

	EPCM-1 SERVICES FOR NUMALIGARH REFINERY EXPANSION PROJECT, ASSAM NOTICE INVITING TENDER	
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Name of Work : CIVIL, STRUCTURAL STEEL AND UG PIPING WORKS FOR PROPYLENE RECOVERY SECTION-NREP.		

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SALIENT DETAILS OF THE TENDER NOTICE

Two parts Online bid (E-tender) offers are requested from competent bidders against the tender having salient features as mentioned below :

Name of Work:	CIVIL, STRUCTURAL STEEL AND UG PIPING WORKS FOR PROPYLENE RECOVERY SECTION -NREP
Tender No.	TK-1P25A-MP-RFQ-0041
Type of Bid	OPEN TENDER - DOMESTIC COMPETITIVE BIDDING UNDER TWO BID SYSTEM
Bidding Document & subsequent addendum / Corrigendum (if any) available on Website for viewing & downloading	The complete document is available on CPP Portal. (https://eprocure.gov.in/)
Tender Publish Date / Download start Date	11.10.2023 at 12.00 Hrs
Bid Submission start Date & Time	06.11.2023 at 12.00 Hrs
Last date of Receipt of Bidder's Queries for Pre-Bid Conference	24.10.2023 up to 17.00 Hrs.
Pre-Bid Conference (Date & Time)	26.10.2023 at 14.00 Hrs. (Online through MS Team Portal). Bidder to refer clause No. '7' of NIT for detail.)
Last date of on line EMD submission:	21.11.2023 at 15.00 Hrs
Tender document download end Date & time/ Bid Submission end Date & Time	21.11.2023 at 15.00 Hrs
Bid opening date & time (Technical Bid)*	22.11.2023 at 15.00 Hrs
Contact Person for any Query/ Clarification	Mr. Sushant Deshpande / Mr. Amit Borkar Project Procurement Manager Email: sushant.deshpande@thyssenkrupp.com / amit.borkar@thyssenkrupp.com
Online Opening of Priced Bids of Techno- Commercially Accepted Bidders	Date & Time shall be intimated later on to techno- commercially acceptable & qualified bidders
Earnest Money Deposit (EMD)	Applicable As Per Clause No. 5 Of This NIT.

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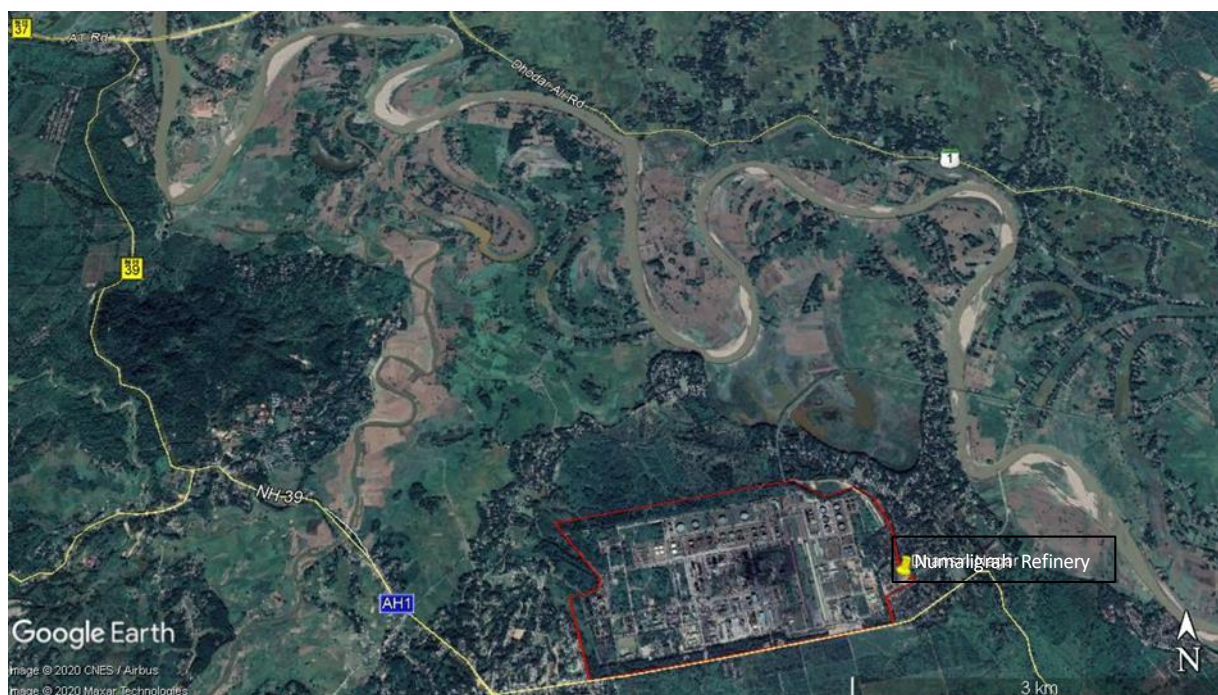
Note :

