



**E-TENDER ID. 2022\_GAIL\_101249\_1**

**BID DOCUMENT NO. GAIL/NOIDA/C&P/RENEW/2021-22/163**

**TENDER DOCUMENT**

**FOR**

**REPAIR/REPLACEMENT OF DAMAGED PV  
SOLAR PANELS AND ASSOCIATED FACILITY  
AT GAIL 5MW SOLAR PLANT INSTALLED AT  
VILLAGE – RAGHWA, JAISELMER  
(RAJASHTHAN)**

**DOMESTIC COMPETITIVE BIDDING**

Contact Person:

- Mr. Manoj Kumar, SM(C&P)  
Ph.: 0120-2446400 (Extn. 11704), 2547855, Email: [manoj15607@gail.co.in](mailto:manoj15607@gail.co.in)
- Mr. Adesh Singhal, GM (C&P)  
Ph.: 0120-2446400 (Extn. 11731), 2547855, Email: [adesh.singhal@gail.co.in](mailto:adesh.singhal@gail.co.in)

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**GAIL (India) Limited**

Jubilee Tower, B-35 & 36, Sector-1,  
Noida-201301 (UP)-INDIA  
Ph.+91 (0) 120-2446400, 4862400



# **SECTION-I**

# **INVITATION FOR BID** **(IFB)**

**SECTION-I****"INVITATION FOR BID (IFB)"****Ref No: GAIL/NOIDA/C&P/RENEW/2021-22/163****Date: 10.01.2022****To,****PROSPECTIVE BIDDERS**

**SUB: TENDER DOCUMENT FOR REPAIR/REPLACEMENT OF DAMAGED PV SOLAR PANELS AND ASSOCIATED FACILITY AT GAIL 5MW SOLAR PLANT INSTALLED AT VILLAGE – RAGHWA, JAISALMER (RAJASTHAN)**

Dear Sir/Madam,

1.0 **GAIL (India) Limited, Noida [having registered office at 16, Bhikaji Cama Place, New Delhi 110066 CIN No. L40200DL1984GOI018976]**, the largest state-owned natural gas processing and distribution company and the Maharatna, invites bids from bidders for the subject job/works, in complete accordance with the following details and enclosed Tender Documents.

2.0 The brief details of the tender are as under:

<b>(A)</b>	NAME OF WORK / BRIEF SCOPE OF WORK/JOB	Repair/Replacement of Damaged PV Solar Panels and Associated Facility at GAIL 5MW Solar Plant Installed at Village – Raghwa, Jaisalmer (Rajasthan)	
<b>(B)</b>	TENDER NO. & DATE	<b>GAIL/NOIDA/C&amp;P/RENEW/2021-22/163 DATED 10.01.2022</b>	
<b>(C)</b>	TYPE OF BIDDING SYSTEM	SINGLE BID SYSTEM	
		TWO BID SYSTEM	✓
<b>(D)</b>	TYPE OF TENDER	E-TENDER	✓
		MANUAL	
		E-TENDER ID: <b>2022_GAIL_101249_1</b>	
<b>(E)</b>	COMPLETION/CONTRACT PERIOD	Six (06) months from the date of FOA	
<b>(F)</b>	BID SECURITY / EARNEST MONEY DEPOSIT (EMD)	APPLICABLE	✓
		NOT APPLICABLE	
		Amount : INR 7,18,447/-	
<b>(G)</b>	AVAILABILITY OF TENDER DOCUMENT ON WEBSITE(S)	The tender shall be available on following websites: (i) NIC Portal/Website – <a href="http://www.etenders.gov.in">www.etenders.gov.in</a> (ii) Govt. CPP Portal - <a href="https://eprocure.gov.in">https://eprocure.gov.in</a> (iii) GAIL tender website <a href="https://gailtenders.in/">https://gailtenders.in/</a>	



