause 15.6(f) Bid Security to be forfeited If the successful bidder fails to comply the conditions of Letter of Intent (LoI) within the prescribed time mentioned in the LoI. Clause 15.6(f) has provision of forfeiture of Bid Security of successful bidder while As per Clause 15.4, Bid Security will be returned after furnishing Performance Security. How bid security can be forfeited for noncompliance of LOI terms when it has been returned after submission of performance security.</p>	<p>Please refer to Clause 15.4 of tender document, the bid security will be returned upon furnishing the performance security and after the compliance of all conditions mentioned in LoI</p>
8	<p>Schedule I (D)(1)(d) Power of attorney must be issued in the name of a person who is in full time employment of the Bidder. Requirement of full time employment of Bidder for POA holder is not necessary. Bidder should be given freedom to authorize any person as his Power of attorney Holder. The Clause "Power of attorney must be issued in the name of a person who is in full time employment of the Bidder" should be deleted.</p>	<p>Power of attorney may be issued in the name of any person, the person need not to be employee of the bidder. Condition 1 D(1)(d) shall stand deleted.</p>



9	<p>Schedule I (E)(2) Affidavit to be given by all the director of Company</p> <p>For a Public Limited company, affidavit from authorized signatory having POA is sufficient &amp; Affidavit from all the directors is not justified resulting in unnecessary formalities.</p>	<p>Affidavit by all the directors of company are necessary to observe compliance of Section 6(3) of MMDR Act, 1957.</p>
10	<p>Schedule V Information Memorandum Para 3(c) Historical Sites Khinvsar Fort which is about 8 -10 km from block is the famous historical site. Khinvsar Fort is at 6 km aerial distance only from the block. Does there will be any restrictions on blasting due to this fort? As per the earlier Judicial orders blasting activities has been banned around 10 km periphery of Chittor Fort. Kindly clarify what will be impact of this Khinvsar Fort on blasting at this block? Clarification is necessary in this regard as it will affect the feasibility of mining operation by blasting in the block.</p>	<p>At present there is no such restriction on mining operation with respect to Khinvsar fort.</p>
11	<p>Schedule V Information Memorandum (i) Summary of Block Part C (ii) Geological Report Land Detail Annexure (iii) Description Report Area (i) In Summary of Block part C total area of Govt land, Private Land and Charagah land is coming as 423.96997 Ha (ii) In Geological Report's Land Detail Annexure, total of Khatedari Land &amp; Government land is coming as 423.9848 ha (iii) Description Report of Geological Report is giving total block area as 423.970000 ha These discrepancies in total area will further create problem in EC application &amp; Mining Plan. The justification of spherical &amp; linear projections or partial Khasra are not applicable as the issue is applicable with all other mining lease areas where sum of different land type i.e. govt, private &amp; others matches with total block area.</p>	<p>The total block area is 423.97 Hectare and the area calculated by department with revenue department is 423.9848 hectare. The difference in these two measurement is an error due to measurement of revenue department in FPS system (Jareeb and Gatta method) and is also due to village revenue khasra sheets digitisation. The land classification of block will be Govt. land - 88.2277 Hectare Charagah land - 135.3676 Hectare Private land - 200.3895 Hectare However, the actual area and land classification will be as per actual demarcation of lease on ground after grant of mining lease.</p>



	Land details should be error free and sum total of different land types in the block should be matched with total block area. Any required adjustment/ correction should be done in the tender document itself.	
12	<p>Average Sale Price</p> <p>From the back calculation by value of mineral resource &amp; resources in the block, we found that average sale price of approx Rs. 414 per tonne of limestone has been considered for calculation of value of mineral resources in the Tender Document. Kindly clarify the basis of arriving at this average sale price of Rs. 414 per tonne of Limestone.</p> <p>Average sale price has direct impact on various securities to be submitted and payment to be made. Accordingly applicable Average sale price should be calculated as per applicable rules and clarified.</p>	Average sale price of only eight months out of preceding twelve months were available on IBM website during the preparation of tender document. The average sale price has been considered based on the average of these eight months.
13	<p>Prospecting Charges:</p> <p>Whether the prospecting charges to be paid by the preferred bidder? If yes then under which provision of rules, the prospecting charges will be made applicable to be paid by preferred bidder, please clarify. As per the existing Laws there is no provision of charging of prospecting expenditure from preferred bidder. Other state governments are also not charging the prospecting expenditure from preferred bidder?</p>	Prospecting charges are need not to be paid by the bidder.






