

**APPENDIX 'A' TO NOTICE INVITING TENDER (NIT)**

1.	Name of Work	<b><u>PROVN OF SOLAR PLANT AT ROOF TOP FOR LDP BUILDING AT 9 BRD AFS UNDER GE (AF) LOHEGAON</u></b>
2.	Estimated Cost	<b>Rs. 49.95 Lakhs (Rupees forty Nine Lakhs Ninety five Thousand Only) (At Par Market)</b>
3.	Period of Completion	<b>06 (Six) Months</b>
4.	Cost of Tender documents	<b>Rs 500/-</b> in the shape of DD/Bankers Cheque from any Scheduled Bank in favour of <b>GE (AF) Lohegaon</b> and payable at Lohegaon
5.	Web site/Portal address	<a href="http://www.defproc.gov.in">www.defproc.gov.in</a> and <a href="http://www.mes.gov.in">www.mes.gov.in</a>
6.	Type of contract	Item Rate contract - The tender shall be based on IAFW-2249 & 1779A.
7.	Information & details:	Refer critical dates.
	(a) Bid Submission start date	
	(b) Last date of bid submission	
	(c) Date of Bid Opening	
8.	Eligibility Criteria:-	
	(A) For MES Enlisted Contractors	<p>(i) All Contractors enlisted with MES in <b>Class 'D'</b> and <b>category b(ii)</b> shall be considered qualified provided they do not carry adverse remarks in WLR of competent engineer authority.</p> <p>(ii) Firm should have MOU with MNRE approved channel partners of rating 1A/ 1B/ 1C/ 2A/ 2B/ 2C having experience as given at para 8 (D) (i).</p> <p><b>Note:-</b> Enlisted contractors who are either MNRE approved channel partners themselves fulfilling the criteria laid down here-in-below or meeting the criteria laid down for un-enlisted contractors shall also be considered eligible.</p>
	(B) For MNRE approved Channel Partners, MNRE approved Government Agencies.	<p>(i) MNRE approved channel partners of rating 1A/ 1B/2A/2B, MNRE approved Government Agencies having experience as given at para 8 (D) (i)</p> <p>(ii) The MNRE approved Channel Partners, MNRE approved Government Agencies shall meet the enlistment criteria of 'D' class MES contractors i.e. with regard to having satisfactorily completed requisite value work, Annual turnover, solvency, working capital, immovable property/ fixed assets, T&amp;P, Engineer establishment, no Recovery outstanding in any Govt. Department, Police verification/passport etc. Enlistment criteria may be seen in Para 1.4 section 1 of Part I of MES Manual on Contracts- 2007 (Reprint 2012) as available in all MES formation.</p> <p>(iii) These firms shall also submit copy of Police verification from police authority of the area where the registered office of the firm is located/ notarised copy of valid passport of proprietor/each partner/each Director.</p> <p>(iv) No recovery outstanding in Government Department.</p> <p>(v) They should not have any adverse remark in work load return of competent Engineer authority.</p>

	(C) For other Contractors	<p>(a) The firms not enlisted with MES shall meet the enlistment criteria of <b>Class 'D'</b> MES Contractors and <b>category b(ii)</b> i.e with regard to having satisfactory completed requisite value work, Annual turnover. Solvency, working capital, immovable property/fixed assets, T&amp;P, Engineering establishment, no recovery outstanding in any Govt Department, Police verification/Passport etc.</p> <p>Enlistment criteria may be seen in Para 1.4 of section 1 of Part I of MES Manual on contracts - 2007 (Reprint 2012) as available in all MES formations.</p> <p>(b) These firms shall also submit copy of Police verification from police authority of the area where the registered office of the firm is located / notarized copy of valid passport of proprietor/each partener/each Director.</p> <p>(d) They should not carry adverse remarks in WLR/or any other similar report of any authority.</p> <p>(iii) Firm should have MOU with MNRE approved channel partners of rating 1A/ 1B/ 1C/ 2A/ 2B/ 2C having experience as given at para 8 (D) (i).</p>		
	(D) For all Contractors	Contractors will not be allowed to execute the work by subletting or through power of attorney holder on his behalf to a third party/another firm except sons/daughters of proprietor /partener /Director and firm's own employees, director, project Manager. This shall be subject to certain conditions which will be prescribed in the NOTE forming part of the tender documents.		
9.	Critical Dates:-			
	Published Date	31 May 2021 at 1000 Hrs	Documents download start date	31 May 2021 at 1200 Hrs
	Clarification start date	-	Clarification End date	-
	Bid submission start date (Cover 1 & 2)	15 Jun 2021 at 1200 Hrs	Documents download End date	22 Jun 2021 at 1800 Hrs
	Bid submission End Date (Cover 1 & 2)	22 Jun 2021 at 1800 Hrs	Opening of Tech Bid	Cover 1 30 Jun 2021 at 1200 Hrs
		Opening of price bid of only Eligible Technically qualified bidders	Cover 2	To be intimated later on after Evaluating the technical bid/application (cover 1)
10	Tender issuing and accepting officer	CWE (AF) Lohegaon Tel: 020-26683259, Email: afloho3-mes@nic.in		
11	Executive Agency	GE (AF) Lohegaon		
12	Earnest money	Rs 99900.00		

