

## COMMERCIAL TERMS AND CONDITIONS FOR ENGG/CONSULTANCY SERVICES

Customer : *Hinduja National Power Corporation Ltd*  
Project : *CHP and AHP for 2x520 MW TPP , Vizag*  
ISG Contract No. : *IS-1-10-2000*

**FINAL**  
29.07.10

<b>B:ENGG/CONSULTANCY</b>	
<b>1. Price</b>	Prices are FIRM and valid upto completion of the project. Service Tax is payable extra @10.3%. Any Statutory variation in Service Tax with in completion date shall be extra.
<b>2. Terms of Payment</b>	<p><b>a) ENGINEERING:</b></p> <p>50% against submission of drawings( incuding fabrication drgs.) as per technical specs. on acceptance by BHEL/Customer/consultant on prorata basis. 30% against submission of drawings( incuding fabrication drgs.) as per technical specs on approval by BHEL/Customer/consultant on prorata basis. 10% against submission of as built drawings, as per technical specs, accepted by BHEL/Customer/consultant on prorata basis. 10% on comissioning of the Project.</p> <p><b>b) DEPUTATION AND SUPERVISION AS PER TECHL.SPECS:</b></p> <p>90% against Deputation /supervision certification by BHEL on monthly basis. 10% on commissioning of the Project.</p>
<b>3. Completion date for the works</b>	By Dec 2012 as per Technical Specification.
<b>4. Liquidated Damages</b>	Any delay in Work Order delivery will attract LD at 0.25% per week of delay of undelivered portion subject to a maximum of 10% of the total value of the service order.
<b>5. Risk Purchase</b>	Incase of default/late delivery, purchaser reserves his right to make alternate arrangement/procurement at Supplier's risk and cost.
<b>6. Arbitration</b>	Subject to Bangalore Jurisdiction only based on Indian Arbitration Act 1940
<b>7. Work Order Acceptance</b>	The supplier shall acknowledge receipt of this work order immediately and confirm their order acceptance in writing immediately.
<b>8. Security Deposit</b>	Security Deposit , as per BHEL Standard requirement, to be submitted which shall be valid upto September 2013 and to be extended if required.