14	<p>Schedule V Information Memorandum Para 15(8) As per letter of ME Nagaur (ME/ NAGAUR/ ILLEGAL MINING/ 2016-17/1422/ Dated 06/01/2017), above block is affected with illegal mining activities. Now the Block is put for auction and mining lease will be granted. (i) It should be insured by State Government that now onwards no illegal mining will be conducted in the block till grant of mining lease. (ii) State Government is admitting that Illegal mining is going on this block, how can a Bidder would able to stop this illegal mining? It need assurance from state government that illegal mining will be stopped. (iii) An updated as on date surface map showing proper dimension of illegal pit should be provided with authentication from state government. At time of EC, it would be very difficult for project proponent to justify the illegal mining. (iv) Illegal mining and reserve exhausted from block should be updated at the time of grant of mining lease also.</p>	<p>The department keep strict vigil against illegal mining. The details of illegal pits, if any, shall be mention in the demarcation report at the time of grant of mining lease.</p>
15	<p>Schedule V Information Memorandum Para 12(b)</p> <p>Check samples are regularly analyzed at departmental library</p> <p>Details of check samples should be provided in Geological Report</p>	<p>The results of cross check samples were not found different from the original sample analysis reports. Therefore, they have not been reported separately in the GR. It's not needed to be given separately if results are same.</p>
16	<p>Schedule V Information Memorandum Para 11(e)</p> <p>Core Samples</p> <p>Core should be provided to Preferred Bidder</p>	<p>The exploration work was carried out during the span of 1999-2001. The core was already disposed by the office of the Superintending Geologist Jodhpur.</p>








17	<p>General</p> <p>Due to discrepancy in land data in earlier auctioned block, there has been inordinate delay for getting amended EC, Mining Plan and other statutory permissions.</p> <p>Whether due to any errors which is not on the part of project proponent, relaxation in MDPA penalty will be given to Project Proponent by State Government?</p>	<p>Certificate of land status has been taken from revenue authority and there should hardly any chance of discrepancy.</p>
18	<p>Schedule E Minimum Production Requirement (% of yearly production as per approved Mining Plan) As no end use has defined for the Block, does mining plan of any capacity for as per business requirement of Bidder may be made. And further due to change in business environment, can mining plan may be modified for lower production capacity later on. In case of reduction in production proposal, Indian Bureau of Mines seeks NOC from State Government. Will state government provide NOC for reduction in initial production proposals for change in business environment ? Bidder should have freedom to propose any production as per his business requirement.</p>	<p>Yearly production mining plan and revised mining plan if any shall be as per approving authority i.e. IBM.</p>
19	<p>Schedule E Minimum Production Requirement (% of yearly production as per approved Mining Plan)</p> <p>In MDPA 3rd year 30% minimum production requirement is given. Does it imply that some production need to be given in mining plan for the 3rd year also?</p>	<p>Yes</p>
20	<p>Core Recovery</p> <p>(i) 100 % core recovery has been considered for resource calculation while the actual achieved core recovery is 39 % only. Taking the 100% core recovery is giving incorrect higher resource figures resulting in higher financial impacts such as Up front payment, Performance security, Bid Security etc.</p>	<p>The geological resources has been calculated considering 100% core recovery. The core recovery may be less due to mechanical reasons within the department drilling machines. During F.S.2016-17, drilling was carried out in adjacent southern area of the block 4GII a , the recovery was more than 95 percent. Those cores are available in the office. Poor core recovery cannot tantamount to reduction in</p>