**NOTES:-**

1. The applicant Contractor shall note that the Demand Draft/Banker's Cheque shall be in favour of **GE (AF) Lohegaon**. Cost of tender documents shall be non-refundable. However, DD/Banker's cheque opened only in respect of qualified and eligible Contractors who fulfils the eligibility / criteria according to their tech bid submitted in cover 1 (application / technical bid).
2. Contractor one class below (two class below in case of remote and difficult area) may also bid for this tender. Their applications shall be considered subject to fulfillment of other eligibility criteria given in NIT when number of applicants of eligible class qualifying for the tender are less than 7 (seven).
3. For submission of e-tender, bidders are requested to get themselves registered with 'defproc.gov.in' website alongwith Class-II/III Digital Signature Certificate (DSC) issued by authorised CA under IT Act 2003.
4. Any change / modification in the tender enquiry will be intimated through above mentioned website only. Bidders are therefore requested to visit our website regularly to keep themselves updated.
5. In case of rejection of technical / prequalification bid, Contractor may appeal to Next Higher Engineer Authority, ie. on email against rejection, whose decision shall be final and binding. However, bidder / Contractor shall not be entitled for any compensation whatsoever for rejection of technical/ prequalification bid.
6. In case the number of eligible class Contractors satisfying the eligibility criteria given in NIT are 7 or more than 7 application of one class below the eligible class shall not be considered except those who have previously completed similar works satisfactorily and are meeting the criteria of upgradation in respect of past experience and / or average annual turnover as applicable and financial soundness (solvency/financial soundness and working capital) provided the value of work is less than twice the tendering limit of such Contractors. Contractors one class below the eligible class may upload necessary documents wrt works experience and financial soundness in cover 1 of tender ( T bid).
7.
  - (i) Application/bids not accompanied by scanned copies of requisite value DD/Bankers cheque towards cost of tender and earnest money (as applicable) shall not be considered for validation of 'T' bid and their finance bids will not be opened.
  - (ii) Contractors should ensure that their original DDs and Earnest Money (as applicable) are received within 5 days of bid submission end date.
  - (iii) In case of applications/bids from enlisted Contractors of MES , where scanned copies of requisite DD/Bankers Cheque towards cost of tender has been uploaded but physical copies are not received by the stipulated date, their finance bids will be opened. However non submission of physical copies of cost of tender shall be considered as willful negligence of the bidder with ulterior motives and such bidder shall be banned from bidding for a period of six months commencing from the date of opening of finance bid (cover 2).
  - (iv) In case of applications/bids from unenlisted Contractors, where scanned copies of requisite DD/Bankers cheque towards cost of tender has been uploaded but physical copies are not received by the stipulated date, finance bids will not be opened. Name of such Contractors alongwith complete address shall be circulated for not opening of their bids for a period of six months commencing from the date of opening of finance bid (cover 2).
  - (v) In case of applications / bids (enlisted Contractor as well as unenlisted Contractor) where scanned copies of requisite Earnest Money (as applicable) were uploaded but the same are not received in physical form within stipulated time, such bids shall not qualify for opening of finance bid (cover 2).
8. Contractors may note that they shall not be loaded beyond their tendering limit as under:
  - (a) In case Contractors of eligible class are selected for issues of tender: 4 to 5 times the tendering limit.
  - (b) In case of one class (two class in case of remote and difficult area as the case may be) Contractors are selected for issue of tender: 6 to 7 times.
  - (c) In case of unenlisted Contractors: 2 times the upper tendering limit of class for which Contractor meets the criteria for enlistment.
9. In case of any deficiency is noticed, in the documents required to be uploaded by the tenderers as per NIT, after opening of cover 1 (T bid) and during technical evaluation, a communication in the form of email /whatsapp/SMS/speed post.etc shall be sent to the Contractor to rectify the deficiency within a period of 7 days from the date of communication failing which financial bid (cover 2) shall not be opened and Contractor shall not have any claim on the scheme.

