

CONTRACT: DEUD- 02R
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 online open e-tenders from eligible applicants, who fulfill qualification criteria as stipulated in Clause 1.1.3 of NIT, for the work **“Contract DEUD-02R: Design, Supply, Erection, Testing & Commissioning for Modification and Raising the Height of Existing 220kV Double Circuit Transmission Line of BBMB, crossing the proposed Phase IV Metro Corridor from Janakpuri to Majlis Park at Prashant Vihar, Using Steel Monopole Structures.”**

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	INR 6.15 Crores
Tender Security	<p>Amount of Tender Security:- INR 6.15 Lakhs</p> <p>The instrument type for payment of tender security/ EMD is to be done only by RTGS/NEFT/IMPS and no other mode of payment will be accepted. The bidders shall upload the scanned copies of transaction of payment of tender security/ EMD including e-receipt (clearly indicating UTR No. and tender reference i.e. DEUD-02R must be entered in remarks at the time of online transaction of payment, failing which payment may not be considered) to be uploaded in online bid submission. The detail of bank account of DMRC is mentioned below this table.</p> <p>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.</p> <p>Note: 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. 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>For further details, clause C18 of ITT may be referred.</p>
Completion period of the Work	12 Months
Tender documents on sale	<p>From 14.02.2020 (from 0900 hrs) to 25.03.2020 (upto 1500 hrs) on e-tendering website https://eprocure.gov.in/eprocure/app.</p> <p>Tender document can only be obtained online after registration of tenderer on the website https://eprocure.gov.in/eprocure/app.</p> <p>For further information in this regard bidders are advised to contact on 0120-4200462, 0120-4001002/5, 0120-6277787 or 011-23417910/12.</p>

Cost of Tender documents	<p>INR 23,600/-(inclusive of 18% GST) Non-Refundable</p> <p>(Payment of tender document cost/ tender fee is to be made only by RTGS, NEFT & IMPS. No other mode of payment will be accepted. The details of bank account of DMRC are mentioned below. The bidders are required to upload scanned copies of transaction of payment of tender document cost/tender fee including e-receipt (clearly indicating UTR No. & tender reference i.e. DEUD-02R must be entered in the remarks at the time of online transaction of payment, failing which payment may not be considered) at the time of online bid submission). No copies of transaction of payment are required to be sent to the office of Sr. GM/Contract.</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>(Copy of GST registration no. to be provided along with Tender document cost/ tender fee)</p>
Last date of Seeking Clarifications	<p>28.02.2020 upto 1100 hrs.</p> <p>Queries/clarifications from bidders after due date and time shall not be acknowledged.</p>
Pre-bid Meeting	06.03.2020 at 1100 hrs.
Last date of issuing addendum	13.03.2020
Date & time of Submission of Tender online	<p>Tender submission start date: 18.03.2020 (0900 hrs).</p> <p>Tender submission end date: 25.03.2020 (1500 hrs).</p>
Date & time of opening of Tender	26.03.2020 at 1500 Hrs.
Authority and place for seeking clarifications & Pre-Bid Meeting	<p>Sr. GM/ Contract</p> <p>Delhi Metro Rail Corporation, 5th floor, A-Wing, Metro Bhawan, Fire Brigade Lane, Barakhamba Road, New Delhi –110001</p> <p>E-mail id: - gmcontracts@dmrc.org</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 Address	Account Name & Account No.	Account Type	IFSC Code
ICICI Bank	9A, Phelps Building, Connaught Place, New Delhi-110001	DMRC Ltd. Tender Cell A/C, 000705045337	Current	ICIC0000007

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/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 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 sub-paragraph (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. 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.
- 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.
(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.
(c) The overall performance of the tenderer (all members in case of JV/consortium separately) shall be examined for all the ongoing Electrical Works awarded by DMRC/ 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 Works awarded by DMRC/ 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 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 (for ongoing works) falling 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 on-going works. **In case the tenderer does not have any work falling in above criteria, his performance will not be judged unsatisfactory.**

