

NHDC LIMITED
(A JV of NHPC Ltd. & Govt. of Madhya Pradesh)

CIN: U31200MP2000GOI014337

Regd. Office: NHDC Parisar, Shyamla Hills, Bhopal-462013 (Madhya Pradesh)

Notice Inviting E-Tender

Online Bids are invited for and on behalf of NHDC Ltd. through **Domestic Competitive Bidding** with e-Reverse Auction (e-RA) in **Single Stage-Two Part Bidding** basis (i.e. Part-I:-Technical-Bid and Part-II:-Financial Bid) with e-Reverse Auction (e-RA) from eligible bidders for **“Design, Engineering, Procurement & Construction (EPC) Contract for 25 MW (13MW+12MW) capacity Floating Solar Power Project and comprehensive operation & maintenance of plant including 33KV Transmission line & switchyard at Sanavad for five years at Omkareshwar reservoir, Khandwa district in the state of M.P.”.**

Complete bid document can be downloaded and submitted through the portal <http://eprocure.gov.in/eprocure/app>. The last date of submission of online bids is **18.02.2021, (4:00 PM)**.

The date and time for e-Reverse Auction shall be intimated separately by NHDC. For further details, please visit <http://eprocure.gov.in/eprocure/app>.

Subsequent amendments, if any, shall be posted only on the aforesaid websites.

General Manager (C&P)
Tele No: +91 (755) 4030112,
Email: nhdclcandp@gmail.com

No. NHDC 1C 757 21 0097

Dated: 03.02.2021

NOTICE INVITING TENDER
(Domestic Competitive Bidding)
(e-TENDERING WITH e-RA)

1. Online bids are invited through Domestic Competitive Bidding in Single Stage -Two Part Bidding Basis (i.e. Part-I: Technical- Bid and Part-II : Financial Bid) with e-Reverse Auction (e-RA) by NHDC Ltd. from eligible Bidders for “**Design, Engineering, Procurement & Construction (EPC) Contract for 25 MW (13MW+12MW) capacity Floating Solar Power Project and comprehensive operation & maintenance of plant including 33KV Transmission line & switchyard at Sanavad for five years at Omkareshwar reservoir, Khandwa district in the state of M.P.**” referred to as “the Project”

The details of work are available in the tender document which can be downloaded from Central Public Procurement (CPP) Portal www.eprocure.gov.in/eprocure/app and the bid is to be submitted online only on www.eprocure.gov.in/eprocure/app upto last date and time of submission of tender. Sale of physical tender document is not applicable.

E-Reverse Auction (e-RA) shall be conducted. The decision of NHDC regarding adoption of e-RA shall be final.

THE BRIEF DETAILS OF THE TENDER ARE AS UNDER:

Sl. No.	Item	Description
i)	Mode of tendering	e-procurement System Cover-I: Online Techno-Commercial Bid Cover-II: Price Bid
ii)	Cost of bid document	Rs. 11,800/- (including GST @18%) (Rupees Eleven Thousand Eight hundred only) in the form of demand draft from a Nationalized / Scheduled bank in favour of NHDC Ltd. payable at Bhopal.
iii)	Bid Security (EMD)	Bid Security Declaration Form as per ITB
iv)	Period of Bid Validity	180 days from the last date of submission of online Bids
v)	Completion Period	a) Completion Period of “ Design, Engineering, Procurement & Construction (EPC) Contract for 25 MW (13MW+12MW) capacity Floating Solar Power Project and comprehensive operation & maintenance of plant including 33KV Transmission line & switchyard at Sanavad for five years at Omkareshwar reservoir, Khandwa district in the state of M.P. ” from the date of issue of Notification of Award including Commissioning Period is 12 months. b) Duration of Comprehensive Operation & Maintenance is 05 years from the date of completion of the project.
vi)	Tender Inviting Authority	General Manager (C&P) , NHDC Ltd., Corporate Office, Shyamla Hills, Bhopal. Phone/Fax No. 0755-4030112, Email: nhdclcandp@gmail.com

Note: Tender Fee and Bid Security declaration (both in original) as per Clause 4.0 & 14.0 of Vol.0, Section-II i.e. ITB should be submitted to the Tender Inviting

Authority on or before the last date & time of bid submission failing which the bid will not be opened & bid will be summarily rejected.

