

**DELHI METRO RAIL CORPORATION LIMITED**



**TENDER FOR TRAIN OPERATION SERVICES OF LINE-2 (KASHMERE GATE CREW CONTROL & QUTUB MINAR CREW CONTROL)**

**CONTRACT PACKAGE: TRAIN OP-02/2019**

**TENDER DOCUMENTS**

**NOTICE INVITING TENDER (NIT)**

**DELHI METRO RAIL CORPORATION LTD.  
5th FLOOR, A-WING, METRO BHAWAN,  
FIRE BRIGADE LANE, BARAKHAMBA ROAD,  
NEW DELHI 110001**

**INDEX**

<b>Clause</b>	<b>Description</b>	<b>Page No.</b>
1.1	<b>General</b>	2
1.1.2	Key Details	2
1.1.3	<b>Qualification Criteria</b>	4
1.1.3.1	Eligible Applicant	4
1.1.3.2	Minimum Eligibility Criteria	7
1.1.3.3	Bid Capacity Criteria	9
1.1.4	Tender Documents Consist	10
	<b>Instructions for online bid submission</b>	12

**NOTICE INVITING TENDER (NIT)**

**(e-Tender)**

**1.1 GENERAL**

1.1.1 Name of Work: Delhi Metro Rail Corporation (DMRC) Ltd. invites online open e-tenders from eligible applicants, who fulfill qualification criteria as stipulated in Clause 1.1.3 of NIT, for the work **CONTRACT PACKAGE: TRAIN OP-02/2019: Contract for train operation services of Line-2 (Kashmere Gate Crew Control & Qutub Minar Crew Control)**. Entire/partial contractor's staff may be shifted to other Lines and upcoming lines of DMRC in any need/ emergency.

Two tenders are being floated for Train Operation services of Line-1 & Line-2 i.e. TRAIN OP-01/2018 and TRAIN OP-02/2019. If anyone tender is awarded to any tenderer (sole or JV/Consortium) then he will not be eligible for other tenders. For further details please refer NIT clause 1.1.3.1 (ix) & clause F of ITT in this regard.

The brief scope of the work is provided in Clause A1 of ITT and Employer's Requirement

**1.1.2 KEY DETAILS:**

<b>a.</b>	<b>Approximate Cost of work</b>	:	<b>Rs. 31.57 Crores (Inclusive of 18% GST)</b>
<b>b.</b>	<b>Tender Security* (Earnest Money Deposit)</b>	:	Amount of Tender Security: - <b>7.90 Lakh</b>  Validity of Tender Security in case of BG: <b>29.05.2020</b> Tender Security in case of <b>BG, FDR, Demand Draft, Banker's Cheque (in original)</b> as per clause C18 of ITT shall be accepted only up to <b>1500 hrs. on 03.10.2019</b> in the office of Chief General Manager/Contracts at the address mentioned hereinafter.  In case of <b>RTGS/NEFT/IMPS</b> transactions, bidders shall upload the scanned copies of transaction of payment of tender security / EMD including e-receipt (indicating UTR No.) at the time of online bid submission. The Tender Reference Number i.e. <b>TRAIN OP-02/2019</b> shall be clearly entered in remarks/descriptions at the time of online transaction of payment, failing which payment may not be considered. The detail of bank account of DMRC is mentioned below this table.  Note: Bidders to note that the payment of tender security shall be made from the account of bidder only. However, in case of JV/Consortium, the tender security can either be paid from JV/Consortium account or one of the constituent member of JV/Consortium.  If tender security has been made from other than the account mentioned above, same shall not be accepted and all such bids shall be considered ineligible and summarily rejected.  For further details, clause C18 of ITT may be referred
<b>c.</b>	<b>Completion period of Work</b>		<b>41 months</b> (36 Month of operation + 3 Month of training & 2 months for Mobilization) (The contract period may be extended further for 12 months after the performance review)
<b>d.</b>	<b>Tender Documents on sale</b>	:	From <b>30.08.2019</b> to <b>03.10.2019</b> (upto 1500 hrs) on e-tendering website <a href="https://eprocure.gov.in/eprocure/app">https://eprocure.gov.in/eprocure/app</a>

