



DELHI METRO RAIL CORPORATION LIMITED

(A Joint Venture of Govt. of India & GNCTD)
MASS RAPID TRANSPORT SYSTEM – PHASE III

**Shifting & Modification of electrical utilities i.e. 66 KV UG Cables of
BSES near Dashrathpuri metro station of Line 8 corridor of Delhi
MRTS Phase-III.**

CONTRACT: CE/UD/T- 49

TENDER DOCUMENTS

VOLUME – 1

**NOTICE INVITING TENDER
INSTRUCTION OF TENDERERS
FORM OF TENDER**

**DELHI METRO RAIL CORPORATION LTD.
5th Floor, A-Wing, Metro Bhawan, Fire Brigade Lane,
Barakhamba Road, New Delhi –110 001**

CONTRACT: CE/UD/T- 49
TENDER DOCUMENTS

VOLUME 1

NOTICE INVITING TENDER

NOTICE INVITING e-TENDER (NIT)

1.1 GENERAL

1.1.1 Name of Work:

Delhi Metro Rail Corporation (DMRC) Ltd. invites open tenders from eligible applicants, who fulfill qualification criteria as stipulated in Clause 1.1.3 of NIT, for the work “**Contract CE/UD/T- 49: Shifting & Modification of electrical utilities i.e. 66 KV UG Cables of BSES near Dashrathpuri metro station of Line 8 corridor of Delhi MRTS Phase-III.**”.

The brief scope of the work and site information is provided in ITT Clause A1 (Volume-1) & Technical Specifications (Volume-3)

1.1.2 Key details :

Approximate cost of work	Rs. 41 lacs
Tender Security amount	Rs. 82,000/-
Completion period of the Work	04 Months
Tender documents on sale	From 04.01.2019 to 02.02.2019 (upto 11:00 Hrs) on e-tendering website www.tenderwizard.com/DMRC Tender document can only be obtained online after registration of tenderer on the website www.tenderwizard.com/DMRC . For further information in this regard bidders are advised to contact on 011-49424307, 011-49424365 or 011-23417910, 011-23415838
Cost of Tender documents	Rs. 5,900 /- inclusive of GST Non Refundable Cost of tender documents is to be paid online only by RTGS, NEFT & IMPS. No other mode of payment will be accepted. The bidders will be required to upload the scanned copies of transaction of payment of tender cost at the time of online bid submission. The bank details of online payment is mentioned in clause C18 of ITT.
Pre-bid Meeting	16.01.2019 at 11:00 Hrs
Last date of Seeking Clarification	18.01.2019
Last date of issuing addendum	21.01.2019

Date & time of Submission of Tender	02.02.2019 upto 11:00 Hrs.
Date & time of opening of Tender	04.02.2019
Authority and place for purchase of tender documents, seeking clarifications and submission of completed tender documents	Sr. Deputy General Manager/ UD, Delhi Metro Rail Corporation, Opposite Frank Anthony Public School, Lala Lajpat Rai Marg, Lajpat Nagar-IV, New Delhi –110 024

1.1.3 QUALIFICATION CRITERIA :

1.1.3.1 Eligible Applicants :

- i. The tenders for this contract will be considered only from those tenderers (proprietorship firms, partnerships firms, companies, corporations, consortia or joint ventures) 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 tender only in a joint venture or consortium arrangement with any other Indian firm having minimum participation interest of 26% or their wholly owned Indian subsidiary registered in India under Companies Act-1956 with minimum 26% participation.
 - (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. 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 subcontractor while submitting a bid individually or as a partner of a JV 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 for on 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 organisations which are engaged in consulting services for the preparation related to procurement for on implementation of the project, if the personnel would be involved in any capacity on the same project.
- iv. A firm, who has purchased the tender document in their name, can submit the tender either as individual firm or in joint venture/Consortium. However, the lead partner in case of JV shall be one who has experience of supply, installation, testing

and commissioning of electric line system.

