



*Infrastructure  
for Growth*



# Guidelines for Procurement of PPP Projects through Swiss Challenge Route

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## 1 Preamble

1.1 Under Para 29 of the New Infrastructure Policy '07, GoK invites a Private Sector Participant to submit a suo-moto/ innovative proposal (Original Proposal) to GoK/ GoK Agency for setting up an Infrastructure Project. The guideline is developed to operationalise para 29 of the New Infrastructure Policy '07.

1.2 Swiss Challenge as covered under para 29 of the New Infrastructure Policy '07 reads as below:

“Private Sector Participant (Proposal Initiator) may submit a suo-moto/ innovative proposal (Original Proposal) to GoK/ GoK Agency for setting up an Infrastructure Project containing the following:

- Articulation of the public need for the project
- Requisite technical details, i.e., details of alignment/site, estimates of cost, etc.
- Requisite financial details- Toll, Revenue, Costs, IRR and NPV etc.
- Cost incurred by the Proposal Initiator for the development studies related to the project.

GoK would, in the first instance, assess the public need for the Infrastructure Project. In case the Infrastructure Project is found to satisfy a public need, GoK would assess the technical feasibility/ financial suitability of the Original Proposal and modify the same, if required. GoK may carry out additional studies for the project, if required.

After evaluating the proposal and considering it suitable, GoK would, put up competitive bidding for counter proposals (“Swiss Challenge”). The Original Proposal (except proprietary information and details of the financial proposal) and contract principles of the Original Proposal would be made available by public notification to interested applicants. If the competitive bidding process results in a superior proposal, the Proposal Initiator would be given an opportunity to match the competing counter proposal within a stipulated time-frame, and be selected as the project concessionaire. If the Proposal Initiator declines to match the superior counter proposal, then the applicant that has made the superior proposal would be selected as the concessionaire. Upon such selection, GoK/ GoK Agency concerned shall cause/ arrange to reimburse to the Proposal Initiator, a part or the whole of the development costs, as determined upfront and declared in the bidding

documents, and may recover the same from the successful bidder”.

1.3 Through this route Govt seeks to derive the following benefits of a Private Sector Participant:

- Initiative in spotting a public need which has not been identified and specific solutions have not been defined by GoK.
- Innovation in terms of technology, financing and execution among others.

1.4 Ensuring Transparency and Competition is a necessity in Govt procurement process. Keeping the above in view, the guideline has been developed based on the following principles:

- A transparent and competitive process where the challengers have fair chance of winning the tender.
- No Financial Assistance from Government by way of Viability Gap Funding (VGF). In case the concessionaire requires the land to be acquired by the Government, the same would be acquired by the State Government at the cost of the concessionaire at market price.
- Risks allocation and Mitigation Measures as per Schedule I of the

Infrastructure Policy '07 should be followed.

- Application of other touchstone principles set out in the Infrastructure Policy '07.
- Conduct procurement process without any bias to the Proposal Initiator.
- Undertake benchmarking of project costs, revenues and returns through undertaking necessary technical and financial studies.
- Avoid Proposals which are not amenable to competition and may result in near monopolies.

1.5 These Guidelines articulate the applicability, Institutional Mechanism and processes with reference to appraisal and approval of Swiss Challenge proposals received under para 29 of the New Infrastructure Policy '07, as amended from time to time.

## **2 Definitions**

2.1 In addition to the definitions in the New Infrastructure Policy '07, the following additional definitions will form part of the guidelines;

**Administrative department:** The Department of GoK that has Jurisdiction

over the affairs of the sector under which the project is proposed. **Challenger:** Means a Person/ Company/ Consortium which responds to the RFP/ Bids of the Swiss Challenge Project other than the Proposal Initiator

**Innovative Proposal:** Means an infrastructure proposal submitted by a Private Sector Participant that has innovation in technology that is unique and legally owned or authorized to be used by the Proposal Initiator that could result in increased value addition; it may refer to incremental, emergent or revolutionary changes in products, services and/or processes.

**Output based Specification (OBS):** The OBS describes the output requirements for planned investments in new systems and/or services plus any constraints that apply to the proposed solution(s), such as the need to meet national or local standards and the need to interface with existing systems.

**Proposal Initiator:** Means a Person/ Company/ Consortium which submits an application for development of a project as under para 29 of the Infrastructure Policy '07.

**Public Need:** Means a substantial or obvious community need for the proposed project based on all attendant circumstances as compared to a mere

convenience. The determination of "Public Need" shall be taken by the relevant administrative department after considering (a) Common use and needs of the community; (b) Appropriateness of the project in relation to the development plans drafted already, under implementation or under discussion by/ in the department concerned; and (c) Possibility of the project otherwise not being taken up.

**Suo-Moto Proposal:** Means an infrastructure proposal submitted by a Private Sector Participant "on its own motion". The

### 3 Applicability

3.1 These guidelines on Swiss Challenge, in the initial phase, will apply to all proposals that fall in the following sectors and subsectors (facilities) as described under para 29 of the Infrastructure Policy '07 namely:

- i. Agri-infrastructure (Agriculture and horticulture Markets; Floriculture parks and markets; Agro-food processing and allied infrastructure (including common-user cold storage facilities)) with minimum investment of Rs 25 Crores.

- ii. Transportation & Logistics (Roads (including bridges, interchanges, and flyovers); Railway systems, Urban transport systems: MRTS, LRTS, Monorail, High-capacity bus systems, Airports and airstrips, Minor ports and harbours, Inland water transport, Bus/ Truck/ Urban Transport Terminals and associated public facilities such as Public Amenities Centres; Warehousing infrastructure (including container freight stations, container depots, cold storage facilities and tank farms); Mechanised and Multi-storey Parking facilities) with minimum investment of Rs 500 Crores.
- iii. Urban and Municipal Infrastructure (Water Supply and Sewerage; Desalination; Underground drainage; Solid waste/ Bio-medical waste/ Hazardous waste: Collection, transportation, treatment and disposal facilities) with minimum investment of Rs 50 Crore.

3.2 Swiss Challenge is applicable for either an "Innovative" OR "Suo-Moto" proposal.

#### **4 Procedure for Swiss Challenge**

4.1 Proposal Initiator shall submit an application for Swiss Challenge along

with details in a format as prescribed in Annexure II and with a Pre-Feasibility Report as per content format in Annexure - III, to the project administrative department. If any feasibility report or DPR is available that could also be enclosed.

4.2 The department shall scrutinize the proposal on the following:

- i. Whether the project falls into the purview of the department's development plans;
- ii. Whether "Public Need" is established;
- iii. Whether there is any ongoing process (PPP or otherwise), that is addressing the same public need;
- iv. If response to (i) & (ii) above are in the affirmative and response to (iii) is negative, examine whether the project is "innovative" or "suo-moto";
- v. Whether the proposal prima facie satisfies the public need and the requirements / conditionalities, as replied in check list in Annexure - II.

4.3 The following types of proposals shall not be acceptable:

- i. Proposals relating to known public needs that can, within reasonable and practicable limits, be acquired

by known and conventional competitive bidding methods;

- ii. Proposals requiring Financial Assistance from Government by way of Viability Gap Funding (VGF).
- iii. relating to products or services which are generally available;
- iv. does not comply with requirements of para 4.2;
- v. has not been submitted by a duly authorised representative of the Proposal Initiator; or
- vi. contravenes the provisions of any law that is in force.
- vii. Projects which would result in monopolistic situation<sup>1</sup>.
- viii. Projects seeking land at concessional rate<sup>2</sup>.
- ix. Projects that fall outside the sectors, sub-sectors and threshold limits as prescribed in para 3.1 of this guideline.

4.4 The administrative department shall after it is satisfied with the

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<sup>1</sup> exclusive rights should not be considered under Swiss – Challenge

<sup>2</sup> The requirement of land, if any, for the project would be considered for acquisition / allotment at the Market rates / KIADB allotment rates wherever required.

conditionalities in above said paras, propose to the IDD in Format in Annexure IV for placement of the proposal before the Single Window Agency for PPP headed by the Chief Secretary, for according 'permission to proceed'.