e.	<b>Cost of Tender Documents* (Non-Refundable)</b>	:	<p><b>INR 23,600/- (inclusive of 18% GST) Non-refundable</b></p> <p>(Payment of tender document cost/ tender fee is to be made only by RTGS, NEFT &amp; IMPS. No other mode of payment will be accepted. The details of bank account of DMRC are mentioned below. The bidders will be required to upload scanned copies of transaction of payment of tender document cost/tender fee including e-receipt (clearly indicating <b>UTR No. &amp; tender reference</b> i.e. <b>TRAIN OP-02/2019</b> must be entered in the remarks at the time of online transaction of payment, failing which payment may not be considered) to be uploaded in online bid submission). No copies of transaction of payment are required to be sent to the office of Chief General Manager/Contracts.</p> <p>Note: The payment of the tender cost is acceptable from any account. However, tenderer shall submit such transaction details along with their tender submission on e-portal. If the same transaction reference number has been submitted for more than one bids. All such bids shall be considered ineligible and summarily rejected.</p> <p><b>(Copy of GST registration no. to be provided along with Tender document cost/ tender fee).</b></p>
f.	<b>Last date of Seeking Clarification</b>	:	10.09.2019 (Upto 1700 Hrs.) (written queries from bidders after due date shall not be acknowledged)
g.	<b>Pre-bid Meeting</b>	:	12.09.2019 at 1100 Hrs.
h.	<b>Last date of issuing amendment, if any</b>	:	20.09.2019
i.	<b>Date and Time of submission of Tender online</b>	:	<p>Tender submission start date: 24.09.2019 (from 1100 hrs)</p> <p>Tender submission end date: 03.10.2019 (upto 1500 hrs.)</p>
j.	<b>Date &amp; Time of opening of Tender online (Technical Bid)</b>	:	04.10.2019 at 1600 Hrs.
k.	<b>Authority, place for submission of tender cost &amp; Tender Security (EMD), seeking clarifications on tender documents and pre-bid meeting</b>	:	<p><b>CGM/Contracts,</b>                  Delhi Metro Rail Corporation Ltd.,                  5<sup>th</sup> Floor, A-Wing, Metro Bhawan,                  Fire Brigade Lane, Barakhamba Road,                  New Delhi –110 001</p>

\*To facilitate payment of Tender Fee and Tender Security through RTGS, NEFT & IMPS, the details of bank account of DMRC is mentioned below:

Name of Bank	Bank's Address	Account Name & No.	Account Type	IFSC code
Punjab National Bank	ECE House Branch, Connaught Place, New Delhi-110001	DMRC Ltd. O&M Expenditure A/C, 1120005800000032	Current	PUNB0112000

*\*Tender Cost and Tender Security is exempted for Micro & Small Enterprises (MSEs) registered with District Industries Centre or Khadi & Village Industries Commission or Khadi & Village Industries Board or Coir Board or National Small Industries Corporation or Dte. Of Handicraft & Handloom or any other bodies specified by Ministry of Micro, Small & Medium Enterprises for appropriate **“Urban or suburban passenger land transport”** category, and have valid registration certificate as on date of tender submission.*

The MSEs would not be eligible for exemption of tender security if;

- Either they are not registered for appropriate **“Urban or suburban passenger land transport”** category.
- Or they do not have valid registration as on the date of tender submission.

The tenderers seeking exemption from ‘Tender Cost’ and ‘Tender Security’, being MSEs, shall ensure their eligibility w.r.t above and submit registration certificate issued by the body under which they are registered which clearly mentions category of registration **“Urban or suburban passenger land transport”** and Terminal Validity of registration.

In absence of any of the above requirements no exemption for ‘tender security’ will be allowed and tenderers eligibility shall be dealt as if they are not registered with MSEs.

**No further clarification shall be sought on the above.**

### **1.1.3 QUALIFICATION CRITERIA**

#### **1.1.3.1 Eligible Applicant**

- i. The tenders for this contract will be considered only from those tenderers {proprietorship firms, partnership firms, companies, corporations, consortia or joint ventures (JV/Consortium hereinafter)} who meet requisite eligibility criteria prescribed in the sub-clauses of Clause 1.1.3 of NIT. In the case of a JV or Consortium, all members of the Group shall be jointly and severally liable for the performance of whole contract.
- ii.(a) A non-Indian firm is permitted to participate in tender in a joint venture or consortium arrangement with any other Indian firm having minimum participation interest of 26% or their wholly owned Indian subsidiary.  
  
(b) A tenderer shall submit only one bid in the same tendering process, either individually as a tenderer or as a partner of a JV/Consortium. A tenderer who submits or participates in, more than one bid will cause all of the proposals in which the tenderer has participated to be disqualified. No tenderer can be a sub-contractor while submitting a bid individually or as a partner of a JV/ Consortium in the same bidding process. A tenderer, if acting in the capacity of subcontractor in any bid, may participate in more than one bid, but only in that capacity.
- iii Tenderers shall not have a conflict of interest. All Tenderers found to have a conflict of interest shall be disqualified. Tenderers shall be considered to have a conflict of interest with one or more parties in this bidding process, if:
  - (a) A tenderer has been engaged by the Employer to provide consulting services for the preparation related to procurement or implementation of the project;
  - (b) A tenderer is any associates/affiliates (inclusive of parent firms) mentioned in subparagraph (a) above; or
  - (c) A tenderer lends, or temporarily seconds its personnel to firms or organizations which are engaged in consulting services for the preparation related to procurement for an

implementation of the project, if the personnel would be involved in any capacity on the same project.

