

FED.CO.Trade(EXD)/3543/05.11.001/2017-18

October 18, 2017

The General Manager  
State Bank of India  
Corporate Account Group Branch  
11<sup>th</sup> & 12<sup>th</sup> Floor, Jawahar Vyapar Bhawan  
1, Tolstoy Marg  
New Delhi-110001

Dear Sir

**Maitree Super Thermal Power Project in Bangladesh-M/s Bharat Heavy Electricals Ltd (BHEL)**

Please refer to your letter No. CAGND/IB/2017-18/139 dated August 11, 2017.

2. We advise that, as a special case, the captioned company has 'no objection' of RBI from FEMA angle for the proposed payment in foreign currencies to its sub-contractors from India in respect of the Maitree Super Thermal Power Project in Bangladesh only to the extent of the work handled by these sub-contractors on behalf of BHEL. This no objection is, however, subject to the following conditions:

- i. BHEL uses forex inflows (payment from overseas party for the said export) to pay to the domestic sub-contractors.
- ii. Only one of the party (i.e. either BHEL or domestic sub-contractor) claims export incentives, if any.
- iii. Only one of the parties (i.e. BHEL or domestic sub-contractor) claim the transactions towards export fulfillment, if any.
- iv. The transactions will not be treated as 'deemed export'
- v. Payment of domestic taxes, etc by the BHEL/sub-contractors on such payments are ensured.

3. This communication is issued from the foreign exchange angle under the provisions of FEMA and should not be construed to convey the approval by tax authorities or any other statutory authority or Government under any other laws/regulations. Nothing in the approval should be construed as approval from the credit angle and of the financials or any other aspect of the company. If further approval or permission is required from any other regulatory authority or Government under the relevant laws/regulations, the applicant should take the approval of the concerned agency before effecting the concerned transaction. Further, it should not be construed as regularizing or validating any irregularities, contravention or other lapses, if any, under the provisions of any other laws/regulations.

Yours faithfully,

  
Satish Joshi  
Manager

बैंक द्वारा ई-मेल, डाक, एसएमएस या फोन कॉल के जरिए किसी की भी व्यक्तिगत जानकारी जैसे बैंक के खाते का ब्यौरा, पासवर्ड आदि नहीं मांगी जाती है। यह धन रखने या देने का प्रस्ताव भी नहीं करता है। ऐसे प्रस्तावों का किसी भी तरीके में जवाब मत दीजिए

Caution: RBI never sends mails, SMSs or makes calls asking for personal information like banks account details, passwords, etc. It never keeps or offers funds to anyone. Please do not respond in any manner to such offers.

विदेशी मुद्रा विभाग, केंद्रीय कार्यालय, 5वीं मंजिल, अमर भवन, शहीद भगत सिंह मार्ग, फोर्ट मुंबई - 400 001 भारत

के.वा. फोन: (022) 2260 1000 फेक्स: (022) 2266 5330 अमर भवन फोन: (022) 2260 3000 फेक्स: (022) 2269 4935 ई-मेल: helpfed@rbi.org.in

Foreign Exchange Department, Central Office, 5<sup>th</sup> Floor, Amar Building, Shahid Bhagat Singh Road, Fort, Mumbai - 400 001

CDB: Tel: (022) 2260 1000 Fax: (022) 2266 5330 Amar Building Tel: (022) 2260 3000 Fax: (022) 2269 4935 E-mail: helpfed@rbi.org.in

**ANNEXURE-II : DEVIATION SHEET (COST OF WITHDRAWAL)****PROJECT: 2X660 MW BIFPCL MAITREE KHULNA STPP (BANGLADESH)****PACKAGE : WORKSHOP EQUIPMENTS (PUMPS AND MISC. EQUIPMENT)****TENDER ENQUIRY REFERENCE : PE/PG/BIF/E-6952/2022,Dated 18.04.2022****NAME OF VENDOR:-**

SL NO	VOULME/ SECTION	PAGE NO.	CLAUSE NO.	TECHNICAL SPECIFICATION/ TENDER DOCUMENT	COMPLETE DESCRIPTION OF DEVIATION	COST OF WITHDRAWL OF DEVIATION	REFERENCE OF PRICE SCHEDULE ON WHICH COST OF WITHDRAWL OF DEVIATION IS APPLICABLE	NATURE OF COST OF WITHDRAWL OF DEVIATION (POSITIVE/ NEGATIVE)	REASON FOR QUOTING DEVIATION
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**TECHNICAL DEVIATIONS**


