



**APPENDIX 'A' TO NOTICE INVITING TENDER**

	(B) Contd.		(vi) Un-enlisted Contractor who have secured two works in MES should get themselves registered in the appropriate designated Class with any Registering Authority, else the firm will not be eligible for participation in this tender unless until the firm is enlisted with the MES."
	(C)	For enlisted/un-enlisted Contractors / Solar Power Firm bidding directly	<p>(i) Experience of having successfully completed Solar Power Plants in MES /any Government Department /PSU during last seven years ending last day of the month previous to the one in which applications are invited should be any of the following :-</p> <p>(a) One work of capacity &gt; 80% of capacity plant specified in NIT.</p> <p style="text-align: center;">or</p> <p>(b) Two works of capacity &gt; 50% of capacity of plant specified in NIT.</p> <p style="text-align: center;">or</p> <p>(c) Three works of capacity &gt; 40% of capacity of plant specified in NIT.</p> <p>(ii) Solar power firms have rating 1A /1B/1C/2A/ 2B/2C by CRISIL /CARE/FITCH/ICRA/SMERA/ Brick Work Ratings India Pvt Ltd.</p>
	(D)	For all the bidders	a) Not suspended/debarred/blacklisted (either permanently or temporarily) front 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.
9	Tender Issuing and Accepting Officer		<b>CWE (AF) Trivandrum</b>
10	Executing agency		<b>GE (AF) SULUR</b>
11	Integrity Pact		Scanned copy of Integrity Pact (IP) is uploaded along with NIT. IP is an integral part of contract and both parties are bound by its provisions.
12	Earnest Money		<b>Rs 6,67,400/- in favour of GE(AF) Sulur</b> in the form of Deposit at call receipt, <b>FDR not acceptable.</b>

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The bidder should be a "SOLAR SYSTEM PROVIDER/ SYSTEM INTEGRATOR" **or** having MOU with SOLAR SYSTEM PROVIDER/ SYSTEM INTEGRATOR firms and shall meet the criteria as follows:-

i) Experience of having successfully completed Solar Power Plants in MES /any Government Department /PSU during last seven years ending last day of the month previous to the one in which applications are invited should be any of the following :-

(a) One work of capacity > 80% of capacity plant specified in NIT.

or

(b) Two works of capacity > 50% of capacity of plant specified in NIT.

or

(c) Three works of capacity > 40% of capacity of plant specified in NIT.

(ii) Solar power firms have rating 1A /1B/1C/2A/ 2B/2C by CRISIL /CARE/FITCH/ICRA/SMERA/ Brick Work Ratings India Pvt Ltd.

Notes:-

(a) No contractor (enlisted or un-enlisted) will 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, Project Manager as per contract conditions.

(b) In order to substantiate his experience the bidder shall provide completion certificates issued by agencies where the works have been executed.

(c) For the purpose of evaluating the amount of completed works, the value of previously completed works shall be enhanced by 5% per year to bring them at par with present cost.

(d) The definition of similar works is as under:- "works of similar nature" shall mean works involving "Solar power projects" executed (excluding Manning & Operation).

**(e) MoU must be signed on stamp paper of not less than ₹ 100/- and shall be notarized and documents in support will be uploaded in Cover-I. (As per format given in Appx 'A')**

2. 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 class below in case of remote and difficult areas) may also bid for this tender . Such 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. However in case such contractors fulfill the criteria of upgradation to the stipulated eligible class based on past experience of completed works (individual work experience and / or average annual turnover, as applicable) and financial soundness (solvency/ financial soundness and working capital), the ceiling of present residual work will not apply and they will be considered for issue of tender. Such bidder shall upload in their Cover-1 bid details of residual works in hand showing name of work, name of Accepting Officer, Contract amounts, dates of commencement and completion (stipulated) and progress as on bid submission date. Such contractors, if claim to fulfill the criteria of upgradation shall also upload the requisite information / documents in support of upgradation. These details shall be verified by the Tender Issuing Authority from concerned formations in case bids of such contractors 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 bidders shall be considered, who have previously completed similar works satisfactorily and are meeting the criteria of upgradation in respect of past experience of completed work (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-1.

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4. Un-enlisted contractor shall be considered provided he meets the criteria. Foreign firms shall not be eligible for this 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.
5. Contractors enlisted with MES will upload following documents in Cover 1 for checking eligibility :-
- (a) Application for tender on Firm's letterhead.
  - (b) Enlistment letter issued by the Registering Authority duly renewed for the cycle period in vogue.
  - (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) **It is mandatory to upload their Goods and Service Tax Registration Number along with "T" bid. Contractor who do not upload Goods and Service Tax regn No. shall be disqualified in the "T" bid and his Finance bid shall not be opened.**
  - (e) **Declaration of UAM (Udyog Adhar Menorandum Number) by MSE bidders on CPPP is mandatory, failing which such bidders will not be able to avail the benefits as per Public procurement policy for MSEs order 2012 issued by MSMSE.**
  - (f) Scanned copy of signed Integrity Pact
  - (g) Any other document required as described in this Appendix.
6. 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.
  - (h) **It is mandatory to upload their Goods and Service Tax Registration Number along with "T" bid. Contractor who do not upload Goods and Service Tax regn No. shall be disqualified in the "T" bid and his Finance bid shall not be opened.**
  - (i) **Declaration of UAM (Udyog Adhar Menorandum Number) by MSE bidders on CPPP is mandatory, failing which such bidders will not be able to avail the benefits as per Public procurement policy for MSEs order 2012 issued by MSMSE.**
  - (j) Scanned copy of signed Integrity Pact
  - (k) 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 1 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 5 (Five) days of bid submission end date.
- (a) In case of tenders from an enlisted contractor of MES, where scanned copies of required 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 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, 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).

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(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 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 son/daughter/spouse of Proprietor/Partner/Director and Firm's own employees, director, project manger **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 the Appendix. Tenderer/bidder will be informed regarding non-validation of bid 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) viz CWE (AF) Trivandrum on email id [aftrivan3-mes@nic.in](mailto:aftrivan3-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 form 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 un-enlisted contractor is already executing work 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 work being executed by such a contractor shall be uploaded in 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 (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 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.

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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.

Signature of Contractor

(SS Husain)  
Lt Col  
DCWE (Contracts)  
For Accepting Officer

File No. 82471/03/ E8

Dated : 13 Oct 2023

Commander Works Engineer(AF)  
HQSAC(IAF) Complex, Akkulam  
Thuruvikkal Post  
Trivandrum-11  
Tele : 0471 2554251  
Fax : 0471 2554196  
Email:cwetvme8.ker@nic.in