		For important dates refer tender information on NIC portal.
(H)	DATE, TIME & VENUE OF PRE-BID MEETING	Date : 17.01.2022 Time : 1500 Hrs Venue : Through Video Conferencing mode using following MS Teams link: <b>Microsoft Teams meeting</b> <b>Join on your computer or mobile app</b> <a href="#">Click here to join the meeting</a>
(I)	DUE DATE & TIME OF BID-SUBMISSION (ON OR BEFORE)	Submission period: From 11.01.2022 1500 HRS IST to 01.02.2022 1500 HRS IST
(J)	DATE AND TIME OF UN-PRICED BID OPENING	Date : 02.02.2022 Time : 1500 HRS  <i>Bidders who have submitted their bid successfully can witness the opening through Video Conferencing mode using following MS Teams link:</i> <b>Microsoft Teams meeting</b> <b>Join on your computer or mobile app</b> <a href="#">Click here to join the meeting</a>
(K)	CONTACT DETAILS OF TENDER DEALING OFFICER	Name : Manoj Kumar Designation: Sr. Manager (C&P) Phone No. & Extn : 0120-4862400 Extn.11704 Direct No.: 0120-2446400 e-mail : <a href="mailto:manoj15607@gail.co.in">manoj15607@gail.co.in</a>
(L)	DEALING GAIL'S OFFICE ADDRESS	GAIL (India) Limited Jubilee Tower, B-35 & 36, Sector-1, Noida-201301 (UP)-INDIA

In case of the days specified above happens to be a holiday in GAIL, the next working day shall be implied.

- 3.0 Bids must be submitted strictly in accordance with Clause No. 11 of ITB (Section-III) depending upon Type of Tender [refer Clause no. 2.0 (D) above]. The IFB is an integral and inseparable part of the bidding document.
- 4.0 In case of E-Tender, bid must be submitted only on <https://etender.gail.co.in>. Further, the following documents in addition to uploading the bid on GAIL's e-tendering website shall also be submitted in Original (in physical form) within 7 (seven) days from the bid due date provided the scanned copies of the same have been uploaded in e-tender by the bidder along with e-bid within the due date and time to the address mentioned in Bidding Data Sheet(BDS) [Annexure-IV to Section-III]:-
- EMD/Bid Security (if applicable)
  - Power of Attorney
  - Integrity Pact (if applicable)

**Submission of Original Integrity Pact (IP) and Power of Attorney (POA) during COVID pandemic situation:**

Bidder(s) shall upload/submit scanned copy of Integrity Pact (IP) and Power of Attorney (POA) in their bids and the same shall be considered for evaluation of bid. The original Integrity Pact (IP) and Power of Attorney (POA) will be submitted by successful bidder(s) after normalization of COVID situation.



- 5.0 In case of Manual Tenders, bids complete in all respect should reach at the address specified in Bid Data Sheet on or before the due date & time. Bids received after the due date and time is liable to be rejected.
- 6.0 Bidder(s) are advised to quote strictly as per terms and conditions of the tender documents and not to stipulate any deviations/exceptions.
- 7.0 Any bidder, who meets the Bid Evaluation Criteria (BEC) and wishes to quote against this Tender Document, may download the complete Tender Document alongwith its amendment(s) if any from websites as mentioned at 2.0 (G) of IFB and submit their Bid complete in all respect as per terms & conditions of Tender Document on or before the Due Date & Time of Bid Submission.
- 8.0 Bid(s) received from bidders to whom tender/information regarding this Tender Document has been issued as well as offers received from the bidder(s) by downloading Tender Document from above mentioned website(s) shall be taken into consideration for evaluation & award provided that the Bidder is found responsive subject to provisions contained in Clause No. 2 of ITB (Section-III).  
The Tender Document calls for offers on single point “Sole Bidder” responsibility basis (except where JV/Consortium bid is allowed pursuant to clause no. 3.0 of ITB) and in total compliance of Scope of Works as specified in Tender Document.
- 9.0 Any revision, clarification, corrigendum, time extension, etc. to this Tender Document will be hosted on the above mentioned website(s) only. Bidders are requested to visit the website regularly to keep themselves updated. In case of manual tendering, Clarification(s)/Corrigendum(s), if any, shall be sent to the prospective bidder(s) by email/post.
- 10.0 All bidders including those who are not willing to submit their bid are required to submit F-6 (Acknowledgement cum Consent letter) duly filled within 7 days from date of receipt of tender information.
- 11.0 SAP generated Request for Quotation (RFQ), if any shall also form an integral part of the Tender Document.

This is not an Order.

