



3.0 Eligibility Criteria for Empanelment

3.1 For the purpose of Empanelment, the Applicants shall be evaluated on the basis of the following Eligibility Criteria. The Applicant would be liable to disqualification if he has made misleading or false representation or has deliberately suppressed the information in the forms, statements and enclosures required in the Application for Empanelment.

3.2 General Eligibility Criteria:

- a) The Applicant shall be an entity or consortium of entities, where entity means a body corporate incorporated in India under the Companies Act, 2013 and its amendments thereof or any relevant law in India prior thereto, as applicable. A maximum of three members shall be allowed in case of a consortium, out of which, one member must be identified as the Lead member.
- b) The Applicant entity or entities (in case of a consortium) must be in existence for a minimum period of last three consecutive financial years just preceding the financial year in which the application has been submitted.
- c) The Applicant entity or entities (in case of a consortium) must have PAN, GSTIN and Provident Fund registration.
- d) The Applicant entity or entities (in case of a consortium) should not be currently debarred or blacklisted by any of the Central or State Governments / Government Department / PSU / autonomous organizations / multilateral donor institutions. It should not have employed any public servant dismissed / removed or person convicted for an offence involving corruption or abetment of such offences. Director(s)/Owner(s)/Proprietor/Partner(s) of the Applicant entity/entities should not have been convicted by any court of law for offences involving corrupt and fraudulent practices including moral turpitude in relation to business dealings with the Government of India or CIL or CIL's subsidiaries during the last five (5) years.

Self-attested copy of documents mentioned below must be submitted along with application as documentary evidence:

- i) Audited Balance Sheet and Profit & Loss Statement duly certified by Auditor for last three financial years just preceding the financial year in which the application has been submitted.
- ii) GSTIN Registration.
- iii) PAN Card.
- iv) Certificate of Incorporation from Registrar of Companies in case applicant is a company.
- v) Registered Partnership Deed in case applicant is a partnership firm.
- vi) P.F. Registration Certificate.

In case of a consortium, the above documents (i) to (vi) should be furnished for each



member of the consortium.

- vii) In case of a consortium, the Applicant shall furnish a Memorandum of Understanding as a documentary evidence for formation of the consortium.
- viii) The information about the Applicant should be furnished as per format provided in Annexure-2.
- ix) Declaration on blacklisting / banning should be furnished as per format provided in Annexure-4.
- x) The format for Pre-Contract Integrity Pact (as per Annexure-9) should be initialled by the Applicant.

3.3 Technical Eligibility Criteria:

For Category-I:

- a) The Applicant should have successfully designed, supplied, erected / supervised erection, and commissioned / supervised commissioning of Solar Photo Voltaic-based grid connected power plant(s) of cumulative installed capacity of 60 MWp or higher in the last five (5) financial years including the financial year in which the Application has been submitted, out of which at least one plant should have been of 10 MWp or higher capacity installed at a single location. The reference plant of 10 MWp or higher capacity must have been in successful operation for at least six (6) months prior to the last date of submission of application for empanelment.

OR;

- b) The Applicant should be a developer of Solar Photo Voltaic-based grid connected power plant(s) of cumulative installed capacity of 60 MWp or higher that have been successfully commissioned in the last five (5) financial years including the financial year in which the Application has been submitted, out of which at least one plant should have been of 10 MWp or higher capacity installed at a single location. The reference plant of 10 MWp or higher capacity must have been in successful operation for at least six (6) months prior to the last date of submission of application for empanelment.

For Category-II:

- a) The Applicant should have successfully designed, supplied, erected / supervised erection, and commissioned / supervised commissioning of Solar Photo Voltaic-based grid connected power plant(s) of cumulative installed capacity of 150 MWp or higher in the last five (5) financial years including the financial year in which the Application has been submitted, out of which at least one plant should have been of 50 MWp or higher capacity installed at a single location. The reference plant of 50 MWp or higher capacity must have been in successful operation for at least six (6) months prior to the last date of submission of application for empanelment.

OR;

- b) The Applicant should be a developer of Solar Photo Voltaic-based grid



connected power plant(s) of cumulative installed capacity of 150 MWp or higher that have been successfully commissioned in the last five (5) financial years including the financial year in which the Application has been submitted, out of which at least one plant should have been of 50 MWp or higher capacity installed at a single location. The reference plant of 50 MWp or higher capacity must have been in successful operation for at least six (6) months prior to the last date of submission of application for empanelment.