- iv The payment of the tender cost is acceptable from any account. However, tenderer shall submit such transaction details along with their tender submission on e-portal. If the same transaction reference number has been submitted for more than one bid. All such bids shall be considered ineligible and summarily rejected. However, the lead partner in case of JV/Consortium shall be one who has experience of similar work as defined in clause 1.1.3.2 A of NIT.
- v (a). DMRC/ any other Metro Organisation (100% owned by Govt.) / Ministry of Housing & Urban Affairs / Order of Ministry of Commerce, applicable for all Ministries must not have banned business with the tenderer (including any member in case of JV/consortium) as on the date of tender submission. The tenderer should submit undertaking to this effect in Appendix-19 of Form of Tender.
- v(b). Also no contract of the tenderer of the value more than 10% of NIT cost of work, executed either individually or in a JV/Consortium, should have been rescinded / terminated by DMRC / any other Metro Organisation (100% owned by Govt.) after award during last 03 years (from the last day of the previous month of tender submission) due to non-performance of the tenderer or any of JV/Consortium members. The tenderer should submit undertaking to this effect in Appendix-19 of Form of Tender.
- v(c). The overall performance of the tenderer (all members in case of JV/Consortium separately) shall be examined for all the ongoing works on **“Metro Train Operation/ Metro Train Maintenance / Metro Train Manufacturing/Metro Train Testing and Commissioning/ Tram Operation/ Monorail Operation/Bus Fleet Operation”** of value more than 40% of NIT cost of work and also for all the completed work on **“Metro Train Operation/ Metro Train Maintenance / Metro Train Manufacturing/Metro Train Testing and Commissioning/ Tram Operation/ Monorail Operation/Bus fleet Operation”** awarded by DMRC/ any other Metro Organisation (100% owned by Govt.) PSU. for bus fleet operation housekeeping services i.e. bus cleaning, bus washing shall not be treated as bus fleet operation, however work related to out sourcing of drivers and conductors in any state transport authorities/union territories will be considered. Other Government organisation within last one year (from the last day of the previous month of tender submission), of value more than 40% of NIT cost of work executed either individually or in a JV/Consortium. The tenderer shall provide list of all such works in the prescribed Performa given in Appendix-19A of the Form of Tender. The tenderer (all members in case of JV/Consortium separately) may either submit satisfactory performance certificate issued by the Client / Employer for the works or give an undertaking regarding satisfactory performance of the work with respect to completion of work/ execution of work (ongoing works) failing which their tender submission shall not be evaluated and the tenderer shall be considered non-responsive and non-compliant to the tender conditions. In case of non-submission of either satisfactory performance certificate from client / employer or undertaking of satisfactory performance of any of the above work, the performance of such work shall be treated as unsatisfactory while evaluating the overall performance of tenderer in terms of Note (b) of Appendix - 19A. In case of performance certificate issued by the client, same should not be older than three month (from the last day of the previous month of tender submission for the ongoing works.
- v(d). Tenderer (including any member in case of JV/consortium) for the works awarded by DMRC/ any other Metro Organisation (100% owned by Govt.) PSU. Other Government organisation must have been neither penalised with liquidated damages of 10% (or more) of the contract value due to delay nor imposed with penalty of 10% (or more) of the contract value due to any other reason in any work on **“Metro Train Operation/ Metro Train Maintenance / Metro Train Manufacturing/Metro Train Testing and Commissioning/ Tram Operation/ Monorail**