	(ii) 100% core recovery is not possible in the chemical precipitated type deposits.	quantity of mineral resources. Further, while bidding the bidder has to take into consideration all the facts and circumstances with his own assessment and wisdom after ground level verification of the block.
21	Annexure -3 Chemical Analysis of Boreholes  In chemical analysis, no details of minor constituents have been provided. Kindly provide the same.	The samples were not analysed for minor constituents at that time. The analysis results of limestone samples in the adjoining blocks for minor constituents are available with the department and may be provided to the preferred bidder if required.
22	Khasra List of Village Unit of area is missing in many of the tables given as Khasra list. Same should be provided.	All area mentioned in the tables of the Khasra list are in hectare.
23	Land Details & Plan Showing superimposed Khasra map giving land type  Khasra No. 429, 562 of village tadawas has been shown as Mandir Math Land, (i) Please clarify whether it is Pvt. / allotted land/ allotted land by Devasthan or anything else? (ii) Whether it can be acquired or not for mining operation as per the present revenue laws?	Mining operation in Mandir Math Land can be done after getting consent of land owner.



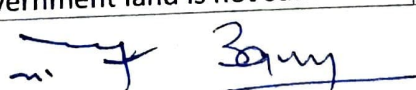









24	<p>Land Details &amp; Plan Showing superimposed Khasra map giving land type</p> <p>Khasra No. 551 of village tadawas is shown as (Gair Mumking Talab, Nadi, Well, Talab, Tanka, Kund)</p> <p>Please clarify that whether mining operation will be permitted or not on this Khasra as per prevailing laws? All the relevant circulars of the state government and Judgement or order of Courts regarding mining at nadi/ Johad/ Charagah must be provided.</p>	Mining is not permitted in this Khasra.
25	<p>Land Details &amp; Plan Showing superimposed Khasra map giving land type</p> <p>Khasra No. 552 &amp; 560 of village tadawas is shown as (Gair Mumking magra/barani)</p> <p>As per the ROR available on apna khata, both these Khasra area shown as Charagah Hetu.</p> <p>Kindy clarify (i) whether this Khasra are falling Chargahland?</p>	As per communication with Patwari and as per revenue records, the type of land of Khasra No. 552 & 560 of village Tadawas is strictly under Gair Mumking magra .These khasras are not falling under Gochar land category.
26	<p>Land Details &amp; Plan Showing superimposed Khasra map giving land type</p> <p>Khasra No. 153 of village khodwais shown as Government land as per map and as per the Khasra details provided in Tender Document this Khasra no. is shown as private land.</p> <p>Therefor a corrected and error free Khasra list matching with provided map should be given.</p>	The khasra is Government land and is not Khatedari land and also it is added in government land under land classification provided in Performa IV A and Summary Sheet. By typing mistake, the khasra was written as khatedari land in the khasra list attached with the tender document.
27	<p>Land Details &amp; Plan Showing superimposed Khasra map giving land type</p> <p>Khasra list does not show land type as charagah/ nadi/ Talab etc. The list as well as summary should be updated giving type of land such as charagah, nadi, private government etc. properly and present bifurcation of kahtedari &amp; government land is not sufficient.</p>	In the khasara list, the land type such as charagah/ nadi/ Talab etc are classified as a single category i.e government land. However, these lands types are shown with different colors in the Superimposed Khasra Map.

28	<p>Schdeule V Summary of Block (Part C- particulars of land) &amp; Land Details in Geological Report</p> <p>Bifurcation of land type and its figures should be matched in Schdeule V, Summary of Block (Part C- particulars of land)&amp;Land Details in Geological Report. At present different figures are given at both places.</p>	Please refer to reply given for question 11.
29	<p>Land Details &amp; Plan Showing superimposed Khasra map giving land type</p> <p>The Land map which is duly authenticated by competent officials of revenue dept. &amp; DMG etc. on proper scale needs to be provided.</p>	The Cadastral map dully authenticated by the concerned Patwaris will be provided to the preferred bidder, if required.
30	<p>Ground Water</p> <p>Since the area is under Critical Zone from the perspective of withdrawal of ground water, how Government will support for makingwater available to industry?</p>	The Government will provide support to the extent possible.
31	<p>Schedule I: Format of technical bid:</p> <p>E Affidavit</p> <p>1. In case company wishes to apply for technical bid for more than one block then can we submit original copy in one block and Xerox copy in other block of document like affidavit (for directors). 2. In case the Nationality of one of the director is not Indian, can we submit scan copy of the affidavit.</p>	<p>1. Yes 2. Tender condition prevails</p>

