

## NOTICE INVITING TENDER

1. Delhi, National Capital Region (NCR) which comprises of the Indian Capital New Delhi, along with its satellite towns is the most populous urban agglomeration in India. DMRC undertook the construction for MRTS and the first section of Phase-I was made operational on 25-12-2002. Presently, the Delhi Metro network consists of about 389 km with 285 stations along with six more stations of the Airport Express Link. The network has now crossed the boundaries of Delhi to reach NOIDA and Ghaziabad in Uttar Pradesh, Gurgaon, Bahadurgarh and Faridabad in Haryana.

DMRC invites Bids (through e-tendering process) through this RFP document from eligible Bidder(s), who may be a sole proprietorship firm, a partnership firm or a company incorporated under Companies Act 1956/2013 and having registered office in India, or a combination of above in the form of Joint Venture (JV) or Consortium, for selection of licensee/s for Licensing of Spaces for placement and installation of Telecom Tower/Masts for Provision & Enhancement of Mobile (Cellular) Network at 38 Selected Metro Stations / Locations of DMRC Network in 4 (Four) separate schedules as given below & as detailed in Annexure 1 of the tender document and as per terms and conditions of this Bid Document

	<b><u>No. of Sites</u></b>
<b>Schedule 01</b> (Annexure-A)	13 locations
<b>Schedule 02</b> (Annexure-B)	07 locations
<b>Schedule 03</b> (Annexure-C)	12 locations
<b>Schedule 04</b> (Annexure-D)	06 locations

2. DMRC shall receive Bids (e-tender) pursuant to this Bid Document, in accordance with the terms set forth herein as modified, altered, amended and clarified from time to time by DMRC. Bidders shall submit online Bids in accordance with such terms on or before the date specified in this document. Bidders are advised to visit the DMRC premises at the stations / site and familiarise themselves with the proposed arrangements and all activities necessary in this regard.

3. Salient features of Bidding Process:

- a). DMRC has adopted a single stage two-packet Bidding Process for selection of a suitable highest Bidder for granting License as per bidding schedule.
- b). For participation in e-tendering process, the Bidder(s) has to be registered on DMRC's e-tendering portal <https://eprocure.gov.in/eprocure/app>. 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-II or Class-III digital signature. The Bid/RFP Document can only be downloaded or uploaded using Class-II or Class-III digital signature of the authorized signatory. If needed prospective Bidder can be imparted training on "online tendering process".

**Schedule of Bidding Process-**

<p>1.</p>	<p>Cost of Bid Document (Non-Refundable)</p>	<p><b>Rs. 23,600/- (Rs.20,000/- + 18%GST).</b></p> <p>Cost of Tender Document shall be acceptable through online mode only i.e RTGS/NEFT/IMPS. No other Mode of payment will be accepted. The details if bank account of DMRC to facilitate the payment is mentioned below.</p> <p>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 code – UBIN0530786, A/c No. – 307801110050003</p> <p>The Bidders will be required to upload scanned copies of transaction of payment of tender fee/tender document cost <b><u>including e-receipt ( clearly indicating UTR No. and tender refrence i.e...) 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.</u></b></p> <p><b><u>No copies of transaction of payment are required to be sent to this office.</u></b></p> <p><b><u>Note: The payment of tender cost is accepted 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.</u></b></p>
<p>2.</p>	<p>Bid Security/EMD. Bidders shall pay EMD/Bid Security for any one or more or all the schedules for which bids made.</p>	<p><b>Schedule 01-</b> ₹4,32,000 /- <b>Schedule 02-</b> ₹9,85,000/- <b>Schedule 03-</b> ₹7,28,000/- <b>Schedule 04-</b> ₹3,64,000/-</p> <p>Total Combined for all four Schedules (Schedule-1 to 4) is Rs. <b>25,09,000/-</b></p> <p>Bid Security amount shall be acceptable through online mode only i.e RTGS/NEFT/IMPS. No other Mode of payment will be accepted.</p> <p>Details of DMRC's authorized bank name and Current account No. to which payments of Bid Security are to be made is as follows; Union Bank of India, F-14/15, Connaught Place, New Delhi-110001, IFSC code – UBIN0530786, A/c No. –</p>