- Operation/Bus Fleet operation” of value more than 10% of NIT cost of work, during last three years. The tenderer should submit undertaking to this effect in Appendix-20 of Form of Tender.
- v(e). If the tenderer or any of the constituent ‘substantial member(s)’ of JV/Consortium does not meet the criteria stated in the Appendix 19 or Appendix 19A or Appendix 20, the tenderer including the constituent ‘substantial member(s)’ of JV/Consortium shall be considered ineligible for participation in tender process and they shall be considered ineligible applicants in terms Clause 1.1.3.1 of NIT.
- v(f). If there is any misrepresentation of facts with regards to undertaking submitted vide Appendix-19 or performance in any of the works reported in the Appendix 19A or undertaking submitted vide Appendix-20, the same will be considered as “fraudulent practice” under Clause 4.33.1 a (ii) of GCC and the tender submission of such tenderers will be rejected besides taking further action as per Clause 4.33.1 (b) & 13.2.1 of GCC
- vi. Tenderer (any member in case of JV/consortium) must not have suffered bankruptcy/ insolvency during the last 5 years. The tenderer should submit undertaking to this effect in the Appendix-21 of Form of Tender.
- vii. **LEAD PARTNER/NON SUBSTANTIAL PARTNERS/ CHANGE IN JV/ CONSORTIUM**
- a. Lead partner must have a minimum of 26% participation in the JV/Consortium.
- b. Partners having less than 26% participation will be termed as non-substantial partner and will not be considered for evaluation which means that their financial soundness and work experience shall not be considered for evaluation of JV/Consortium.
- c. In case of JV/Consortium, change in constitution or percentage participation shall not be permitted at any stage after their submission of application otherwise the applicant shall be treated as non-responsive.
- d. The tenderer, in case of JV/Consortium, shall clearly and unambiguously define the role and responsibilities for each substantial/non-substantial partner in the JV/Consortium agreement/ MOU submitted vide foot note (d) of Appendix-6 of Form of Tender, providing clearly that any abrogation/subsequent re-assignment of any responsibility by any substantive/non-substantive partner of JV/Consortium in favour of other JV/Consortium partner or any change in constitution of partners of JV/Consortium (without written approval of Employer) from the one given in JV/Consortium agreement/MOU at tender stage, will be treated, as ‘breach of contract condition’ and/or ‘concealment of facts’ (as the case may be), vide GCC clause 4.33.1 [a (ii) and (iii)] and acted accordingly.
- e. The Employer in such cases, may in its sole discretion take action under clause 4.33.1 (b) of GCC against any member(s) for failure in tenderer’s obligation and declare that member(s) of JV/Consortium ineligible for award of any tender in DMRC or take action to terminate the contract in part or whole under clause 13 of GCC as the situation may demand and recover the cost/damages as provided in contract.
- viii. (a) Tenderer (including any member in case of JV/consortium) has not been put on defaulter’s list of EPF/ESI/GST/Labour Deptt. etc during the last three years (from the last day of the previous month of tender submission).The tenderer should submit undertaking to this effect in the Appendix-27 of Form of Tender.
- (b) Tenderer (including any member in case of JV/consortium) should not be involved in any illegal activity and/or has not been charge sheeted for any criminal act during last three years(from the last day of the previous month of tender submission). The tenderer should submit undertaking to this effect in the Appendix-27 of Form of Tender.
- (c) Also no contract of the tenderer of the value more than 10% of NIT cost of work, executed either individually or in a JV/Consortium, should have been foreclosed or scope under that contract is reduced by DMRC after award during last three years (from the last day of the

previous month of tender submission) due to non-performance of the tenderer or any of JV/Consortium members. The tenderer should submit undertaking to this effect in Appendix-27 of Form of Tender.

**ix. ELIGIBILITY FOR ONLY ONE PACKAGE**

Based upon the quantum and the location of the work, the present Requirement of Train Operation Services has been divided into following two contract packages for engagement of Services provider, which shall be dealt as under:

- (i) **CONTRACT PACKAGE: TRAIN OP-02/2019:** Contract for train operation services of Line-2 (Kashmere Gate Crew Control & Qutub Minar Crew Control). Approximate cost of work is **INR 31.57 crore.**
- (II) **CONTRACT PACKAGE: TRAIN OP-01/2019:** Contract for train operation services of line-1 (Shahdara crew control). Approximate cost of work is **INR 21.54 crore.**

**Technical Packages of both the contracts packages shall be opened and finalized simultaneously.** However, financial packages shall be dealt in following sequence:

- (1) **Financial Package of Contract OP-02/2019 shall be opened first and finalised.**
- (2) **After finalization of Contract OP-02/2019, the financial packages of OP-01/2019 shall be opened. The financial package of the bidder who has been awarded Contract OP-02/2019 and becomes technically compliant in Contract OP-01/2019, shall not be opened.**

**1.1.3.2 Minimum Eligibility Criteria**

**A. Work Experience : (Based on average annual value of work)**

The tenderers will be qualified only if they have successfully completed work(s) during last 7 years ending last day of the month previous to the month of tender submission as given below (tenderer shall upload Appendix-17 of FOT):

- (i) At least one “similar work”\*\*of value of Rs. 7.39 crore or more.  
OR
- (ii) Two “similar works” \*\*each of value of Rs. 4.62 crore or more.  
OR
- (iii) Three “similar works”\*\*each of value of Rs. 3.69 crore or more.

