

## **ADVERTISEMENT FOR CONSTITUTION OF PANEL OF LAW FIRMS FOR IIFCL**

India Infrastructure Finance Company Ltd (IIFCL) is a wholly owned Government Company set up for providing long term financial assistance on non-lead basis to various viable infrastructure projects in infrastructure sector (namely Transport, Energy, Water Sanitation, Communication, Social and Commercial Infrastructure) in the country in terms of the Scheme for Financing Viable Infrastructure Projects through a Special Purpose Vehicle called the India Infrastructure Finance Company Limited (SIFTI) (as modified from time to time) and new products like Take-out Financing and Credit Enhancement.

IIFCL raises long term debt from the domestic market, debt from bilateral and multilateral institutions and in foreign currency through External Commercial Borrowings. The borrowings of the company are normally backed by sovereign guarantee.

### **IIFCL REQUIREMENT**

IIFCL needs to avail itself of competent legal advice and assistance in the matter relating to various legal issues, applicability of Statutes, Acts, provisions of laws, etc. in relation to lending to infrastructure sectors and for providing overall and specific advice with respect to contracts and agreements required to be executed for all its operations.

IIFCL intends to establish a fresh panel of Law Firms which satisfy the eligibility criteria for providing services as per the scope of work detailed herein.

### **ELIGIBILITY CRITERIA**

The Eligibility criteria for empanelment of Law firms shall be as under-

1. All Law Firms to be empanelled by IIFCL should have minimum of 10 (ten) years experience in providing advice on Bank documentation including in infrastructure sector projects, bank litigation and NPA recovery actions on behalf of Banks, etc.
2. Out of the above 10 years of experience, Law firms should be on the panel of at least five Banks/Financial Institutions/PSU's (out of which three should be of public sector).

3. The Law Firms should have relevant experience and expertise in Corporate Laws, Banking Laws and other Statutes, Rules & Regulations relating to infrastructure sector financing as also relevant experience in dealings with RBI, SEBI and other statutory authorities.
4. The Law firm should have atleast two partners/advocates/ associates having relevant experience in infrastructure sector and handled projects with total project cost of more than ₹500 crores during last FY 12-13.
5. The Annual turnover of the Law Firm should be atleast ₹ 1 (One) crore for the last three financial years.
6. Preference will be given to the Law Firms having an exposure in handing the issue of debt bonds – domestic as well as foreign currency bonds.
7. Preference shall be given to Law Firms having more experience in infrastructure sector and more annual turnover.
8. Preference will also be given to the location of the firm.

### **SCOPE OF WORK**

The Scope of work for the panel of Law Firms may comprise of all but not limited to the following-

1. To provide overall and specific advice to IIFCL with respect to SIFTI, contracts and agreements required to be executed for all its operations.
2. To provide opinion on applicability of provisions of Statues, Acts, laws, etc. to IIFCL.
3. To conduct legal due diligence of infrastructure projects, existing documents and to provide comprehensive report thereon including litigation against the borrower company/its promoters/sponsors.
4. To vet the draft financing and security documents.
5. To review the loan documents, project documents, security documents executed by IIFCL.
6. To advice, appear, defend, etc. IIFCL in any litigation/ arbitration/ recovery proceedings.
7. To undertake search of record of -

- a. Registrar of Companies- regarding charge on assets of the project company.
  - b. Registrar of Assurances, Land Acquisition authorities, any other statutory authorities regarding lis-pendens in the Court on the title of the borrower/ company to the property.
8. To act as advocate to public issue – domestic bonds as well as foreign currency bonds.
9. Any other matter which IIFCL may deem appropriate to seek legal opinion thereon.

**FORMAT FOR MAKING THE APPLICATION FOR  
EMPANELMENT IN IIFCL**

The Law Firms desirous of getting empanelled with IIFCL are required to submit the application in the format enclosed herewith.

APPLICATION MAY BE SUBMITTED LATEST BY 25<sup>TH</sup> NOVEMBER 2013 IN PHYSICAL FORM IN A SEALED ENVELOPE AT THE FOLLOWING ADDRESS AND MARKED AS UNDER:

**“APPLICATION FOR EMPANELMENT WITH IIFCL”**

**MANAGER (LAW)**

**INDIA INFRASTRUCTURE FINANCE COMPANY LIMITED**

**8<sup>TH</sup> FLOOR, HINDUSTAN TIMES HOUSE**

**18-20, KASTURBA GANDHI MARG**

**NEW DELHI - 110 001.**

IIFCL reserves the discretion of short listing the Law Firms in its panel

## **FORMAT FOR SUBMISSION OF APPLICATION BY LAW FIRMS**

S.No	Subject	Particulars (As per annexure)
1.	Name & Address of the Law Firm and all their offices	
2.	In Law Firm, number of present partners/advocates/associates	
3.	Detailed profile of each partner with specific reference to the scope of work detailed out hereinabove.	
4.	Areas of specialization/practice of each individual partner/advocate/ associate.	
5.	Empanelment with other Banks/ Financial Institutions	
6.	Area of operations in various locations as well as volume of business. Specifically infrastructure financing, bonds – public issue, etc.	
7.	Annual Turnover( ₹ in crores) for last three FYs	
8.	Other relevant info, if any	