THE CRITICAL DATES OF TENDER ARE AS UNDER:

S. No.	Particulars	Date & Time
i)	Publishing Date & Time	03.02.2021, 05.00PM
ii)	Document Download Start Date & Time	03.02.2021, 05.00PM
iii)	Last date of Receipt of queries / clarification on bid.	11.02.2021, 04.00PM
iv)	Bid Submission Start Date & Time	03.02.2021, 05.00PM
v)	Online Bid Submission Closing Date & Time	18.02.2021, 04.00PM
vi)	Last date of Offline submission (address, date & time)	18.02.2021, 04:00PM Address: General Manager (C&P) , NHDC Ltd., Near Hotel Lake View Ashoka, Shyamla Hills, Bhopal. Phone/Fax No. (+91) 755-4030112 Email: nhdclcandp@gmail.com
vii)	Opening of Online Bid (Technical Bid (Part-I))	19.02.2021, 4:00PM Venue: General Manager (C&P) , NHDC Ltd., Near Hotel Lake View Ashoka, Shyamla Hills, Bhopal. Phone/Fax No. (+91) 755-4030112 Email: nhdclcandp@gmail.com
viii)	Opening – Date & Time of offline submissions	19.02.2021, 4:00PM
ix)	Price Bid Opening (Part-II) – Financial Bid	Venue, Date & time to be intimated later to the bidders whose Techno-commercial Bids will be found responsive
x)	Date & Time of Start of e-Reverse Auction	Shall be intimated separately by NHDC

2. ELIGIBLE BIDDERS:

2.1 This Invitation for Bid is open to:

- a) the bidders who are incorporated legal entity and are legally and financially autonomous, operate under commercial law of their respective jurisdiction.
- b) all bidders meeting the qualification criteria as defined in ITB clause 3.

2.2 Bidders shall not be under a declaration of ineligibility for corrupt and fraudulent practices by the Employer, any Government institution or Public Sector Undertaking in India in accordance with ITB clause 32.0 or otherwise.

2.3 The Bidders whose contract(s) have been terminated due to poor performance by the Employer, shall not be allowed to participate in the bidding process for next 5 years w.e.f the date of notification of termination.

2.4 Bidders shall not have been banned/ de-listed/ black listed/ debarred from business on the ground mentioned in para 6 of Guidelines on Banning of Business dealings (Annexure-2A)

to Integrity Pact (Annexure-2 of ITB). Self-Declaration in this regard is to be submitted as per the enclosed proforma. (Annexure -1 of ITB)

- 2.5 To qualify for Contract for which bids are invited in the Notice Inviting Tender, the bidder must demonstrate having work experience, financial capability and resources sufficient to meet the aggregate of the qualifying criteria. Failure to produce the certificates and documents in this regard shall make the bid non-responsive.

Even though the bidders meet the qualifying criteria, they are subject to be disqualified if they have made misleading or false representations in the forms, statements, declarations and attachments submitted in proof of the qualification requirements.

3. QUALIFICATION OF THE BIDDER

- 3.1 All bidders shall include the following information and documents with their bids in Qualification Information unless otherwise stated in the ITB:

- a) Copies of original documents defining the constitution or legal status, place of registration, and principal place of business; written power of attorney of the signatory of the Bid to commit the Bidder. Additional information as sought in the **Annexure-3A** (Qualification Information Sheets of ITB) shall be provided.
- b) Work experience to demonstrate meeting the criteria stipulated in clause 3.2 A.1 shall be provided in **Annexure-3B** (Qualification Information Sheets of ITB). The work experience shown shall be supported with certificate(s) from the Engineer-in-charge/Project head of the concerned work.
- c) Information on financial criteria stipulated in **clause 3.2 B** shall be furnished along with Copy of affidavit/Certificate of CA mentioning Financial Turnover of last 5 (Five) years. Printed Annual reports or financial statements of the Bidder, such as balance sheet, profit and loss statements and auditor's reports as the case may be for the past 5 (Five) years shall be submitted to ascertain bidder's meeting the financial criteria.
- d) Time Schedule (as per **Appendix-4** of Vol.5: Forms and Procedures)

3.2. QUALIFICATION CRITERIA:

The qualification will be subject to Bidder's fulfillment of the Qualification Criteria set and stipulated hereunder, substantiated by authentic and relevant information and details. Additional information in support of their claims of achievements may be furnished in any form of their device and design. The Bidder(s) who wish to apply for Tender for the aforesaid work must satisfy the following qualifying criteria:

3.2.A TECHNICAL CRITERIA:

- 3.2.A.1 The bidder should have experience of having successfully completed a Solar Power Project during the last seven (07) years on Engineering, Procurement and Construction (EPC) basis, as a Contractor, having capacities as below, as on the last date of the month prior to the bid submission date:

*A Solar Power Project of at least **20 MW** Capacity
or
Two Solar Power projects of at least **12.5 MW** Capacity each
or
Three Solar Power projects of at least **10MW** Capacity each.*

3.2.A.2 The bidder should have successful experience of Operation & Maintenance for minimum 10 MW Solar Power Project for at least one year during the preceding seven (07) years, as on the last date of the month prior to the bid submission date.