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 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 17A of Form of Tender.
- 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 tenderer submission) due to non- performance of the tenderer or any of JV/consortium members. The tenderer should submit undertaking to this effect in appendix 17A of form of Tender.
- c. The overall performance of the tenderer (all members in case of JV/consortium separately) shall be examined for all the ongoing electrical work any other metro organisation (100% owned by govt.) of value more than 40% of NIT cost of work and also for all the completed electrical work awarded any other metro organisation (100% owned by govt.) 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 tendere shall provide list of all such works in the prescribed performa given in appendix- 17 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) falling which their tender submission shall not be evaluated and the tender shall be considered non- responsive and non- compliant to the tender condition. In case of non submission of either satisfactory performance of any of the above work shall be treated as unsatisfactory while evaluating the overall performance of tenderer in terms of Note (b) of appendix- 17. 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.
- d. Tenderer (including any member in case of JV/Consortium for the works awarded by DMRC any other metro organisation (100% owned by govt.) 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 electrical work 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.
- e. If the tenderer or any of the constituent substantial member (s) of JV/Consortium does not meet the criteria stated in the appendix 17 or appendix 17A 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.

- f. If there is any misrepresentation of facts with regards of undertaking submitted vide Appendix -17 or performance in any of the works reported in the appendix 17A 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 beside taking further action as per Clause 4.33.1 (b), (c) & 13.2.1 of GCC.

NON SUBSTANTIAL PARTNERS IN CASE OF JV/CONSORTIUM

- g. Lead partner must have a minimum of 26% participation in the JV/Consortium.
- h. 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.
- vi. The tenderer must have Valid Electrical Contractor License of Government.

1.1.3.2 Minimum Eligibility Criteria:

A. Work Experience: The tenderers will be qualified only if they have completed work(s) during last **five years** ending **30.11.2018** as given below:

- (i) **At least one single work of value INR 33 lacs or more.** The work shall include minimum of supply, laying, testing and commissioning of 33kV and above U/G cables etc. completed in last 05 years.

OR

- (ii) **2 different works of value INR 21 lacs or more.** Both works shall include minimum of supply, laying, testing and commissioning of 33kV and above U/G cables etc. completed in last 05 years.

(iii) OR

- (i) **3 different works of value INR 16 lacs or more.** All three works shall include minimum of supply, laying, testing and commissioning of 33kV and above U/G cables etc. completed in last 05 years.

- (i) Notes:

- The tenderer shall submit details of works executed by them in the Performa of **Appendix-17 of FOT** for the works to be considered for qualification of work experience criteria. Documentary proof such as completion certificates from client clearly indicating the nature/scope of work, actual completion cost and actual date of completion for such work should be submitted. **The offers submitted without this documentary proof shall not be evaluated.** In case the work is executed for private client, copy of work order, bill of quantities, bill wise details of payment received certified by C.A., T.D.S certificates for all payments received and copy of final/last bill paid by client shall also be submitted.
- Value of successfully completed portion of any ongoing work up to **30.11.2018** will also be considered for qualification of work experience criteria.
- For completed works, value of work done shall be updated to **30.11.2018** price

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

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

(i) **T1 – Liquidity:** Deleted

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

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

(iii) **T3 - Net Worth:** Deleted

(iv) **T4 - Annual Turnover:** Deleted

(v) **Solvency:** Tenderer should have a solvency of Rs. **21 lacs**, duly certified by a Scheduled Commercial Bank based in India in original, which should **not be older than three months**.

Notes:

- Financial data for latest last five audited financial years has to be submitted by the tenderer in **Appendix-18 of FOT** 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 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 year other than the last year is not submitted, the tender will be considered as non-responsive.
- Where a work is undertaken by a group, only that portion of the contract which is undertaken by the concerned applicant/member should be indicated and the remaining done by the other members of the group be excluded. This is to be substantiated with documentary evidence.

1.1.3.3 **Bid Capacity Criteria:** Deleted

1.1.3.4 The tender submission of tenderers, who do not qualify the minimum eligibility criteria stipulated in the clauses 1.1.3.2 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 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**

The Tender documents consist of :

- Volume-1: Notice Inviting Tender (NIT)
Instructions to Tenderers (ITT) including Annexure
Form of Tender (FOT) including Appendices
- Volume-2: General Conditions of Contracts (GCC)
Special Conditions of Contract (SCC)
- Volume-3: Technical Specifications (TS)
- Volume-4: Tender Drawings
- Volume-5: Condition of Contract on Safety, Health & Environment (SHE)
Ver.-1.2
- Volume-6: Bill of Quantities (BOQ)

1.1.5 The contract shall be governed by the documents listed in Para 1.1.4 above.

Please note carefully the requirements for submitting tenders, and the date and time for submittal.