		<p>307801110050003</p> <p>Bidders shall upload the scanned copies of transaction of payment of tender security/ EMD <b><u>including e-receipt (clearly indicating UTR No. and tender reference i.e..)</u></b> <b><u>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.</u></b></p> <p>No copies of transaction of payment are required to be sent to this office.</p> <p><b><u>NOTE: Bidders to note that the payment of tender security shall be made from the account of bidders 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.</u></b></p> <p><b><u>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.</u></b></p>
3.	Sale of Bid Document	<p>From 31.07.2020 (17:00 hours) to 31.08.2020 (15:00 hours) at e-tendering website <a href="https://eprocure.gov.in/eprocure/app">https://eprocure.gov.in/eprocure/app</a></p>
4.	Site Visit	<p>Joint site visit of spaces shall be from 05.08.2020 (10:00 hours) to 07.08.2020. Interested Bidders are requested to contact;</p> <p>o/o General Manager/Property Business, Metro Bhawan, Fire Brigade Lane, Barakhamba Road, New Delhi-110001.</p>
5.	Pre-Bid Conference	<p>The pre-bid meeting shall be conducted through video conferencing by software apps such as Webex/ Microsoft Teams/ Google Meet at 1500 Hrs on 14.08.2020. 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 13.08.2020) to the registered official email of DMRC i. e. <a href="mailto:gmpb@dmrc.org">gmpb@dmrc.org</a>, 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. Further, bidders are requested to send Pre-bid clarifications on the registered official email of DMRC i. e. <a href="mailto:gmpb@dmrc.org">gmpb@dmrc.org</a> latest by 1700 hrs. on 17.08.2020.</p>

		Queries received after 1700 hrs on 17.08.2020 shall not be entertained.
6.	DMRC's response to queries by	21.08.2020
7.	Last Date & Time of Submission (e-tender) of Bid online	31.08.2020 up to 15:00 Hrs
8.	Date & Time of Opening of Technical Bids online	01.09.2020 @ 15:00 Hrs
9.	Validity of Bid	Up to 180 days from the last date of submission of Bid.

**\*A bidder is required to submit its bid for an entire Schedule/full schedule as specified in Annexure-I of RFP and as per BoQ i.e. bidder shall submit their bid for one or more or all of the schedules i.e. for the complete schedule/s No/s 01 to 04 as given in Annexure-1 Parts A, B, C & D of RFP and shall quote for all locations of a schedule for which bid is submitted. No partial surrender of any Site/Location shall be permitted during the currency of the contract period, for any/full/entire licensed schedule.**

**(i) Bid Security:** The bidders shall have the liberty to quote for any one or more or all the schedules listed out in Annexure-1 Parts A, B,C & D of RFP. Bidders shall be required to deposit Bid security/EMD as per details/Amount given in table above for each schedule, indicated at Annexure-1, for which bid is made. If a bidder bids for more than one schedule, the respective bid security for each schedule will be required to be submitted in aggregate for all the schedules for which its Bid is offered/ submitted. If a Bidder desires to participate in more than one schedule, tender document cost will be required to be submitted only once.

**(ii)** The mode for payment of tender cost and Bid security is to be done by RTGS, NEFT &IMPS. No other mode of payments will be accepted. The bidder will be required to upload scanned copies of transaction of payment of tender cost and bid security **including e-receipt (clearly indicating UTR No. and tender reference which 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 this office in physical form.

**Note : (i) The payment of tender cost is accepted 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.**

**(ii) Bidders to note that the payment of tender security shall be made from the account of bidders 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.**

**(iii)**The details of tender Cost & EMD /Bid security remitted as per above should be correctly uploaded & detail must match in the online submission. Bidders who fail to submit the cost of RFP document and the Bid security by above mode and upload scanned copies of transaction on or before the prescribed date and time shall be declared as ineligible and the Bid submitted by them shall be summarily rejected. The bid shall be valid for a period of not more than 180 days from last date of submission of Bid.