- 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.) 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 works 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 of 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 beside taking further action as per Clause 4.33.1 (b), (c) & 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 **Appendix 21** of FOT.
- vii. LEAD PARTNER/ NON SUBSTANTIAL PARTNERS IN CASE OF JV/CONSORTIUM
 - a. Lead partner must **be a substantial partner** in the JV/Consortium i.e. **it should have a minimum of 26% participation in JV/Consortium**. Each substantial partner in case of JV/Consortium shall have experience of executing at least one “**similar work***” of minimum 40% of NIT value in last 07 years.
 - b. **Each non-substantial partner should have a minimum of 20% participation in the JV/Consortium**. 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. In the tender for Electrical Work, a Joint Venture/Consortium to qualify, each of its **non-substantial** partner must have experience of executing at least one Electrical Work of minimum 20% of NIT value in **last 07 years**. The tenderer shall submit details of above works in the Performa of Appendix-17 & 17A of FOT etc. as per Notes b), c), d) & e) of Clause 1.1.3.2.A of NIT.
 - c. In case of JV/Consortium, change in constitution or percentage participation shall not be

- permitted at any stage after their submission of bids. In case of changes during tendering stage, the bid 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 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 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. The tenderer must have Valid Electrical Contractor License issued by Government.
- ix. **Participation by Subsidiary Company / Parent Company with credential of other Company**
- a. Applicant in the capacity of a Subsidiary Company as a single entity is not permitted to use the credential of its Parent Company and/or its Sister Subsidiary Company/ Companies unless the Applicant participates in tender as JV/Consortium with its Parent Company and/or its Sister Subsidiary Company/ Companies as a member(s) in JV with minimum 26% participation each (as substantial member) for such member(s).
- b. Applicant in the capacity of a Parent Company as a single entity is not permitted to use the credential of its Subsidiary Company/ Companies unless the Applicant participates in tender as JV/Consortium with its Subsidiary Company/ Companies as a member(s) in JV with minimum 26% participation each (as substantial member) for such member(s).
- x. **Purchase Preference to Local Suppliers/Preference to Make In India:**
- a. **Definitions:**
- (i) 'Local content' means the amount of value added in India which shall be the total value of the item procured (excluding net domestic indirect taxes) minus the value of imported content in the item (including all custom duties) as a proportion of the total value, in percent. Minimum local content shall be **50%** for the subject tender.
- (ii) 'Local Supplier' means a supplier or service provider whose product or service offered for procurement meets the minimum local content as prescribed at sr. no. (i) above.
- (iii) 'L1' means the lowest tender or lowest bid received in a tender, bidding process or other procurement solicitation as adjudged in the evaluation process as per the tender or other procurement solicitation.
- (iv) 'Margin of purchase preference' means the maximum extent to which the price quoted by a local supplier may be above the L1 for the purpose of purchase preference. Margin of purchase preference shall be **10%** for the subject tender.
- b. **Procedure for Purchase Preference in procurement of goods or works which are divisible in nature: NOT APPLICABLE FOR THE SUBJECT TENDER**
- (i) Among all qualified bids, the lowest bid will be termed as L1. If L1 is from a local supplier, the contract for full quantity will be awarded to L1.

- (ii) If L1 bid is not from a local supplier, 50% of the order quantity shall be awarded to L1. Thereafter, the lowest bidder among the local suppliers, will be invited to match the L1 price for the remaining 50% quantity subject to the local supplier's quoted price falling within the margin of purchase preference, and contract for that quantity shall be awarded to such local supplier subject to matching the L1 price.
- (iii) In case such lowest eligible local supplier fails to match the L1 price or accepts less than the offered quantity, the next higher local supplier within the margin of purchase preference shall be invited to match the L1 price for remaining quantity and so on, and contract shall be awarded accordingly.
- (iv) In case some quantity is still left uncovered on local suppliers, then such balance quantity may also be ordered on the L1 bidder.

c. Procedure for Purchase Preference in procurement of goods or works which are not divisible in nature and in procurement of services where the bid is evaluated on price alone: APPLICABLE FOR THE SUBJECT TENDER

- (i) Among all qualified bids, the lowest bid will be termed as L1. If L1 is from a local supplier, the contract will be awarded to L1.
- (ii) If L1 is not from a local supplier, the lowest bidder among the local suppliers, will be invited to match the L1 price subject to local supplier's quoted price falling within the margin of purchase preference, and the contract shall be awarded to such local supplier subject to matching the L1 price.
- (iii) In case such lowest eligible local supplier fails to match the L1 price, the local supplier with the next higher bid within the margin of purchase preference shall be invited to match the L1 price and so on and contract shall be awarded accordingly.
- (iv) In case none of the local suppliers within the margin of purchase preference matches the L1 price, then the contract may be awarded to the L1 bidder.

