

## **CHAPTER 2**

### **NOTICE INVITING TENDER**

- 2.1 Delhi Metro Rail Corporation Ltd. invites E-Tenders, single stage two Packet System, from reputed advertising agencies which may be a sole proprietorship firm, a partnership firm or a company registered under the Companies Act 1956 / 2013 either or as Joint Venture / Consortium / Partnership to License out Exclusive Advertisement Rights for display of advertisements through digital media only inside ITO metro station as per Annexure-1. The Bidders shall not have a conflict of interest that affects the Bidding Process. Any Bidder found to have conflict of interest shall be disqualified. A Bidder shall be deemed to have a conflict of interest affecting Bidding Process if a constituent of one Bid is also a constituent of another Bid.
- 2.2 DMRC shall receive Bids (e-tender) pursuant to this Tender Document, in accordance with the terms set forth herein and as modified, altered, amended and clarified from time to time by DMRC. Bidders shall submit bids in accordance with such terms on or before the date specified in this document. The Bidders are advised to visit the site/stations and familiarise themselves with the proposed arrangements and all activities necessary in this regard.
- 2.3 Salient features of Bidding Process:
- a) DMRC has adopted a single stage two packet Bidding Process to select suitable highest Bidder(s) to grant Exclusive Advertisement for display of advertisements through digital media only inside ITO metro station.
  - b) For participation in e-tendering process, 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 Enrollment**" on the CPP Portal which is free of charge.
  - c) On registration they will be provided with a User ID and a password enabling them to submit their Bids online using Digital System Certificate (DSC) and can witness various activities of the process. The authorized signatory of intending Bidder, as per Power of Attorney (POA), must have valid Class-III digital signature. The Tender Document can be downloaded or uploaded using Class-III digital signature of the authorized signatory only. If needed prospective bidder can be imparted training on "online tendering process".

## d) Schedule of Bidding Process:

1.	Cost of Tender Document (Non-Refundable)	<b>Rs. 23,600/- (Rs.20,000/- + 18% GST).</b> Cost of Tender Document shall be acceptable through online mode only i.e RTGS/NEFT/IMPS. Details of DMRC's authorized bank name and Current account No. to which payments of Tender Cost are to be made is as follows: Union Bank Of India, F-14/15, Connaught Place, New Delhi-110001, IFSC- UBIN0530786, Acct No-307801110050003. MICR Code-110026006
2.	Bid Security	<b>Rs. 2,16,000/- (Rupees Two Lakhs Sixteen Thousand only) to be acceptable online in form of i.e. RTGS/NEFT/IMPS in favour of " Delhi Metro Rail Corporation Ltd" and payable to / for credit of account of DMRC Ltd, with: Union Bank Of India, F-14/15, Connaught Place, New Delhi-110001, IFSC-UBIN0530786, Acct. No-307801110050003.</b>
3.	Period of Sale of Tender Document online.	From 10/09/2020 to 12/10/2020(up to at1500hrs) e-tendering website <a href="https://eprocure.gov.in/eprocure/app">https://eprocure.gov.in/eprocure/app</a>
4.	Pre-Bid Meeting	The pre-bid meeting shall be conducted through video conferencing by software apps such as Webex/ Microsoft Teams on 23.09.2020 (at 1100 hrs.). All Prospective bidders shall provide the details of the person(s) (mobile No. and mail id) (maximum up to two) who will be participating in such virtual meeting at least one day before the meeting (latest by 1100 hrs on 22.09.2020) to the registered official email of DMRC i.e. gmpb@dmrc.org, so that links having details such as software, meeting ID, password, etc. can be mailed to these persons at least 12 hours before the scheduled pre-bid meeting.
5.	Last Date of receiving written queries by DMRC	21/09/2020 up to 15:30 hrs
6.	DMRC's response to queries by	28/09/2020
7.	Last Date & Time of Submission (e-tender) of Bid online	Submission Start Date:06.10.2020 at 1500hrs Submission End Date: 12.10.2020 up to 1500hrs
8.	Date & Time of Opening of Technical Bids online	13/10/2020 @ 1500hrs
9.	Validity of Bid	Up to 180 days from the last date of submission of Bid.