\*\* “**Similar works**” for this contract shall be works involving **Metro Train Operation/ Metro Train Maintenance / Metro Train Manufacturing/Metro Train Testing and Commissioning / Tram Operation/ Monorail Operation/Bus Fleet Operation** in any establishment.

Works related to housekeeping i.e. Train cleaning/Train washing shall not be treated as Train maintenance & for bus fleet operation housekeeping services i.e. bus cleaning, bus washing shall not be treated as bus fleet operation, however work related to out sourcing of drivers and conductors in any state transport authorities/union territories will be considered.

**Notes:**

- The tenderer shall submit details of work executed by them in the prescribed format as per Appendix-17 of FOT for the works to be considered for qualification of work experience criteria. Documentary proof such as completion certificates from the client clearly indicating



the nature/scope of work, actual completion cost and actual date of completion for such work should be uploaded. In case work is executed for private client documentary proof such as copy of work order, Bill of quantities, Bill wise details of payment received certified by CA, TDS certificates for all the payments received, copy of final/ last bill paid by the client should be uploaded. **The offers submitted without this documentary proof shall not be evaluated.**

- Value of successfully completed portion of any ongoing work up to the last day of the previous month of tender submission will also be considered for qualification of work experience criteria.
- For completed works, value of work done shall be updated to the last day of the previous month of tender submission price level assuming 5% inflation for Indian Rupees every year and 2% for foreign currency portions per year. The exchange rate of foreign currency shall be applicable 28 days before the submission date of tender.
- In case of joint venture / Consortium, full value of the work, if done by the same joint venture shall be considered. However, if the qualifying work(s) were done by them in JV/Consortium having different constituents, then the value of work as per their percentage participation in such JV/Consortium shall be considered. This is to be substantiated with documentary evidence.
- If the above work(s) comprise(s) other works also, then client's certificate clearly indicating the amount of work done in respect of the "similar work" shall be furnished by the tenderer in support of work experience along-with their tender submissions.
- Following to be provided in tender document regarding stamping of work experience criteria: Only work experience certificate having stamp of Name and Designation of officer along with the Name of client shall be considered for the evaluation. However, if any work experience certificate has been issued prior to 01.07.2019, same shall be considered for evaluation even if it is not stamped.

**B. Financial Standing:** The tenderers will be qualified only if they have minimum financial capabilities as below :-

- (i) **T1-Liquidity:** It is necessary that the firm can withstand cash flow that the contract will require until payments received from the Employer. Liquidity therefore becomes an important consideration.

This shall be seen from the last audited balance sheets and/or from the banking reference. Net current assets and/or documents including banking reference (as per proforma given in Appendix-23 of Form of Tender), should show that the applicant has access to or has available liquid assets, lines of credit and other financial means to meet cash flow of **₹ 1.32 Crore** for this contract, net of applicant's commitments for other contracts. Banking reference should contain in clear terms the amount that bank will be in a position to lend for this work to the applicant/member of the Joint Venture/Consortium. In case the Net Current Assets (as seen from the Balance Sheets) are negative, only the Banking references will be considered. Otherwise the aggregate of the Net Current Assets and submitted Banking references will be considered for working out the Liquidity.

The banking reference should be from a Scheduled Bank in India and it should not more than 3 months old as on date of submission of bids.

**The Banking Reference should be on the letter head of the Bank.**

In Case of JV/Consortium- Requirement of liquidity is to be distributed between members as per their percentage participation and every member should satisfy the minimum requirement.

**Example:** Let member-1 has percentage participation =M and member-2 has percentage participation = N.

If minimum liquidity required is 'W' then liquidity of member-1  $\geq \frac{WM}{100}$  and liquidity of member-2  $\geq \frac{WN}{100}$

- (ii) **T2- Profitability:** Profit before Tax should be **Positive in at least 2 (two) years**, out of the last five audited financial years.

In Case of JV/Consortium: The profitability of only lead member shall be evaluated.

- (iii) **T3-Net Worth:** Net Worth of tenderer during last audited financial year should be  $\geq$  ₹ 1.85 Crore

In case of JV/Consortium- Net worth will be based on the percentage participation of each Member.

**Example:** Let Member-1 has percentage participation = M and Member-2 has = N. Let the Net worth of Member-1 is 'A' and that of Member-2 is 'B', then the Net worth of JV/Consortium will be =  $\frac{AM+BN}{100}$ .

- (iv) **T4- Annual Turnover:** The average annual turnover of the tenderer during last five audited financial years should be  $\geq$  ₹ 7.39 Crore.

The averages annual turnover of JV/Consortium will be based on percentage participation of each member.