**COMMERCIAL DEVIATIONS**


**PARTICULARS OF BIDDERS/ AUTHORISED REPRESENTATIVE**

NAME	DESIGNATIONS	SIGN & DATE

**NOTES:**

1. Cost of withdrawal of deviation will be applicable on the basic price (i.e. excluding taxes, duties & freight) only.
2. All the bidders have to list out all their Technical & Commercial Deviations (if any) in detail in the above format.
3. Any deviation not mentioned above and shown separately or found hidden in offer, will not be taken cognizance of.
4. Bidder shall submit duly filled unpriced copy of above format indicating "quoted" in "cost of withdrawal of deviation" column of the schedule above along with their Techno-commercial offer, wherever applicable. In the
5. Bidder shall furnish price copy of above format along with price bid.
6. The final decision of acceptance/ rejection of the deviations quoted by the bidder shall be at discretion of the Purchaser.
7. Bidders to note that any deviation (technical/commercial) not listed in above and asked after Part-I opening shall not be considered.
8. For deviations w.r.t. Credit Period, Liquidated damages, Firm prices if a bidder chooses not to give any cost of withdrawal of deviation loading as per Annexure-VII, will apply. For any other deviation mentioned in un-
9. Any deviation mentioned in priced copy of this format, but not mentioned in the un-priced copy, shall not be considered.
10. All techno-commercial terms and conditions of NIT shall be deemed to have been accepted by the bidder, other than those listed in unpriced copy of this format.
11. Cost of withdrawal is to be given separately for each deviation. In no event bidder should club cost of withdrawal of more than one deviation else cost of withdrawal of such deviations which have been clubbed together
12. In case nature of cost of withdrawal (positive/negative) is not specified it shall be assumed as positive.
13. In case of discrepancy in the nature of impact (positive/ negative), positive will be considered for evaluation and negative for ordering.

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY, PART II, SECTION 3, SUB-SECTION (i)]

Government of India  
Ministry of Finance  
Department of Revenue

Notification No. 40/2017-Central Tax (Rate)

New Delhi, the 23<sup>rd</sup> October, 2017

G.S.R.....(E).- In exercise of the powers conferred by sub-section (1) of section 11 of the Central Goods and Services Tax Act, 2017 (12 of 2017) (hereafter in this notification referred to as "the said Act"), the Central Government, on being satisfied that it is necessary in the public interest so to do, on the recommendations of the Council, hereby exempts the intra-State supply of taxable goods (hereafter in this notification referred to as "the said goods") by a registered supplier to a registered recipient for export, from so much of the central tax leviable thereon under section 9 of the said Act, as is in excess of the amount calculated at the rate of 0.05 per cent., subject to fulfilment of the following conditions, namely: -

- (i) the registered supplier shall supply the goods to the registered recipient on a tax invoice;
- (ii) the registered recipient shall export the said goods within a period of ninety days from the date of issue of a tax invoice by the registered supplier;
- (iii) the registered recipient shall indicate the Goods and Services Tax Identification Number of the registered supplier and the tax invoice number issued by the registered supplier in respect of the said goods in the shipping bill or bill of export, as the case may be;
- (iv) the registered recipient shall be registered with an Export Promotion Council or a Commodity Board recognised by the Department of Commerce;
- (v) the registered recipient shall place an order on registered supplier for procuring goods at concessional rate and a copy of the same shall also be provided to the jurisdictional tax officer of the registered supplier;
- (vi) the registered recipient shall move the said goods from place of registered supplier –
  - (a) directly to the Port, Inland Container Depot, Airport or Land Customs Station from where the said goods are to be exported; or

- (b) directly to a registered warehouse from where the said goods shall be move to the Port, Inland Container Depot, Airport or Land Customs Station from where the said goods are to be exported;
- (vii) if the registered recipient intends to aggregate supplies from multiple registered suppliers and then export, the goods from each registered supplier shall move to a registered warehouse and after aggregation, the registered recipient shall move goods to the Port, Inland Container Depot, Airport or Land Customs Station from where they shall be exported;
- (viii) in case of situation referred to in condition (vii), the registered recipient shall endorse receipt of goods on the tax invoice and also obtain acknowledgement of receipt of goods in the registered warehouse from the warehouse operator and the endorsed tax invoice and the acknowledgment of the warehouse operator shall be provided to the registered supplier as well as to the jurisdictional tax officer of such supplier; and
- (ix) when goods have been exported, the registered recipient shall provide copy of shipping bill or bill of export containing details of Goods and Services Tax Identification Number (GSTIN) and tax invoice of the registered supplier along with proof of export general manifest or export report having been filed to the registered supplier as well as jurisdictional tax officer of such supplier.

