

APPENDIX 'A' TO NOTICE INVITING TENDER (NIT)

- 1 Name of work : **PROVISION OF SOLAR POWER PLANT OF CAPACITY 60 KILOWATT FOR INFANTRY BATTALION-III AT MILITARY STATION ABOHAR AND FAZILKA**
- 2 Estimated Cost : **76.80 Lakhs (At par Market)**
- 3 Period of completion : **180 Days (Phase-I), 1095 Days (Phase-II)**
- 4 Cost of tender documents : **Rs. 1000.00** in the form of DD / Bankers Cheque from any Scheduled Bank in favour of **GE ABOHAR MILITARY STATION** and payable at **ABOHAR** (Copy shall be uploaded online and original to be submitted offline before bid opening (cover 1) www.defproc.gov.in and www.mes.gov.in)
- 5 Website / portal address : **www.defproc.gov.in** and **www.mes.gov.in**
- 6 Tender ID
- 7 Type of contract : The tender shall be specifications (IAFW-1779 (A) based BOQ and Revised 1955) and General Conditions of Contracts (IAFW-2249) with Schedule 'A' (list of items of work) to be quoted by tenderer. The tenderer are required to quote their rates against each individual items of Schedule 'A' in the BOQ format attached
- 7 **Information & Critical Date Details:-**
- (a) Bid submission start date : } **Refer critical dates on the Website**
- (b) Document download/sale end date/bid submission end date : }
- (c) Date of Bid opening
- 8 Eligibility Criteria :
- (A) For MES enlisted contractors :
- (i) Contractors enlisted with MES in **Class 'C'** and above shall be considered eligible.
- (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).
- (iii) They should not have any adverse remark in work load return of competent Engineer authority.
- Note:-** 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.
- (i) MNRE approved channel partners of rating 1A/ 1B/ 2A/ 2B, MNRE approved Government Agencies having experience as given at para 8 (D) (i)
- (ii) The MNRE approved Channel Partners, MNRE approved Government Agencies shall meet the enlistment criteria of 'C' class MES contractors i.e. with regard to having satisfactorily completed requisite value work, Annual turnover, solvency, working capital, immovable property/fixed assets, T&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- 2020 as available in all MES formation.
- (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.
- (iv) No recovery outstanding in Government Department.
- (v) They should not have any adverse remark in work load return of competent Engineer authority.
- Note:-** Meeting Engineering establishment criteria of **Class 'C'** contractor of MES is not required.
- (B) For MNRE approved Channel Partners, MNRE approved Government Agencies. :
- (i) The firms not enlisted with MES shall meet the enlistment criteria of 'A' class MES contractors i.e. with regard to having satisfactorily completed requisite value work, Annual turnover, solvency, working capital, immovable property/fixed assets, T&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.
- (ii) 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.
- (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).
- (iv) No recovery outstanding in Government Department.
- (v) They should not have any adverse remark in work load return of competent Engineer authority.
- Note:-** Meeting Engineering establishment criteria of **Class 'C'** contractor of MES is not required.
- (C) For other contractors not enlisted with MES (For Un-enlisted contractors other than MNRE approved channel partners) :
- (i) Experience of having successfully completed Solar Power Plant in Government Department/ PSU during last seven years ending last day of month previous to the one in which applications are invited should be any of the following-
One work of capacity \geq 80% of capacity of plant specified in NIT.
"OR"
Two work of capacity \geq 50% of capacity of plant specified in NIT.
"OR"
Three work of capacity \geq 40% of capacity of plant specified in NIT.
- (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/ other firm except sons/ daughters of proprietor/ partner/ Director and firm's own employees Director, project Manager. This shall be not subject to certain condition which will be prescribed in the NOT forming part of the tender documents.
- Note:-** Experience includes designing, installation, testing and commissioning of Solar Power PV plant.
- (D) For all Contractors :
- (E) Technical PQC criteria : NA
- 9 Tender issuing and Accepting Officer : **HEADQUARTERS, COMMANDER WORKS ENGINEER, SRI GANGANAGAR**
- 10 Executing agency : **GARRISON ENGINEER ABOHAR MILITARY STATION**
- 11 Earnest Money : **Rs 1,40,200.00 (RUPEES ONE LAKH FORTY THOUSAND TWO HUNDRED Only)** in form of Deposit at call Receipt, FDR not acceptable, from any Scheduled Bank in favour of **ABOHAR** payable at **ABOHAR**
1. (a) The contractors enlisted upto **two class** below the eligible class may also apply/bid. Application / bids from **two class** below eligible class application may be considered in the event of inadequate response/bid from the applicants of eligible class subject to fulfillment of other eligibility criteria given in NIT
2. After opening of cover 1, if the number of MES enlisted contractor of eligible class as well as un-enlisted contractors. If any fulfilling the other eligibility criteria given in NIT are less than 7 day(seven), application in respect if contractor 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 in the NIT. Therefore MES contractors one class below (two class below in case of remote difficult areas) may also bid for this tender. However contractors of one/two class below the eligible class shall not be considered in case their present residual work in hand is more than twice their present tendering limit, such bidders shall upload in their cover-1 bid details of works in hand showing names of works, names of Accepting officers, contract amounts, dates of commencement and completion (Stipulated) and progress as on bid submission dates. These details shall be verified by the tender issuing authority from concerned formations in case of bid of such contractor are considered for evaluation.
3. In case after opening of cover 1, 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 bidder shall be considered, who have previously completed similar works satisfactorily and are meeting the criteria of upgradation 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 Contract. Therefore such contractors shall upload the requisite information / documents in the Cover-I
4. Unenlisted contractor shall be considered provided he meets the criteria. Foreign firms shall not be eligible for tender. However Indian firms having foreign national / Indian nationals staying abroad / Indian national having taken foreign citizenship, as director(s) shall be considered subject to security clearance from the concerned authorities.