Explanation for 3.3(a) and (b) under Categories I and II: Solar Photo Voltaic-based grid connected power plant installed / commissioned by any Parent / Group / JV company of the Applicant entity or entities (in case of a consortium), work experience shall be met collectively by all the members specified in **clause 3.3(a) or (b)**.

The Applicant shall furnish details of such Solar Photo Voltaic-based grid connected power plant(s) in the formats given in Annexure-7a and Annexure-7b along with the following documents as documentary evidence:

- i) Acknowledgement / Certificate from customer / client for successful execution of work / contract. The acknowledgement / certificate must contain following information:
 - Capacity of Solar Plant/System in KWp.
 - Date of award of work for installation of Solar Plant/System.
 - Date of commissioning of Solar Plant/System.
- ii) Self-attested copy of Work Order(s) or Contract(s).

3.4 Financial Eligibility Criteria:

- a) The average Annual Turnover of the Applicant (standalone / unconsolidated) during the last three financial years just preceding the financial year in which application has been submitted must be **minimum INR 200 Crore for category-I (i.e for up to 100 MWp)**, and **minimum INR 300 Crore for category-II (i.e for above 100 MWp)**. "Other Income" as indicated in the annual accounts of the Applicant shall not be considered for arriving at the Annual Turnover.
- b) The Net Worth of the Applicant (standalone / unconsolidated) as on the last date of each of the last three financial years just preceding the financial year in which application has been submitted should be positive. Net Worth to be considered for this clause shall be the total Net Worth as calculated in accordance with the Companies Act, 2013 and any further amendments thereto.

Explanation for 3.4(a) and (b): Financial data should be provided in Indian Rupees only. In case of a consortium, the combined Annual Turnover of the members in the consortium should satisfy the criteria mentioned in **clause 3.4 (a)**. The Net Worth of each of the members in the consortium should be positive. The Annual Turnover and Net Worth during the last three financial years just preceding the financial year in which application has been submitted must be provided in format given in Annexure-8 along with self-attested copies of Audited Balance Sheet and Profit & Loss Statements duly certified by Auditor as documentary evidence.



4.0 Instructions to the Applicants

4.1 This section on 'Instructions to the Applicants' should be read in conjunction with the other parts of this Application document. Although details presented in this section have been compiled with all reasonable care, it is Applicant's responsibility to satisfy itself that the information / documents are adequate and that there is no conflict between the stipulations contained in this section and other parts of this Application document. No dispute or claims shall be entertained on this account. Preparation of the Application is the responsibility of the Applicant and no relief or consideration can be given for errors and omissions.

4.2 Obtaining the Application Documents:

4.3 A complete set of Application Documents may be downloaded free of cost by any interested applicant from CIL's e-Tender Portal (<https://coalindiatenders.nic.in>).

4.4 This Application for Empanelment is not transferable

4.5 Applicants should download the complete tender document, and read carefully before filling the details and uploading the requisite documents.

4.6 Requirements for participation in e-tenders

4.7 The Applicant will have to submit the Application online at CIL's e-Tender Portal (<https://coalindiatenders.nic.in>). Offline submission will not be acceptable.

4.8 In order to submit the online Application on CIL's e-Tender portal, the Applicant should meet the following requirements:

- a) Personal Computer connected with internet (for details, please visit the home page of CIL's e-Tender portal <https://coalindiatenders.nic.in>).
- b) It will be the Applicant's responsibility to comply with the system requirement i.e. hardware, software and internet connectivity at Applicant's premises to access the e-Procurement portal. Under no circumstances, CIL shall be liable to the Applicants for any direct/indirect loss or damages incurred by them arising out of incorrect use of the e-Procurement portal or internet connectivity failures.

4.9 Online enrolment / registration with CIL's e-Procurement portal

4.10 The interested Applicant should enroll / register himself at the CIL's e-Tender Portal (<https://coalindiatenders.nic.in>) in order to participate in the application process.

4.11 Online enrolment/registration of the Applicants on the e-Tender portal is free of cost and one-time activity only. The registration should be in the name of the Applicant in its own style and name. In case of consortium, registration should be made in the name of Lead member of the consortium. Digital Signature Certificate (DSC) holder, who is registered on behalf of the Applicant for submitting the Applicant documents, under his digital signatures in the e-Tender portal must be Applicant's duly authorized person, with valid DSC as per clause below. It shall be the responsibility of the Applicants to ensure that they get registered with the CIL's e-Tender portal well in



advance and download the Applicant document before the last date and time for the same.