4.5 The concerned department shall thereafter obtain exemption under KTPP Act to proceed with the *suo-moto*/ innovative proposal.

4.6 Subject to the *Suo-moto*/ innovative proposal qualifying step 4.4 and 4.5, a letter shall be issued by administrative dept allowing a period of 100 days, for undertaking detailed studies (including Detailed Project Report as per Annexure V) required for bidding and submit the same to administrative department. In case the Proposal Initiator does not meet the deadline then the administrative department would, in exceptional circumstances extend the deadline by another 20 days or would exercise the option to develop the project on its own, if it is feasible legally and otherwise, through its agencies or through any third party, without the Proposal Initiator having any claims.

4.7 Proposal Initiator shall submit a detailed proposal, through Annexure VI, within time period as mentioned in para 4.6, to the department containing:

- i. Detailed Project Report (DPR contents as per Annexure V). The DPR would establish (a) Project's capital expenditure and financing plan (b) operational expenditure and Revenues (c) Support sought from Government, (d) utility relocation plan (e) Environmental Impact Assessment (f) Social Impact Assessment; provided that the proposal initiator may submit the DPR in two covers. The first cover shall include, the survey data, specifications (input/ output), as well as designs of the project. The general element such as financial model- IRR etc, shall be submitted as a separate sealed cover, which would be opened at the time of opening of the 'Challenge bids'.
  - ii. The Proposal Initiator's role in the proposed concessionaire company and its ability to construct and /or operate the project shall be as per the qualification norms in the Model RFQ published by GOI and prescribed by Gok.
  - iii. Direct cost of preparing the DPR, which is certified by an audit agency (broken up into external payout, internal cost, out-of-pocket expenses and taxes; accompanied by original receipts).
  - iv. Bid Value<sup>3</sup> for the project to be submitted in a sealed cover separately (the sealed cover shall not be opened until the process in para 4.12).
  - v. Interest free Bid Security equivalent to 0.75% (Upto Rs 2000 Crore of the estimated project cost) and 0.5% (above Rs 2000 Crore of the estimated project cost) through a demand draft or bank guarantee, acceptable to the authority, with a validity period of not less than 180 days commencing from the date of submission of final proposal along with DPR (including claim period of 60 days), to be extended as may be mutually agreed from time to time. The Bid shall be summarily rejected if it is not accompanied by the Bid Security. Bid security shall be forfeited under conditions as prescribed in Model RFP issued by DEA, GOI.
- 4.8 Once the Proposal Initiator has submitted the DPR to the department, no changes shall be permitted in the DPR, except to offer any clarifications that may be required from the department.

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<sup>3</sup> Bid Value: The Single Window Agency would, having regard, to parameters in Para 28- of the Infrastructure Policy '07, would determine the Bid Value in each case, before putting the project to tender.



Clarifications shall be given as addenda and NOT as changes to the DPR.

4.9 The administrative department shall carry out, along with PPP Cell of the Infrastructure Development Department, the following exercise<sup>4</sup>:

- i. Detailed examination of the submitted documents by the Proposal Initiator as in para 4.7.
- ii. Examination of technical feasibility of DPR to identify aspects of the technology, which is replicable through other means. *(The guiding principle shall be 'output based specification' for meeting certain service objectives not favoring any particular technology).*
- iii. The administrative department may carry out additional studies for independently determining the project cost, project revenues, viability and risk analysis etc., if required including Value for Money test (It represents difference in costs of the service provided by public entity and by the private entity in

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<sup>4</sup> If the department does not have in-house skills to carry out such an exercise, it shall involve Transaction Advisors/ Consultants empanelled as per GoK notification No. FD 535 EXP-12/09 dated 21-07-2009 modified from time to time (Annexure- VII)

NPV terms) to ensure proper benchmarking.

- iv. Based on para 4.9 (iii), the department shall then negotiate the cost of preparation of the DPR with the Proposal Initiator and ensure that such costs are reasonable and justifiable subject to a limit of 0.1% of the project cost (determined in 4.9 (iii)) or 0.1% of project cost as estimated by the Proposal Initiator or cost of DPR determined in 4.9 (v), whichever is lower.
- v. Preparation of the Transaction Documents<sup>5</sup> for bidding namely- (a) RFQ/RFP based on Model RFQ/RFP of GOI, (b) Reconstructed DPR with output based specifications (c) Draft concession agreement as per Model Concession Agreements (MCA) or frameworks (d) the cost of development.
- vi. The administrative department may also determine development cost of the project.

4.10 The administrative department shall, then refer the proposal to IDD for placement of the proposal in the manner and form as prescribed in Annexure VIII

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<sup>5</sup> It shall be declared in the bidding documents that the cost of DPR and development cost would be recovered from successful bidder.

for approval before the Single Window Agency and State High Level Committee,

4.11 Procurement<sup>6</sup>. The Bidders through a global tender process would be requested to quote counter proposals. The procurement documents shall include (a) bidding document (Combination of RFQ and RFP or separate RFQ and RFP with bid value parameters), (b) Draft Concession agreement and (c) Project Information Memorandum (excluding proprietary information and Details of Financial proposal submitted by the project Proposal Initiator).

4.12 The counter proposals received in response to the procurement would be evaluated along with the proposal from Proposal Initiator by the administrative department and ranked as per the guideline in Model RFP document issued by Department of Economic Affairs in Government of India.

4.13 If the competitive bidding process results in a superior proposal<sup>7</sup>, the

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<sup>6</sup> The procurement documents shall be based on a single stage bid that (a) Examine technical and financial eligibility of bidders (b) Obtain technical proposals to ensure if the output based specifications are being met (c) Obtain the fee/ toll etc (d) Establish the bid parameter – premium / revenue share.

<sup>7</sup> The superior bid value will be considered as 100% and the rest bids will be benchmarked against it.

Proposal Initiator would be given an opportunity to match the competing counter proposal only if the Proposal Initiator's bid value is within 15% of the superior bid value and be selected as the project concessionaire; provided that the composition of the bid value would be communicated through the bid documents.

4.14 If the Proposal Initiator declines to match the superior counter proposal, then the applicant that has made the superior proposal would be selected as the concessionaire.

4.15 Upon such selection as in step 4.14 above of successful bidder other than the Proposal Initiator, GoK/ GoK Agency concerned shall cause/ arrange to reimburse to the Proposal Initiator, the cost of DPR as determined above and recover the same from the successful bidder. In order to encourage competition in the bidding process, the superior bidder, in the event, the project is not offered to him<sup>8</sup>, would be reimbursed / compensated to an extent an amount not exceeding 0.1% of the cost of the project or Rs. 20 lakhs whichever is lesser”.

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<sup>8</sup> This would be available iff the superior bid is better than the offer of the proposal initiator and that the project is not available to the superior bidder consequent upon the project proponent agreeing to match the superior bid.

**4.16** In case the project is not taken up by GoK/ GoK agency after the studies have been undertaken, for any reason, then no cost of project preparation would be reimbursed to the Proposal Initiator.

## 5 Time Frame

The guidelines envisage the following time frames for key activities (in calendar months):

Activity	Months
i. Preliminary Examination	1
ii. Permission to proceed by SWA	0.5
iii. (a) Submit Studies/ Documents- 4 (b) Preparation of Tender Documents, templates concurrently with iii (a) Finance Department (approval of issues in para. 4 of Annexure - I)	4
iv. Preparation for bidding	0.5
v. Final approval by SWA	0.5
vi. Approval by SHLC	0.5
vii. Call for Open tender and Submission of Challenger bids	3
viii. Evaluation of Bids	1
ix. Additional Time to Proposal Initiator to match the best bid if any-	1
x. Approvals: Letter of award & concession agreement	2

Total Time

14

## 6 Miscellaneous

6.1 The Formats and other requirements that would be sought by the department, committees or IDD are subject to changes with time and any such changes would be notified in the web site ([www.idd.kar.nic.in](http://www.idd.kar.nic.in)).