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5. Contractors enlisted with MES will upload the following documents in Cover-I 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 registration.
 - (d) Any other documents required as described in this Appendix
6. Contractors not enlisted with MES will be required to upload following documents in Cover-I for checking eligibility.
 - (a) Application for tender on firm's letterhead.
 - (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 police Authority of the area where the registered office of the firm is located / notarized copy of valid passport of proprietor / each Director / each Partner.
 - (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 Contract 2020.
 - (e) Details of works being executed in MES, if any.
 - (f) Any other documents required as described in this Appendix.
7. Tenders not accompanied by scanned copies of requisite DD/ Bankers Cheque towards cost of tender and earnest money (as applicable) in Cover-I shall not be considered for validation of T bid and their Financial Bids will not be opened.
8. Contractors should ensure that their original physical DDs and Earnest Money Deposit (EMD) instruments (as applicable) reach the office of Accepting Officer within 05 days of bid submission end date, failing which following action shall be taken:-
 - (a) In case of tender from an enlisted contractor of MES, where scanned copies of requisite DD/ Bankers Cheque toward cost of tender have been uploaded in Cover-I 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 the 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 un-enlisted contractor, where scanned copies of requisite DD/ Banker Cheque toward 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 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 unenlisted 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).
9. Contractor will not be allowed to execute the work by subletting 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.
10. 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 tender 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.
11. 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 financial bid of any applicant / bidder. Technical bid validation shall be decided by Accepting Officer based on eligibility of 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 website. Such tenderer, if desires, may appeal to the next higher Engineer authority viz. HQ Chief Engineer Bhatinda Zone, Bhatinda on email id ssw.hqcebtz@gmail.com with copy to the Accepting Officer on email id sgnr3-mes@nic.in before the schedule 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.
12. In case an un-enlisted 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.
13. In case the BOQ is revised through the corrigendum and the bidder has failed to quote on revised BOQ (ie 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 retender or consider the lowest bonafide tender for acceptance.
14. 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 any amount equal of Earnest Money shall be levied. In case of an un-enlisted tenderer, Earnest Money deposit by him shall be forfeited. In case of MES enlisted tenderer having deposited the Standing Security Bond, an 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.
15. Tender to related firms shall not be issued simultaneously. Firms shall be termed as related if Proprietor / one or more Partner / Directors are common. Decision of Accepting Officer on issue / deny the tender to any one of the related firms shall be final and binding.
16. **INTEGRITY PACT** - Not applicable for the work
17. **JOINT VENTURE** - Not applicable for the work

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Signature of the Contractor

ACWE (Contracts)
For Accepting Officer

Dated :

8221-65/21-22/ 03 /E8

Military Engineer Services
Headquarters Commander Works Engineer
Sri Ganganagar-335001, Rajasthan

Dated : 20 Jan 2022