

**GOVERNMENT OF INDIA
MINISTRY OF COAL
OFFICE OF THE NOMINATED AUTHORITY**

Date: 3rd August, 2020

**Corrigendum No. 2 to the Standard CMDPA/ CBDPA dated 18 June, 2020
For Auction of Coal Mines for Sale of Coal (11th Tranche under the CMSP Act & 1st Tranche under the
MMDR Act)**

The following corrigendum/ amendment is applicable to the Standard CMDPA/ CBDPA dated 18 June, 2020 under 11th Tranche of auction under the CMSP Act & 1st Tranche of auction under the MMDR Act:

S. No.	Reference of Standard Agreement	As appearing in the Original Standard Agreement	To be read as
1.	Recital D.	The Press Note 4 of 2019, issued by the Central Government, amended the Foreign Direct Investment Policy 2017, to permit 100% FDI under automatic route for coal mining activities, including associated processing infrastructure, subject to the Act and other Applicable Laws, for sale of coal.	The Press Note 4 of 2019, issued by the Central Government, amended the Foreign Direct Investment Policy 2017, to permit 100% FDI under automatic route for coal mining activities, including associated processing infrastructure, subject to the Act and other Applicable Laws, for sale of coal. <i>The Press Note 3 of 2020, issued by the Central Government, further amended the FDI Policy to prescribe a requirement to seek prior Government approval if such foreign direct investment is by an entity from a country which shares land borders with India or where the beneficial owner of such foreign direct investment into India is situated in or is a citizen of any such country.</i>
2.	Clause 1.1.7	1.1.7. “ Applicable Law ” shall mean all applicable statutes, laws, by-laws, rules, regulations, orders, ordinances, protocols, codes, guidelines, policies, notices, directions, judgments, decrees or other requirements or official directive of any Governmental Authority or court or other law, rule or regulation approval from the relevant Governmental Authority, government resolution, directive, or other government restriction or any similar form of decision of, or determination by, or any interpretation or adjudication having the force of law in India.	1.1.7. “ Applicable Law ” shall mean all applicable statutes, laws, by-laws, rules, regulations, orders, ordinances, protocols, codes, guidelines, policies, notices, directions, judgments, decrees or other requirements or official directive of any Governmental Authority or court or other law, rule or regulation approval from the relevant Governmental Authority, government resolution, directive, or other government restriction or any similar form of decision of, or determination by, or any interpretation or adjudication having the force of law in India. <i>It is hereby clarified that Applicable Law includes the consolidated Foreign Direct Investment Policy 2017 issued by the Department of Industrial Policy and Promotion, as amended from time to time including as amended by Press Note 3 of 2020 issued by the Department for Promotion of Industry and Internal Trade.</i>

-By the Nominated Authority.