

**Amendment in clause No. 2.73 "Change in Law" of Chapter-2: General
Conditions of Contract (GCC) of SBD's**

Clause No.	Amended Clause No. 2.73 "CHANGE IN LAW" of SBDs
2.73	<p>1. "Change in Law" shall mean the occurrence of any of the following after the date of submission of bid/offer to the extent such occurrence was not reasonably foreseeable by the bidder prior to the date of submission of bid/offer.</p> <ul style="list-style-type: none">(i) The modification, amendment, variation, alteration or repeal of any existing Applicable Laws;(ii) The enactment of any new Applicable Law or the imposition, adoption or issuance of any new Applicable Laws by any Government Authority;(iii) Changes in the interpretation, application or enforcement of any Applicable Laws or judgement by any Government Authority;(iv) The introduction of a requirement for the bidder to obtain any new Applicable Permit; or(v) The modification, amendment, variation, introduction, enactment or repeal of any Tax, resulting in a change in the incidence of Tax liability. <p>It is clarified that for the purpose of Change in Law, Taxes shall not include taxes on corporate income, any withholding tax on dividends distributed to the shareholders of the bidder or income tax.</p> <p>2. Change in Minimum Labour wage rates shall be permitted in the contracts in which minimum number of labour has been defined and contracts are fixed rate contracts, in the following manner: -</p> <ul style="list-style-type: none">a) The prevailing minimum labour wages (as per Labour Commissioner, GoMP Notification) on the date of issue of the tender shall be considered as base. Any subsequent change in minimum labour wages shall be permitted as pass through to the successful bidder.b) The change of minimum labour wages shall be permitted in the cases of Fix Rate contracts/ Job contracts, where the contract specifies deployment of minimum numbers of manpower. In such cases, the impact of change in Minimum Labour wages shall be permitted for; minimum number of the manpower defined in the contract or deployed on actual basis (average for billing period), whichever is minimum.c) The impact of change in minimum labour wages shall be permitted along with the original bill / running bill or through supplementary bill, for the period, as the case may be.