- 4.12 Digital Signature Certificate (Class II or Class III) must be from any Certifying Authority authorized by Controller of Certifying Authority, Government of India (CCA) and which can be traced up to the chain of trust to the root certificate of CCA.

4.13 Help for participating in e-tender

- 4.14 The detailed method for participating in the e-Tender is available on links “Help for Contractor” and “Bidders Manual Kit” in CIL’s e-Tender portal. The Applicants may also seek help from the help-desk on 24x7 Toll Free No. 0120- 4200462, 0120-4001002 and additional mobile nos. +91- 8826246593 and +919903079800. All queries will be answered in English / Hindi only.

4.15 Contents of the Application

- 4.16 The language for submission of Application for Empanelment shall be English.
- 4.17 The person signing the application and submitting on behalf of the Applicant shall enclose Power of Attorney duly authorized and notarized for the same as per format provided in Annexure-5. The Power of Attorney shall be backed by copy of the Board Resolution of the Applicant Entity or Lead member of the consortium.
- 4.18 In case of a consortium, the members shall nominate one member as the lead member. The nomination shall be supported by a Power of Attorney as per format provided in Annexure-6.
- 4.19 The information furnished with the Application for Empanelment must be sufficient for processing and assessment. CIL holds the right to reject any Application in case the information furnished in the Application is incomplete or inadequate.
- 4.20 The enclosed attachments shall be filled in completely and wherever not applicable it should be written as “Not Applicable”. Applicants should furnish the required information and desist from writing “shall be furnished later” or submitting the blank form.
- 4.21 In case the Applicant intends to give additional information for which specified space in the given attachment is not sufficient, it can be furnished by additional sheets.
- 4.22 All the pages of the Application for Empanelment and attachments should be signed and corrections and over writings should be countersigned by the authorized signatory.
- 4.23 The Applicant should submit an undertaking as per Format provided in Annexure-3.
- 4.24 CIL reserves the right to cross check and confirm the information / details furnished by the Applicant at any time during the period of Empanelment. Any information / data furnished by the applicant found to be incorrect or false or misleading at any point of time would render him liable to be debarred from the Empanelment / tendering / taking up of work in CIL.
- 4.25 All costs incurred by Applicant for preparing and submitting the Application for Empanelment, in providing clarification or any other expenses whatsoever shall be



borne by Applicants themselves, regardless of the conduct or outcome of the Empanelment process.

4.26 Online Submission of Applications

4.27 The Applicant will submit his application online at CIL e-Tender Portal (<https://coalindiatenders.nic.in>) after carefully examining the documents.

4.28 The application shall be submitted through e-tender mode. No offline submission shall be acceptable.

4.29 Applicants to ensure that all uploaded documents are duly signed by the Applicant as per the format provided and must be digitally certified. Further, Applicants are required to sign and stamp each page of this Empanelment Application Document and submit the same along with their Application as a confirmation of acceptance of terms and conditions of this Application Document.

4.30 Applicant may note that mere submission of filled in application for empanelment and/or submission of additional information do not automatically entitle him to claim for empanelment. CIL at its sole discretion may invite or modify or annul the process without assigning reason whatsoever.

4.31 Applicants to further ensure that documents uploaded is being downloaded properly. CIL shall not be responsible for corrupted files, if any, uploaded online. Further file related to particular Attachment/Schedule including their annexures, if any, shall be given name of that Attachment/Schedule only.

4.32 Applications shall be hosted/ uploaded on the system as per time lines and the schedule specified on the tender notification.

4.33 Deadline for Submission of Applications

4.34 Applications must be submitted online no later than the time and date stated in the Schedule in **Clause 4.52**.

4.35 CIL may, at its discretion, extend this deadline for submission of applications by amending the Empanelment documents in accordance with **Clause 4.39**, in which case all rights and obligations of CIL and Applicants will thereafter be subject to the deadline as extended.

4.36 Clarifications sought by the Applicant:

4.37 The Applicant can seek clarifications on any matter pertaining to this Applicant document by submitting its queries online on the e-Tender portal within the timeline specified in **Clause 4.52**.

4.38 CIL will upload its reply to the clarifications on the e-Tender portal.

4.39 Amendment to Empanelment Documents:

4.40 At any time prior to the deadline for submission of Applications, CIL may, for any reason, whether at its own initiative, or in response to a clarification requested by any Applicant, amend the Empanelment document.