- If identified dates as (*) above happens to be a declared holiday/closed day in NRL, activity shall be conducted on next working day at the same time.
- All amendments, time extension, clarifications, etc. will be uploaded as a Corrigendum in the websites only. Bidders should regularly visit the above website(s) to keep themselves updated.
- Request for extension received from any bidder with less than two working days prior to bid due date shall generally be ignored, since there will not be adequate time for consideration. Also any such request is purely NRL's/tkiS's discretion.
- Bidders shall submit the bid directly and in their own name without involving any intermediaries.
- Refer **Appendix-A** to this NIT for Instructions of online submission of Bid
- Brief Introduction of Project and other salient features are mentioned as below.

1.0 Introduction

Numaligarh Refinery Limited (NRL) is part of Oil India Ltd, Govt. of Assam and Engineers India Ltd. Its Refinery is located at Numaligarh, District Golaghat, Assam with a capacity of 3 MMTPA. NRL got CCEA approval in Jan, 2019 for expansion of existing Refinery to 9MMTPA capacity for processing imported crude to be received at Paradip Port and bring it to Numaligarh through about 1400KM pipeline. It has two marketing terminals for product evacuation - one is adjacent to the Refinery i.e. Numaligarh Refinery Marketing Terminal (NRMT) and the other is Siliguri Marketing Terminal (SMT) in West Bengal.

The Refinery is well connected by air, road and rail. The nearest airport –Jorhat is 70 kms away from Refinery Site. Road distance from Guwahati to Numaligarh is about 250 kms through NH-37 towards east. The nearest rail head is at Furkating Rly Jn., 35 kms from Refinery. Refer below shown Google map for easy location.



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1.1 Site Information

The intending bidders shall be deemed to have visited the site and familiarized themselves with the site conditions before submitting their bids.

1.2 Geographical Information

Job Location	Numaligarh Refinery.
District / State / Country	Golaghat / Assam / India
Nearest Railway Station	Golaghat (35KM)
Nearest Airport	Jorhat (70KM)
Nearest Sea Port	Kolkata
Nearest National Highway	NH-37 (7.5KM)

2.0 Brief Scope of Work

The job consists of Civil, Structural and Under Ground Piping Works to be done for PRU Unit for NREP at Numaligarh Refinery Limited (NRL), Assam as provided in Price Schedule, Scope of Works and Technical Specifications attached in the Tender document as applicable.

2.1 Evaluation Procedure

Bidder to refer ITB for more details.

3.0 Bidder Qualification Requirement (BQC)

Bidder(s) who meet all of the following criteria as specified in Clauses below shall be qualified for participating in this tender and shall submit supporting documents as detailed in the tender. Proposal submitted by bidders who qualify as per the following criteria shall be technically and commercially evaluated.

- (i) A Sole bidder : A Bidder who meets the Bidder Qualification Criteria (BQC) as set out below (Refer Sl. Nos. 3.1, 3.2 and 3.3) can directly quote for the job.

3.1 Technical Criteria:

Technical Criteria shall be as below: -

Bidder should have successfully completed similar works during any of last 10 (ten) years period, ending on last day of month previous to one in which the original bid due date falls. Similar Works shall mean, any Civil & structural works which involves RCC works with or without Structural Steel works, executed in any industrial plant or in a Hydrocarbon sector in India.

Note:-

Industrial plant: "Industrial plant" as specified under above, means any premises in any part of which, a manufacturing or production process could be carried out.

Hydrocarbon sector: "Hydrocarbon Sector", as specified above, means Refineries/ Petrochemicals/ Gas Processing- Onshore/ Oil or Gas Terminals.

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3.2 Commercial Criteria : Past Experience

A. Past Experience

The bidder should have Successfully completed similar works, of minimum value(s) as indicated below during last 10 (ten) years period ending on last day of month previous to one in which the original bid due date falls.