6.2 The Single window agency would have the powers to relax the conditionalities in respect of time allowed in Para 4.6.

6.3 In case the proposal initiator desires to give additional information than that is prescribed in the formats, she/he may do so by enclosing separate information.

6.4 Incentives and concessions- as are available in Schedule III of Policy 2007, excepting Viability Gap Funding (as stated in E of Schedule III) and Additional Land (as stated in B of Schedule III).

## Institutional Framework

1. State Level Single Window Agency: Based on the Government Order No IDD/ 5 UIP/ 2006(P) Bangalore Dated 18-06-2007, the State Level Single Window Agency for PPP projects has been set up under the Chairmanship of Chief Secretary comprising of the following members to approve projects upto 50 Crore.

[1] Chief Secretary, Chairman;

[2] Additional Chief Secretary, Member;

[3] ACS and Development Commissioner, Member;

[4] Principal Secretary, Planning Department- member;

[5] Principal Secretary, Finance Department – Member;

[6] Principal Secretary, Commerce and Industries Department – Member;

[7] Principal Secretary, PWD Department – Member;

[8] Principal Secretary, Urban Development Department – Member;

[9] Principal Secretary of the Department concerned with PPP Project-Member;

[10] Principal Secretary, Infrastructure Development Department – Member Secretary.

2. The Chairman of SLSWA may co-opt/ invite additional members as necessary. The SWA shall examine and consider the Swiss Challenge proposals relating to any department in the state for ‘permission to proceed’ and give final approval/ recommendation as per para 40 of the New Infrastructure Policy ‘07.

3. The PPP cell in IDD will be the nodal agency to examine proposals in respect of Swiss Challenge projects and place them before the SWA for consideration for permission to proceed and final approval.

4. The Finance Department will be the responsible for examining concession agreements from the financial angle, deciding on guarantees to be extended, and generally assess risk allocation from the investment and banking perspectives. It would also ensure that projects are scrutinized from the perspective of government expenditure.

5. The administrative department will be responsible for receiving proposal, undertake preliminary examination, coordinate with PPP cell for ‘permission to proceed’ and ‘final approval’, preparation of tender documents, and undertake bidding and evaluation of proposals received till award of the project to the successful bidder.

Annexure II: Checklist for Preliminary Assessment for Swiss Challenge Proposal

**Name of the Project Proponent:**

**Name of the Project:**

Sl.No (1)	Item (2)	#Yes/ No <sup>9</sup> (3)	Particulars (4)	Ref/ Annex (5)
<b>I. General Information on the Project</b>				
1	Define the Proposal			
2	Characteristics of the Project			
3	Capacity, Cost and Other Details			
4	State the capacity that will be available for public use and that for captive use.			
5	State whether it is a suomoto proposal and why. Has the Govt/ Concerned dept not specified the need? If yes, state the reasoning. Or is an innovative technology used, state.			

<sup>9</sup> The developer to indicate the response in the not-darkened cell only and provide details under particulars column.

<b>II. Assessment of Public Need</b>				
6	Nature of intended public use			
7	Justification of public use/ public interest			
<b>III Details on innovative technology</b>				
8	State details of innovative technology used for the project?			
9	Is the technology proprietary and only available to a few?			
10	(a) Why should govt go for this technology(ies) only? (b) What if sourcing of another technology has to be made in future during the life of the project for any reason ?			
<b>IV Any Need for Govt Support</b>				
11	Does the project require any govt support?			

12	State what type of Govt support is required and why?			
13	Will the proponent be able to raise necessary debt and equity to undertake the project? (State how)			
<b>V Qualification of the proponent to undertake the project</b>				
14	Will the proponent be able to meet the technical and financial criteria as per Model RFQ (F. No. 24 (1)/ PF.II/ 07 Guidelines for prequalification of bidders for the PPP projects) or as amended and in currency?			
15	Is proponent planning to undertake the project on its own or through a consortium to meet the technical, financial and technological needs? Elaborate			
<b>VI About Studies and bidding process</b>				
16	Has the proponent conducted prefeasibility/ feasibility DPR (state the position/ information)?			
17	Whether Preliminary Financial viability analysis of the project (as a part of Pre-feasibility report) on a PPP/SWISS challenge mode has been done? (Furnish the details)			

18	Would the proponent be able to complete any further studies in 90 Calendar days time?			
19	Will the proponent undertake all the studies as needed for development of the project to take it to the bidding phase?			
<b>VII Project Structure</b>				
20	What is the concession period, modality (BOT, BOOT, DBOT etc.) sought and why?			
21	Will the proponent support output based specification\$ for the project in the studies? (see foot note \$)			
22	Will the proponent support fair competition to obtain the best bid?			
23	Will the proponent agrees to standard project structure, bidding documents, concession agreement as per a similar project in the sector?			
<b>VIII Project Financials</b>				
24	Service/ Output levels (Specify)			



25	User Fee, Tariff/ fares (Specify) and their variation with time			
26	Details of possible competing projects and Likely impact of your project on the competing project.			
<b>IX Regulation</b>				
27	Mechanism for interface with Govt/ user dept over concession period			
28	Whether the proponent agrees to come under the regulatory authority as and when formed by the Govt or through law?			
<b>X Any other</b>				
29	Would you expect reimbursement of project development cost (DPR & other studies) in case, at DPR stage the project is found to be unviable . Pl. Specify			
30	Is this a conditional proposal? Please specify			
31	Any other item/ observation which are relevant?			

**Foot Note**

- 1 While preparing the checklist, state the references, reasoning that are required to be placed; indicate the relevant references in annexure.
  - 2 The above format could be modified or additional information sought by the Govt any time in future.
  - 3 The above reply has to be provided in signed hard copy and soft copy
- # Proponent should respond to queries under 'Item' column in Yes/ No (where boxes are not dark) and where applicable should elaborate under 'Particulars' column

Signature and seal of the Authorised person

## Annexure III: Content of pre-feasibility study report

1. Introduction:
  - i. Project Idea,
  - ii. Approach & Methodology
2. Sector Profile:
  - i. Industry Overview,
  - ii. Regional profile,
  - iii. Key Issues
3. Project Concept:
  - i. Description of the Project,
  - ii. Components of the Project,
  - iii. Explanation of Innovativeness/ suo-moto
  - iv. Case Studies
  - v. Site,
  - vi. Development Needs, Public needs & Planning Considerations
4. Market Assessment:
  - i. Industry outlook,
  - ii. Opportunities & projections
5. Statutory & Legal Framework:
  - i. Applicable laws,
  - ii. Key Issues
6. Environmental & Social Impacts:
  - i. Environmental Impacts,
  - ii. Social Impacts,
  - iii. Mitigation Measures
7. Project Financials:
  - i. Cost Estimation,
  - ii. Revenue Stream,
  - iii. Viability Assessment,
  - iv. Scenario Analysis
  - v. Ranking of projects based on commercial viability
8. Operating Framework:
  - i. Risks & Mitigation,
  - ii. Indicative Project Structure,
  - iii. Indicative Qualification & selection Criteria
9. Way Ahead
  - i. Govt. Obligations for development
  - ii. Project Development Framework
10. Annexure:
  - i. Site map,
  - ii. Indicative Layout/Concept Plan

## Annexure IV

Memorandum to SLSWA for 'Permission to Proceed' approval for Swiss Challenge PPP projects (To be filled by Administrative Dept)