10. Contractor enlisted with MES will upload following documents for checking eligibility: -
- Application for bid in firm's letter head.
  - Enlistment letter.
  - Scanned copy of DD of cost of tender.
  - Scanned copy of Provident Fund Code Number of the firm.
  - Scanned copy of GST Registration certificate of the firm.
11. Contractors not enlisted with MES will be required to upload necessary documents to prove their eligibility for enlistment in eligible class & category of work, including Affidavit for no recovery outstanding List of documents required for enlistment in MES has been given in para 1.5 of section of Part -I MES Manual of Contracts 2007 (Reprint 2012). Following documents shall also be uploaded amongst others:
- Details of three highest valued similar nature of works executed during last five years , financial year wise in tabular form giving name of work,Accepting Officer's details,viz address, Telephone ,Fax No ,Email ID, etc. ,date of acceptance of tender and actual date of completion .This shall be duly signed by proprietor /all partners /authorised Director of Pvt / Public Ltd as applicable.It should indicate whether extension was granted or compensation was levied .Attested copy of acceptance letter and completion certificate shall be enclosed of each work .In case performance report has been given by the client same shall be also be submitted duly attested.
  - Solvency Certificate and Working Capital Certificate issued by scheduled bank.
  - Annual turnover certificate for last 2 years issued by Chartered Accountant alongwith relevant pages with of audited balance sheets in support thereof.
  - Affidavits for possession of movable & immovable properties by proprietor /partner owning the immovable property along with Valuation Certificate from Regd Valuer in support of movable & immovable properties .In case of Limited Company, the immovable property is required to be in the name of the company.
  - In addition, the unenlisted Contractors shall also furnish affidavit on non-judicial stamp paper in the form of hard copy declaring their turnover for last 2 (two) years.
  - Scanned copy of DD of cost of tender and earnest money.
12. Full Notice of Tender IAFW-2162 & Enlistment Criteria are available in all offices of MES and also on MES website.
13. The tenderer shall upload their 'GST (Goods and Services Tax) Registration Number' alongwith 'T' bid. The tenderer who does not upload GST Registration Number shall be disqualified in 'T' bid evaluation and his finance bid shall not be opened.
14. Contractor shall ensure compliance of the EPF & MP Act 1952 in the work.
15. Court of the place from where tender has been issued shall alone have jurisdiction to decide any dispute out of or in respect of this tender. After acceptance of tender, Condition 72 - Jurisdiction of Courts of IAFW -2249 shall be applicable.
16. **Performance Security Deposit.** Within 28 days of receipt of the letter of Acceptance, the successful contractor shall deliver to the Accepting Officer a Performance Security in the form of bank Guarantee (Issued by Nationalised/ Scheduled bank as per Appx 2.1 to Manual of Contract 2007 with modifications with respect to Performance Security in place of Security Deposit), Govt Security, FDR for an amount equivalent to 3% of the contract sum. Non compliance of this provision shall constitute sufficient grounds for cancellation of awarded contract and forfeiture of Earnest Money. SSD deposited by Registered contractor shall serve the purpose of exemption of Earnest Money. If the Performance Security is not deposited by the registered contractor, the contract shall be cancelled and contractor shall deposit the amount equal to Earnest Money through MRO and issue of tender shall remain suspended to such contractor till the aforesaid amount is deposited in Govt Treasury.

16.1 The Performance Security shall be in favour of Accepting Officer and shall be in any of the forms mentioned above. Work Order no 1 shall be placed only after submission of Performance Security of adequate value by the Contractor. In case a fixed deposit receipt of any Bank is furnished by the Contractor to the Government as part of the Performance Guarantee and the Bank is unable to make payment against the said fixed deposit receipt, the loss caused thereby shall fall on the contractor and the contractor shall forthwith on demand furnish additional security to the Government to make good the deficit".

16.2 The period of validity of the Bank Guarantee Bond against Performance Security shall be initially valid upto the stipulated date of expiry of Defects Liability Period plus minimum 60 days beyond that. In case final bill is not paid during this period, the contractor shall get the validity of Performance Guarantee extended to cover such enlarged time required for payment of Final Bill".

16.3 Bank Guarantee Bond in lieu of Performance Security is due for discharge on expiry of Defect Liability period provided always that the contractor has been paid the final bill and contractor has rendered the No Demand Certificate (IAFW-451). Immediately after expiry of Defects Liability period.

17. **Defect Liability Period.** In terms of Condition 46 of IAFW-2249 (As amended vide amendment No 48), the Defect Liability Period in respect of this tender shall be Twenty-Four (24) months.

18. **Refund of Performance Security.** The Performance Security Deposit mentioned above (As amended vide Amendment No 45 to Condition 68 of IAFW-2249) shall be refunded to contractor after expiration of Defect Liability Period mentioned above. Recovery if outstanding against the contractor shall be affected from the Performance Security as stipulated under Condition 67 of IAFW-2249 (as amended)

(Signature of Contractor)

File No: 81811/07/E8

Commander Works Engineers (AF)  
Lohegaon, Pune - 411 032

Dated: 31 May 2021

Sd/-x-x-x-x-x-x  
(Sanjay Kumar)  
Lt Col  
DCWE (Contracts)  
For Accepting Officer

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