2. The registered supplier shall not be eligible for the above mentioned exemption if the registered recipient fails to export the said goods within a period of ninety days from the date of issue of tax invoice.

[F. No. 354/117/2017-TRU (Pt. III)]

(Ruchi Bisht)

Under Secretary to the Government of India

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY, PART II, SECTION 3, SUB-SECTION (i)]

Government of India  
Ministry of Finance  
Department of Revenue

Notification No. 41/2017--Integrated Tax (Rate)

New Delhi, the 23<sup>rd</sup> October, 2017

G.S.R.....(E).- In exercise of the powers conferred by sub-section (1) of section 6 of the Integrated Goods and Services Tax Act, 2017 (13 of 2017), (hereafter in this notification referred to as "the said Act"), the Central Government, on being satisfied that it is necessary in the public interest so to do, on the recommendations of the Council, hereby exempts the inter-State supply of taxable goods (hereafter in this notification referred to as "the said goods") by a registered supplier to a registered recipient for export, from so much of the integrated tax leviable thereon under section 5 of the Integrated Good and Services Tax Act, 2017 (13 of 2017), as is in excess of the amount calculated at the rate of 0.1 per cent., subject to fulfilment of the following conditions, namely: -

- (i) the registered supplier shall supply the goods to the registered recipient on a tax invoice;
- (ii) the registered recipient shall export the said goods within a period of ninety days from the date of issue of a tax invoice by the registered supplier;
- (iii) the registered recipient shall indicate the Goods and Services Tax Identification Number of the registered supplier and the tax invoice number issued by the registered supplier in respect of the said goods in the shipping bill or bill of export, as the case may be;
- (iv) the registered recipient shall be registered with an Export Promotion Council or a Commodity Board recognised by the Department of Commerce;
- (v) the registered recipient shall place an order on registered supplier for procuring goods at concessional rate and a copy of the same shall also be provided to the jurisdictional tax officer of the registered supplier;
- (vi) the registered recipient shall move the said goods from place of registered supplier –

- (a) directly to the Port, Inland Container Depot, Airport or Land Customs Station from where the said goods are to be exported; or
  - (b) directly to a registered warehouse from where the said goods shall be move to the Port, Inland Container Depot, Airport or Land Customs Station from where the said goods are to be exported;
- (vii) if the registered recipient intends to aggregate supplies from multiple registered suppliers and then export, the goods from each registered supplier shall move to a registered warehouse and after aggregation, the registered recipient shall move goods to the Port, Inland Container Depot, Airport or Land Customs Station from where they shall be exported;
- (viii) in case of situation referred to in condition (vii), the registered recipient shall endorse receipt of goods on the tax invoice and also obtain acknowledgement of receipt of goods in the registered warehouse from the warehouse operator and the endorsed tax invoice and the acknowledgment of the warehouse operator shall be provided to the registered supplier as well as to the jurisdictional tax officer of such supplier; and
- (ix) when goods have been exported, the registered recipient shall provide copy of shipping bill or bill of export containing details of Goods and Services Tax Identification Number (GSTIN) and tax invoice of the registered supplier along with proof of export general manifest or export report having been filed to the registered supplier as well as jurisdictional tax officer of such supplier.

2. The registered supplier shall not be eligible for the above mentioned exemption if the registered recipient fails to export the said goods within a period of ninety days from the date of issue of tax invoice.

[F. No. 354/117/2017-TRU (Pt. III)]

(Ruchi Bisht)  
Under Secretary to the Government of India

**Uttar Pradesh Shasan**

**Sansthatgat Vitta, Kar Evam Nibandhan Anubhag-2**

In pursuance of the provisions of clause (3) of Article 348 of the Constitution, the Governor is pleased to order the publication of the following English translation of notification no.-KA.NI.-2- 1663 /XI-9(15)/17-U.P.GST Rules-2017-Order-(73)-2017 dated November 16, 2017:

**NOTIFICATION**

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No.-KA.NI.-2-1663/XI-9(15)/17-U.P.GST Rules-2017-Order-(73)-2017  
Lucknow : Dated: November 16, 2017

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In exercise of the powers conferred by sub-section (1) of section 11 of the Uttar Pradesh Goods and Services Tax Act, 2017 (U.P. Act no. 1 of 2017) (hereafter in this notification referred to as "the said Act"), the Governor, on being satisfied that it is necessary in the public interest so to do and on the recommendations of the Council, is pleased to exempt the intra-State supply of taxable goods (hereinafter in this notification referred to as "the said goods") by a registered suppliers to a registered recipient for export, from so much of the state tax leviable thereon under section 9 of the said Act, as is in excess of the amount calculated at the rate of 0.05 percent, subject to fulfilment of the following conditions, namely :-