Sl.No.	Item	Response
<b>1.</b>	General	
<b>1.1</b>	Name of the Project	
<b>1.2</b>	Type of PPP (BOT, BOOT, BOLT, OMT etc.)	
<b>1.3</b>	Location (State/District/Town)	
<b>1.4</b>	Administrative Department	
<b>1.5</b>	Name of the Implementing Agency	
<b>1.6</b>	Concession Period	
<b>2.</b>	Project Description	
<b>2.1</b>	Brief description of the project	
<b>2.2</b>	Justification for the project (Public Need)	
<b>2.3</b>	Possible alternatives, if any	
<b>2.4</b>	Estimated capital costs with break-up under major heads of expenditure. Also indicate the basis of cost estimation.	Indicative figures may be provided
<b>2.5</b>	Phasing of investment	
<b>2.6</b>	Project Implementation Schedule (PIS)	
<b>3.</b>	Financing Arrangements	
<b>3.1</b>	Sources of financing (equity, debt, mezzanine capital etc.)	Indicative figures may be provided
<b>3.2</b>	Indicate the revenue streams of the Project (annual flows over project life). Also indicate the underlying assumptions.	Indicative figures may be provided
<b>3.3</b>	Indicate the NPV of revenue streams with 12% discounting	Indicative figures may be provided
<b>3.4</b>	Who will fix the tariff/ user charges? Please specify in detail.	
<b>3.5</b>	Have any FIs been approached? If yes, their response may be indicated	

<b>4.</b>	Clearances	
<b>4.1</b>	Status of environmental clearances	
<b>4.2</b>	Clearance required from the State Government and other local bodies	
<b>4.3</b>	Other support required from the State Government	
<b>6.</b>	GoK Support	
<b>6.3</b>	Support required from the State Government (Mention items eligible only)	
<b>7.</b>	Criteria for short-listing	
<b>7.1</b>	Is short-listing to be in one stage or two stages?	
<b>7.2</b>	Indicate the criteria for short-listing (attach separate sheet if necessary)	
<b>8.</b>	Others	
<b>8.1</b>	Remarks, if any	

Annexure IV- Appendix A

Check List for Submission of Documents for 'Permission to Proceed' approval from SLSWA/ SHLC

(in Hard-2 Sets and Soft)

<b>Sl No</b>	<b>Documents to be Submitted</b>	<b>Applicable (Y/N)</b>	<b>Submitted-Hard Copy (Y/N)</b>	<b>Submitted-Soft Copy (Y/N)</b>
1.	Covering Letter from Head of the Organization			
2.	Filled in Proforma for the PPP projects for the SWA meeting			
3.	Preliminary Feasibility Report/ Feasibility Report/ DPR/ Environmental/ Social			
4.	Financial Analysis with Project Cash Flows (if not covered in the DPR) Indicative figures may be provided			
5.	Documents relating to any issues on various clearances/ Land Acquisition/ R&R			
6.	Presentation of 10 slides covering the project			
7.	Details of any Support Required for implementation (if any)			
8.	Action Plan (Schedule – Microsoft Project Type) for Implementation			

*Please indicate against the points wherever applicable and submit in the above table. Soft Copy can be submitted in a CD with files numbered in the above order (ex-“3-DPR of High Speed Rail Link”).*

Signature of the  
Head of the Administrative Department  
/ Agency with Stamp

Appendix B (Annexure IV): Examination by Administrative Departments & Infrastructure Development  
Department to recommend the Proposal of Swiss Challenge to  
SWA for 'Permission to Proceed'

**Name of the Proposal Initiator:**

**Name of the Project:**

<b>Examination of the Original Proposal as per Clause 4.2 and 4.3 of Swiss Challenge Guideline</b>			
<b>Sl.No (1)</b>	<b>Item (2)</b>	<b>Comments of the Administrative Department (3)</b>	<b>Comments of the Infrastructure Development Department (4)</b>
1	Whether the project falls into the purview of the department's development plans;		
2	Whether "Public Need" is established (Yes/No), Explain		
3	Whether there is any ongoing plans/process (PPP or otherwise), that is addressed by the department for the same public need;		
4	If response to (1) & (2) are in the affirmative, examine whether the project is "innovative" or "suo-moto";		

5	Whether the proposal prima facie satisfies the public need and the requirements / conditionalities as provided in check list in Annexure – II.		
6	(i) Whether it is a suomoto proposal and why? (ii) Whether the Govt/ Concerned dept not identified the need? If yes, state the reasoning. (iii) Is it an innovative technology , state.		
<b>The proposal cannot be accepted for the following reasons</b>			
7	If the Proposal is relating to known public needs that can, within reasonable and practicable limits, be acquired by known and conventional competitive bidding methods;		
8	If the Proposal requires Financial Assistance from Government by way of Viability Gap Funding (VGF)		
9	If the proposal relates to products or services which are generally available;		
10	If the proposal does not comply with 'General Information on the Project' stated at sl no 1-6.		
11	If the proposal has been submitted by a duly authorised representative of the Proposal Initiator; or		



12	If the proposal Contravenes the provisions of any law/policy/procedures that is in force.			
<b>Appendix C (Annexure IV)- Examination of the Proposal as per Submitted reply based on Annexure II Format</b>				
<b>Sl.No (1)</b>	<b>Item (2)</b>	<b>Reply of Proposal Initiator (3)</b>	<b>Comments of the Administrative Department (4)</b>	<b>Comments of the Infrastructure Development Department (5)</b>
<b>I. General Information on the Project</b>				
1	Define the Proposal			
2	Characteristics of the Project			
3	Capacity, Cost(Indicative figures may be provided) and Other Details			
4	State the capacity that will be available for public use and that for captive use.			

5	<p>State whether it is a suomoto proposal and why.          Has the Govt/ Concerned dept not specified the need? If yes, state the reasoning.          Or is an innovative technology used, state.</p>			
<b>II. Assessment of Public Need</b>				
6	Nature of intended public use			
7	Justification of public use/ public interest			
<b>III Details on innovative technology</b>				
8	State details of innovative technology used for the project?			

9	Is the technology proprietary and only available to a few?			
10	(a) Why should govt go for this technology(ies) only? (b) What if sourcing of another technology has to be made in future during the life of the project for any reason ?			
<b>IV Any Need for Govt Support</b>				
11	Does the project require any govt support?			
12	State what type of Govt support is required and why?			
13	Will the proponent be able to raise necessary debt and equity to undertake the project? (State how)			

<b>V Qualification of the proponent to undertake the project</b>				
14	Will the proponent be able to meet the technical and financial criteria as per Model RFQ (F. No. 24 (1)/ PF.II/ 07 Guidelines for prequalification of bidders for the PPP projects) or as amended and in currency?			
15	Is proponent planning to undertake the project on its own or through a consortium to meet the technical, financial and technological needs? Elaborate			
<b>VI About Studies and bidding process</b>				
16	Has the proponent conducted prefeasibility/ feasibility DPR (state the position/ information)?			
17	Whether Preliminary Financial viability analysis of the project (as a part of Pre-feasibility report) on a PPP/SWISS challenge mode has been done? (Indicative figures may be provided)			

18	Would the proponent be able to complete any further studies in 90 Calender days time?			
19	Will the proponent undertake all the studies as needed for development of the project to take it to the bidding phase?			
<b>VII Project Structure</b>				
20	What is the concession period sought and why?			
21	Will the proponent support output based specification\$ for the project in the studies? (see foot note \$)			
22	Will the proponent support fair competition to obtain the best bid?			

23	Will the proponent agrees to standard project structure, bidding documents, concession agreement for a similar project in the sector?			
<b>VIII Project Financials</b>				
24	Service/ Output levels (Specify)			
25	User Fee, Tariff/ fares (Specify) and their variation with time			
26	Likely impact of your project on the raising/any competing project			
<b>IX Regulation</b>				
27	Mechanism for interface with Govt/ user dept over concession period			

28	Whether the proponent agrees to come under the regulatory authority as and when formed by the Govt or through law?			
<b>X Any other</b>				
29	Would you expect reimbursement of project development cost (DPR & other studies) in case, at DPR stage the project is found to be unviable Pl. Specify			
30	Is this a conditional proposal? Please specify			
31	Any other item/ observation which are relevant?			

**Foot Note**

- 1 While preparing the checklist, state the references, reasoning that are required to be placed; indicate the relevant references in annexure.