d. Minimum local content and verification of local content:

- (i) The local supplier at the time of tender shall be required to provide self-certification that the item offered meets the minimum local content and shall give details of the location(s) at which the local value addition is made.
- (ii) In case of procurement for a value in excess of Rs. 10 crores, the local supplier shall be required to provide a certificate from the statutory auditor or cost auditor of the company or from a practising cost accountant or practising chartered accountant giving the percentage of local content after completion of works to the Engineer.
- (iii) If any false declaration regarding local content is found, the company shall be debarred for a period of three years from participating in tenders of all metro rail companies.
- (iv) Supplier/bidder shall give the details of the local content in a format attached as **Appendix-23** and **Appendix-24** of FOT duly filled to be uploaded along with the technical bid. In case, bidder do not upload **Appendix-23** and **Appendix-24** of FOT duly filled along with their technical bid, local content shall be considered as 'Nil' in tender evaluation.

e. Complaints relating to implementation of Purchase Preference

Fees for such complaints shall be Rs 2 Lakh or 1% of the value of the local item being procured (subject to maximum of Rs 5 Lakh), whichever is higher. In case the complaint is found to be incorrect, the complaint fee shall be forfeited. In case, the complaint is upheld and found to be substantially correct, deposited fee of the complainant would be refunded without any interest.

1.1.3.2 Minimum Eligibility Criteria:

- A. Work Experience:** The tenderers will be qualified only if:-
1. they have successfully completed work(s), completion date(s) of which falling during last **Seven years** ending last day of the month previous to the month of tender submission as given below:
 - (i) At least one “**similar work**”*** of value **INR 4.92 Cr** or more
OR
 - (ii) Two “**similar works**”*** each of value **INR 3.08 Cr** or more.
OR
 - (iii) Three “**similar works**”*** each of value **INR 2.46 Cr** or more.
 - ***“*Similar works*” for (i), (ii), (iii) above for this contract shall be the work of “**Construction/ Shifting / Modification of 110KV or higher voltage level overhead electrical lines (which may include lattice towers or monopole structures or both)**”
2. The bidder shall have to submit an Authorization Letter from manufacturer of steel monopole (based in India) for all technical support like design, manufacture, supply, erection, testing, commissioning of monopole etc., whichever is required for the smooth execution of the contract in the format prescribed in **Appendix-27** of Form of Tender (FOT). The pole manufacturer will inspect and certify the satisfactory completion of installation, testing and commissioning done by executing agency/s. Such manufacturer should have the qualifications as mentioned below:-
- i. Should have a manufacturing plant in India.
 - ii. Should have supplied **at least 02 nos.** of 132kV or higher voltage level transmission line Monopoles during the last 7 years ending last day of the month previous to the month of tender submission and these monopoles must also be in satisfactory operation for a minimum period of **two years** from the date of energization/ charging of the electrical line upto the last day of the month previous to the month of tender submission. The certificate(s) in this regard needs to be submitted from utility owning agency/s along with the bid for the purpose of technical evaluation.
 - iii. The monopole manufacturer who is giving authorization letter as per Clause-2 above must have **successful Type Test Report** of Tension Type of 132kV or above voltage level monopole from CPRI or any other third party Govt. accredited laboratory. This Successful Type Test Report shall be submitted by the tenderer at the time of bid submission for Technical Evaluation.
- If the tenderer is a JV/Consortium having foreign partner(s) and above work(s) have been executed by the foreign partner of JV and the work(s) were done in the country of the foreign partner, then in addition to this “the foreign partner must have executed works (which need not be similar in nature) of total minimum value of **INR 2.46 crores** or more” outside the country of the foreign partner.

Notes:

- a) The tenderer must have a valid electrical contractor license.
- b) Work experience of only substantial partner (partner with share of 26% or more in the JV/ Consortium) shall be considered for evaluating of JV/Consortium.
- c) The tenderer shall submit details of works executed by them in the Performa of **Appendix-17 & 17A of FOT** for the works to be considered for qualification of work experience criteria. Documentary proof such as completion certificates from client who had awarded the work and made the payments 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 be considered as**

technically non-compliant and 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. All the documents or certifications which are provided by CA after 1st July, 2019, must contain UDIN thereon and the particulars of certifications must be same as mentioned on document/certification and submitted to ICAI on its website which can be verified online on <https://udin.icai.org/search-udin>.