**Example:** Let member 1 has percentage participation = M and Member 2 has percentage = N, Let the averages annual turnover of member 1 is A and that of member 2 is B, then average annual turnover of JV/Consortium will be =  $\frac{AM+BN}{100}$

**Notes:**

- Financial data for last five audited financial years has to be uploaded by the tenderer in **Appendix-18** of Form of Tender along with audited balance sheets. The financial data in the prescribed format shall be certified by Chartered Accountant with his stamp and signature. In case audited balance sheet of the last financial year is not made available by the bidder, he has to submit an affidavit (As per format provided in Appendix-18A to Form of Tender {FOT}) certifying that 'the balance sheet has actually not been audited so far'. In such a case the financial data of previous '4' audited financial years will be taken into consideration for evaluation. If audited balance sheet of any other year than the last year is not uploaded, the tenderer may be considered as non-responsive.

**1.1.3.3 Bid Capacity Criteria:**

**Bid Capacity:** The tenderers will be qualified only if their available bid capacity is more than the approximate cost of work as per NIT. Available bid capacity will be calculated based on the following formula:

Bid capacity will be calculated based on the following formula:

$$\text{Available Bid Capacity} = 2 \cdot A \cdot N - B$$

Where,

A = Maximum of the value of works executed in any one year during the last five financial years (updated to the last day of the previous month of tender submission price level

assuming 5% inflation for Indian Rupees every year and 2% for foreign currency portions per year).

N = No. of years prescribed for completion of this work

B = Value of existing commitments (as on the last day of the previous month of tender submission) for on-going works during period of **41 months** w.e.f. from the first day of the month of tender submission.

**Notes:**

- Financial data for last five financial years has to be uploaded by the tenderer in **Appendix-15** of Form of Tender along with audited financial statements. The financial data in the prescribed format shall be certified by the Chartered Accountant with his stamp and signature in original with membership number.
- Value of existing commitments for on-going works during period of **41 months** w.e.f. from the first day of the month of tender submission has to be uploaded by the tenderer in **Appendix-16** of Form of Tender. These data shall be certified by the Chartered Accountant with his stamp and signature in original with membership number.
- In case of a group, the above formula will be applied to each member to the extent of his proposed participation in the execution of the work. If the proposed % is not provided, equal participation will be assumed.

Example for calculation of bid capacity in case of JV/Consortium / Group:

Suppose there are 'P' and 'Q' members of the JV/Consortium / group with their participation in the JV/Consortium/ group as 70% and 30% respectively and available bid capacity of these members as per above formula individually works out 'X' and 'Y' respectively, then Bid Capacity of JV/Consortium / group shall be as under:

**Bid Capacity of the JV/Consortium / group = 0.7X + 0.3Y**

**1.1.3.4** The tenderers, who do not qualify the minimum eligibility criteria & bid capacity criteria stipulated in the clauses 1.1.3.2 to 1.1.3.3 above, shall not be considered for further evaluation and therefore rejected. The mere fact that the tenderer is qualified as mentioned in sub clause 1.1.3.2 to 1.1.3.3 shall not imply that his bid shall automatically be accepted. The same should contain all technical data as required for consideration of tender prescribed in the ITT.

**1.1.4 Tender documents consist of the following:**

- a. Notice Inviting Tender
- b. Instructions to Tenderers (Including Annexures)
- c. Form of Tender (Including Appendices)
- d. General Conditions of Contract
- e. Special Conditions of Contract
- f. Employer's Requirement(Including Appendices)
- g. Specifications
- h. Bill of Quantities

1.1.5 Deleted

1.1.6 The Tenderers may obtain further information/ clarification, if any, in respect of these tender documents from the office of Chief General Manager/Contracts, Delhi Metro Rail Corporation, 5th Floor, A-Wing, Metro Bhawan, Fire Brigade Lane, Barakhamba Road, New Delhi –110001.

