

APPENDIX 'A' TO NOTICE INVITING TENDER (NIT)

01	Name of Work	PROVN OF 10 KW SOLAR POWER PLANT AT KLP OF STN HQ YOL CANTT UNDER GE (KH) YOL CANTT
02	Estimated Cost	Rs 07.23 Lakh (At Par Market)
03	Period of completion	180 days
04	Cost of tender documents	Rs. 500/- in the form of DD / Bankers Cheque from any schedule Bank in favour of of GE (KH) YOL and Payable at YOL.
05	Website/portal address	www.defproc.gov.in
06	Type of contract	Tender shall be based on IAFW-1779A and GCC (IAFW-2249) with Sch 'A' / BOQ (list of items of work) to be priced by contractor in the BOQ format attached.
07	Timeline details:	
	(a) Bid submission start date	} Refer critical dates on the website
	(b) Bid submission end date	
	(c) Date of bid opening	
08	Eligibility Criteria	
	(a) For MES enlisted contractors	<p>(i) Contractors of class "E" and above is eligible class shall be considered qualified provided they do not carry adverse remarks in WLR of competent engineer authority.</p> <p>(ii) Contractor should have MoU with solar power firms of rating 1A/ 1B/ 1C/ 2A/ 2B/ 2C given by CRISIL / CARE / FITCH / ICRA and having experience as given 8(C) (i) below.</p> <p>Note:-Enlisted contractors who are either having above mentioned solar rating themselves fulfilling the criteria laid down here –in-below or meeting the criteria laid down for unenlisted contractors shall also be considered eligible.</p>
	(b) For Contractors not enlisted with MES	<p>The firm is not enlisted with MES shall meet the following criteria:-</p> <p>(i) The firms not enlisted with MES shall meet the enlistment criteria of 'E' class MES contractors i.e. with regard to having satisfactorily completed requisite value works, Annual turnover, solvency, working capital, immovable property/fixed assets, T&P Engineering establishment, no recovery outstanding in any Govt. Department, Police verification/Passport etc. Enlistment criteria may be seen in Para 1.4 of Section 1 of Part 1 of MES Manual on Contracts 2020 as available in all MES formations.</p> <p>(ii) Contractor should have MoU with solar power firms of rating 1A/ 1B/ 1C/ 2A/ 2B/ 2C given by CRISIL / CARE /FITCH / ICRA and having experience as given at 8(C)(i) below. However requirement of MoU is exempted for contractors who themselves are having requisite rating by rating agency mentioned here-in – before.</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/ notarized copy of valid passport of proprietor/each partner/each director.</p> <p>(iv) They should not carry adverse remarks in WLR/or any other similar report of any authority.</p>
	(c) Technical PQC criteria	<p>(i) Experience of having successfully completed Solar Power Plants in Central/ State Government Department/PSU's/Govt. Autonomous bodies during last seven years ending last dayof the month previous to the one in which applications are invited should be any of the following:-</p> <p>One work of capacity \geq 80% of capacity of plant specified in NIT, i.e. 08 KW</p> <p style="text-align: center;">Or</p> <p>Two works of capacity \geq 50% of capacity of plant specified in NIT, i.e. 05 KW each</p> <p style="text-align: center;">Or</p> <p>Three works of capacity \geq 40% of capacity of plant specified in NIT, i.e. 04 KW each</p> <p>Note- In case the experience is in Govt. Autonomous bodies , the bidder shall also upload TDS in support of payments received in addition to work order and completion certificates.</p> <p>(ii) Contractor 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/partner/Director and firm's own employees, director, project manager. This shall be subject to certain conditions which will be prescribed in the NIT forming part of the tender documents.</p>

09	Tender issuing and Accepting Officer	CWE YOL Yol Cantt E-Mail : ylpz3-mes@nic.in , Phone No :- 01892-236466
10	Executing agency	GE (KH) YOL
11	Earnest Money	Rs 14500/- in favour of GE (KH) YOL and Payable at YOL in the form of Deposit at call receipt, FDR not acceptable . (If Applicable). Notes:- (i) All bidders shall be exempted from submission of EMD in all tenders except those who are ineligible from such exemption vide Para (ii) below. (ii) All bidders shall be required to sign the Bid Securing Declaration as below and uploaded in Cover 1 documents. “I/We hereby understand and accept that if i/We withdraw or modify my/our bids during the period of validity, or if I/We are awarded the contracts on being called upon to submit the Performance Security/ Security Deposit, fail to deposit the Performance Security / Security Deposit before the deadline defined in the request for bid documents / Notice Inviting Tender. I/We shall be debarred from exemption of submitting Bid Security Earnest money deposit for a period of 6 (Six) months from the date I/We are declared disqualified from exemption from submission of Earnest Money Deposit/Security Deposit, for all tenders issued by MES during this period.”

NOTES:-

1. After opening of Cover 1, if the number of MES enlisted contractors of eligible class as well as un-enlisted contractors, if any, fulfilling the other eligibility criteria given in NIT are less than 7 (seven), applications in respect of contractors one class or two classes (in case of remote and difficult areas to be decided as per list circulated by CE command/ADG) below the eligible class shall also be considered subject to fulfillment of other eligibility criteria given of the NIT. Therefore MES contractor's one class below (two classes below in case of remote and difficult areas) may also bid for this tender. However contractors of one/ two classes below the eligible class shall not be considered in case there present residual work in hand is more than twice their present tendering limit. Such bidders shall upload in their Cover-I bid details of works in hand showing names or work, names of Accepting Officers, Contract amounts, dates of commencement and completion (stipulated) and progress as on bid submission date. These details shall be verified by the Tender Issuing Authority from concerned formations in case bids of such contractors are considered for evaluation.
2. In case after opening of Cover I, the number of MES enlisted contractors of eligible class as well as un-enlisted contractors, if any, fulfilling the other eligibility criteria given in NIT, are 7 (seven) or more, applications of only those one class below the eligible class bidders shall be considered, who have previously completed similar works satisfactorily and are meeting the criteria of up-gradation in respect of past experience of completed works (individual work experience and/or average annual turnover as applicable) and financial soundness (solvency/ financial soundness and working capital) as per details given in Manual on Contracts. Therefore such contractors shall upload the requisite information/documents in the Cover-I.
3. Unenlisted contractors shall be considered provided he meets the criteria. Foreign firms shall not be eligible for this tender. However Indian Firms having foreign national/ Indian national staying abroad/ Indian national having taken foreign citizenship, as directed (s) shall be considered subject to security clearance from the concerned authorities.
4. Contractors enlisted with MES will upload following documents in Cover 1 for checking eligibility:-
 - (a) Application for tender on Firm's letter head.
 - (b) Enlistment letter issued by the Registering Authority duly renewed for the cycle period in vogue.
 - (c) Scanned copy of DD/Bankers Cheque toward cost of tender and EMD instrument in case SSD bond is not signed at the time of registrations.
 - (d) Any other document required as described in this Appendix.
5. Contractors not enlisted with MES will be required to upload following documents in Cover I for checking eligibility.
 - (a) Application for tender on Firms letter head.
 - (b) Scanned copy of DD/Bankers cheque toward cost of tender and Earnest Money Deposit (EMD) instrument.
 - (c) Copy of Police Verification Report/ Police Clearance Certificate/ Character Certificate from the Police Authority of the area where the registered office of the is located/ notarized copy of valid passport of Proprietor/ each Partner/ each Director.
 - (d) All documents required for enlistment in MES for the class mentioned in Para 8(b) above as per Para 1.5 of Section 1 of MES Manual on Contracts 2020.
 - (e) Details of works being executed in MES, if any.
 - (f) Any other documents required as described in this Appendix.
6. Tenders not accompanied by scanned copies of requisite DD/Bankers Cheque towards cost of tender and earnest money (as applicable) in cover 1 shall not be considered for validation of 'T' bid and their finance Bids will not be opened.

7. Contractors should ensure that their original physical DDs and earnest money deposit (EMD) instruments (as applicable) reach the office of Accepting Officers within 07 (Seven) days of bid submission end date failing which following action shall be taken.

(a) In case of tenders from an enlisted contractor of MES, where scanned copies of requisite DD/Bankers Cheque towards cost of tender have been uploaded in Cover 1, but physical copies are not received within the stipulated period, their financial bids (Cover-2) will be opened. However non-submission of physical copies of cost of tender shall be considered as willful negligence of tenderer with ulterior motives and such tenderer shall be banned from bidding for a period of six months commencing from the date of opening of Financial Bid (Cover-2).