Signature and seal of the  
Head of the Administrative Department  
with seal & Date



## Annexure V: Content of Detailed Project Report

1. Executive Summary
2. Project Description: The project description shall also include, inter-alia;
  - a. Demonstration of 'Public Need'
  - b. Demonstration of being in compliance with plans of department
  - c. Demonstration that project would otherwise not come up, and that there is no conflict with any departmental scheme that provides the same service
3. (a) Demand assessment, (b) Viability, (c) Financial debt/Equity ratio, (d) IRR, (e) NPV. (b, c, d & e may be given in a sealed cover separately)
4. Engineering surveys and investigations
5. Layout plans and drawings: General Arrangement, Master plan, Structural Arrangements, Buildings, Toll plaza, Commercial Spaces, Area calculation statements are required.
6. Preliminary structural designs
7. System specifications and operating parameters  
(This shall clarify as to whether the technology is patented or otherwise, indicating as to why only such technology is to be used wherever it is patented).
8. Utility Relocation Plan
9. Land Plan Schedules
10. Social impact assessment
11. Environment impact assessment
12. Indicative BOQ and rough Cost Estimates
13. Preparation of Schedules for
  - a. Project site: project land, additional land, commercial usage land
  - b. Project description
  - c. Project facilities
  - d. Specifications and standards
  - e. Drawings
14. Outcome/ Output (Output Based Specifications: service level, user fee/ tariff, Level of Service, quality of assets offered etc. Give also quantum of land required for the project, upfront payment to GoK (or present value of upfront payments), present value of future payments to GoK, concession period sought, unit value or present value of user fees, equity shares offered to GoK)<sup>10</sup>.

The schedules shall be prepared in a similar manner to that required for the model documents of the Government of India, duly taking into account the specific requirements of the project.

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<sup>10</sup> The competent committee / agency would determine the 'Bid Value' Criteria for selection.

## Annexure VI

### Format for Submission of detailed proposal by Proposal Initiator

S.No.	Item	Response
<b>1.</b>	General	
<b>1.1</b>	Name of the Project	
<b>1.2</b>	Type of PPP (BOT, BOOT, BOLT, OMT etc.)	
<b>1.3</b>	Location (State/District/Town)	
<b>1.4</b>	Administrative Department	
<b>1.5</b>	Name of the Implementing Agency	
<b>1.6</b>	Concession Period	
<b>2.</b>	Project Description	
<b>2.1</b>	Brief description of the project (200 words)	
<b>2.2</b>	Justification for the project (Public Need)	
<b>2.3</b>	Possible alternatives, if any	
<b>2.4</b>	Phasing of investment	
<b>2.5</b>	Project Implementation Schedule (PIS)	
<b>2.6</b>	Tariff/ User Charges	
<b>2.7</b>	Who will fix the tariff/ user charges? Please specify in detail.	
<b>3.</b>	Clearances	
<b>3.1</b>	Status of environmental clearances	
<b>3.2</b>	Clearance required from the State Government and other local bodies	
<b>3.3</b>	Other support required from the State Government	
<b>4.</b>	GoK Support (Only Eligible support may be quoted)	
<b>7.</b>	Others	
<b>7.1</b>	Remarks, if any	

## Annexure VI- Appendix A

### Project Financial Summary (To be submitted in Sealed Cover)

S.No.	Item	Response
<b>1.</b>	General Information for Financial Analysis	
<b>1.1</b>	Name of the Project	
<b>1.2</b>	Type of PPP (BOT, BOOT, BOLT, OMT etc.)	
<b>1.3</b>	Capacity of the Project (e.g.-for Road: Length in kM)	
<b>1.4</b>	Key Feature Linked to Capacity (E.g.-for Road: Two/Four Lane/ Six Lane with paved shoulder etc)	
<b>1.5</b>	Carrying Capacity (E.g.-for Road: Passenger Car Units)	
<b>1.6</b>	Concession Period	
<b>2.</b>	Project Costs	
<b>2.1</b>	Cost of Land	
<b>2.2</b>	Construction Cost of Building	
<b>2.3</b>	Cost of Plant and Machinery	
<b>2.4</b>	Interest During Construction	
<b>2.5</b>	Other Costs if any	
<b>2.6</b>	Total Project Cost	
<b>3.</b>	Financing Arrangements	
<b>3.1</b>	Financing Structure (% of equity and debt)	
<b>3.2</b>	Interest on Debt (Assumed)	
<b>4.</b>	Revenue streams for each Concession Year	
<b>4.1</b>	Per unit Tariff (E.g. Toll rates for Car/Bus...)	
<b>4.2</b>	Revenue from Tariff.	
<b>4.3</b>	Revenue from Advertising	
<b>4.4</b>	Other Revenue Streams	
<b>4.3</b>	Indicate the NPV of revenue streams with 12% discounting	
<b>4.</b>	IRR	
<b>4.1</b>	Economic IRR (if computed)	
<b>4.2</b>	Equity IRR	
<b>4.3</b>	Project IRR	

Excel Sheet Format to be provided for year wise information (as applicable) for the Concession period. (Filled-up format to be provided in sealed cover)

## Annexure VI- Appendix B

### Check List for Submission of Documents

(in Hard-2 Sets and Soft)

Sl No	Documents to be Submitted	Applicable (Y/N)	Submitted-Hard Copy (Y/N)	Submitted-Soft Copy (Y/N)
1.	Covering Letter from Head of the Organisation			
2.	Filled in Proforma for the PPP projects for the SWA meeting			
3.	Preliminary Feasibility Report/ Feasibility Report/ DPR/ Environmental/ Social			
4.	Traffic Projections, (if not covered in the DPR)			
5.	Traffic Impact Assessment in consultation with Local authorities with Action Plan			
6.	Financial Analysis with Project Cash Flows (if not covered in the DPR)			
7.	Documents relating to any issues on various clearances/ Land Acquisition/ R&R			
8.	Presentation covering the project for submission to SWA.			
9.	Details of any Support Required for implementation (if any)			
10.	Action Plan (Schedule – Microsoft Project Type) for Implementation			

*Please indicate your response wherever applicable and submit the accompanying documents in the above table. Soft Copy can be submitted in a CD with files numbered in the above order (ex-“3-DPR of High Speed Rail Link”)*

Annexure VI- Appendix-C

Certificate relating to Swiss Challenge Project Processing

(To be furnished by Swiss Challenge Proposal Initiator)


It is certified that:

- a. The ... .. (name of project) has been submitted by the undersigned as the duly authorised representative of ... .. (name of Proposal Initiator) for processing as a Swiss Challenge PPP proposal in Infrastructure as per the New Infrastructure Policy '07 of GoK.
- b. The proposal initiator will support output based specification for the scope of the project during bidding.
- b. The proposal initiator will support fair competition through global tendering to obtain the best bid.
- c. The proposal initiator agrees to the standard project structure, bidding documents, concession agreement similar to other projects in the sector.
- d. The proposal initiator agrees to abide by the regulatory authority as and when formed by the Govt or through law.
- e. The proposal initiator does not expect reimbursement of project development cost (DPR & other studies) in case, the project is not taken up by GoK/ GoK agencies after the studies have been undertaken, for any reason.
- f. That the above statements are true to the best of my knowledge and belief.

*Dated:*

*(Signature, Name and  
designation of Authorised  
Representative of Proposal  
Initiator)*

Annexure VII: Notification on TA/ Consultants

*D>amc (Inv's)*  


ಕರ್ನಾಟಕ ಸರ್ಕಾರ  
 (ಆರ್ಥಿಕ ಇಲಾಖೆ)

ಸಂಖ್ಯೆ:ಅಇ 535 ವೆಜ್ಜೆ-12/09

ಕರ್ನಾಟಕ ಸರ್ಕಾರದ ಸಚಿವಾಲಯ  
 ಆರ್ಥಿಕ ಇಲಾಖೆ,  
 ಬೆಂಗಳೂರು, ದಿನಾಂಕ:21.07.2009.