- e) The Cost of Tender Document and Bid Security amount have to be submitted online through RTGS/NEFT/IMPS for credit of the account as given in at Sr. No. 2.3 (d)(1) and 2.3(d)(2) of the above table, by specified date and time i.e before the last date & time of uploading of bid as per Clause 2.3(d) (7) above, failing which the offer/bid of such bidder shall be declared as ineligible and the said bid submitted shall be summarily

rejected. The Bid shall be valid for a period not less than 180 days from the last date of submission of bid. Bidders, who fail to submit the Cost of Tender Document and the Bid Security online on or before the prescribed date and time, shall be declared as ineligible and the Bid submitted by them shall be summarily rejected.

No other mode of payments will be accepted. The detail of Bank account of DMRC to facilitate the payment is mentioned at Sr. No 2.3 (d)(1). The bidder will be required to upload scanned copies of transaction of payment of tender cost and bid security/EMD including e-receipt (clearly indicating UTR No. and tender reference Ref no. 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. No copies of transaction of payment are required to be sent to the office of GM/Property Business.

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.

- f) 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 members 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.
- g) Bidders are expected to carry out extensive survey of DMRC premises and analysis at their own cost, before submitting their respective Bids for award of the License Agreement. DMRC shall provide necessary permission and assistance to the prospective Bidders.
- h) The Bid submissions must be made online after uploading the mandatory scanned documents towards Cost of Tender Document, Bid Security and other documents as stated in Tender Document.
- i) Bidders shall note that the maximum file size that can be uploaded is 5MB. All the uploaded files in Bid submission should be named properly and arranged systematically. No special character/space should be there in the name of uploaded file.
- j) Bids received after due Date & Time of Submission (e-tender) of Bid shall not be accepted under any circumstances.
- k) If a Bid is submitted by a JV/Consortium, following shall be abide by its members:
  - i. The Lead Member of the JV/Consortium shall maintain a minimum percentage share of 51% of the aggregate shareholding of the JV/Consortium during full tenure of License Agreement.
  - ii. Any change in percentage stake of JV/Consortium members without prior written approval of DMRC shall be treated as Material Breach of Contract and Licensee's Event of Default entitling DMRC to encash Security Deposit/Performance Security and/or to terminate the License Agreement after 30 days' notice.
  - iii. Minimum percentage stake of any member in JV/Consortium during license period (including lock-in period) shall not be less than 15%.

- iv. Partners having less than 26% participation shall be considered as non-substantial partner and shall not be considered for evaluation which means that their eligibility shall not be considered for evaluation of JV/Consortium.
- v. All members of such entity shall be jointly and severally liable for the performance of License agreement.
- vi. For the purpose of evaluation of the consortium/JV each member's contribution towards the turnover shall be considered in the same ratio of their equity participation in the consortium of JV.

Illustration: Say If 'A' and 'B' are two members of JV/Consortium. 'A' is having 70% equity holding in JV and 'B' is having 30% equity holding in JV. In such a condition, 70% of A's turnover and 30% of B's turnover will be taken for the calculation of eligibility of the JV.

- l) The Bidders shall not have a conflict of interest that affects the Bidding Process. Any Bidder found to have conflict of interest shall be disqualified. A Bidder shall be deemed to have a conflict of interest affecting Bidding Process if a constituent of one Bid is also a constituent of another Bid.
- 2.4 The bidders are advised to keep in touch with e-Tendering portal <https://eprocure.gov.in/eprocure/app> or [www.delhimetrorail.com/tenders.aspx](http://www.delhimetrorail.com/tenders.aspx) for updates.
- 2.5 In case of any grievances/ complaints regarding this tender, the bidders are advised to contact:
- a) General Manager (Property Business)  
DMRC, 3<sup>rd</sup> Floor, A Wing,  
Metro Bhawan, Fire Brigade Lane, Barakhamba Road, New Delhi -  
110001 Email Id: [gmpb@dmrc.org](mailto:gmpb@dmrc.org) Phone No: 011-23418417
  - b) Chief Vigilance Officer  
DMRC, 1<sup>st</sup> Floor, A Wing, Metro Bhawan, Fire Brigade  
Lane, Barakhamba Road, New Delhi -110001 Email Id:  
[cvodmrc@gmail.com](mailto:cvodmrc@gmail.com) Phone No: 011-23418406
- Website: <http://www.delhimetrorail.com/vigilance.aspx>
- 2.6 "Condition of contract on Safety and Health for Property Business contracts" uploaded in separate volume shall be integral part of the tender document.