- (i) the registered supplier shall supply the goods to the registered recipient on a tax invoice;
- (ii) the registered recipient shall export the said goods within a period of ninety days from the date of issue of a tax invoice by the registered supplier;
- (iii) the registered recipient shall indicate the Goods and Services Tax Identification Number of the registered supplier and the tax invoice number issued by the registered supplier in respect of the said goods in the shipping bill or bill of export, as the case may be;
- (iv) the registered recipient shall be registered with an Export Promotion Council or a Commodity Board recognised by the Department of Commerce;
- (v) the registered recipient shall place an order on registered supplier for procuring goods at concessional rate and a copy of the same shall also be provided to the jurisdictional tax officer of the registered supplier;
- (vi) the registered recipient shall move the said goods from place of registered supplier,-
  - (a) directly to the Port, Inland Container Depot, Airport or Land Customs Station from where the said goods are to be exported; or

- (b) directly to a registered warehouse from where the said goods shall be moved to the Port, Inland Container Depot, Airport or Land Customs Station from where the said goods are to be exported;
- (vii) if the registered recipient intends to aggregate supplies from multiple registered suppliers and then export, the goods from each registered supplier shall move to a registered warehouse and after aggregation, the registered recipient shall move goods to the Port, Inland Container Depot, Airport or Land Customs Station from where they shall be exported;
- (viii) in case of situation referred to in condition (vii), the registered recipient shall endorse receipt of goods on the tax invoice and also obtain acknowledgement of receipt of goods in the registered warehouse from the warehouse operator and the endorsed tax invoice and the acknowledgment of the warehouse operator shall be provided to the registered supplier as well as to the jurisdictional tax officer of such supplier; and
- (ix) when goods have been exported, the registered recipient shall provide copy of shipping bill or bill of export containing details of Goods and Services Tax Identification Number (GSTIN) and tax invoice of the registered supplier along with proof of export general manifest or export report having been filed to the registered supplier as well as jurisdictional tax officer of such supplier.
2. The registered supplier shall not be eligible for the above mentioned exemption if the registered recipient fails to export the said goods within a period of ninety days from the date of issue of tax invoice.
3. This notification shall be deemed to have come into force on October 23, 2017.

By Order,



(Rajendra Kumar Tiwari)  
AparMukhyaSachiv



**PROJECT: 2x 660 MW BIFPCL MAITREE  
KHULNA STPP (BANGLADESH)**

**PROJECT INFORMATION**

<b>OWNER</b>	BANGLADESH INDIA FREINDSHIP POWER COMPANY LIMITED (PVT)
<b>CONSULTANT</b>	FICHTNER
<b>NAME OF PROJECT</b>	2x 660 MW BIFPCL MAITREE KHULNA STPP (BANGLADESH)
<b>Site Location</b>	RAMPAL UPAZILA,BAGHEERAT DISTRICT,RAJNAGAR UNION (14 KM NORTHEAST OF MONGLA PORT & 14 KM NORTHWEST OF SUNDARBANS)  LATITUDE: 22 DEG. 37 MIN. 00 SEC. N TO 22 DEG. 34 MIN. 30 SEC N  LONGITUDE: 89 DEG. 32 MIN. 00 SEC E TO 89 DEG. 34 MIN. 05 SEC. E
<b>Climatic Conditions:</b>	
Temperature :	
Highest Temp Recorded	36.9 <sup>0</sup> C
Lowest Temp Recorded	12.2 <sup>0</sup> C
<b>Relative Humidity</b>	Varies between 20% and 90%
<b>Tidal Range</b>	1.2 m to 3.1 m
<b>Maximum surface rainfall</b>	349mm per day
<b>Rain fall Intensity for design of Storm Water Drains</b>	As per Bangladesh Standards by considering the maximum rainfall intensity of 95 mm/hr for a one hour rainfall with 50 year return period
<b>Wind Load</b>	a) Calculations for wind effect shall be in accordance with as per Bangladesh National Building Code -2012, Part 6, Chapter 2.4. And Basic Wind Speed is 73m/sec
<b>Seismic Data</b>	a) Zone- I as determined by Bangladesh National Building code (BNBC-2012).However, design shall be by Site specific seismic data which shall be furnished by Customer.