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

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

REGISTRATION

- 1) Tenderers 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 Tenderer Enrollment**" on the CPP Portal which is free of charge.
- 2) As part of the enrolment process, the Tenderers will be required to choose a unique username and assign a password for their accounts.
- 3) Tenderers 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 Tenderers 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 Tenderer. Please note that the Tenderers are responsible to ensure that they do not lend their DSC's to others which may lead to misuse.
- 6) Tenderer 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 Tenderers 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 Tenderers 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 Tenderers 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 Tenderers through SMS / e-mail in case there is any corrigendum issued to the tender document.
- 3) The Tenderer 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 TENDERS

- 1) Tenderer should take into account any corrigendum published on the tender document before submitting their Tenders.
- 2) Please go through the tender advertisement and the tender document carefully to understand the documents required to be submitted as part of the Tender. Please note the number of covers in which the Tender 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 Tender.
- 3) Tenderer, in advance, should get ready the Tender documents to be submitted as indicated in the tender document / schedule and generally, they can be in PDF / XLS / RAR / DWF/JPG formats. Tender documents may be scanned with 100 dpi with black and white option which helps in reducing size of the scanned document.
- 4) 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 Tender, a provision of uploading such standard documents (e.g. PAN card copy, annual reports, auditor certificates etc.) has been provided to the Tenderers. Tenderers 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 Tender, and need not be uploaded again and again. This will lead to a reduction in the time required for Tender submission process.

5)

SUBMISSION OF TENDERS

- a) Tenderer should log into the site well in advance for Tender submission so that they can upload the Tender in time i.e. on or before the Tender submission time. Tenderer will be responsible for any delay due to other issues.
- b) The Tenderer has to digitally sign and upload the required Tender documents one by one as indicated in the tender document.
- c) Tenderer has to select the payment option as "offline" to pay the tender fee / EMD as applicable and enter details of the instrument.
- d) Tenderer 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 Tender 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 Tender submission time. Otherwise the uploaded Tender will be rejected.
- e) Tenderers are requested to note that they should necessarily submit their financial Tenders in the format provided and no other format is acceptable. If the price Tender 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 Tenderers. Tenderers are required to download the BOQ file, open it and complete the white coloured (unprotected) cells with their respective financial quotes and other details (such as name of the Tenderer). No other cells should be changed. Once the details have been completed, the Tenderer should save it and submit it online, without changing the filename. If the BOQ file is found to be modified by the Tenderer, the Tender will be rejected.

- f) The server time (which is displayed on the Tenderers' dashboard) will be considered as the standard time for referencing the deadlines for submission of the Tenders by the Tenderers, opening of Tenders etc. The Tenderers should follow this time during Tender submission.
- 7) All the documents being submitted by the Tenderers 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 Tender opening. The confidentiality of the Tenders is maintained using the secured Socket Layer 128 bit encryption technology. Data storage encryption of sensitive fields is done. Any Tender 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/Tender openers public keys. Overall, the uploaded tender documents become readable only after the tender opening by the authorized Tender openers.
- g) The uploaded tender documents become readable only after the tender opening by the authorized Tender openers.
- h) Upon the successful and timely submission of Tenders (ie after Clicking "Freeze Tender Submission" in the portal), the portal will give a successful Tender submission message & a Tender summary will be displayed with the Tender no. and the date & time of submission of the Tender with all other relevant details.
- i) The Tender summary has to be printed and kept as an acknowledgement of the submission of the Tender. This acknowledgement may be used as an entry pass for any Tender opening meetings.

ASSISTANCE TO TENDERERS

- 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 Tender 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 :
Mobile Numbers: 91 7878007972, 91 7878007973, 91 7574889871, 91 7574889874, 91 8826246593
Tel: The 24 x 7 Toll Free Telephonic Help Desk Number 1800 3070 2232. Other Tel: 0120-4200462, 0120-4001002.
E-Mail: ccpp-nic[at]nic[dot]in

**Sr. Dy. General Manager/Elect.
Delhi Metro Rail Corporation Ltd.**