For & on behalf of GAIL (India) Limited

(Authorized Signatory)

Name : Manoj Kumar

Designation: Sr. Manager (C&P)

Phone No. & Extn : 0120-4862400 Extn.11704

e-Mail : [manoj15607@gail.co.in](mailto:manoj15607@gail.co.in)



**DO NOT OPEN - THIS IS A QUOTATION**

**Tender Document No.** : .....

**Description** : .....

**Due Date & Time** : .....

**From:** **To:**

..... .....	..... .....
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**(To be pasted on the envelope containing Form F-2, PoA and Integrity Pact)**

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## **SECTION-II**

# **BID EVALUATION**

## **CRITERIA &**

## **EVALUATION**

# **METHODOLOGY**



## **SECTION-II**

### **BID EVALUATION CRITERIA & EVALUATION METHODOLOGY**

#### **A) TECHNICAL CRITERIA:**

- a. Bidder should be a Manufacturer or Indian Subsidiary / Authorized Distributor / Dealer / Integrator / Channel Partner of the manufacturer of “Solar PV Modules”.
- b. The bidder should have successfully executed at least one work order for supply, installation and commissioning of Solar Power plant of value not less than Rs. 1.8 crore in a single work order /contract in previous 07 years to be reckoned from the due-date of bid submission.

#### **Note:**

- (i) *A Job executed by a Bidder for its own plant/ project cannot be considered as experience for the purpose of meeting BEC of this Tender Document. However, jobs executed for Subsidiary/Fellow subsidiary/ Holding company will be considered as experience for the purpose of meeting BEC subject to submission of tax paid invoice (s) duly certified by Statutory Auditor of the Bidder towards payments of statutory tax in support of the job executed for Subsidiary/Fellow subsidiary/ Holding company. Such Bidders to submit these documents in addition to the documents specified to meet BEC.*

#### **B) FINANCIAL CRITERIA:**

##### **a) Turnover:**

The minimum Annual Turnover of the Bidder should be Rs. 1.8 Cr. in any one of the three preceding financial years.

##### **b) Net worth:**

Net worth of the Bidder shall be Positive as per the last audited financial statement.

##### **c) Working capital:**

Working Capital of the bidder should be minimum Rs. 36 lakh as per the last audited financial statement.

#### **Note:**

- (i) *If the bidder's working capital is negative or inadequate, the bidder shall submit a letter from their bank having net worth not less than Rs.100 crores (or equivalent in USD), confirming the availability of line of credit for working capital amount mentioned herein above. The line of credit letter from bank to be submitted strictly as per format at F-9.*
- (ii) *Annual Turnover: In case the tenders having the due date for submission of bid up to 30<sup>th</sup> September 2021, and audited financial results of the immediate 3 preceding financial years are*





not available, the bidder has an option to submit the audited financial results of the 3 years immediately prior to that. Wherever the closing date of the bid is after 30<sup>th</sup> September 2021, bidder has to compulsorily submit the audited financial results for the immediate 3 preceding financial years. However, in case bidder is meeting the Annual Turnover criteria of BEC based on Audited Financial Statement of any one of the preceding 3 financial years, the same shall suffice.

- (iii) **Net Worth/Working Capital:** In case the tenders having the due date for submission of bid up to 30<sup>th</sup> September of the relevant financial year, and audited financial results of the immediate preceding financial year is not available, in such case the audited financial results of the year immediately prior to that year will be considered as last financial year for Net worth/ Working Capital calculation. Wherever the closing date of the bid is after 30<sup>th</sup> September 2021 of the relevant financial year, Bidder has to compulsorily submit the audited financial results for the immediate preceding financial year.

- C) Exchange rate for Conversion of Currency for evaluation of documents submitted by bidders for BEC which are in other currency than specified in BEC shall be as follows:
- (a) **BEC (Technical Criteria):** Bill Selling (foreign exchange) Rate of State Bank of India as prevailing on the date of award of contract submitted by bidder.
- (b) **BEC (Financial Criteria):**
- (i) **For Annual Turnover:**  
The average of Bill Selling (foreign exchange) Rate of State Bank of India as prevailing on the First date and Last date of the respective Financial Year.
- (ii) **For Net-Worth & Working Capital:**  
The Bill Selling (foreign exchange) Rate of State Bank of India as prevailing on the Last date of the respective Financial Year.
- (c) In case, the SBI Selling rate is not available as on the date of conversion as specified above for respective cases, the exchange rate for conversion of currency shall be taken from the internet, such as:  
<https://www.xe.com/currencyconverter>  
<https://economictimes.indiatimes.com/markets/forex/currency-converter>  
<https://www.oanda.com/currency/converter>

