

1. Terms and Conditions of Auction for the Bidders

- 1.1. All interested bidders must register using the Registration Form prescribed in **Annexure – IV** of this policy with the Bank on the day of the auction before a time set by the Bank and avail a token.
- 1.2. Any person or group of persons interested to purchase the property from the auction may be represented by a proxy bidder who may register on behalf of the interested principal buyer or group of buyers with a valid power of attorney or authorization letter from the interested principal buyer. Such a bidder representing the interested buyers or group of buyers shall be required to fill in and sign a prescribed proxy form in the **Annexure – IV** of this Policy.
- 1.3. A person without a token shall not be allowed to bid during the auction.
- 1.4. Registration fee of Nu.300/- (non-refundable) with an Earnest Money Deposit (EMD) of Nu. 10,000.00 must be deposited in cash/cheque at the time of registration on the day of the auction by each interested bidder.
- 1.5. The Bank shall issue a token number to each bidder upon payment of the registration/entry fee and the EMD on the day of the auction before the time set to enable the bidder to participate in the auction.
- 1.6. For each token, a bidder can bring a maximum of two other individuals (engineer/advisor, etc. for consultative purpose only) upon payment of stipulated registration/entry fee per head. However, only the bidder in whose name or his/her representative holding a valid token can participate in the bidding process.
- 1.7. The highest bidder whose bid amount is equal to more than the reserve price shall be declared the successful bidder by the Auction Executing Committee. The highest successful bidders shall not be allowed to retract their bid(s) and all sales will be considered as final and binding.
- 1.8. For every successful bid, the successful bidder is required to make a payment of 25 % of the bid amount by cash/cheque on the day of the auction upon fall of the hammer. The

balance amount of 75 % of the bid amount must be paid within 10 working days from the date of auction and take delivery or possession of the property.

- 1.9.** The EMD of Nu. 10,000.00 (Ngultrum ten thousand) of the highest successful bidder shall be retained until the auction is completed as security for subsequent bids to be offered in respect of the remaining properties on auction. On completion of the auction, the EMD of the highest successful bidder shall be adjusted against the auction value of properties won by the highest successful bidder.
- 1.10.** EMD of unsuccessful bidders shall be refunded within twenty-four hours or on the next working day following the auction day.
- 1.11.** The highest successful bidder must make the full payment in order to take delivery or possession of the property.
- 1.12.** The ownership transfer tax and charges payable to the relevant agency or authority shall be borne by the successful bidder.
- 1.13.** The successful bidder whose bid is accepted by the Auction Committee shall take delivery/lift the properties at his/her own cost within 10 (ten) working days from the date of the auction upon payment of the full bid price.
- 1.14.** The successful bidder will not be entitled to possession of the properties purchased until the full bid amount has been fully paid and adjusted.
- 1.15.** In case the highest bidder withdraws the bid or does not take delivery or possession of the properties or is not able to pay the full bid price as required within timeline specified above, his/her EMD and/or any advance payments shall be forfeited, and the second highest bidder may be given an option to purchase the property at the highest bid amount, and if the second highest bidder opts not to purchase, the property shall be re-auctioned.
- 1.16.** The Bank shall reserve the right to withdraw from the sale of all or any property at any time before the auction date or before the fall of the hammer.
- 1.17.** The Auction Committee reserves the right to accept or reject all or any bids on the spot or at any subsequent date without assigning any reasons thereof, and in the event of

dispute regarding the auction, the decision of the Auction Committee shall be final and binding.

- 1.18.** The bidders shall be deemed to have physically inspected the property to their full satisfaction before making their bid(s) and unless specified otherwise all moveable properties shall be auctioned on ***as is where is*** basis.
- 1.19.** A bidder shall not resort to any syndication or commit any fraud prior or during the auction in connection with the aforesaid property. Any bidder/person suspected of syndication or fraud shall be disqualified from participation in the auction and may be dealt with appropriately in accordance with relevant laws of the Kingdom of Bhutan.
- 1.20.** The Bank may add, delete, or change the terms and conditions specified above in the policy with approval from the Auction Approving Committee.