ಅಧಿಸೂಚನೆ

“ಆಡಳಿತ ಸುಧಾರಣೆಯಲ್ಲಿ ಅನುಷ್ಠಾನ ಪರ್ವ” ಕಾರ್ಯಕ್ರಮದಡಿ ಸರ್ಕಾರದ ಕಾರ್ಯಕ್ರಮಗಳ ಅನುಷ್ಠಾನ ಹಾಗೂ ಪರಿಶೀಲನಾ ಕಾರ್ಯಗಳನ್ನು ನಿರ್ವಹಿಸಲು ಈ ಕೆಳಕಂಡ ಮಾರ್ಗಸೂಚಿಗಳನ್ನು ಅನುಸರಿಸಿ, ಸೂಚಿತ ಸಂಸ್ಥೆಗಳಿಂದ ಸೇವಾ ಸಂಗ್ರಹಣೆಗಾಗಿ ಕರ್ನಾಟಕ ನಾರ್ಮಲಿಟಿ ಸಂಗ್ರಹಣೆಗಳಲ್ಲಿ ಪಾರದರ್ಶಕತೆ ಅಧಿನಿಯಮ 1999 ರ ಕಲಂ 4(ಜಿ) ರಡಿ ಪ್ರದತ್ತವಾದ ಅಧಿಕಾರ ಚಲಾಯಿಸಿ, ಸರ್ಕಾರವು ಪಾರದರ್ಶಕತೆ ಕಾಯ್ದೆಯಿಂದ ಮೂಲ ಸೌಲಭ್ಯ ಅಭಿವೃದ್ಧಿ ಇಲಾಖೆಗೆ ವಿನಾಯಿತಿ ನೀಡಿದೆ.

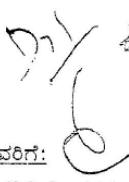
INFRASTRUCTURE DEV. DEPT.	File No.	9380/ID
	Comp Letter	

ಮಾರ್ಗಸೂಚಿಗಳು

- 1) ಕಾರ್ಯಸಾಧ್ಯತೆಯ ಪೂರ್ವ ಪರಿಶೀಲನೆ, ಕಾರ್ಯ ಸಾಧ್ಯತೆ ವರದಿಗಳು, ಯೋಜನಾ ವರದಿ ತಯಾರಿಕೆ ಮತ್ತು ವ್ಯವಹರಣೆ ಸಲಹಾ ಸೇವೆಗಳಿಗಾಗಿ ಅತಿ ಕಡಿಮೆ ವೆಚ್ಚದಲ್ಲಿಯೇ ಸಂಸ್ಥೆಗಳನ್ನು ಆಯ್ಕೆಮಾಡಿಕೊಳ್ಳಲು ಅನುಭಂದ-1 ಮತ್ತು ಅನುಭಂದ-2 ರಲ್ಲಿ ಸೂಚಿಸಿರುವ ಎರಡು ಪಟ್ಟಿಗಳಲ್ಲಿನ (panel) ಸಂಸ್ಥೆಗಳಿಂದ ಕನಿಷ್ಠ 5 ಕೋಟಿ ಶೇನುಗಳನ್ನು ಪಡೆಯಬೇಕು.
- 2) ಮೌಲ್ಯ ಮಾಪನ, ಉಸ್ತುವಾರಿ, ಸಾಂಸ್ಥಿಕ ಬಲಪಡಿಸುವಿಕೆಗಾಗಿ ಅನುಬಂಧ- 3 ರಲ್ಲಿಯೇ ವಿಷಯಗಳಿಗೆ ಸಂಬಂಧಿಸಿದ ಇತರ ಸೇವೆಗಳಿಗೆ ಮೂಲ ಸೌಲಭ್ಯ ಅಭಿವೃದ್ಧಿ ಇಲಾಖೆಯು ಅನುಭಂದ-3 ರಲ್ಲಿ ಸೂಚಿಸಿರುವ Group-A ಮತ್ತು Group-B ಸಂಸ್ಥೆಗಳಿಂದ ಕಡಿಮೆ ವೆಚ್ಚದಲ್ಲಿಯೇ ಸಂಸ್ಥೆಯನ್ನು ಆಯ್ಕೆಮಾಡಿಕೊಳ್ಳಲು ಕನಿಷ್ಠ 3 ಕೋಟಿ ಶೇನುಗಳನ್ನು ಪಡೆಯಬೇಕು.
- 3) ಮೇಲ್ಕಂಡಂತೆ ತಿಳಿಸಿರುವ ಆಯ್ಕೆ ಪ್ರಕ್ರಿಯೆಗೆ ನಿರ್ವಹಿಸಿದ ಕೆಲಸ ವ್ಯಾಪ್ತಿ, ವಿವರ ಅಂತಿಮ ಪರಿಶೀಲನೆ ಇತ್ಯಾದಿಗಳನ್ನೊಳಗೊಂಡ Terms of Reference (ToR) ತಯಾರಿಸಬೇಕು ಹಾಗೂ ToR ನ್ನು ಕೋಟಿ ಶೇನು ಕರೆಯಲು ಆಧಾರವಾಗಿಟ್ಟುಕೊಳ್ಳಬೇಕು.
- 4) ಸಮಾಲೋಚನಾ ಶುಲ್ಕವು ToR ಮೇಲೆ ಆಧಾರವಾಗಿರುವುದರಿಂದ, ಸಮಾಲೋಚನಾ ಶುಲ್ಕವನ್ನು ನಂತರ ನಿಗದಿಪಡಿಸುವುದು.

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆಜ್ಞಾನುಸಾರ  
 ಮತ್ತು ಅಪರ ಹೆಸರಿನಲ್ಲಿ  
 (ಎನ್.ಚಂದ್ರಕುಮಾರ್)

ಸರ್ಕಾರದ ಉಪ ಕಾರ್ಯದರ್ಶಿ  
 ಆರ್ಥಿಕ ಇಲಾಖೆ (ಸಂಗ್ರಹಣಾ ಕೋಶ)

*D>*  
  
 29/7/09  
 13-07-09

ಇವರಿಗೆ:  
 ಜಂಟಿ ನಿರ್ದೇಶಕರು, ಕರ್ನಾಟಕ ರಾಜ್ಯ ಪತ್ರ, ಸರ್ಕಾರಿ ಮುದ್ರಣಾಲಯ, ಆರ್.ವಿ.ಕಾಲೇಜು ಅಂಚೆ, ಮೈಸೂರು ರಸ್ತೆ, ಕೆಂಗಳೇರಿ, ಬೆಂಗಳೂರು-59, ಮುಂದಿನ ವಿಶೇಷ ರಾಜ್ಯ ಪತ್ರದಲ್ಲಿ ಪ್ರಕಟಿಸುವ ಸಲುವಾಗಿ ಹಾಗೂ 25 ಮುದ್ರಿತ ಪ್ರತಿಗಳನ್ನು ಸರಬರಾಜು ಮಾಡಲು ಕೋರಿದೆ.

ಪ್ರತಿ:

- 1) ಮಹಾಲೇಖಪಾಲರು (ಲೆಕ್ಕ ಮತ್ತು ಪರಿಶೋಧನೆ), ಬೆಂಗಳೂರು.
- 2) ಸರ್ಕಾರದ ಮುಖ್ಯ ಕಾರ್ಯದರ್ಶಿಗಳು.
- 3) ಸರ್ಕಾರದ ಹೆಚ್ಚುವರಿ ಮುಖ್ಯ ಕಾರ್ಯದರ್ಶಿಗಳು.
- 4) ಅಭಿವೃದ್ಧಿ ಆಯುಕ್ತರು ಹಾಗೂ ಅಪರ ಮುಖ್ಯ ಕಾರ್ಯದರ್ಶಿಗಳು.
- 5) ಮಾನ್ಯ ಮುಖ್ಯ ಮಂತ್ರಿಯವರ ಪ್ರಧಾನ ಕಾರ್ಯದರ್ಶಿಗಳು.
- 6) ಸರ್ಕಾರದ ಪ್ರಧಾನ ಕಾರ್ಯದರ್ಶಿಗಳು, ಮೂಲ ಸೌಲಭ್ಯ ಅಭಿವೃದ್ಧಿ ಇಲಾಖೆ.
- 7) ಸರ್ಕಾರದ ಕಾರ್ಯದರ್ಶಿಗಳು, ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನಾ ಇಲಾಖೆ.
- 8) ಹೆಚ್ಚುವರಿ ಪ್ರತಿ.