(b) In case of tenders from unenlisted contractor, where scanned copies of requisite DD/Bankers Cheque towards cost of tender have been uploaded in Cover 1, but physical copies are not received within the stipulated period, the financial bids (Cover-2) will not be opened. Name of such contractors along with complete address shall be circulated for not opening of their bids for a period of six months commencing from the date of opening of Financial bid (Cover-2).

(c) In case of tenders from enlisted and un-enlisted contractors, where scanned copies of instruments for Earnest Money Deposit (as applicable) have been uploaded in Cover-1, but the same are not received in physical from within stipulated period, such tenders shall not qualify for opening of financial bid (Cover 2).

8. Contractor will not be allowed to execute the work by sub-letting or through power of attorney to a third party/ another firm on his behalf. However a contractor can execute the work through power of attorney to sons/ daughters/ spouse of Proprietor/ Partner/Director and firm's own employees, director, project manager provided they are not having a separate enlisted firm in MES in their name as Proprietor/partner/ Director.

9. After opening of Cover-1 and during its technical evaluation, in case any deficiency is noticed in the documents required to be uploaded by the tenderers as per NIT, a communication in the form of e-mail/SMS/Speed Post etc shall be sent to the contractor to rectify the deficiency within a period of seven days from date of communication, failing which their financial bid (Cover-2) shall not be opened and contractor shall not have any claim on the same.

10. Invitation for e-tender does not constitute any guarantee for validation of Technical bid and subsequent opening of financial bid of any applicant/ bidder merely by virtue of enclosing DD. Accepting Officer reserves the right to reject the Technical bid and not to open the financial bid of any applicant/bidder. Technical bid validation shall be decided by the Accepting Officer based on eligibility of the firm as per criteria given in this Appendix. Tenderer / bidder will be informed regarding non-validation of his Technical bid assigning reasons therefore through tender evaluation report which shall be uploaded on the website. Such tenderer, if desires, may appeal to the next higher Engineer Authority (NHEA) i.e. HQ CE Pathankot Zone on e-mail cepkz.mes@nic.in with copy to the Accepting Officer on email before the scheduled date of opening of Cover-2. NHEA shall decide the matter within a period of seven working days from the date of receipt of appeal. The decision of the NHEA shall be final and binding. The tenderer/bidder shall not be entitled for any compensation whatsoever for rejection of his bid.

11. In case an unenlisted contractor is already executing works in MES, he shall not be considered eligible for the subject tender if the total value of such works is more than twice the tendering limit of the MES Class of contractor for which it is eligible. For this purpose, details of the works being executed by such a contractor shall be uploaded in the Cover-1 of the bid and shall be checked/ verified by the Accepting Officer.

12. In case of BOQ is revised through corrigendum and bidders has failed to quote on revised BOQ (i.e he has quoted on pre- revised BOQ), such bid shall be treated as willful negligence by the bidder and his quotation shall be considered non-bonafide. In such cases the lowest tender shall be determined from amongst the valid/ bonafide bids only. Accepting Officer may decide whether to re-tender or consider the lowest bonafide tender for acceptance.

13. Revoking the offer or revising the rates upward or offering voluntary reduction by the lowest tenderer after opening of Cover-2 shall be considered as a willful default. For this default a penalty of an amount equal to Earnest Money shall be levied. In case of an unenlisted tenderer, earnest money deposited by him shall be forfeited. In case of MES enlisted tenderer having deposited the Standing Security Bond, and amount equal to the earnest money stipulated in the NIT shall be notified to the tenderer for depositing through MRO and consideration of such tenderer in tender evaluation for future works shall remain suspended till the aforementioned amount is deposited in the Government Treasury. No other disciplinary/ administrative action shall be taken against such tenderers. In such a situation, the next lowest offer shall not be considered for acceptance. Instead, retendering shall be resorted to in a transparent and fair manner and the defaulting tenderer and his related firm if any, shall not be eligible for this tender in second call or subsequent calls.

14. Tender to related firms shall not be issued simultaneously. Firms shall be termed as related if Proprietor/ one or more Partners/Directors are common. Decision of Accepting Officer on issue/ deny the tender to any one of the related firms shall be final and binding.

15. Contractor should have Provident fund code number (if applicable) before starting execution of work and shall ensure compliance of EPF & MP Act 1952.

16. 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.

Signature of contractor
File No: 8241/07/ 03 /E8
Dated: 10 May 2021
Address of Accepting Officer - HQ CWE Yol, Pin-901260

DCWE (Contracts)
For Accepting Officer