

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

1	Name of work	PROVISION OF 02 X 20 KW SOLAR POWER PLANT AT FEMT ADM BLOCK AND NEW HQ ADM BLOCK UNDER GE(U) SECUNDERABAD
2	Estimated Cost	Rs 27.90 Lakh (At Par Market)
3	Period of completion	06 (Six) MONTHS
4	Cost of tender documents	Rs 500.00 in the form of DD/Bankers cheque from any schedule Bank in favour of GE (Utility) Secunderabad and payable at Secunderabad. (Note : In case of retendering , the contractor who had quoted in the previous call is not required to submit the cost of tender.)
5	Website/portal address	www.defproc.gov.in and www.mes.gov.in
6	Type of contract	The tender shall be based on drawing and specification IAFW-2159 / IAFW-1779A and General Conditions of Contracts (IAFW-2249) with with Schedule 'A' (list of items of work) to be priced by contractor/pre priced by MES. The contractor is required to quote the lump sum amounts for parts of schedule 'A' and quote rates against items of other parts of Schedule 'A'
7	Information & Details :	
	(a) Bid submission start date	10 Sep 2022
	(b) Last date of bid submission	16 Sep 2022
	(c) Date of bid opening	23 Sep 2022
8	Eligibility Criteria	
	(a) For MES enlisted contractors	(i) Contractor shall be enlisted with MES in Class 'D' and above and category b(i) subject to satisfactory remarks wrt performance in respect of works in hand as reflected in Work Load return (WLR) or any other report circulated by competent engineer authority. (ii) The contractor should have MOU with solar power firms of rating 1A/1B/1C/2A/2B/2C given by CRISIL/CARE/FITCH/ICRA/SMERA/Brick work Ratings India Pvt Ltd and having experience given at c(i) below. (iii) 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 un-enlisted contractors, shall also be eligible.
	(b) For Contractors not enlisted with MES	(i) Contractor not enlisted with MES should meet the enlistment criteria of 'D' class & b(i) category contractors with regard to satisfactorily completion of requisite value of works with Central /State Government/Central/ State PSUs/ AWHO/ AFNHB/ CGEWHO/ DGMAP, annual turnover, bank solvency, working capital, and other requirements given in Annexure 1 to 7 of Appendix 'A' (ii) Not carrying adverse remarks in Work Load Report (WLR) or any other similar report circulated by any competent authority, if already working in MES. (iii) Not suspended/debarred/blacklisted (either permanently or temporarily) from participating in any bid or for business dealings by any Central/State Government Department or any Central /State Government PSU or any Autonomous Body under Central /State Government or any Local Body as on the bid submission end date.

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		(iv) The contractor should have MOU with solar power firms of rating 1A/1B/1C/2A/2B/2C given by CRISIL/CARE/FITCH/ICRA/SMERA/Brick work Ratings India Pvt Ltd and having experience given at c(i) below. However, requirement of MOU is exempted for contractors who themselves are having requisite rating by rating agency mentioned here-in before
	(c) For all Contractors	(i) The contractor should have experience of having successfully completed and commissioned Solar Power plants in Government department/PSU in last seven years ending last day of the month previous to the month of bid submission start date, as under:- (aa) One work of capacity not less than 80% of the capacity specified in the NIT or (ab) Two works of capacity not less than 50% of the capacity specified in the NIT or (ac) Three works of capacity not less than 40% of the capacity specified in the NIT
9	Tender issuing and Accepting Officer	CWE (Army), Mudfort, Secunderabad-500003
10	Executing agency	GE Utility Secunderabad
11	Earnest Money	Rs. 56,000/- in favour of GE Utility Secunderabad in the form of Deposit at call receipt, FDR not acceptable

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 in the NIT. Therefore, MES contractors 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 their present residual work in hand is more than **Five times** their present tendering limit. Such bidders shall upload in their Cover-I, bid details of works in hand showing names of 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 of Contracts. Therefore, such contractors shall upload the requisite information /documents in the Cover-1
- (3) Un-enlisted contractors shall be considered provided they meet the criteria. Foreign firms shall not be eligible for this tender. However, Indians 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.
- (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.

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- (c) Scanned copy of DD / Bankers Cheque towards cost of tender and EMD instrument in case SSD bond is not signed at the time of registration.
- (d) Affidavit for no outstanding recovery.
- (e) Scanned copy of EPF Registration.
- (f) Scanned copy of GST Registration.
- (5) Contractors not enlisted with MES will be required to upload following documents in Cover 1 for checking eligibility.
- (a) Application for tender on Firm's letterhead.
- (b) Scanned copy of DD/ Bankers cheque towards 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 firm 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) Affidavit for no outstanding recovery.
- (g) Scanned copy of EPF Registration.
- (h) Scanned copy of GST Registration.
- (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 Financial 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 Officer within **05 days** of bid submission end date, failing which following action shall be taken:-
- (a) In case of tenders from enlisted contractors 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 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 contractors, 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 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 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 form 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 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 employee, 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 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.

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(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 evaluation 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 reason 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) viz **Chief Engineer, Chennai Zone, Chennai** on email id **dircontceczchn2-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 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 contractor shall be uploaded in the Cover-1 of the bid and shall be checked /verified by the Accepting Officer.

(12) In case the BOQ is revised through the corrigendum and the bidder 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 un-enlisted tenderer, Earnest Money deposited 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.

(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/denial of the tender to any one of the related firms shall be final and binding.

(15) The eligible Solar power firms can either bid as direct participant/bidder or under MOU with MES enlisted/un-enlisted contractors but can not bid simultaneously as direct participant/bidder as also under MOU with MES enlisted/un-enlisted contractor.

(16) MOU will be permitted between one eligible Solar power firm and one MES enlisted/un-enlisted contractor, bidding for the same tender.

(17) In case of any violation of conditions at 15 and 16 above is noticed, all such bids shall be treated as invalid.

(18) The court of the place where tender has been issued shall alone have jurisdiction to decide any dispute out of or in respect of this tender. After the acceptance of tender, the condition-72 of IAFW 2249 shall be applicable. (Jurisdiction of courts)

(Signature of Contractor)

Dated:

DCWE (Contracts)
for Accepting Officer