- 1.1.7 All Tenderers are hereby cautioned that tenders containing any material deviation or reservations as described in Clause E 4.4 of “Instructions to Tenderers” and/or minor deviation without quoting the cost of withdrawal shall be considered as non-responsive and is liable to be rejected.
- 1.1.8 The intending tenderers must be registered on e-tendering portal <https://eprocure.gov.in/eprocure/app>. Those who are not registered on the e-tendering portal shall be required to get registered beforehand. After registration, the tenderer will get user id and password. On login, tenderer can participate in tendering process and can witness various activities of the process.
- 1.1.9 The authorized signatory of intending tenderer, as per Power of Attorney (POA), must have valid **class-II** or **class-III** digital signature. The tender document can only be downloaded from e-tendering portal using class-II or class-III digital signature. However, the tenderer shall upload their tender on <https://eprocure.gov.in/eprocure/app> using class-II or class-III digital signature of the authorized signatory only.
- 1.1.10 Tender submissions shall be done online on <https://eprocure.gov.in/eprocure/app> after uploading the mandatory scanned documents towards cost of tender documents such as scanned copies of transaction of payment i.e. RTGS, NEFT & IMPS and towards Tender Security such as Bank Guarantee or Demand Draft or Pay Order or Banker’s Cheque from a Scheduled commercial bank based in India or scanned copies of transaction of payment i.e. RTGS, NEFT & IMPS (and other documents as stated in the tender document. Instructions for on-line bid submission are furnished hereinafter.
- 1.1.11 Submission of Tenders shall be closed on e-tendering website of DMRC at the date & time of submission prescribed in NIT after which no tender can be uploaded.  
It shall be the responsibility of the bidder / tenderer to ensure that his tender is uploaded online on e-tendering website <https://eprocure.gov.in/eprocure/app> before the deadline of submission. DMRC will not be responsible for non-receipt of tender documents due to any delay and/or loss etc.
- 1.1.12 Tenders shall be valid for a period of **180 days** (both days inclusive i.e. the date of submission of tenders and the last date of period of validity of the tender) from the latest Date of Submission of Tender and shall be accompanied with a tender security of the requisite amount as per clause C18 of ITT.
- 1.1.13 DMRC reserves the right to accept or reject any or all proposals without assigning any reasons. No tenderer shall have any cause of action or claim against the DMRC for rejection of his proposal.
- 1.1.14 Tenderers are advised to keep in touch with e-tendering portal <https://eprocure.gov.in/eprocure/app> for updates.
- 1.1.15 The Letter of Acceptance to the successful bidder shall be uploaded on procurement portal which can be downloaded by the successful bidder.
- 1.1.16 For any complaint tenderer may contact CVO, DMRC at 1<sup>st</sup> floor A-wing, Metro Bhawan, Fire Brigade Lane, Barakhamba Road, New Delhi -110001, Tel: 011-23418406, Email: cvodmrc@gmail.com.
- 1.1.17 Tenderers are to carry out their self-assessment in respect of their capacity in terms of manpower and finance. The tenderer is to consider positive variation in annual value to the extent of 25% (rounded to nearest higher Whole number) and should be able to take up additional similar services at short notice at the accepted rate. Similarly the scope of work may also be reduced on account of poor performance and contractor shall have no right for any claims due to reduction in scope of work..

- 1.1.18 As per the directions of National Commission for scheduled castes at least 15% staff stipulated in the contract should belong to SC category.

**CGM/Contracts**

**Delhi Metro Rail Corporation Limited**

**Instructions for Online Bid Submission**

The bidders are required to submit soft copies of their bids electronically on the CPP Portal, using valid Digital Signature Certificates. The instructions given below are meant to assist the bidders in registering on the CPP Portal, prepare their bids in accordance with the requirements and submitting their bids online on the CPP Portal.

More information useful for submitting online bids on the CPP Portal may be obtained at: <https://eprocure.gov.in/eprocure/app>.

**REGISTRATION**

- 1) Bidders are required to enroll on the e-Procurement module of the Central Public Procurement Portal (URL: <https://eprocure.gov.in/eprocure/app>) by clicking on the link “**Online bidder Enrolment**” on the CPP Portal which is free of charge.
- 2) As part of the enrolment process, the bidders will be required to choose a unique username and assign a password for their accounts.
- 3) Bidders are advised to register their valid email address and mobile numbers as part of the registration process. These would be used for any communication from the CPP Portal.
- 4) Upon enrolment, the bidders will be required to register their valid Digital Signature Certificate (Class II or Class III Certificates with signing key usage) issued by any Certifying Authority recognized by CCA India (e.g. Sify / nCode / eMudhra etc.), with their profile.
- 5) Only one valid DSC should be registered by a bidder. Please note that the bidders are responsible to ensure that they do not lend their DSC's to others which may lead to misuse.
- 6) Bidder then logs in to the site through the secured log-in by entering their user ID / password and the password of the DSC / e-Token.

**SEARCHING FOR TENDER DOCUMENTS**

- 1) There are various search options built in the CPP Portal, to facilitate bidders to search active tenders by several parameters. These parameters could include Tender ID, Organization Name, Location, Date, Value, etc. There is also an option of advanced search for tenders, wherein the bidders may combine a number of search parameters such as Organization Name, Form of Contract, Location, Date, Other keywords etc. to search for a tender published on the CPP Portal.
- 2) Once the bidders have selected the tenders they are interested in, they may download the required documents / tender schedules. These tenders can be moved to the respective ‘My Tenders’ folder. This would enable the CPP Portal to intimate the bidders through SMS / e-mail in case there is any corrigendum issued to the tender document.
- 3) The bidder should make a note of the unique Tender ID assigned to each tender, in case they want to obtain any clarification / help from the Helpdesk.