### ಅನುಬಂಧ-3

- a) Concurrent Evaluation of GoK Programmes/Schemes/Projects. (twice a year/six monthly or biannual)
- b) Programme/Project Scheme evaluation one time either after the completion of the project or once in two years or after two years.
- c) Activities related to Programme, Policy and Documentation:

Institutional strengthening and capacity building  
Programme development and programme monitoring  
Publication of reports and documents

The Institutions which provide above services are listed and classified into two groups as below:

#### Group-A

1. Infrastructure Development Corporation (Karnataka) Ltd., (iDeCK)
2. Karnataka State Industrial Investment & Development Corporation Ltd., (KSIIDC)
3. Karnataka State Financial Corporation Ltd.,
4. Technical Consultancy (Karnataka) Services Ltd., (TECSOK).
5. The Energy Research Institute.
6. Indian Institute of Management, Bangalore.
7. Indian Institute of Science, Bangalore
8. Indian Institute for Social & Economic Change, Bangalore.

#### Group-B

1. Administrative Training Institute, Mysore
2. Centre for Policy Research, Bangalore (CPR)
3. Centre for Public Policy, Bangalore (CPP)
4. Environment Management & Policy Institute, Bangalore (EMPRI)
5. National Law School of India University, Bangalore (NLSIU), Bangalore
6. University Visvesvraya College of Engineering (UVCE).
7. The Indian Institute of Planning and Management (IIPM).
8. Centre for Multi-Disciplinary Development Research, Dharwad (CMDR)
9. University of Agricultural Sciences, Dharwad.
10. State Institute for Rural Development, Dharwad (SIRD).
11. Karnataka Horticulture University, Bijapur (KHU).
12. Institute of Communication Practice, Bangalore (ICP).
13. Government Institute of Printing Technology, Bangalore (GIPT).
14. Government Institute of Textile Technology, Bangalore (GITT).
15. Institute of Development Studies, Mysore University, Mysore.



ಅನುಬಂಧ-1

- 1) KSIIDC-IL&FS (JV) Project Development Company Ltd., (KIPDC), Bangalore.
- 2) Karnataka Enterprises Solution Ltd., Bangalore.
- 3) ICRA Management Consulting Services Ltd., New Delhi.
- 4) KPMG Advisory Services Pvt. Ltd., (KASPL), Gurgaon, Haryana.
- 5) Voyants Solution Pvt Ltd., New Delhi.
- 6) Infrastructure Development Corporation (Karnataka) Ltd., Bangalore.
- 7) Darashaw & Company Pvt Ltd., Chennai.
- 8) SREI Infrastructure Finance Ltd., Kolkata.
- 9) YES BANK LTD., Gurgaon, Haryana.

ಅನುಬಂಧ-2

- 1) Abacus Legal Group, India, New Delhi.
- 2) CRISIL Infrastructure Advisory India, Mumbai.
- 3) Deloitte Touche Tohmatsu India Pvt. Ltd., India, New Delhi.
- 4) Ernst & Young Pvt. Ltd., India, Kolkata.
- 5) Feedback Ventures Pvt. Ltd., India, New Delhi.
- 6) Grant Thornton UK LLP London, United Kingdom.
- 7) Infrastructure Development Finance Company (IDFC) Ltd., India, Chennai.
- 8) Infrastructure Leasing and Financial Services (IL&FS), India, Mumbai.
- 9) International Finance Corporation, New Delhi.
- 10) Pricewaterhouse Coopers Pvt. Ltd., India, Kolkata.
- 11) RITES Ltd., India, Gurgaon, Haryana

Annexure VIII: Examination by Administrative Departments & Infrastructure Development Department based on the final proposal

**Name of the Proposal Initiator:**

**Name of the Project:**

Examination of the Original Proposal as per Clause 4.2 and 4.3 of Swiss Challenge Guideline				
Sl.No (1)	Item (2)	Comments of the Transaction Advisor (3)	Comments of the Administrative Department (4)	Comments of the Infrastructure Development Department (5)
1	If the department has obtained exemption under KTPP Act to proceed with the suo-moto/ innovative proposal			
2	If the Proposal Initiator has met the deadline for the submission of the proposal			
3	If the DPR contains all the elements for undertaking the project to bidding stage as per project requirement and the format in the guideline.			

4	<p>Is the proposal initiator is bidding on its own or through a consortium?</p> <p>If the Proposal Initiator (along with any consortium) has ability to construct and /or operate the project as per the qualification norms in the Model RFQ published by GOI and prescribed by GoK.</p>			
5	<p>State the Direct cost of preparing the DPR, which is certified by an audit agency (broken up into External payout, internal cost, out-of-pocket expenses and taxes; accompanied by receipts)</p>			
6	<p>If the Bid Value has been submitted in a sealed cover in the prescribed Format.</p>			
7	<p>Post submission of the DPR, please state if any changes have been made to the same.</p>			
8	<p>Please indicate if there has been any changes in the final submission w.r.t the initial submission of proposal by the Initiator</p>			

9	Please state the output based specification for undertaking an open and competitive bidding			
10	Please state of additional studies were carried out by the administrative department for the project, project cost, project revenues, viability and risk analysis etc. and if required including Value for Money test			
11	Please indicate DPR cost and how the same was arrived based on Swiss Challenge guideline			
12	a) Is the TA selection based on the FD approved panel adopted by GoK. b) Provide the TA contact details c) Please indicate if the transaction documents are as per the DEA recommended Model documents and; d) What is the cost of Transaction Advisory, e) Indicate any other Costs undertaken by the Department			
13	Please indicate if the department is observing all the norms as per the Swiss Challenge Guideline			

**Foot Note**

- 1 While preparing the reply on this format, state the references, reasoning that are required to be placed; indicate the relevant references in annexure.

Signature and seal  
of the Head of the Administrative Department  
with seal Date

## Annexure VIII- Appendix A

### Format for State Level Single Window Agency (for Final approval)

Sl.No.	Item	Response
<b>1.</b>	General	
<b>1.1</b>	Name of the Project	
<b>1.2</b>	Type of PPP (BOT, BOOT, BOLT, OMT etc.)	
<b>1.3</b>	Location (State/District/Town)	
<b>1.4</b>	Administrative Department	
<b>1.5</b>	Name of the Implementing Agency	
<b>1.6</b>	Concession Period	
<b>2.</b>	Project Description	
<b>2.1</b>	Brief description of the project (200 words)	
<b>2.2</b>	Justification for the project (Public Need)	
<b>2.3</b>	Possible alternatives, if any	
<b>2.4</b>	Estimated capital costs with break-up under major heads of expenditure. Also indicate the basis of cost estimation.	<i>(Indicative figures may be provided)</i>
<b>2.5</b>	Phasing of investment	
<b>2.6</b>	Project Implementation Schedule (PIS)	
<b>3.</b>	Financing Arrangements	<i>(Indicative figures may be provided)</i>
<b>3.1</b>	Sources of financing (equity, debt, mezzanine capital etc.)	
<b>3.2</b>	Broadly Indicate the revenue streams of the Project (annual flows over project life). Also indicate the underlying assumptions.	
<b>3.3</b>	Broadly Indicate the NPV of revenue streams with 12% discounting	
<b>3.4</b>	Who will fix the tariff/ user charges? Please specify in detail.	
<b>3.5</b>	Have any FIs been approached? If yes, their response may be indicated	
<b>4.</b>	IRR	<i>(Indicative figures may be provided)</i>
<b>4.1</b>	Economic IRR (if computed)	
<b>4.2</b>	Financial IRR, indicating various assumptions (attach separate sheet if necessary)	