4.41 The amendments will be uploaded on the e-Tender portal by CIL. The amendments



will be binding on the Applicants and it will be assumed that the information contained therein have been taken into account by the Applicant in its Application.

4.42 In order to afford prospective Applicants reasonable time in which to take the amendment into account in preparing their response, CIL may, at its discretion, extend the deadline for the submission of Applications.

4.43 Applicants are advised to check regularly CIL e-Tender Portal for updates.

4.44 Opening of Applications:

4.45 The Applications will be decrypted on-line and will be opened by CIL on the pre-scheduled date and time specified in this Empanelment Document.

4.46 Applicant's attendance during the Application opening in CIL Premises is not envisaged.

4.47 Applications which are complete, complying and responsive to the requirements of the Empanelment Document will be considered for evaluation.

4.48 Clarifications sought by CIL at the time of Evaluation:

4.49 During the evaluation of the Applications, CIL may, at its discretion, ask the Applicant for clarification in regards to the information furnished by the Applicant in its Application including documentary evidence. The request for clarification and the response shall be in writing and no change in the substance of the application shall be sought, offered or permitted.

4.50 Notification of Empanelment:

4.51 CIL will evaluate the applications in line with the requirements specified in this empanelment document. Upon meeting the Eligibility Criteria and other requirements of the empanelment documents, CIL will notify the successful Applicants by uploading the result on CIL's e-Tender portal.

4.52 Schedule:

4.53 A summary of the proposed schedule for Application for Empanelment is shown below. CIL reserves the right to amend the empanelment process and amend the schedule at any stage.

Event	Date / Time
Issuance of Application document by CIL	22.12.2022 (13.30 hrs)
Last Date and Time for downloading the Application document by the Applicants	16.01.2023 (17.00 hrs)
Last Date and Time for submission of queries / request for clarifications by the Applicants	06.01.2023 (12.00 hrs)
Last Date and Time for receipt of Applications by CIL	16.01.2023 (17.00 hrs)
Date and Time for opening of Applications by CIL	17.01.2023 (11.00 hrs)



4.54 Period of Empanelment:

4.55 This empanelment shall be valid for a period of two (2) years from the date of Empanelment with provision for further extension up to one year.

4.56 Cancellation of Empaneled Contractors:

4.57 The Empanelment of Contractors shall be cancelled by CIL in case the contractual, commercial, technical or statutory performance of the Contractor do not meet the project specific stipulation, or in case of abandoning of allotted work, or delay in completion of work and handing over of fronts to other agencies by the Contractor, or Contractor's bankruptcy or Contractor's activities detrimental to the interest of CIL. The decision of CIL in this regard shall be final and binding on the Contractor.

4.58 In case of change of name of the Empaneled Applicant without change of constitution/partners, the same shall be intimated along with proof of such change to CIL immediately but in no case later than thirty (30) days from the date of such change occurs failing which the Empanelment of Agency/Contractor by that name shall be cancelled.

4.59 Right to Accept or Reject Application:

4.60 Notwithstanding anything contained in this Application for Empanelment, CIL reserves the right to accept or reject any Application or annul the process or reject all Applications at any time without any liability or any obligation for such acceptance, rejection or annulment without assigning any reasons.

4.61 Address for Communication and Submission:

B.K. Panda GM (E&M), Coal India Limited Coal Bhawan Premise No-04 MAR, Plot No-AF-III, Action Area-1A, Newtown, Rajarhat, Kolkata-700156 PBX: 033 7110-4343 Email: - bkpanda.cil@coalindia.in	Atanu Nandi Chief Manager(E&M) a.nandi@coalindia.in Jitendra Singh Manager(E&M) Singh.jitendra@coalindia.in 033-7110-4610
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4.62 Corrupt or Fraudulent Practices:

4.63 CIL requires that Applicants observe the highest standard of ethics during the procurement and execution of the contracts. In pursuance of this policy, CIL:

- a) Defines, for the purposes of this provision, the terms set forth below as follows:
- i) "corrupt practice" means the offering, giving, receiving or soliciting of anything of value to influence the action of a public official in the procurement process or in contract execution; and
 - ii) "fraudulent practice" means a misrepresentation of facts in order to influence a procurement process or the execution of a contract to the detriment of the Employer, and includes collusive practice among