3.2.B FINANCIAL CRITERIA

- i. **Turnover:** Minimum average annual turnover of the bidder should be **Rs. 237 Crores** in the last three preceding financial years ending 31st March 2020.
- ii. **Networth:** The Net worth of the Bidder to be positive and not less than the amount of Paid-up Equity Share Capital in 3 out of the preceding 5 years. The Networth should not be negative and not less than the amount of Paid-up Equity Share Capital in immediate preceding year.
- iii. **Working Capital:** The working capital (current assets minus current liabilities) shall be atleast 2 times the monthly cash flow requirement i.e **Rs. 19.73 crores**.

For this purpose current assets and current liabilities will be considered as classified in the audited balance sheet for the year immediately preceding the date of opening of Bids. If the Working Capital calculated from the audited Balance Sheets is negative then such working capital shall be treated as zero. In case there is a shortfall in the Working Capital as per this, the unutilized Cash Credit Limits sanctioned to the bidder by the Bank/Financial Institutions of National/ International repute shall be considered to meet the shortfall.

The statement displaying Cash Credit limits should not be more than three months old as on the last date for submission of bids.

Notes:

1. Other income shall not be considered for arriving at Annual Turnover.
2. The Bidder's financial evaluation vis a vis the requirement as stipulated above shall be done on the basis of duly printed (offset) Annual Report for the immediately preceding 5 (Five) years submitted by the Bidder along with the bid. Further, standalone audited Annual Financial Statement of Bidder shall be forming part of the Annual Report.

In case, if Bidder has not submitted the above Annual Report along with bid, then a certificate from CEO/CFO of the Bidder shall be submitted along with the bid mentioning that the requirement of Annual Report as per governing law of country is not mandatory. In such cases duly notarized copies of Audited Printed Annual Financial Statement (Balance Sheet, Profit & Loss Statement, cash flow statement, Auditor's Report thereon including all relevant Schedules/Annexures etc.) for the immediately preceding 5 (Five) years be submitted by the Bidder along with the bid.

3. In case where Audited financial results for the immediately preceding year are not available, then a statement of account as on the closing date of the immediately preceding financial year depicting the Turnover, Net Worth, Working Capital (calculated as per laid down criteria) duly certified by their Statutory Auditor/ Certified

Public Accountant (CPA) carrying out the Statutory Audit shall be enclosed with the bid along with copy of appointment letter of the Statutory Auditor/ CPA.

4. Wherever, the Annual Report/ duly notarized copies of Audited Printed Annual Financial Statement are in language other than English, then copy duly translated & printed into English language and certified by approved/ recognized English translator shall be submitted with the Bid.
5. For conversion to US\$ the exchange rate at the end of the respective accounting year shall be considered.

3.2 C The Bidder against whom proceedings for insolvency under the Insolvency and Bankruptcy code 2016, or as amended from time to time, have started, shall not be eligible for bidding. The same shall also be applicable to the bidder company who has taken unconditional technical and/or financial support from their Parent/Holding company, against whom proceedings for insolvency under the Insolvency and Bankruptcy code 2016, or as amended from time to time, have started.

3.2.D JOINT VENTURE BIDDERS:

Joint Ventures/Consortiums/Collaborations are allowed. Joint Venture bids shall comply with the following minimum qualifying requirements:

- (i) The number of partners in the joint ventures/consortium not to exceed two (02) with one of the partners designated as Lead Partner.
- (ii) The lead partner to fully meet the following:
 - Technical experience criteria as specified in para 3.2.A.1
 - Average annual turnover not less than 50% of the criteria specified in para 3.2.B (i)
- (iii) The other partner to individually meet the following requirements:
 - Technical experience Criteria as specified in para 3.2.A.2
 - Average annual turnover not less than 20% of the criteria specified in para 3.2.B (i).
- (iv) The joint venture/consortium to collectively satisfy, as a whole, the financial as well as the technical requirements specified.
- (v) The parties shall be required to form the JV/Consortium before Submission of Bids which shall be evinced by submitting a copy of the JV agreement already entered into for the purpose. The JV agreement should contain role & responsibility of each constituent, the proposed participation share of each partner along with the item of work to be executed by each partner. It shall also be brought out in the JV agreement that in case the contract is awarded to the JV, each partner of the JV shall be responsible for execution of that item of work for which he claims to have specific construction experience.
- (vi) The lead partner of the JV should have at least 50% share.

