
Office of Utilities Regulation

REQUEST FOR PROPOSALS
for
Supply of up to 37 MW (Net) of Electricity
Generation from Renewable Energy
Resources on a Build, Own and Operate
(BOO) Basis

ADDENDUM No. 2



OFFICE OF UTILITIES REGULATION

2015 December 29

ADDENDUM NO. 2

1. In accordance with the provisions of Section 2.1.2 "Amendments to RFP" of the Request for Proposal for the Supply of up to 37 MW (Net) of Electricity Generation from Renewable Energy Resources on a Build, Own and Operate (BOO) Basis dated 2015 July 31 (the "RFP"), the Office of Utilities Regulation ("OUR") HEREBY ISSUES this addendum ("Addendum No. 2") dated 2015 December 29 to the RFP.

2. Applicants are reminded that:
 - The receipt of this Addendum No. 2 shall be acknowledged promptly in writing by prospective Applicants and so noted in the Applicant's proposal.

 - Late receipt or non-receipt of this Addendum No. 2 shall not relieve any Applicant from being bound by it.

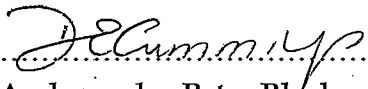
3. The sections of the RFP to be modified and the modifications being made are indicated below:

A.	Section 2.2.20 – PROPOSAL SECURITY	<p><i>In the 94th paragraph the following sentence shall be added at the end.</i></p> <p>In the event that the Applicant opts to submit an unconditional letter of credit, it shall be substantially in the form attached hereto as Exhibit A, or such other form as shall be deemed acceptable by the OUR.</p>
B.	Section 2.6.6 – STAGE 1 EVALUATION SCORES	<p><i>In the 150th paragraph, the following will be added to item F:</i></p> <p>The availability in F. is the energy availability factor as defined by the IEEE Standard 762TM-2006 Weighted Equivalent Availability Factor (WEAF): The capacity weighted equivalent availability factor for a fleet of units.</p>

C.	Form of Proposal Security - Letter of Credit	<i>The form of Proposal Security Letter of Credit attached to this Addendum No. 2 as Exhibit A shall be deemed to form a part of the RFP.</i>
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Yours sincerely,

OFFICE OF UTILITIES REGULATION

For 
Ambassador Peter Black
Secretary to the Office

Attachment: Exhibit A

EXHIBIT A:

FORM OF PROPOSAL SECURITY LETTER OF CREDIT

[FINANCIAL INSTITUTION'S LETTER HEAD]

IRREVOCABLE STANDBY LETTER OF CREDIT NO. []

To: Office of Utilities Regulation
3rd Floor PCJ Resource Centre
36 Trafalgar Road
Kingston 10
Jamaica

Date:

Establishment of standby letter of credit

1. We hereby establish in favour of you, the **OFFICE OF UTILITIES REGULATION**, with offices located at 3rd Floor PCJ Resource Centre, 36 Trafalgar Road, Kingston 10, Jamaica, this irrevocable **Standby Letter of Credit No. [number]** ("this Letter of Credit").
2. This Letter of Credit is issued on behalf of *[name of bidder]* in connection with the Request for Proposal dated 2015 July 31, issued by you for the Supply of up to 37 MW of Electricity Generation Capacity from Renewable Energy Resources on a Build, Own and Operate (BOO) Basis (the "RFP").
3. Pursuant to this Letter of Credit, you are authorised to draw on *[name of financial institution]* an aggregate amount not exceeding *[insert value equal to 1% of total capital cost of project]* (the "Secured Amount").

Term

- 4. This Letter of Credit is effective immediately and shall remain valid for a period of three hundred and sixty-six (366) days from the deadline for submission of proposals as defined in the RFP, i.e. it shall expire at close of banking business on *[insert actual expiration date]* (the "Expiry Date").

Drawing

- 5. The Secured Amount is available to you against your presentation to us, on or before the Expiry Date, of a drawing certificate in the form of Annex A attached hereto. Such certificate shall have all blanks appropriately filled in and shall be signed by your authorized officer, and such certificate shall be on your letterhead.

- 6. Payment shall be made to you of the amount specified in the drawing certificate in immediately available funds on the next succeeding Business Day; provided that such drawing and the documents presented in connection therewith conform to the terms and conditions hereof.

- 7. The term "Business Day" shall mean any day other than a:
 - (i) Saturday; or
 - (ii) Sunday; or
 - (iii) legal holiday or a day on which banking institutions in Jamaica and *[country in which credit was established if other than Jamaica]* are authorized or required by law or executive order to be closed.

Governing Law

- 8. This letter of Credit shall be governed by the *[laws of Jamaica]*.

Yours truly,

[Name of Financial Institution & Branch if applicable]

.....
[Name of authorised signatory]

[Position:]

ANNEX A
Form of Drawing Certificate

[Office of Utilities Regulation Letterhead]
DRAWING CERTIFICATE

[date]

[bank name]

[address of bank]

Re: Irrevocable Standby Letter of Credit No. []

Gentlemen:

Reason for Drawing

1. The Office of Utilities Regulation ("**OUR**") hereby certifies to [name of financial institution], with reference to Irrevocable Standby Letter of Credit No.[] the "**Letter of Credit**"), that in connection with the Request for Proposal dated 2015 July 31 issued by the OUR for the Supply of up to 37 MW of Electricity Generation Capacity from Renewable Energy Resources on a Build, Own and Operate (BOO) Basis (the "**RFP**"), [name of bidder] failed to comply with its obligations under the terms of the RFP.

Demand for Payment:

2. The OUR is now making a demand for payment under the Letter of Credit in the amount of [credit amount].

Payment Instructions:

3. Payment of the amount demanded hereby shall be made by wire transfer to the following account:

[insert account and payment details]

IN WITNESS WHEREOF, the OUR has executed and delivered this Drawing Certificate as of _____, 201_.

OFFICE OF UTILITIES REGULATION

By: _____

Name: _____

Title: _____