D) **DOCUMENT(S) TO BE SUBMITTED IN SUPPORT OF BEC:**

BEC Clause no.	Description	Documents required for qualification
<b>Documents Required-Technical Criteria</b>		
(A) (a)	Experience criteria	Copy of Certificate of Incorporation / ISO / Dealership or distributorship Certificate from OEM etc.
(A) (b)	Experience criteria	(a) Bidder must submit copy of Contracts/Work orders executed in the last seven (07) years showing detailed scope of work carried out and documents as specified below towards satisfactory execution of these contracts:



		<p>(b) Successful completion certificate /client certificate issued by end user / owner (or their consultant who has been duly authorized by them to issue such certificate). The Completion Certificate/ Client Certificate must clearly indicate the following:</p> <ol style="list-style-type: none"> <li>Full Name &amp; Address of Client and officer issuing the certificate.</li> <li>Reference to relevant work order,</li> <li>Actual value of executed work</li> <li>Stipulated date of start and date of actual completion.</li> <li>A certificate from the client stating that the work has been completed satisfactorily.</li> </ol>
<b>(B) Documents Required – Financial Criteria</b>		
<b>a)</b>	Annual Turn-over	Bidder(s) shall submit copy of Audited Annual Financial Statement [ <i>including Auditor's Report, Balance Sheets, Profit and Loss Accounts statements, Notes &amp; schedules etc.</i> ] of three (3) preceding Financial Year(s) along with un-price bid.
<b>b)</b>	Net Worth	Bidder(s) shall submit copy of Audited Annual Financial Statement [ <i>including Auditor's Report, Balance Sheets, Profit and Loss Accounts statements, Notes &amp; schedules etc.</i> ] of last Financial Year along with un-priced bid.
<b>c)</b>	Working Capital	<p>Bidder(s) shall submit copy of Audited Annual Financial Statement [<i>including Auditor's Report, Balance Sheets, Profit and Loss Accounts statements, Notes &amp; schedules etc.</i>] for the last audited Financial Year along with un-price bid.</p> <p>If the bidder's working capital is negative or inadequate, the bidder shall submit a letter from their bank (<i>as per format F-09</i>) having net worth not less than Rs.100 Crores (<i>or equivalent in USD</i>), confirming the availability of line of credit for at least working capital requirement as stated above.</p>

**E) AUTHENTICATION OF DOCUMENTS REQUIRED IN SUPPORT OF BEC:**

**a. Technical Criteria of BEC:**

All documents in support of Technical Criteria of BEC to be furnished by the Bidder shall necessarily be duly certified/ attested by Chartered Engineer and Notary Public



with legible stamp.

**b. Financial criteria of BEC:**

Copy of audited Annual Financial statements submitted in bid shall be duly certified/ attested by Notary Public with legible stamp. Bidder shall submit “Details of financial capability of Bidder” in prescribed format (F-10) duly signed and stamped by a chartered accountant/ Certified Public Accountant (CPA).

Further, copy of audited Annual Financial statements submitted in bid shall be duly certified/ attested by Notary Public with legible stamp. Practicing Chartered Accountant shall generate Unique Document Identification number (UDIN) for all the certificates issued by them as per provisions of tender. However, UDIN may not be required for the documents being attested by Chartered Accountant in terms of provisions of Tender document.

- F)** Only documents (Contract/Work Order/Purchase Order, its Completion certificate/Execution Certificate etc.) which have been referred/ specified in the bid shall be considered in reply to queries during evaluation of Bids.

Any shortfall information / documents on the Audited Annual Report / Financial Statement of the Bidder and/or line of credit for working capital issued on or before the final bid due date shall be considered against commercial queries (CQs). Any information/ documents issued post final bid due date shall not be considered for evaluation.

Experience of bidder acquired as a subcontractor can be accepted against submission of certificate from end user by such bidder along with other specified documents

- G)** **Eligibility criteria in case bid is submitted on the basis of technical experience of FOREIGN BASED ANOTHER COMPANY (SUPPORTING COMPANY) which holds more than fifty percent of the paid up share capital of the bidder company or vice versa:**

Offers of those bidders (not under consortium arrangement) who themselves do not meet the technical experience criteria as stipulated in the BEC and are quoting based on the experience of Foreign based another company (Supporting Company) can also be considered. In such case the supporting company should hold more than fifty percent of the paid up share capital of the bidding company or vice versa.