3.2.E BIDDERS WITH SUB-CONTRACTORS:

In case the Sole Bidder does not have all the required experience and also does not wish to enter into a joint-venture or wants to restrict the joint-venture partnership, he can associate Sub-contractor for specified activities in which he does not have the relevant experience. The criteria to be met by such Bidder shall be as follows:

- (i) The Bidder himself to fully meet the following:
 - Technical criteria specified in para 3.2.A.1.
 - All criteria mentioned under financial capacity.
- (ii) The number of sub-contractors not to exceed one for meeting the technical experience Criteria as specified in para 3.2.A.2
- (iii) The proposed sub-contractor to meet the specified criteria for the component work listed under Technical experience Criteria as specified in para 3.2.A.2
- (iv) The Bidder and his sub-contractor should submit **separate undertakings** that the Bidder/sub-contractor shall be responsible for execution of that item of work for which they claim to have specific construction experience.
- (v) The Bidder and his proposed sub-contractor should collectively satisfy as a whole all the specified experience requirements.
- (vi) Sub-contractor shall submit Performance Bank Guarantee equivalent to 5% of value of Work sublet in addition to the Performance Bank Guarantee for whole contract submitted by the Bidder.

3.2.A.5 BIDS BY MERGED/ ACQUIRED/ SUBSIDIARY COMPANIES:

In case of a Bidder company, formed after merger and/or acquisition of other companies, past experience and other antecedents of the merged/acquired companies will be considered for qualification of such Bidder company provided such Bidder company continues to own the requisite assets and resources of the merged/acquired companies needed for execution and successful implementation of the work package put to tender.

If the Bidder company is a Subsidiary Company and applies for qualification on the unconditional technical and financial strength of the Parent/Holding Company, the same shall be considered provided the Parent/Holding Company commits to sign a Separate Agreement with NHDC confirming full support for the general, specific and financial requirements of the Subsidiary Company and commits to take up the work itself in case of non-performance by the Subsidiary Company in the event of award of the work to the Bidder Subsidiary Company. An undertaking by the Parent/Holding Company to this effect shall be submitted along with the Bid. A Subsidiary Company intending to qualify on the strength of Parent/ Holding Company shall not be allowed to participate as a 'Sub-Contractor / Manufacturer'.

For the purpose stated herein above in this clause, 'Parent Company' shall mean the 'Holding Company' owning majority (more than 50%) shares of such Bidder (Subsidiary) Company. Similarly by extensions of this interpretation, if "A" is owned by a 'Holding Company' "B"

which in turn is owned by another 'Holding Company' "C", then "C" is construed as the 'Parent Company' of "A" as well as "B" and so on. An apex 'Parent Company' may own number of independent Subsidiary/Group Companies and if any of these Subsidiary/Group Company commits assured support and unhindered access to its assets and resources to another Subsidiary/Group Company (Bidder in this case) under the same apex 'Parent Company' then experience and other credentials of such Subsidiary/Group Company shall be considered for qualification of the Bidder Subsidiary Company provided such commitment is evidenced/authorised and guaranteed by the apex 'Parent Company'.

In case Bidder Company (Subsidiary Company) gets qualified and awarded the work package, the Parent/ Holding Company will be required to furnish an additional performance bank guarantee of value equivalent to (5%) five percent of the Contract Price or portion of work (Where the Subsidiary Company is Joint Venture Partner) as the case may be, in addition to normal Performance Bank Guarantee to be submitted by the Bidder Company to the Employer besides entering into a separate Agreement. The experience of subsidiary companies of the Parent/ Holding Company will be considered experience of the Parent/ Holding Company.

However, The Bidder's financial evaluation vis-à-vis the requirement as stipulated above shall be done on the basis of duly printed Annual Report for the immediately preceding 5 (Five) years of the Parent Company/ Apex Parent Company submitted by the Bidder along with the Bid.

- 3.3** Each bidder must also produce with their Bid:
- i) PAN No. and EPF Registration No. ;
 - ii) GST Registration No.
 - iii) A declaration that the information furnished with the bid documents is correct in all respects in **Annexure-1**: Form of declaration of ITB
 - iv) Such other certificates, if any, as defined in the ITB.
- 3.4** To qualify for Contract for which bids are invited in the Notice Inviting Tender, the bidder must demonstrate having work experience, financial capability and resources sufficient to meet the aggregate of the qualifying criteria. Failure to produce the certificates and documents as required under clause 3.2 shall make the bid non-responsive.
- 3.5** Experience and resources of proposed sub-contractor, if any, shall not be taken into account in determining the bidder's compliance with the qualifying criteria. However, experience of bidder as sub-contractor approved by Project developer shall be considered. Experience of bidders as member of Consortium/Joint Venture shall be considered as per distribution of work against the member of the Consortium/Joint Venture. In case where distribution of Consortium/JV members is not specified in Consortium/JV agreement then the experience credential shall be considered for all members of JV with minimum 35% participation share.
- 3.6** Even though the bidders meet the above qualifying criteria, they are subject to be disqualified if they have made misleading or false representations in the forms, statements, declarations and attachments submitted in proof of the qualification requirements.

