

## RITES Ltd. /Contract Policy Cell/Gurugram

RITES Standard Tender Document for Procurement of Goods, December-2022

### Correction Slip No. 04

**Clause 11.5.7 – Cost of Arbitration and fees of the Arbitrator(s) to Section-IV of General Conditions of Contract (GCC):**

i) Sub-Clause (1) of Clause 11.5.7 may be deleted and replaced with the following:

- 1) The cost of arbitration shall be borne by the respective parties. The cost shall inter-alia include fee of the arbitrator(s) as per the following schedule and the fee shall be borne equally by both the parties. Notwithstanding anything contrary provided in any Act, Law or Agreement, the scale of Arbitrator's fee shall not exceed the following.

| <b>Scale of Arbitrator's Fee as per The Fourth Schedule of The Arbitration and Conciliation Act, 1996</b> |  |   |
|---|--|---|
| <b>Sl. No.</b>  | <b>Sum in dispute</b>                              | <b>Model fee</b>  |
| 1.  | Upto Rs.5,00,000/-                                 | Rs.45,000/-   |
| 2.  | Above Rs.5,00,000/- and upto Rs.20,00,000/-        | Rs.45,000/- plus 3.5 percent of the claim amount over and above Rs.5,00,000/-   |
| 3.  | Above Rs.20,00,000/- and upto Rs.1,00,00,000/-     | Rs.97,500/- plus 3 percent of the claim amount over and above Rs.20,00,000/-  |
| 4.  | Above Rs.1,00,00,000/- and upto Rs.10,00,00,000/-  | Rs.3,37,500/- plus 1 percent of the claim amount over and above Rs.1,00,00,000/-                                      |
| 5.  | Above Rs.10,00,00,000/- and upto Rs.20,00,00,000/- | Rs.12,37,500/- plus 0.75 percent of the claim amount over and above Rs.10,00,00,000/-                                 |
| 6.  | Above Rs.20,00,00,000/-                            | Rs.19,87,500/- plus 0.5 percent of the claim amount over and above Rs.20,00,00,000/- with a ceiling of Rs.30,00,000/- |

**Note: In the event the arbitral tribunal is a sole arbitrator, he shall be entitled to an additional amount of twenty-five percent on the fee payable as per the above.**

ii) Sub-Clause (2) of Clause 11.5.7 may be deleted and replaced as given below.

- 2) Deleted.

iii) Sub-Clause (3) of Clause 11.5.7 may be deleted and replaced as given below.

- 3) Deleted.

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No. RITES/CO/CPC/STDG/Correction Slip No. 04 (Tender Document Goods)

Date: 17.08.2023

The above Correction Slip No. 04 to RITES Standard Tender Document for Procurement of Goods, December-2022 is issued with the approval of the competent authority.



(Pawan Chowdhry)  
ED/B&A and Head/CPC

**Copy to:**

1. Secy. to CMD/DP/DT/DF for kind information please.
2. CVO for kind information please.
3. All Country Heads, Vertical Heads, Regional Heads & PU/SUB-Unit/RIO Heads
4. AGM/IT for getting uploaded on RITES website under Tenders → Standard Tender Document for Goods → RITES Standard Tender Document for Procurement of Goods, December-2022 (Correction slip No. 04) and on RITES ESS portal/ CPC Documents Tab