- c). 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.
- d). 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.
- e). Bids received after due Date & Time of Submission (e-tender) of Bids shall not be accepted under any circumstances.
- f). 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 for the prospective Bidders in this regard.
- g). In case of a Bid by a JV/Consortium of firms, following condition shall be abided by all the members of JV/Consortium:
  - i. For the purpose of evaluation of Consortium, each member's contribution towards the turnover shall be considered in the same ratio of their equity participation in the Consortium.
  - ii. 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.
  - iii. 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.
  - iv. Minimum percentage stake of any member in JV/Consortium during license period (including lock-in period) shall not be less than 15%.
  - v. 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.
  - vi. All members of such entity shall be jointly and severally liable for the due performance of License agreement.
  - vii. 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 or 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.

viii. **Bidder shall undertake that they have not been banned from business, as on date of tender submission as per following;**

(i) DMRC/ any other Metro Organization (100% owned by govt.) / Ministry of Housing & Urban Affairs / Order of Ministry of Commerce, applicable for all Ministries must not have banned/debarred business with the tenderer/bidder (including any member in case of JV/consortium) as on the date of tender submission. The bidder should submit undertaking to this effect in Annexure 7A of the tender document.

(ii) Also, no contract of the tendered executed in either individually or in a JV/Consortium, should have been rescinded/ terminated by DMRC after award during last 03 years (from the last day of the previous month of a tender submission) due to non-performance of the tenderer or any of JV/consortium members. The tenderer should submit undertaking to this effect in Annexure 7A of Tender document.

(iii) In case, at a subsequent date, the successful bidder/licensee is found to have been banned for business as given above, DMRC shall be at liberty to and have full rights to cancel the allotment of license for installation of telecom towers in DMRC network and forfeit the Interest Free Security Deposit (IFSD) after adjusting any dues payable by the successful bidder/licensee. The bidder should submit undertaking for the above as per Annexure-7A of the Tender document.

- h). Tender Document can also be downloaded from DMRC's website [www.delhimetrorail.com](http://www.delhimetrorail.com) under tab 'Tenders' and subhead 'Property Development & Property Business Tenders' and has to be submitted online through e-tendering portal <https://eprocure.gov.in/eprocure/app> only.
- i). The Bidders are advised to keep in touch with e-tendering portal <https://eprocure.gov.in/eprocure/app> for latest updates (addendum/corrigendum) in respect of this tender. There will be no other mode of communication for update, if any.
- j). The cost of Tender document and the bid security amount have to be submitted Online through RTGS/NEFT/IMPS in the account as given in 2.4 (c) (1) & (2) of table above respectively, by the specified date and time i.e. before the last date & time of uploading of bid as per Clause 2.4 (c)(8) above, failing which the offer/bid of such bidder shall be declared as ineligible and the said Bid submitted shall be summarily rejected
- k). 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 Bidder is also a constituent of another Bidder.

5. After successful completion of tender processing, the Letter of Acceptance to the successful bidder shall be uploaded on the e-tendering portal <https://eprocure.gov.in/eprocure/appwhich> can be downloaded by successful bidder. LOA would also be E-mailed to the successful bidder.
6. The Bids submitted without cost of Bid document and/ or Bid security by the Bidders shall be out rightly rejected. The Bids received after stipulated date and time of submission of RFP shall be rejected out rightly.
7. The Bidders are advised to keep in touch with e-tendering portal <https://eprocure.gov.in/eprocure/app> for updates.
8. 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.

The tenderers may obtain further information/clarification, if any, in respect of the tender documents from the office of Sr. DGM/PB Delhi Metro Rail Corporation, A Wing, 3<sup>rd</sup> floor, Metro Bhawan, Fire Brigade Lane, Barakhamba Road, New Delhi-110 001

9. In case of any grievances/complaints regarding this tender, please contact:

a). **General Manager/ Property Business**

Delhi Metro Rail Corporation Limited

3<sup>rd</sup>Floor, A-Wing, Metro Bhawan, Fire Brigade Lane, Barakhamba Road,

New Delhi -110001, Email Id: gmpb@dmrc.org, Phone No: 011-23418417

b). **Chief Vigilance Officer**

Delhi Metro Rail Corporation Limited

1<sup>st</sup> Floor, A –Wing, Metro Bhawan, Fire Brigade Lane, Barakhamba Road,

New Delhi -110001, Email Id: cvodmrc@gmail.com , Phone No: 011-23418406

Website: <http://www.delhimetrorail.com/vigilance.aspx>

**Note:** The Hindi version of NIT is also available on DMRC website. In case of any discrepancy between the English and Hindi versions, the English version shall prevail.

**General Manager/Property Business**

**Delhi Metro Rail Corporation**