- 4.0** Any corrigendum, subsequent amendments and/or extension of dates, if any, for submission of Bids shall be posted on the portal <http://eprocure.gov.in/eprocure/app>. Bidder(s) are advised to visit the portal regularly before the deadline for submission of Bids.
- 5.0** The employer reserves the right to accept or reject any Bid and to cancel the Bidding process and reject all Bids, at any time prior to the award of Contract, without thereby incurring any liability to the affected Bidder or Bidder(s). However, the Bidder(s) who wish to seek reasons for such decision of cancellation/rejection shall be informed of the same by Employer unless its disclosure reasonably could be expected to affect the sovereignty and integrity of India, the security, strategic, scientific or economic interest of the state or lead to incitement of an offence.
- 6.0** In case of any difference between wordings of English and Hindi version of 'Notice Inviting Tender', English version shall prevail.

(For & on behalf of NHDC Ltd.)

-Sd/-
General Manager (C&P),
NHDC Ltd., Shyamla Hills, Bhopal
Madhya Pradesh, India
Phone/Fax No. (+91) 755-4030112,
Email: nhdclcandp@gmail.com



एन एच डी सी लिमिटेड

(एनएचपीसी लिमिटेड एवं मध्य प्रदेश शासन का संयुक्त उद्यम)

NHDC Limited

(A Joint Venture of NHPC Limited & Govt. of M.P.)

एनएचडीसी / 1 / सी / 757 / 21 / 0097

दिनांक 03.02.2021

निविदा आमंत्रण सूचना

एनएचडीसी लिमिटेड की ओर से निम्न कार्य के लिए प्रतिष्ठित फर्मों से आनलाइन निविदायें आमंत्रित की जाती हैं

1. Online bids are invited through Domestic Competitive Bidding in Single Stage -Two Part Bidding Basis (i.e. Part-I: Technical- Bid and Part-II : Financial Bid) with e-Reverse Auction (e-RA) by NHDC Ltd. from eligible Bidders for **“Design, Engineering, Procurement & Construction (EPC) Contract for 25 MW (13MW+12MW) capacity Floating Solar Power Project and comprehensive operation & maintenance of plant including 33KV Transmission line & switchyard at Sanavad for five years at Omkareshwar reservoir, Khandwa district in the state of M.P.”** referred to as “the Project”

The details of work are available in the tender document which can be downloaded from Central Public Procurement (CPP) Portal www.eprocure.gov.in/eprocure/app and the bid is to be submitted online only on www.eprocure.gov.in/eprocure/app upto last date and time of submission of tender. Sale of physical tender document is not applicable.

E-Reverse Auction (e-RA) shall be conducted. The decision of NHDC regarding adoption of e-RA shall be final.

THE BRIEF DETAILS OF THE TENDER ARE AS UNDER:

S. N.	Item	Description
i)	Mode of tendering	e-procurement System Cover-I: Online Techno-Commercial Bid Cover-II: Price Bid
ii)	Cost of bid document	Rs. 11,800/- (including GST @18%) (Rupees Eleven Thousand Eight hundred only) in the form of demand draft from a Nationalized / Scheduled bank in favour of NHDC Ltd. payable at Bhopal.
iii)	Bid Security (EMD)	Bid Security Declaration Forms
iv)	Period of Bid Validity	180 days from the last date of submission of online Bids
v)	Completion Period	a) Completion Period of “Design, Engineering, Procurement & Construction (EPC) Contract for 25 MW (13MW+12MW) capacity Floating Solar Power Project



एन एच डी सी लिमिटेड

(एनएचपीसी लिमिटेड एवं मध्य प्रदेश शासन का संयुक्त उद्यम)

NHDC Limited

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		<p>and comprehensive operation & maintenance of plant including 33KV Transmission line & switchyard at Sanavad for five years at Omkareshwar reservoir, Khandwa district in the state of M.P.” from the date of issue of Notification of Award including Commissioning Period is 12 months.</p> <p>b) Duration of Comprehensive Operation & Maintenance is 05 years from the date of completion of the project.</p>
vi)	Tender Inviting Authority	General Manager (C&P) , NHDC Ltd., Corporate Office, Shyamla Hills, Bhopal. Phone/Fax No. 0755-4030112, Email: nhdclcandp@gmail.com

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पंजीकृत कार्यालय: एन एच डी सी परिसर, होटल लेकव्यू अशोक के पास, श्यामला हिल्स, भोपाल – 462013 (म.प्र.)
Registered Office: NHDC Parisar, Near Hotel Lake View Ashoka, Shyamla Hills, Bhopal – 462013 (M.P.)
दूरभाष / Telephone : 0755 - 4030112, फ़ैक्स / Fax: 0755 - 4030112, website:www.nhdccindia.com
Corporate Identity No. (CIN) : U31200MP2000GOI014337