However, the supporting company should on its own meet the technical experience as stipulated in the BEC and should not rely on any other company or through any other arrangement like Technical collaboration agreement.

In that case as the bidding company is dependent upon the technical experience of another company with a view to ensure commitment and involvement of the companies involved for successful execution of the contract, the participating bidder should enclose the following Agreements/ Guarantees/ Undertakings along with the techno-commercial bid:



- (i) An Agreement (*as per format enclosed at Appendix- A1 to Section II*) between the bidder and the supporting company.
- (ii) Guarantee (*as per format enclosed at Appendix- A2 to Section II*) by the supporting company to GAIL for fulfilling the obligation under the Agreement along with certificate issued by Company Secretary as per *Appendix- A2A to Section II*.
- (iii) Undertaking by Supporting Company to provide a Performance Bank Guarantee (*as per format and instructions enclosed at Appendix- A3 to Section II*), equivalent to 50% of the value of the PBG which is to be submitted by the bidding company, in case of being the successful bidder.

In cases where foreign based supporting company does not have Permanent Establishment in India as per Indian Income Tax Act, the bidding company can furnish Performance Bank Guarantee for an amount which is sum of PBG amount to be submitted by the bidder and additional PBG amount required to be submitted by the supporting company subject to the condition that supporting company have 100% paid up equity share capital of the bidder either directly or through intermediate subsidiaries or vice versa.

In such case bidding company shall furnish an undertaking that their foreign based supporting company is not having any Permanent Establishment in India in terms of Income Tax Act of India.

- (iv) Undertaking from the supporting company to the effect that in addition to invoking the PBG submitted by the bidding company, the PBG provided by supporting company shall be invoked by GAIL due to non-performance of the bidding company.

**Note-2:**

1. *In case Supporting Company fails to submit Bank Guarantee as per (iii) above, EMD/SD submitted by the bidder shall be forfeited.*
2. *The Financial BEC of tender, if applicable, is to be met by bidder on their own.*
3. *The Supporting Company shall meet conditions of 'Eligible Bidder', as per clause no. 2 of Section-III (ITB).*
4. *The clause H as below shall be applicable to above supporting company also.*

**H)** Apart from above, Bidder must submit all other relevant documents/ information as specified in the Scope of Work/SCC for Technical Evaluation of bid or specified elsewhere in the Tender Document, towards proof of its responsiveness.

**I) PROCUREMENT FROM A BIDDER WHICH SHARES A LAND BORDER WITH INDIA**

1. Order (Public Procurement No. 1) dated 23.07.2020, Order (Public Procurement No. 2) dated 23.07.2020 and Order (Public Procurement No. 3) dated 24.07.2020, Department of Expenditure, Ministry of Finance, Govt. of India refers. The same are available at website <https://doe.gov.in/procurement-policy-divisions>.
2. Any bidder from a country which shares a land border with India will be eligible to bid in this tender only if the bidder is registered with the Competent Authority. For details of competent authority refer to Annexure I of Order (Public Procurement No. 1) dated 23.07.2020.



Further the above will not apply to bidders from those countries (even if sharing a land border with India) to which the Government of India has extended lines of credit or in which the Government of India is engaged in development projects. Updated lists of countries to which lines of credit have been extended or in which development projects are undertaken are given in the website of the Ministry of External Affairs, Govt. of India

3. **"Bidder"** (including the term 'tenderer', 'consultant' 'vendor' or 'service provider' in certain contexts) **for purpose of this provision** means any person or firm or company, including any member of a consortium or joint venture (that is an association of several persons, or firms or companies), every artificial juridical person not falling in any of the descriptions of bidders stated hereinbefore, including any agency, branch or office controlled by such person, participating in a procurement process.
4. **"Bidder from a country which shares a land border with India"** for the purpose of this:
  - a. An entity incorporated, established or registered in such a country; or
  - b. A subsidiary of an entity incorporated, established or registered in such a country; or
  - c. An entity substantially controlled through entities incorporated, established or registered in such a country; or
  - d. An entity whose beneficial owner is situated in such a country; or
  - e. An Indian (or other) agent of such an entity; or
  - f. A natural person who is a citizen of such a country; or
  - g. A consortium or joint venture where any member of the consortium or joint venture falls under any of the above
5. **"Beneficial owner"** for the purpose of above (4) will be as under:
  - i. In case of a company or Limited Liability Partnership, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person(s), has a controlling ownership interest or who exercises control through other means.

