

CHAPTER-1: NOTICE INVITING BID

1.1. Delhi Metro Rail Corporation Ltd. Invites open E-Tenders from reputed advertising agencies who may be a sole proprietary firm, a partnership firm or a company incorporated under the Companies Act' 1956/ 2013 & having its registered office in India or as a Joint Venture/ Consortium of such entities to License out 'Exclusive Outdoor Advertising Rights on Selected DMRC Civil Structures i. e. from Yamuna Bank to Anand Vihar (excluding Yamuna Bank and Laxmi Nagar) Metro Station of Line-4 (Blue Line) in DMRC Network' for (3+3+3) years, as per Annexure-1 of RFP and Annexure-I of DLA i. e. 'Details of advertising spaces offered for licensing'.

1.2. 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 the Bidding Process if the constituent of one Bidder is also a constituent of another Bidder.

1.3. DMRC shall receive Bids (e-tender) pursuant to this Tender Document, in accordance with the terms & conditions 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 & conditions on or before the last date specified in this document for this purpose. The Bidders are advised to visit the site/ stations and familiarize themselves with the proposed arrangements and all activities, necessary in this regard.

1.4. **Salient features of bidding Process:**

DMRC has adopted a single stage two packet Bidding Process to select a suitable highest Bidder(s) to grant 'Exclusive Outdoor Advertising Rights' on Selected DMRC Civil Structures i. e. from Yamuna Bank to Anand Vihar (excluding Yamuna Bank and Laxmi Nagar) Metro Station of Line-4 (Blue Line) in DMRC Network in a single lot as per Annexure-1 of RFP and Annexure-I of DLA.

a) Bidders have to bid for the full/ entire offered advertisement spaces as per Annexure-1 of RFP and Annexure-I of DLA without any provision for partial surrender of the licensed spaces during the currency of the contract along with/ after submitting tender cost. Contract for 'Exclusive Outdoor Advertising Rights' on Selected DMRC Civil Structures i. e. from Yamuna Bank to Anand Vihar (excluding Yamuna Bank and Laxmi Nagar) Metro Station of Line-4 (Blue Line) in DMRC Network with minimum chargeable/ offered area 250.88 Sqm shall be awarded to the bidder as per the H-1 rate received and accepted by DMRC, for the entire lot of the advertisement spaces offered as per Annexure-1.

b) Schedule of Bidding Process:

1.	Cost of Tender Document (Non-Refundable)	Rs. 23,600/- (Rs. 20,000/- + 18% GST) The Cost of Tender Document shall be accepted only in the form of <u>RTGS/NEFT/IMPS in favour of "Delhi Metro Rail Corporation Ltd" and payable to /for credit of A/C of DMRC Ltd. with Union Bank of India, F-14/15, Connaught Place, New Delhi, IFSC code – <u>UBIN0530786</u>, MICR code – <u>110026006</u> A/c No. – <u>307801110050003</u>.</u>
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2.	Undertaking for Tender Security Declaration	Bidder shall upload scanned copy of undertaking for Tender Security Declaration as per the Annexure-12A of the tender document at the time of online bid submission. If undertaking for tender security declaration is not submitted or is not in prescribed format then such bids shall be considered ineligible and summarily rejected.
3.	Sale of Tender Document (online only)	From 18-11-2021 to 20-12-2021 (up to 1500 hrs.) at e-tendering website: https://eprocure.gov.in/eprocure/app
4.	Pre-Bid Conference	The pre-bid meeting shall be conducted on 26-11-2021 @ 1100hrs at 3 rd Floor, A-wing, Metro Bhawan, Barakhamba Road, New Delhi. Bidders are requested to send Pre-bid clarifications on the registered official email of DMRC i.e. pbtenders@dmrc.org latest by 1700 hrs. on 29.11.2021. Queries received after 1700 hrs on 29.11.2021 shall not be entertained.
5.	Last Date of receiving written queries by DMRC	29/11/2021 up to 1700 hrs
6.	DMRC's response to queries latest by	06/12/2021
7.	Start Date and & Time of Submission (e-tender) of Bid (online only).	08/12/2021 from 1500hrs
8.	Last Date & Time of Submission (e-tender) of Bid (online only)	20/12/2021 up to 1500hrs
9.	Date & Time of Opening of Technical Bids online	21/12/2021 at 1500hrs
10.	Validity of Bid	Up to 180 days from the last date of submission of bid.

The Cost of Tender Document have to be submitted online through RTGS/ NEFT/ IMPS for credit of the account as given in at Sr. No. 1.4 (b) (1) of the above table, by specified date and time i. e. before the last date & time of uploading of bid as per Clause 1.4(b) (8) 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 undertaking for Tender Security Declaration 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 bidder will be required to upload scanned copies of transaction of payment of tender cost clearly indicating the UTR No. & tender Ref. No. The detail of Tender cost remitted as per above should be correctly uploaded & detail must match in the online submission failing which the payment may not be considered to be uploaded in online bid submission.

- c) The payment of the tender cost is acceptable from any account. However, applicant 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.

- d) 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.
- e) The Bid submissions must be made online after uploading the mandatory scanned documents towards Cost of Tender Document, Undertaking for Tender Security Declaration and other documents as stated in Tender Document.
- f) 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.
- g) Bids received after due Date & Time of Submission (e-tender) of Bid shall not be accepted under any circumstances.
- h) If a Bid is submitted by a JV/ Consortium, following shall be abided by all its members:
 - 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 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 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.

- 1.5 The Bidders are advised to keep in touch with e-tendering portal <https://eprocure.gov.in/eprocure/app> and Delhi metro website at www.delhimetrorail.com for updates.
- 1.6 The bidders has to comply with rules and regulations of "Safety and Health Management Policy" of DMRC enclosed as schedule -I, (attached separately).
- 1.7 In case of any grievances/ complaints regarding this tender, the bidders are advised to contact:

1.) **General Manager (Property Business)**
DMRC, 3rd Floor, A Wing,
Metro Bhawan, Fire Brigade Lane,
Barakhamba Road, New Delhi -110001
Email Id: pbtenders@dmrc.org
Phone No: 011-23418417

2.) **Chief Vigilance Officer**
DMRC, 1st 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>

**General Manager/Property Business
Delhi Metro Rail Corporation
Limited**