एन एच डी सी लिमिटेड

(एनएचपीसी लिमिटेड एवं मध्य प्रदेश शासन का संयुक्त उद्यम)

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viii)	Opening – Date & Time of offline submissions	19.02.2021, 4:00PM
ix)	Price Bid Opening (Part-II) – Financial Bid	Venue, Date & time to be intimated later to the bidders whose Techno-commercial Bids will be found responsive
x)	Date & Time of Start of e-Reverse Auction	Shall be intimated separately by NHDC

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2.3 The Bidders whose contract(s) have been terminated due to poor performance by the Employer, shall not be allowed to participate in the bidding process for next 5 years w.e.f the date of notification of termination.

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3.1 All bidders shall include the following information and documents with their bids in Qualification Information unless otherwise stated in the ITB:



एन एच डी सी लिमिटेड

(एनएचपीसी लिमिटेड एवं मध्य प्रदेश शासन का संयुक्त उद्यम)

NHDC Limited

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- a) Copies of original documents defining the constitution or legal status, place of registration, and principal place of business; written power of attorney of the signatory of the Bid to commit the Bidder. Additional information as sought in the **Annexure- 3A** (Qualification Information Sheets of ITB) shall be provided.
- b) Work experience to demonstrate meeting the criteria stipulated in clause 3.2 A.1 shall be provided in **Annexure-3 (3B to 3C)** (Qualification Information Sheets of ITB). The work experience shown shall be supported with certificate(s) from the Engineer-in-charge/Project head of the concerned work.
- c) Information on financial criteria stipulated in clause 3.2.A.2 shall be furnished along with Copy of affidavit/Certificate of CA mentioning Financial Turnover of last 5 (Five) years. Printed Annual reports or financial statements of the Bidder, such as balance sheet, profit and loss statements and auditor's reports as the case may be for the past 5 (Five) years shall be submitted to ascertain bidder's meeting the financial criteria.
- d) Time Schedule (as per **Appendix-4** of Vol.5: Forms and Procedures)

3.2. QUALIFICATION CRITERIA:

The qualification will be subject to Bidder's fulfillment of the Qualification Criteria set and stipulated hereunder, substantiated by authentic and relevant information and details. Additional information in support of their claims of achievements may be furnished in any form of their device and design. The Bidder(s) who wish to apply for Tender for the aforesaid work must satisfy the following qualifying criteria:

3.2.A.1 TECHNICAL CRITERIA:

- 3.2.A.1.1** The bidder should have experience of having successfully completed a Solar Power Project during the last seven (07) years on Engineering, Procurement and Construction (EPC) basis, as a Contractor, having capacities as below, as on the last date of the month prior to the bid submission date:

*A Solar Power Project of at least **20 MW** Capacity
or
Two Solar Power projects of at least **12.5 MW** Capacity each
or
Three Solar Power projects of at least **10MW** Capacity each.*

- 3.2.A.1.2** The bidder should have successful experience of Operation & Maintenance for a minimum 10 MW Solar Power Project for at least one year during the preceding seven (07) years, as on the last date of the month prior to the bid submission date.



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3.2.A.2 FINANCIAL CRITERIA

- i. **Turnover:** Minimum average annual turnover of the bidder should be **Rs. 237 Crores** in the last three preceding financial years ending 31st March 2020.
- ii. **Networth:** The Net worth of the Bidder to be positive and not less than the amount of Paid-up Equity Share Capital in 3 out of the preceding 5 years. The Networth should not be negative and not less than the amount of Paid-up Equity Share Capital in immediate preceding year.
- iii. **Working Capital:** The working capital (current assets minus current liabilities) shall be atleast 2 times the monthly cash flow requirement i.e **Rs. 19.73 crores**.

For this purpose current assets and current liabilities will be considered as classified in the audited balance sheet for the year immediately preceding the date of opening of Bids. If the Working Capital calculated from the audited Balance Sheets is negative then such working capital shall be treated as zero. In case there is a shortfall in the Working Capital as per this, the unutilized Cash Credit Limits sanctioned to the bidder by the Bank/Financial Institutions of National/ International repute shall be considered to meet the shortfall.

The statement displaying Cash Credit limits should not be more than three months old as on the last date for submission of bids.

Notes:

1. Other income shall not be considered for arriving at Annual Turnover.
2. The Bidder's financial evaluation vis a vis the requirement as stipulated above shall be done on the basis of duly printed (offset) Annual Report for the immediately preceding 5 (Five) years submitted by the Bidder along with the bid. Further, standalone audited Annual Financial Statement of Bidder shall be forming part of the Annual Report.

