

CORRIGENDUM – IV
DT 05-07-2024

TENDER NOTIFICATION FOR

**TENDER FOR SETTING UP OF DATA CENTER FOR DISASTER RECOVERY, BACKUP SOFTWARE, HARDWARE AND
SUPPORT IN BRPL**

NIT NO: CMC/BR/24-25/RB/PR/MS/1192

Tender Date: 31.05.2024

BSES RAJDHANI POWER LTD (BRPL)
Corporate Identification Number: **U74899DL2001PLC111527**
Telephone Number: +91 11 3009 9999
Fax Number: +91 11 2641 9833
Website: **www.bsesdelhi.com**

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Query Type Technical / Commercial	Page No.	Clause No.	BRPL Clause	Corrigendum - IV
Limitation of Liability			New	As mentioned below
Bid Submission and Opening	1, 2 and 7	Last date of receipt of bid Documents : 20.06.2024, 15.00 HRS		Last date of receipt of bid Documents : 15.07.2024, 15.00 HRS
		Date & time of opening of tender – Part A : 21.06.2024, 15.00 HRS		Date & time of opening of tender – Part A : 15.07.2024, 15.30 HRS

Limitation of Liability

,Whether arising in contract, tort (including negligence whether active or passive), warranty, strict liability or otherwise, the liability of the Supplier, its agents, employees, subcontractors and suppliers with respect to any and all claims arising out of the performance or nonperformance of obligations under the contract, whether arising in contract, tort (including negligence whether active or passive, warranty, strict liability or otherwise, shall not exceed in the aggregate the payment received and shall in no event include damages for loss of profit, loss of revenues, loss of power, loss of use, costs of capital, downtime costs, delays and claims of customers of purchaser or costs of replacement of power or loss of anticipated savings, increased costs of operation or for any special, indirect or consequential damage, loss of any nature whatsoever whether arising in contract, tort (including negligence whether active or passive), warranty, strict liability or otherwise.

No such claim shall be asserted against the Supplier, its agents, employees, subcontractors or suppliers, unless the injury, loss or damage giving rise to the claim is sustained prior to the expiration of the period of warranty specified in the Contract and no suit or action thereon shall be instituted.

This LIMITATION OF LIABILITY Article shall prevail over any conflicting or inconsistent provisions contained in any of the documents comprising the Contract, except to the extent such conflicting or inconsistent provisions further restrict the Supplier's liability.

The Supplier does not accept any liability for defects or depreciation caused by damage due to lightning, rain, neglect, misuse or other abnormal conditions directly to circumstances beyond our control.

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