



Edition: 19.08.2020, revised 4/2026

Annexure W

OFFERORS CONSENT TO TERMS AND CONDITIONS

Purchasing process No.: 104021500

Specification No.: STR-2013

Subject: FRAME TENDER for (five year) Frame agreement for supply of one phase encapsulated, SF6, high voltage, Gas Insulated Switchgear (GIS), for 170KV, in Substations and Switch stations

- (a) We, _____ hereby agree that the submission of this proposal to IEC is subject to the terms and conditions, set forth in the RFP documents including the specification, and our signature below hereby implies our consent to all such terms and conditions including the commercial, contractual, technical and legal terms, without exception.
- (b) **Right of Review**
In addition to and without derogating from the instructions set forth under "Right of Unsuccessful Offerors to View the Tender Documents" stated in the Invitation to Submit Proposals, it is hereby clarified as follows:
- In light of the Offerors' right to view the Tender documents, an Offeror who objects to its proposal being disclosed **fully or partially** due to a trade secret or a professional secret which it considers to be part of its proposal, is required to mark the confidential parts of its proposal and to elaborate on them at the end of this article, and state the reasoning why they are confidential.
 - In a Tender with two stages or a preliminary stage, an Offeror who is of the opinion that the price proposal **submitted by it includes confidential parts, shall explain and elaborate which parts are confidential , all in accordance with the instructions above and below.**
 - **Parts of a proposal that will not be marked by the Offeror as confidential and/or the reasons as to why they are confidential will not be stated, will be considered as permitted by the Offeror to be disclosed. IEC shall be under no obligation to contact and as a rule, will not contact an Offeror to inquire whether any parts of its proposal are confidential and/or the reasons for the confidentiality, where such were not specified in the Offer.**
 - It is hereby clarified that in each case, the decision as to the confidentiality or the disclosure of parts of the Offeror's proposal, shall be at the sole discretion of IEC's tender committee, which is entitled to disclose portions of the proposal that an Offeror has marked as confidential. **In any event and despite that stated in a proposal, IEC shall be entitled to disclose the winning proposal's prices to any Offeror who shall request so.**

- **An Offeror shall be prevented to claim that he is entitled to review another Offeror's proposal, in the parallel parts that were marked as confidential in its proposal and will be barred and silenced from making claims in this regard.**

Further to that stated above, if the Offeror is of the opinion that parts of its proposal are confidential, the Offeror shall elaborate below the confidential parts of its proposal, as far as there are such parts, and the reasons therefor (the relevant reasoning must be detailed for each part, and IEC will not accept a general reasoning):

The undersigned hereby declares that he/she is authorized by law to sign this proposal on behalf of the body/entity represented.

----- Name of Signatory	----- Signature	----- Company stamp
Date: _____		
Name of Offeror/Bidder: _____		
Title of signatory on proposal: _____		