**PREPARATION OF BIDS**

- 1) Bidder should take into account any corrigendum published on the tender document

- before submitting their bids.
- 2) Please go through the tender advertisement and the tender document carefully to understand the documents required to be submitted as part of the bid. Please note the number of covers in which the bid documents have to be submitted, the number of documents - including the names and content of each of the document that need to be submitted. Any deviations from these may lead to rejection of the bid.
  - 3) Bidder, in advance, should get ready the bid documents to be submitted as indicated in the tender document / schedule and generally, they can be in PDF / XLS / RAR / DWF/JPG formats. Bid documents may be scanned with 100 dpi with black and white option which helps in reducing size of the scanned document. Bidder has to ensure that size of each file should not exceed 40MB before uploading.
  - 4)
  - 5) To avoid the time and effort required in uploading the same set of standard documents which are required to be submitted as a part of every bid, a provision of uploading such standard documents (e.g. PAN card copy, annual reports, auditor certificates etc.) has been provided to the bidders. Bidders can use “My Space” or “Other Important Documents” area available to them to upload such documents. These documents may be directly submitted from the “My Space” area while submitting a bid, and need not be uploaded again and again. This will lead to a reduction in the time required for bid submission process.

#### **SUBMISSION OF BIDS**

- 1) Bidder should log into the site well in advance for bid submission so that they can upload the bid in time i.e. on or before the bid submission time. Bidder will be responsible for any delay due to other issues.
- 2) The bidder has to digitally sign and upload the required bid documents one by one as indicated in the tender document.
- 3) Bidder has to select the payment option as “offline” to pay the tender fee / EMD as applicable and enter details of the instrument.
- 4) Bidder should prepare the EMD as per the instructions specified in the tender document. The original should be posted/couriered/given in person to the concerned official, latest by the last date of bid submission or as specified in the tender documents. The details of the DD/any other accepted instrument, physically sent, should tally with the details available in the scanned copy and the data entered during bid submission time. Otherwise the uploaded bid will be rejected.
- 5) Bidders are requested to note that they should necessarily submit their financial bids in the format provided and no other format is acceptable. If the price bid has been given as a standard BOQ format with the tender document, then the same is to be downloaded and to be filled by all the bidders. Bidders are required to download the BOQ file, open it and complete the coloured (unprotected) cells with their respective financial quotes and other details (such as name of the bidder). No other cells should be changed. Once the details have been completed, the bidder should save it and submit it online, without changing the filename. If the BOQ file is found to be modified by the bidder, the bid will be rejected.
- 6) The server time (which is displayed on the bidders' dashboard) will be considered as the standard time for referencing the deadlines for submission of the bids by the bidders, opening of bids etc. The bidders should follow this time during bid submission.
- 7) All the documents being submitted by the bidders would be encrypted using PKI encryption techniques to ensure the secrecy of the data. The data entered cannot be viewed by unauthorized persons until the time of bid opening. The confidentiality of the bids is maintained using the secured Socket Layer 128 bit encryption technology. Data storage encryption of sensitive fields is done. Any bid document that is uploaded to the server is subjected to symmetric encryption using a system generated symmetric key. Further this key is subjected to asymmetric encryption using buyers/bid openers public

keys. Overall, the uploaded tender documents become readable only after the tender opening by the authorized bid openers.

- 8) The uploaded tender documents become readable only after the tender opening by the authorized bid openers.
- 9) Upon the successful and timely submission of bids (i.e. after Clicking “Freeze Bid Submission” in the portal), the portal will give a successful bid submission message & a bid summary will be displayed with the bid no. and the date & time of submission of the bid with all other relevant details.
  
- 10) The bid summary has to be printed and kept as an acknowledgement of the submission of the bid. This acknowledgement may be used as an entry pass for any bid opening meetings.

#### **ASSISTANCE TO BIDDERS**

- 1) Any queries relating to the tender document and the terms and conditions contained therein should be addressed to the Tender Inviting Authority for a tender or the relevant contact person indicated in the tender.
- 2) Any queries relating to the process of online bid submission or queries relating to CPP Portal in general may be directed to the 24x7 CPP Portal Helpdesk.
- 3) For any Technical queries related to Operation of the Central Public Procurement Portal Contact at

:

Tel: The 24 x 7 Help Desk Number 0120-4200 462, 0120-4001 002/5, 0120-6277 787.

E-Mail: support-eproc[at]nic[dot]in

International bidders are requested to prefix +91 as country code.