In case, if Bidder has not submitted the above Annual Report along with bid, then a certificate from CEO/CFO of the Bidder shall be submitted along with the bid mentioning that the requirement of Annual Report as per governing law of country is not mandatory. In such cases duly notarized copies of Audited Printed Annual Financial Statement (Balance Sheet, Profit & Loss Statement, cash flow statement, Auditor's Report thereon including all relevant Schedules/Annexures etc.) for the immediately preceding 5 (Five) years be submitted by the Bidder along with the bid.

3. In case where Audited financial results for the immediately preceding year are not available, then a statement of account as on the closing date of the immediately preceding financial year depicting the Turnover, Net Worth, Working Capital (calculated as per laid down criteria) duly certified by their Statutory Auditor/ Certified Public Accountant (CPA) carrying out the Statutory Audit shall



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be enclosed with the bid along with copy of appointment letter of the Statutory Auditor/ CPA.

4. Wherever, the Annual Report/ duly notarized copies of Audited Printed Annual Financial Statement are in language other than English, then copy duly translated & printed into English language and certified by approved/ recognized English translator shall be submitted with the Bid.
5. For conversion to US\$ the exchange rate at the end of the respective accounting year shall be considered.

3.2.A.2.1 The Bidder against whom proceedings for insolvency under the Insolvency and Bankruptcy code 2016, or as amended from time to time, have started, shall not be eligible for bidding. The same shall also be applicable to the bidder company who has taken unconditional technical and/or financial support from their Parent/Holding company, against whom proceedings for insolvency under the Insolvency and Bankruptcy code 2016, or as amended from time to time, have started.

3.2.A.3 JOINT VENTURE BIDDERS:

Joint Ventures/Consortiums/Collaborations are allowed. Joint Venture bids shall comply with the following minimum qualifying requirements:

- (i) The number of partners in the joint ventures/consortium not to exceed two (02) with one of the partners designated as Lead Partner.
- (ii) The lead partner to fully meet the following:
 - Technical experience criteria as specified in para 3.2.A.1.1.
 - Average annual turnover not less than 50% of the criteria specified in para 3.2.A.2
- (iii) The other partner to individually meet the following requirements:
 - Technical experience Criteria as specified in para 3.2.A.1.2
 - Average annual turnover not less than 20% of the criteria specified in para 3.2.A.2
- (iv) The joint venture/consortium to collectively satisfy, as a whole, the financial as well as the technical requirements specified.
- (v) The parties shall be required to form the JV/Consortium before Submission of Bids which shall be evinced by submitting a copy of the JV agreement already entered into for the purpose. The JV agreement should contain role & responsibility of each constituent, the proposed participation share of each partner along with the item of work to be executed by each partner. It shall also be brought out in the JV



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agreement that in case the contract is awarded to the JV, each partner of the JV shall be responsible for execution of that item of work for which he claims to have specific construction experience.

- (vi) The lead partner of the JV should have at least 50% share.

3.2.A.4 BIDDERS WITH SUB-CONTRACTORS:

In case the Sole Bidder does not have all the required experience and also does not wish to enter into a joint-venture or wants to restrict the joint-venture partnership, he can associate Sub-contractor for specified activities in which he does not have the relevant experience. The criteria to be met by such Bidder shall be as follows:

- (i) The Bidder himself to fully meet the following:
 - Technical criteria specified in para 3.2.A.1.1.
 - All criteria mentioned under financial capacity.
- (ii) The number of sub-contractors not to exceed one for meeting the technical experience Criteria as specified in para 3.2.A.1.2
- (iii) The proposed sub-contractor to meet the specified criteria for the component work listed under Technical experience Criteria as specified in para 3.2.A.1.2
- (iv) The Bidder and his sub-contractor should submit **separate undertakings** that the Bidder/sub-contractor shall be responsible for execution of that item of work for which they claim to have specific construction experience.
- (v) The Bidder and his proposed sub-contractor should collectively satisfy as a whole all the specified experience requirements.
- (vi) Sub-contractor shall submit Performance Bank Guarantee equivalent to 5% of value of Work sublet in addition to the Performance Bank Guarantee for whole contract submitted by the Bidder.

3.2.A.5 BIDS BY MERGED/ ACQUIRED/ SUBSIDIARY COMPANIES:

In case of a Bidder company, formed after merger and/or acquisition of other companies, past experience and other antecedents of the merged/acquired companies will be considered for qualification of such Bidder company provided such Bidder company continues to own the requisite assets and resources of the merged/acquired companies needed for execution and successful implementation of the work package put to tender.