- d) Only fully completed works upto last day of the month previous to the month of tender submission shall be taken into consideration for meeting work experience criteria as per NIT clause 1.1.3.2A1.
- e) For completed works as per NIT clause 1.1.3.2A1, value of work done shall be updated to last day of the month previous to the month of tender submission 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.
- f) Only work experience certificate having stamp of Name and Designation of officer along with the Name of client shall be considered for 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.
- g) 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 (consists of other than Indian contractor or consists of Indian Contractor with less than 26% share), then the value of work as per their percentage participation in such JV/Consortium shall be considered, but in case if the qualifying work(s) were done by them in JV/ Consortium having different constituents (consist of Indian Contractor with 26% or more participation), then the value of work as per Indian Contractor's percentage in such JV/ Consortium shall be taken Two times subject to the Maximum of 100% for the consideration of value of the work for **“similar work” experience as mentioned in NIT Clause 1.1.3.2A1.**

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

- (i) **T1 – Liquidity: Deleted**
- (ii) **T2 - Profitability: Deleted**
- (iii) **T3 - Net Worth: Deleted**
- (iv) **T4 - Annual Turnover:** The average annual turnover of last three financial years should be **≥INR 4.92 Crores.**

The average 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 =N. Let the average annual turnover of Member-1 is 'A' and that of Member-2 is 'B', then the average annual turnover of JV/CONSORTIUM will be

$$\frac{=AM+BN}{100}$$

Notes:

- a) Financial data for latest last four 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, signature and membership number. 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 '3' 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. All the documents or certifications which are provided by CA after 1st July, 2019, must contain UDIN thereon and the particulars of certifications must be same as mentioned on document/certification and submitted to ICAI on its website which can be verified online on <https://udin.icai.org/search-udin>.

- b) 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:

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:

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

Where,

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

B = Value of existing commitments (as on last day of the month previous to the month of tender submission) for on-going works during period of 12 months w.e.f. first day of the month of tender submission.

Notes:

- Financial data for latest last five financial years has to be submitted by the tenderer in **Appendix-15 of FOT** 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. All the documents or certifications which are provided by CA after 1st July, 2019, must contain UDIN thereon and the particulars of certifications must be same as mentioned on document/certification and submitted to ICAI on its website which can be verified online on <https://udin.icai.org/search-udin>.
- Value of existing commitments for on-going works during period of **12 months** w.e.f. first day of the month of tender submission, has to be submitted by the tenderer in **Appendix-16 of FOT**. These data shall be certified by the Chartered Accountant with his stamp and signature in original with membership number. All the documents or certifications which are provided by CA after 1st July, 2019, must contain UDIN thereon and the particulars of certifications must be same as mentioned on document/certification and submitted to ICAI on its website which can be verified online on <https://udin.icai.org/search-udin>.
- In the 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 % participation is not mentioned then 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 tender submission of tenderers, who do not qualify the minimum eligibility criteria stipulated in the clauses 1.1.3.2 & 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 & 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

The Tender documents consist of :

Volume-1

- Notice of Invitation to Tender;
- Instructions to Tenderers including annexures;
- Form of Tender Including appendices;

Volume-2

- General Conditions of Contract (Nov 2019);
- Special Conditions of Contract Including Schedules;

Volume-3

- Technical Specifications;

Volume-4

- Tender Drawings;

Volume-5

- Condition of Contracts on Safety, Health & Environment (SHE) for UD Works;

Volume-6

- Bill of Quantities / Pricing Document

- 1.1.5 The contract shall be governed by the documents listed in Para 1.1.4 above.
- 1.1.6 The tenderers may obtain further information/ clarification, if any, in respect of these tender documents from the office of **Sr. GM/Contract, 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 4.0 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

or uploaded 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 shall be accepted. It shall be the responsibility of the bidder / tenderer to ensure that his tender is submitted 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 date of submission of Tenders 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 For any complaints, tenderers may contact CVO DMRC at 1st floor A-Wing, Metro Bhawan, Fire Brigade Lane, Barakhamba Road, New Delhi –110001, [Tel:011-23418406](tel:011-23418406), Email: cvodmrc@gmail.com.

**Sr. GM/Contract
Delhi Metro Rail Corporation Ltd.**