Explanation—

- a) "Controlling ownership interest" means ownership of, or entitlement to, more than twenty-five per cent of shares or capital or profits of the company;
- b) "Control" shall include the right to appoint the majority of the directors or to control the management or policy decisions, including by virtue of their shareholding or management rights or shareholders agreements or voting agreements;
- ii) In case of a partnership firm, the beneficial owner is the natural person(s) who, whether acting alone or together, or through one or more juridical person, has ownership of entitlement to more than fifteen percent of capital or profits of the partnership;
- iii) In case of an unincorporated association or body of individuals, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has ownership of or entitlement to more than fifteen percent of the property or capital or profits of such association or body of individuals;



iv) Where no natural person is identified under (i) or (ii) or (iii) above, the beneficial owner is the relevant natural person who holds the position of senior managing official;

v) In case of a trust, the identification of beneficial owner(s) shall include identification of the author of the trust, the trustee, the beneficiaries with fifteen percent or more interest in the trust and any other natural person exercising ultimate effective control over the trust through a chain of control or ownership.

6. "Agent" for the purpose of this Order is a person employed to do any act for another, or to represent another in dealings with third persons

7. **SUBMISSION OF CERTIFICATE IN BIDS:**

Bidder shall submit a certificate in this regard as Form-I to Section-II.

If such certificate given by a bidder whose bid is accepted is found to be false, this would be a ground for immediate rejection of the bid/termination and further action as per "Procedure for Action in case of Corrupt/Fraudulent/ Collusive / Coercive Practices" of tender document.

8. The registration, wherever applicable, should be valid at the time of submission of bids and at the time of acceptance of bids. In respect of supply otherwise than by tender, registration should be valid at the time of placement of order. If the bidder was validly registered at the time of acceptance / placement of order, registration shall not be a relevant consideration during contract execution.

9. **PROVISION FOR WORKS CONTRACTS, INCLUDING TURNKEY CONTRACTS:**

The successful bidder shall not be allowed to sub-contract works to any contractor from a country which shares a land border with India unless such contractor is registered with the Competent Authority. The definition of "contractor from a country which shares a land border with India" shall be as in Para 4 herein above. A Certificate to this regard is to be submitted by bidder is placed at Form-II to Section-II.

J) **BID EVALUATION METHODOLOGY:**

Price Bids of techno-commercially acceptable bidders shall be opened and evaluated on overall lowest (L-1) price basis i.e. considering quoted price for all items including GST and buyback items as per "Schedule of Rates" to arrive overall L-1 offer. Based on the evaluation, the job will be awarded to such overall L-1 bidder.

In case any Cess on GST is applicable, same shall also be considered in evaluation.

*Note: Purchase preference as per PP-LC policy shall be applicable in terms of tender provisions.*



**Form-I to Section II**

**UNDERTAKING ON LETTERHEAD**

To,  
M/s GAIL (INDIA) LIMITED

SUB:

TENDER NO:

Dear Sir

We have read the clause regarding Provisions for Procurement from a Bidder of a country which shares a land border with India and on sub-contracting to contractors from such countries; we certify that, bidder M/s\_\_\_\_\_ (*Name of Bidder*) is:

- (i) not from such a country [ ]
- (ii) if from such a country, has been registered with the Competent Authority. [ ]  
(Evidence of valid registration by the Competent Authority shall be attached)

*(Bidder is to tick appropriate option (✓ or X) above).*

We further certify that bidder M/s\_\_\_\_\_ (**Name of Bidder**) will not sub-contract any work to a contractor from such countries unless such contractor is registered with the Competent Authority.

We hereby certify that bidder M/s\_\_\_\_\_ (**Name of Bidder**) fulfills all requirements in this regard and is eligible to be considered.

Place: [Signature of Authorized Signatory of Bidder]  
Date: Name:  
Designation:  
Seal: