



EXPRESSION OF INTEREST(EOI)

For
Sourcing of land from Prospective Land
Owners/Aggregators for Lease/Sale of
Required Land to Solar Power Developers
for Setting up of Solar PV Projects for
Solarization of Agri-Feeders in Uttar
Pradesh

EOI No. SECI/C&P/EOI/11/0001/2021-22 dated: 07.09.2021

Solar Energy Corporation of India Limited
(A Government of India Enterprise)
6th Floor, Plate-B, NBCC Office Block Tower-2,
East Kidwai Nagar, New Delhi – 110023
Tel: 011 - 24666200, e-mail : contracts@seci.co.in

DISCLAIMER

1. Though adequate care has been taken while preparing the EOI Document, the bidder(s) shall satisfy themselves that the document is complete in all respect. Intimation regarding any discrepancy shall be given to the office of Employer immediately. If no intimation is received from any bidder within 10 (Ten) days from the date of issuance of EOI Documents, it shall be considered that the document is complete in all respect and has been received/ acknowledged by the bidder(s).
2. Solar Energy Corporation of India Ltd (SECI) reserves the right to modify, amend or supplement this document.
3. While this EOI Document has been prepared in good faith, neither SECI nor their employees or advisors make any representation or warranty, express or implied, or accept any responsibility or liability, whatsoever, in respect of any statements or omissions herein, or the accuracy, completeness or reliability of information, and shall incur no liability under any law, statute, rules or regulations as to the accuracy, reliability or completeness of this document, even if any loss or damage is caused by any act or omission on their part.
4. All rights reserved. No part of this document may be reproduced, distributed, or transmitted in any form or by any means, including photocopying, recording, or other electronic or mechanical methods, without the prior written permission of SECI, except in the case of brief quotations embodied in critical reviews and certain other non-commercial uses permitted by copyright law

Place: New Delhi

Date: 07/09/2021

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EOI INFORMATION SHEET

The brief details of the EOI are as under:

(A)	NAME OF WORK/ BRIEF SCOPE OF WORK/ JOB	Sourcing of land from Prospective Land Owners/Aggregators for Lease/Sale of Required Land to Solar Power Developers for Setting up of Solar PV Projects for Solarization of Agri-Feeders in Uttar Pradesh
(B)	<u>EOI No.</u>	<u>SECI/C&P/EOI/11/0001/2021-22 Dated: 07/09/2021</u>
(C)	TYPE OF EOI	“Single Stage Double Envelope” Online submission
(D)	Timelines	Date of issuance of EOI: 07/09/2021 Last Date of Queries/Seeking Clarification: 15/09/2021 Date of consultation meeting with prospective applicants: 17/09/2021 (online mode) Last Date of Submission for Proposals: 07/10/2021 at 18:00 Hrs (online only) Proposals Opening Date: 08/10/2021 at 10:00 Hrs.
	RESPONSE VALIDITY	180 Days from Bid Opening Date
(E)	COST OF EOI DOCUMENTS	Free of cost
(F)	FINANCIAL BID OPENING	To be intimated subsequent to the shortlisting of Techno Commercial Proposals
(G)	GENERAL QUERY CONTACT DETAILS	Sh. Pratik Prasun (Manager, C&P) Email: pratikpr@seci.co.in Ph: 011-24666237 Sh. Biblesh Meena (Dy. Manager, C&P) Email: biblesh@seci.co.in Ph: 011-24666270
	TECHNICAL QUERIES CONTACT DETAILS	Sh. Shreedhar Singh Assistant General Manager (PS)

	Email: shreedhar.singh@seci.co.in Ph: 011-24666221 Solar Energy Corporation of India Limited 6th Floor, Plate-B, NBCC Office Block Tower-2, East Kidwai Nagar, New Delhi - 110 023 Phone: 011-24666200
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- 1.0 Applicants are advised to submit proposals strictly as per terms and conditions of the EOI Documents and not to stipulate any deviations/ exceptions.
- 2.0 No Manual / Hard Copy of the Bid shall be acceptable.
- 3.0 Clarification(s)/ Corrigendum(s) if any shall be available only on www.seci.co.in.

A. INTRODUCTION

- 1.0 Solar Energy Corporation of India Limited (hereinafter called “SECI”) is a Government of India Enterprise under the administrative control of the Ministry of New & Renewable Energy (MNRE). One of the main objectives of the Company is to assist the Ministry and function as the implementing and facilitating arm of the National Solar Mission (NSM) for development, promotion and commercialization of solar energy technologies in the country.

The company is responsible for implementation of a number of schemes of MNRE for large-scale grid-connected projects under NSM, solar park scheme and grid-connected solar rooftop scheme along with a host of other specialised schemes. In addition, SECI is also developing its own Solar, Floating & Hybrid innovative RE Projects & is providing consultancy services to various major CPSUs for developing turnkey basis RE Projects. The company also has a power trading license and is active in this domain through trading of RE power from projects set up under the schemes being implemented by it.

- 2.0 The Government of Uttar Pradesh (UP) has appointed SECI as an implementing agency for selection of Solar Power Developers for Setting up of Solar Power Plant(s) for Solarization Of (Segregated) Agri-Feeders in Uttar Pradesh, India.
- 3.0 On behalf of the Government of UP, SECI invites Expression of Interest from applicants for Lease/Sale of required Land to Solar Power Developers for Setting up of Solar Power Plant(s) for Solarization Of (Segregated) Agri-Feeders in Uttar Pradesh (hereinafter called as “the State”). As per the requirement of SECI, the applicants shall be empanelled to provide their land to solar power developers on lease/ sale basis. In case of lease, the tenure for lease shall be 30 years from the date of signing of lease agreement.
- 4.0 The proposed Solar PV Project is to be set up at the designated land location(s) in the state of Uttar Pradesh, which will be identified, Leased or acquired & purchased by the selected Solar Power Developer (SPD). Depending upon the requirement, the preference shall be given to Land Banks/Parcel on the basis of cost of purchase/lease, distance to Discom Substation, etc. There should not be any government restriction in setting up of Solar Power Project in the Land Bank/Parcel.
- 5.0 The purpose of inviting this EOI is to identify the applicants who are interested in Leasing/sale of their land for setting up of solar power plants in the State. In case any successful solar power developer as selected by SECI is willing to purchase/lease out land for its Project, it may contact any of the empanelled land owners/aggregators for further process of land acquisition. The selected developers will require either to purchase the land outright or take the same on lease (on

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mutually agreed terms) from the land owners. Also, they are free to source land of their own to develop the solar projects. Further there shall be no liability on SECI, irrespective of the outcome of the Expression of Interest.

- 6.0 SECI's role in this process is that of a facilitator to gather information from aggregators/ owners on land available, which shall be shared with prospective developers as part of a separate RfS to be released for solar plants. SECI won't carry out any evaluation (financial, legal or technical) of the land being offered under this EOI. Land acquisition shall be totally in the developer's scope, who may opt to source land of their own as well.
- 7.0 SECI is exploring the possibilities for setting up of solar power plants for Solarization Of (Segregated) Agri-Feeders in Uttar Pradesh, India. Therefore, SECI invites bids from Private Land Owner/ Land Aggregators/ Registered Farmer Producer Organization/ Entrepreneurs/ Sole Proprietorships / Partnerships / Limited Liability Partnerships / Consortium / Companies / Cooperative Societies / Technology Providers / Registered NGO/ Registered trust/ Government Agencies/Government Companies/ Public Sector Undertakings (**herein after called as the "Applicant"**) for Leasing/procurement of land of minimum 4 Acres contiguous land in a single location. In case it is leased, the lease agreement shall be signed with applicant for 30 years. The applicant can submit their bid/application for multiple locations, provided that the land is of minimum area of 4 acres at each location, subject to fulfilment of technical requirement as mentioned in said document. for Lease/Sale of required Land to Solar Power Developers for Setting up of Solar Power Plant(s) for Solarization Of (Segregated) Agri-Feeders in Uttar Pradesh.
- 8.0 The aim of this EOI will be to identify suitable land parcels required to develop the solar plants in advance, so that detailed information of available land could be shared to give comfort and confidence to the prospective Solar Project Developers.
- 9.0 The validity of an offer to sale or lease out land is kept as 180 days from the date of opening the bids. However, SECI at its own discretion may request an applicant to increase the validity period of the offer beyond stipulated 180 days with prevailing terms & conditions of the tender to which the applicant may or may not agree. SECI shall not bear any liability, including financial, arising due to extension of the offer validity by the applicant.
- 10.0 The complete EOI Documents are available on SECI's website <http://www.seci.co.in>. Accordingly, the online bids have to be emailed by the respective applicants to contracts@seci.co.in, clearly mentioning the subject as **"Response to EOI for Sourcing of land from Prospective Land Owners/Aggregators for Lease/Sale of Required Land to Solar Power Developers for Setting up of Solar PV Projects for Solarization of Agri-Feeders"**

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in Uttar Pradesh”.

- 11.0 A Single Stage Two Envelope selection procedure will be adopted and will be processed as detailed in the EOI.
- 12.0 Applicants should submit their proposals online complete in all aspect on or before last date and time of EOI Submission as indicated in the EOI Information Sheet. **In the event of any date indicated is a declared Holiday, the next working day shall become operative for the respective purpose mentioned herein.**
- 13.0 ***SECI reserves the right to cancel/ withdraw this invitation for bids without assigning any reason and shall bear no liability whatsoever consequent upon such a decision.***

B. TECHNICAL SPECIFICATION OF LAND PARCELS

The land parcels proposed under the EOI should meet the following requirements:

- a. The applicant should have the legal title/ownership of the land in its favour. The land should be under the legal and physical possession of the applicant. The land should also be free from all encumbrances. The details/proof of ownership of land along with non-encumbrance certificate and no-dues certificate from the concerned authorities is required to be submitted as mentioned in Format 3.
- b. The minimum size of the land offered should be 4 acres (assuming @ 4 acres/ MW) at a single location in the vicinity of a particular DISCOM substation. The list of substations is placed at Annexure-1.
- c. The land should be contiguous in nature and must be accessible by road (suitable for movement of heavy vehicles for transportation of equipment/ machineries like transformers, inverters etc).
- d. The Land shall be free from all encumbrances and legally and physically owned by the Applicant, and should not be in or within the prohibited range of any wildlife-protected area or forest area, or defence establishment. There should be no government restriction in setting up of solar power projects on the offered land.
- e. An applicant is allowed to offer land at a single location or at locations adjacent to each other under one substation or at multiple locations under different substations, in same or different districts.
- f. No minimum distance from designated DISCOM substation has been considered as a criterion for application but shortest aerial distance (may be <5 km) will be preferred and given weightage while evaluating the proposals.
- g. The total of land cost plus cost of construction of transmission line (inclusive of all expenses like RoW cost, NH/Railway x-ing/ Compensation etc., if any) from land to DISCOM substation will be the determining factor for bid evaluation.
- h. The solar plant developer (SPD) or its authorized representative or any agency as appointed by the developer, may at its discretion, be allowed to visit the site/offered land and assess its suitability/techno-commercial feasibility in the overall interest of

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setting up the solar power plant, at any time prior to the signing of lease or any type of agreement and the applicant will provide adequate assistance for the same.

- i. The developer may be allowed to reserve the right to accept/ partially accept or reject the site offered by the applicant based on the above due diligence or as per its requirements. The developers' decision in this regard shall be final and binding upon the applicant(s) and in no case, SECI shall be held responsible.
- j. Further, applicants are free to offer land for sale/lease at multiple locations in a same/different district. However, SECI/SPD shall reserve the right to accept/reject/partially accept the offers, in line with its own interests and future business strategy. Further depending upon the SPDs appetite and as per their requirement, SPDs shall purchase land / or take land on lease from the applicants for 30 years.
- k. Land parcels should not lie within an existing Protected Area/ National Parks, and they should not have any notified wetland.
- l. Owner will release NOA/ LOI/ LOA for purchase of land on outright purchase basis to the successful bidder, if applicable.

C. ELIGIBILITY FOR PARTICIPATION IN EOI

- a. The applicant shall be of Indian nationality AND/OR a Company/ Sole Proprietorships / Partnerships / Limited Liability Partnerships / Consortium / Cooperative Societies registered in India AND/ OR Non-Resident Indians/Persons of Indian Origin AND/OR a Multi-National Company having its registered office in India / Overseas Corporate Bodies having its registered office in India. The applicant shall submit the relevant documents in this regard.
- b. An applicant may be allowed to offer land (in multiples of 4 acres) at a single location or at locations adjacent to each other under one substation or at multiple locations under different substations, in same or different districts.
- c. Also, following land owners having clear title/ ownership of the land, namely Private Land Owners/ Registered Agri Farms/ Entrepreneurs/ Sole Proprietors / Partnership Farms / Limited Liability Partnership Farms / Consortiums / Companies / Cooperative Societies / Technology Providers / Registered NGOs/ Registered trusts/ Government Agencies/Government Companies/ Public Sector Undertakings having GSTIN and PAN are allowed to participate in the EoI. In case of individual, only PAN is mandatory.

D. EVALUATION OF PROPOSALS AND SELECTION OF APPLICANTS FOR EMPANELMENT

Proposal evaluation will be carried out considering the information furnished by the Applicants. The detailed evaluation and selection process is described hereunder.

1. Techno-Commercial Evaluation of applicants (First Envelope)

- i. The technical proposals of only those applicants will be opened by SECI whose required documents are received on or before due date of bid submission. Documents

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received after the bid submission due date shall be rejected outrightly and returned unopened.

- ii. During the evaluation process of eligible applicants, SECI may seek clarifications/additional documents from the applicants. Applicants shall be required to respond to any clarifications/additional documents within 7 days from the date of such intimation from SECI. All correspondence in this regard shall be made through online mode (**email**) only. It shall be responsibility of applicants to ensure the working functionality of their email IDs. SECI shall not be responsible for rection of any bid on account of above.

2. Price Bid Proposal Evaluation (SECOND Envelope)

- i. Second Envelope (Containing Price bid) of only those bidders/applicants shall be opened whose technical bids are found to be qualified. Prices are to be submitted in the form of INR/Acre. The quoted price shall include all commissions, if any and will be exclusive of applicable taxes, stamp duties and registration charges.
- ii. The evaluation of land shall be done district wise for each substation of DISCOM, based on criteria mentioned in the technical specification above. In case the applicant is willing to lease the land (in INR/acre) annually, the same shall be mentioned in the price bid.
- iii. Thereafter, for each Discom, the applicants will ranked in ascending order, starting from the L1 price, i.e. the lowest of Sale/lease price in INR/acre.
- iv. The Applicant including its Parent, Affiliate or Ultimate Parent or any Group Company shall submit their proposal by offering an average cost for each land parcel. Shortlisting of parcels will be done based on their respective price quoted in price bid format. The Price has to be quoted up to two places of decimal only. If it is quoted with more than two digits after decimal, it shall be ignored after first two decimal places. (For e.g., if the quoted Price is INR 4.056 lakhs/Acre, then it shall be considered as INR 4.05 lakhs/Acre only).
- v. To ascertain applicants' ultimate ranking, all the applicants are required to mention the nearest distance from STU substation from Annexure-1.
- vi. If the quoted price is same for two or more Bidders for a particular project, then all the Bidders with same quoted price shall be considered of equal rank/ standing in the order.

E. SELECTION METHODOLOGY

The evaluation of land shall be done district wise for each substation of as mentioned in Annexure-1 based on criteria mentioned in the technical specification above. All the applicants whose technical and price bids are found to be in order, will be empaneled by SECI under the EOI.

F. DOCUMENTS TO BE SUBMITTED BY THE APPLICANTS

- i) Form of application:

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The Application Form shall indicate willingness of APPLICANT to participate in the process. The Application Form shall be submitted on the letter head of the company (if applicable).

ii) FORMATS:

- A. Format-1: Application Form
- B. Format-2: Applicant's Profile
- C. Format-3: Land Details
- D. Format-4: Any Other Information
- E. Format-5: Price Bid Format (**only online submission through email**)

iii) Duly signed and stamped copy of the EOI: To be signed on all pages and submitted online, as part of the proposal of the Applicant.

iv) All the necessary documents supporting the applicant's eligibility to participate in the EOI.

G. MISCELLANEOUS PROVISIONS

- a. **Charges & Cost:** All charges and cost in identification of the land parcels shall be borne by the applicants. SECI shall be liable for any cost and charges whatsoever for the activities under taken by the applicants.
- b. **Compliance with Applicable Laws / Regulations / Guidelines:** The applicants shall comply with all applicable laws, regulations and guidelines.
- c. **Indemnity:** The successful applicants shall indemnify, defend and hold SECI harmless against any claims, losses, damages, cost, expenses, penalty, fines arising out of any of act, omission, breach, actions and deeds of the applicant.
- d. **Non-exclusive and Non-Binding:** Unless agreed between the empaneled party and SECI through legally binding case / project specific agreement, Parties agree that this empanelment is non-exclusive and legally non-binding upon either Party.
- e. **Adherence to the Highest Degree of Standards:** The Applicants and their respective officers, employees, agents and advisers shall observe the highest standard of ethics during the Empanelment Process and further during period of empanelment (if any). SECI may reject any application without being liable in any manner whatsoever to the applicant if it determines that the applicant has, directly or indirectly or through an agent engaged in misrepresentation, intellectual property (IP) right violation, corrupt practice, fraudulent practice, coercive practice, undesirable practice or restrictive practice. In such case, SECI will withdraw the empanelment of such agency immediately and further SECI reserves right to debar such agency from participation in any of SECI's tender and EOI for a further period of two (2) years from the date of such debarment.

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- f. **Dispute Resolution:** In case of any dispute or difference arising between the Parties arising out of or in relation to this EOI / Empanelment, the Parties shall promptly and in good faith negotiate with a view to its amicable resolution and settlement. In case the Parties are not able to resolve the dispute within Ninety (90) days after the notice of dispute is given by either Parties, such dispute or difference shall be referred to the Managing Director, SECI and decision(s) of MD (SECI) (or person nominated by MD, SECI) shall be final and binding on both Parties.
- g. **Applicable Laws and Jurisdiction:** The Empanelment Process shall be governed by, and construed in accordance with, the laws of India and the Courts at New Delhi shall have exclusive jurisdiction over all disputes arising under, pursuant to and/ or in connection with the Empanelment Process.

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Format-1
APPLICATION FORM

(To be submitted on APPLICANT's Letter Head but letter head is not required if applying as an individual.)

Ref No.

Date:

Additional General Manager (C&P)

Solar Energy Corporation of India Limited
6th Floor, Plate-B, NBCC Office Block Tower-2,
East Kidwai Nagar, New Delhi - 110 023

E mail: contracts@seci.co.in

Phone: 011-24666200/270

Dear Sir,

Sub: Response to EOI for Sourcing of Prospective Land Owners/Aggregators for Lease/Sale of Required Land to Solar Power Developers for Setting up of Solar PV Projects for Solarization of Agri-Feeders in Uttar Pradesh

We give our unconditional acceptance to the EOI, dated..... and EOI Documents attached thereto, issued by Solar Energy Corporation of India Limited, as amended. As a token of our acceptance to the EOI Documents, the same have been initialled by us and enclosed to the Bid. We shall ensure that we execute such EOI Documents as per the provisions of the EOI and provisions of such EOI Documents shall be binding on us. We, the undersigned, express our interest for the subject EOI and declare the following:

- a) We are duly authorized to represent and act on behalf of _____ (name of the firm) (Strike out if not applicable).
- b) We have examined and have no reservations to the EOI Document including Amendments & Clarifications.
- c) With reference to your invitation for EOI dated _____, we are furnishing herewith all the required details as per the prescribed Annexures.
- d) We hereby express our willingness that our offer/application shall be valid for 180 days from the date of opening of proposals.
- e) We have submitted our Price Bid strictly as per this EOI, without any deviations, conditions and without mentioning any assumptions or notes for the Price Bid in the said format(s).

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- f) SECI and /or its authorized representatives are hereby authorized to conduct any inquiries or investigations to verify the statements, documents and information submitted in connection with this application and to seek clarifications from our bankers/suppliers and clients.
- g) This application will also serve as authorization to seek/request information as deemed necessary from any individual or authorized representative of any institution referred in the supporting document provided by APPLICANT.
- h) SECI and /or its authorized representatives may contact the following nodal persons for further information on any aspects of the application:

Name and Designation of Contact Person	Address for Communication	Mobile Number	Email ID

- i) This application is made in the full understanding that:
1. SECI intends to identify interested and capable parties for Purchase of land for setting up of solar power plants in the State of Uttar Pradesh.
 2. Tender process will be subject to verification of all information submitted at the discretion of SECI.
 3. SECI reserves the right to reject/accept or partially accept any or all applications, cancel/withdraw the EOI process without assigning any reason whatsoever and in such case, APPLICANT shall not have any claim against SECI arising out of such action.
 4. SECI'S role is limited to gather information from aggregators/ owners on land available, which shall be shared with prospective developers as part of the RfS to be released for solar plants. SECI won't carry out any evaluation (financial, legal or technical) during the selection of land by Solar Power Developers. Land acquisition shall be totally in the developer's scope, who may opt to source land of their own as well.

j) Acceptance

We hereby unconditionally and irrevocably agree and accept that the decision made by Solar Energy Corporation of India Limited in respect of any matter regarding or arising out of the EOI shall be binding on us. We hereby expressly waive any and all claims in respect of Bid process.

We confirm that there are no litigations or disputes against us, which materially affect our ability to fulfil our obligations with regard to execution of projects of capacity offered by us.

k) Familiarity with Relevant Indian Laws & Regulations

We confirm that we have studied the provisions of the relevant Indian laws and regulations as required to enable us to submit this proposal, in the event of our selection as Successful Bidder. We further undertake and agree that all such factors as mentioned in EOI have been fully examined and considered while submitting the Bid.

- l) The undersigned declares that the statements made and the information provided in the duly completed application are complete, true and correct in every detail.
- m) We are enclosing herewith Envelope-I (containing techno-commercial proposal) and Envelope II (containing Price Bid) duly signed and stamped by the authorized signatory as part of our proposal. It is confirmed that our bid is consistent with all the requirements of submission as stated in the EOI and subsequent communications from Solar Energy Corporation of India Limited. The information submitted in our proposal is complete, strictly as per the requirements stipulated in the EOI and is correct to the best of our knowledge and understanding. We would be solely responsible for any errors or omissions in our proposal. We confirm that we have not taken any deviation so as to be deemed non-responsive.

Signature

(Authorised Signatory)

(Office Stamp)

DATE _____
NAME _____
DESIGNATION _____
PLACE _____

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Format-2

Applicants Profiles

(To be provided on letter head of Bidder, If available)

Sr. No.	Description	Remarks
1	Name of the Bidder (individual/Firm)	
2	Applying as (Strike out whichever is not applicable)	Private Land Owners/ Land Aggregator/ Registered Farmer Producer Organisation/ Entrepreneurs/ Sole Proprietorships / Partnerships / Limited Liability Partnerships / Consortium / Companies / Cooperative Societies / Technology Providers / Registered NGO/ Registered trust/ Government Agencies/Government Companies/ Public Sector Undertakings
3	Mailing Address	
4	Permanent/Registered Address	
5	E-mail	
6	Web site (if available)	
7	Authorized Contact Person(s) with Name, Designation, Address and Mobile Phone No., E-mail address / Fax No. to whom all references shall be made	
8	Year of Incorporation (if available)	
9	Number of Years in Operation	
10	Permanent Account Number (PAN) of the Bidder	<i>(Copy of PAN Card to be enclosed)</i>
11	Whether the Vendor is registered/ Likely to be registered under GST	<i>If Yes, then customer will be treated as registered customer & he will have to provide further details as stated on the below left hand side</i>
12	GST ID (Proof to be submitted – GST No acknowledgement OR Email from GoI) (if available)	
13	GSTN Address (if available)	
14	Has the Bidder/ Company ever been debarred by any	<i>Yes/No</i> <i>(If answer is YES, please provide details)</i>

	Govt. Dept./ Undertaking for undertaking any work	
15	Whether company is MSME as on the bidding date	<i>Yes/No</i>

Signature

(Authorised Signatory)

(Office Stamp)

DATE _____
NAME _____
DESIGNATION _____
PLACE _____

Format-3

Land details as per the attached format (Excel Sheet)

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Format-4
(Any Other Information)

If Applicant desires to share any other additional Information relevant to the work / assignment like brochure, future plan or any suggestion, it may be given in this Annexure.

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Format-5
Price Bid Format

(To be submitted only on email in given excel format)

Whether interested in outright sale of land	Yes/No
Land cost in case of outright sale (INR/Acre). (In numbers)	INR/acre
Available Land for outright sale	IN Acres
Whether interested in leasing the Land	Yes/No
Annual lease charges in case of Lease (INR/Acre). (In words)	INR/acre
Year-wise land lease charges, if applicable	To be annexed to this Format
Available Land for Leasing	In Acres

Annexure-1
(List of Substations)

Annexed as a separate document

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