If the Bidder company is a Subsidiary Company and applies for qualification on the unconditional technical and financial strength of the Parent/Holding Company, the



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same shall be considered provided the Parent/Holding Company commits to sign a Separate Agreement with NHDC confirming full support for the general, specific and financial requirements of the Subsidiary Company and commits to take up the work itself in case of non-performance by the Subsidiary Company in the event of award of the work to the Bidder Subsidiary Company. An undertaking by the Parent/Holding Company to this effect shall be submitted along with the Bid. A Subsidiary Company intending to qualify on the strength of Parent/ Holding Company shall not be allowed to participate as a 'Sub-Contractor / Manufacturer'.

For the purpose stated herein above in this clause, 'Parent Company' shall mean the 'Holding Company' owning majority (more than 50%) shares of such Bidder (Subsidiary) Company. Similarly by extensions of this interpretation, if "A" is owned by a 'Holding Company' "B" which in turn is owned by another 'Holding Company' "C", then "C" is construed as the 'Parent Company' of "A" as well as "B" and so on. An apex 'Parent Company' may own number of independent Subsidiary/Group Companies and if any of these Subsidiary/Group Company commits assured support and unhindered access to its assets and resources to another Subsidiary/Group Company (Bidder in this case) under the same apex 'Parent Company' then experience and other credentials of such Subsidiary/Group Company shall be considered for qualification of the Bidder Subsidiary Company provided such commitment is evidenced/authorised and guaranteed by the apex 'Parent Company'.

In case Bidder Company (Subsidiary Company) gets qualified and awarded the work package, the Parent/ Holding Company will be required to furnish an additional performance bank guarantee of value equivalent to (5%) five percent of the Contract Price or portion of work (Where the Subsidiary Company is Joint Venture Partner) as the case may be, in addition to normal Performance Bank Guarantee to be submitted by the Bidder Company to the Employer besides entering into a separate Agreement. The experience of subsidiary companies of the Parent/ Holding Company will be considered experience of the Parent/ Holding Company.

However, The Bidder's financial evaluation vis-à-vis the requirement as stipulated above shall be done on the basis of duly printed Annual Report for the immediately preceding 5 (Five) years of the Parent Company/ Apex Parent Company submitted by the Bidder along with the Bid.

3.3 Each bidder must also produce with their Bid:

- i) PAN No. and EPF Registration No. ;
- ii) GST Registration No.
- iii) A declaration that the information furnished with the bid documents is correct in all respects in **Annexure-1**: Form of declaration of ITB
- iv) Such other certificates, if any, as defined in the ITB.



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- 3.4** To qualify for Contract for which bids are invited in the Notice Inviting Tender, the bidder must demonstrate having work experience, financial capability and resources sufficient to meet the aggregate of the qualifying criteria. Failure to produce the certificates and documents as required under clause 3.2 shall make the bid non-responsive.
- 3.5** Experience and resources of proposed sub-contractor, if any, shall not be taken into account in determining the bidder's compliance with the qualifying criteria. However, experience of bidder as sub-contractor approved by Project developer shall be considered. Experience of bidders as member of Consortium/Joint Venture shall be considered as per distribution of work against the member of the Consortium/Joint Venture. In case where distribution of Consortium/JV members is not specified in Consortium/JV agreement then the experience credential shall be considered for all members of JV with minimum 35% participation share.
- 3.6** Even though the bidders meet the above qualifying criteria, they are subject to be disqualified if they have made misleading or false representations in the forms, statements, declarations and attachments submitted in proof of the qualification requirements.
- 4.0** Any corrigendum, subsequent amendments and/or extension of dates, if any, for submission of Bids shall be posted on the portal <http://eprocure.gov.in/eprocure/app>. Bidder(s) are advised to visit the portal regularly before the deadline for submission of Bids.
- 5.0** The employer reserves the right to accept or reject any Bid and to cancel the Bidding process and reject all Bids, at any time prior to the award of Contract, without thereby incurring any liability to the affected Bidder or Bidder(s). However, the Bidder(s) who wish to seek reasons for such decision of cancellation/rejection shall be informed of the same by Employer unless its disclosure reasonably could be expected to affect the sovereignty and integrity of India, the security, strategic, scientific or economic interest of the state or lead to incitement of an offence.
- 6.0** In case of any difference between wordings of English and Hindi version of 'Notice Inviting Tender', English version shall prevail.

विवरण/ऑनलाइन टेंडरिंग संबंधी सूचना यथा सीपीपी पोर्टल पर पंजीकरण बिड की तैयारी, बिड का प्रस्तुत करना इत्यादी जानकारी टेण्डर दस्तावेज में उपलब्ध है।

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-Sd/-

महाप्रबंधक (सी.एण्ड पी.)

फैक्स/फोन नं. 0755-4030112

Email: nhdclcandp@gmail.com