<b>5.</b>	Clearances	
<b>5.1</b>	Status of environmental clearances	
<b>5.2</b>	Clearance required from the State Government and other local bodies	
<b>5.3</b>	Other support required from the State Government	
<b>6.</b>	GoK Support	
<b>6.1</b>	Viability Gap Funding, if required	
<b>6.2</b>	GOK guarantees being sought, if any	
<b>7.</b>	Concession Agreement	
<b>7.1</b>	Is the Concession Agreement based on MCA? If yes, indicate the variations, if any, in a detailed note (to be attached)	
<b>7.2</b>	Details of Concession Agreement (Attached at Appendix-A)	
<b>8.</b>	Criteria for short-listing	
<b>8.1</b>	Is short-listing to be in one stage or two stages?	
<b>8.2</b>	Indicate the criteria for short-listing (attach separate sheet if necessary)	
<b>9.</b>	Others	
<b>9.1</b>	Remarks, if any	

## Annexure VIII- Appendix B

### Brief particulars of the Concession Agreement

A. Administrative Department:

B. Name and location of the Project:

C. Legal Consultant:

D. Financial Consultant:

S.No.	Item	Response
<b>1.</b>	<b>General</b>	
<b>1.1</b>	Scope of the Project (in about 200 words)	
<b>1.2</b>	Nature of Concession to be granted	
<b>1.3</b>	Period of Concession and justification for fixing the period	
<b>1.4</b>	Estimated capital cost	
<b>1.5</b>	Likely construction period	
<b>1.6</b>	Conditions precedent, if any, for the concession to be effective	
<b>1.7</b>	Status of land acquisition	
<b>2.</b>	<b>Construction and O&amp;M</b>	
<b>2.1</b>	Monitoring of construction; whether an independent agency/engineer is stipulated	
<b>2.2</b>	Minimum standards of Operation and Maintenance	
<b>2.3</b>	Penalties for violation of prescribed O&M standards	
<b>2.4</b>	Safety related provisions	
<b>2.5</b>	Environment related provisions	
<b>3.</b>	<b>Financial</b>	
<b>3.1</b>	Maximum period for achieving financial close	
<b>3.2</b>	Nature and extent of capital grant/ subsidy stipulated	
<b>3.3</b>	Bidding parameter (capital subsidy or other parameter)	
<b>3.4</b>	Provisions for change of scope and the financial burden thereof	
<b>3.5</b>	Concession fee, if any, payable by the Concessionaire	
<b>3.6</b>	User charges/ fee to be collected by the Concessionaire	
<b>3.7</b>	Indicate how the user fee has been	



	determined; the legal provisions in support of user fee (attach the relevant rules/ notification); and the extent and nature of indexation for inflation	
<b>3.8</b>	Provisions, if any, for mitigating the risk of lower revenue collection	
<b>3.9</b>	Provisions relating to escrow account, if any	
<b>3.10</b>	Provisions relating to insurance	
<b>3.11</b>	Provisions relating to audit and certification of claims	
<b>3.12</b>	Provisions relating to assignment/ substitution rights relating to lenders	
<b>3.13</b>	Provisions relating to change in law	
<b>3.14</b>	Provisions, if any for compulsory buy-back of assets upon termination/ expiry	
<b>3.15</b>	Contingent liabilities of the government	
	(a) Maximum Termination Payment for Government/ Authority Default	
	(b) Maximum Termination Payment for Concessionaire Default	
	(c) Specify any other penalty, compensation or payment contemplated under the agreement	
<b>4.</b>	<b>Others</b>	
<b>4.1</b>	Provisions relating to competing facilities, if any	
<b>4.2</b>	Specify the proposed Dispute Resolution Mechanism	
<b>4.3</b>	Specify the proposed governing law and jurisdiction	
<b>4.4</b>	Other remarks, if any	

## Annexure VIII- Appendix C

### Evaluation of Risks and Mitigation Measures

S.No.	Risk Category	Risk Description	Consequence	Mitigation	Assigned to
<b>1.</b>	<b>Project Development</b>				
<b>1.1</b>					
<b>1.2</b>					
<b>1.3</b>					
<b>2.</b>	Construction				
<b>2.1</b>					
<b>3.</b>	Operations				
<b>3.1</b>					
<b>4.</b>	Financing				
<b>4.1</b>					
<b>5.</b>	Other Risks				

The Administrative department shall submit the Evaluation of Risks and Mitigation Measures as per the above format (Refer Schedule I of Infrastructure Policy 2007), highlighting any deviation from the prescribed Schedule I of the GoK's Infrastructure Policy.

## Annexure VIII- Appendix D

Project Financial Summary\* (To be filled by Admin Dept based on indicative figures emerging out of any studies undertaken by Administrative Dept)

S.No.	Item	Response
<b>1.</b>	General Information for Financial Analysis	
<b>1.1</b>	Name of the Project	
<b>1.2</b>	Type of PPP (BOT, BOOT, BOLT, OMT etc.)	
<b>1.3</b>	Capacity of the Project (e.g.-for Road: Length in Kms)	
<b>1.4</b>	Key Feature Linked to Capacity (E.g.-for Road: Two/Four Lane/ Six Lane with paved shoulder etc)	
<b>1.5</b>	Carrying Capacity (E.g.-for Road: Passenger Car Units)	
<b>1.6</b>	Concession Period	
<b>2.</b>	Project Costs	
<b>2.1</b>	Cost of Land	
<b>2.2</b>	Construction Cost of Building	
<b>2.3</b>	Cost of Plant and Machinery	
<b>2.4</b>	Interest During Construction	
<b>2.5</b>	Other Costs if any	
<b>2.6</b>	Total Project Cost	
<b>3.</b>	Financing Arrangements	
<b>3.1</b>	Financing Structure (% of equity and debt)	
<b>3.2</b>	Interest on Debt (Assumed)	
<b>4.</b>	Revenue streams for each Concession Year	
<b>4.1</b>	Per unit Tariff (E.g. Toll rates for Car/Bus...)	
<b>4.2</b>	Revenue from Tariff.	
<b>4.3</b>	Revenue from Advertising	
<b>4.4</b>	Other Revenue Streams	
<b>4.3</b>	Indicate the NPV of revenue streams with 12% discounting	
<b>4.</b>	IRR	
<b>4.1</b>	Economic IRR (if computed)	
<b>4.2</b>	Equity IRR	
<b>4.3</b>	Project IRR	

Excel Sheet Format to be provided for yr wise information (as applicable) for the Concession period

## Annexure VIII- Appendix E

Check List for Submission of Documents for Final approval from SLSWA/ SHLC  
(in Hard-2 Sets and Soft)

<b>Sl No</b>	<b>Documents to be Submitted</b>	<b>Applicable (Y/N)</b>	<b>Submitted-Hard Copy (Y/N)</b>	<b>Submitted-Soft Copy (Y/N)</b>
1.	Covering Letter from Head of the Organization			
2.	Filled in Proforma for the PPP projects for the SWA meeting			
3.	Preliminary Feasibility Report/ Feasibility Report/ DPR/ Environmental/ Social			
4.	Project Information Memorandum			
5.	Traffic Projections, (if not covered in the DPR)			
6.	Traffic Impact Assessment in consultation with Local authorities with Action Plan			
7.	Financial Analysis with Project Cash Flows (if not covered in the DPR)			
8.	Risk Assessment and Mitigation Matrix based on project risks			
9.	RFQ, RFP			
10.	Draft Concession Agreement and any changes undertaken to MCA			
11.	Documents relating to any issues on various clearances/ Land Acquisition/ R&R			
12.	Presentation of 10 slides covering the points on the Proforma for SWA			
13.	Details of any Policy Changes Required for implementation (if any)			
14.	Action Plan (Schedule – Microsoft Project Type) for Implementation			

*Please indicate your response wherever applicable and submit in the above table.  
Soft Copy can be submitted in a CD with files numbered in the above order (ex-“3-  
DPR of High Speed Rail Link”)*

Signature of the  
Head of the Administrative Department/  
Agency with Stamp