Definition of Similar Works for evaluation of the Commercial Criteria shall be same as indicated in Clause 3.1 above : -

One Similar Work Completed costing not less than the amount equal to	Rs.15,70,82,000/-
OR	
Two Similar Work Completed each costing not less than the amount equal to	Rs. 12,56,65,000/-
OR	
Three Similar Work Completed each costing not less than the amount equal to	Rs. 9,42,49,000/-

For Commercial Experience Criteria, Date of Completion of Works as per Completion Certificate will be considered as completion date and that should fall within qualifying period. Provisional Job Completion Certificate or Job Completion Certificate issued against incomplete / in-progress job will not be acceptable

Note:

1. Bidder will give details of their past experience along with documentary evidence as per format **Annexure-III to ITB** enclosed herein.
2. **Copies of Relevant Work Order (s) with SOR/ Approved Billing Break-up / Certified Abstract Of Final Bill and corresponding completion certificates are to be enclosed with un-priced bid.** The completion certificate should consist of Work Order number & date, Name of Work, Work Order value, Actual executed value, and Job Commencement Date, Actual Completion Date etc.
3. In case Bidder has executed and completed Composite Works Contract which includes the qualifying work(s) stated in Cl. No. 3.1 above, then value of such qualifying work(s) out of the total value of Composite Works shall be considered for the purpose of pre-qualification. For Composite Works, in the event the value of the qualifying Work(s) cannot be ascertained from the work order / completion certificate submitted by bidder, Copy of Schedule of Rates / Price Schedule, relevant pages of final Bill certified by OWNER/CONSULTANT for establishing requirement of BQC or written letter from OWNER/CONSULTANT specifying the nature of Work with quantities and executed values can be submitted for qualification.
4. Cost of completed works specified above shall be exclusive of Service Tax / GST. Bidder shall produce documentary evidence against the Taxes & Duties applicable against the concerned

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job(s). In case the value of job submitted by the bidder does not have clarity with regard to inclusion/exclusion of Service Tax/GST, the amount appearing in the Completion Certificate shall be considered exclusive of tax and shall be evaluated accordingly.

5. A job executed by a bidder for its own plant/projects shall not be considered as experience for the purpose of meeting requirement of BQC of the Tender. However, jobs executed for Subsidiary/Fellow subsidiary/Holding company will be considered as experience for the purpose of meeting BQC.
6. A job completed by Contractor shall be considered for the purpose of meeting the Experience Criteria of BQC subject to submission of documents in support of meeting the "Bidder Qualification Criteria".

Value of past experience be adjusted at a simple rate of 7% for every completed year **and / or part thereof** ending last day of the month preceding the month in which the original bid due date falls. (in case of extended bid submission date, original bid submission date shall be considered)

7. For calculation of period of escalation of such "similar work" starting date shall be recokend from the date of completion of the work mentioned in the Completion Certificate to the last day of the previous month of bid submission date
8. Clause Deleted.
9. It is to be noted that experience as main contractor will only be taken cognizance of for the purpose of assessing qualifying criteria. However, authorized sub-contractors under principal contractors can also be considered provided their works completion certificate is issued by the client organization in case of job executed elsewhere under PSUs, limited companies, Government Departments, Quasi government and autonomous bodies. However, in case of sub-contractors under contractors engaged by NRL, the works completion certificate issued by the main contractor will also be acceptable provided the same is endorsed by Engineer-in-charge of NRL.
10. In support of the experience and value of work executed, the sub-contractor or contractors under Private Organizations, shall furnish either (a) TDS Certificate in Form 26AS (Annual Tax Statement under Section 203AA of the Income Tax Act, 1961) or (b) Bank Certificate indicating receipt of payment from the Main Contractor or Private Organization(s) in case of overseas executions / executions under overseas organizations.
11. Bidder shall not be allowed to submit new references or document related to such new references with respect to their past experience unless it is not mentioned in the list (past experience) submitted along with the bid.

3.3 Financial Criteria

The Bidder shall meet the Pre-qualification Criteria (Financial) as given below: -

- a) The minimum **Average Annual Turnover (ATO)** during immediate three preceding financial years from the date of NIT publication should be **Rs. 7,53,99,000/- (INR Seven Crore, Fifty Three Lakh, Ninety Nine Thousand Only).**



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- b) **Net worth:** Should be positive for the immediate preceding financial year as per the latest Audited Report. Net worth means paid up share capital, Share Application Money pending allotment* and reserves # less accumulated losses and deferred expenditure to the extent not written off.

Net worth shall be calculated using the following formula:

Reserves to be considered for the purpose of net worth shall be all reserves created out of the profits and securities premium account but shall not include reserves created out of revaluation of assets, write back of depreciation and amalgamation.

* Share Application Money pending allotment will be considered only in respect of share to be allotted.

DESCRIPTION	VALUES (INR)	REFERENCE (PAGE NO. /CLAUSE NO.)
Paid up Share capital (A)		
Add: Share Application Money pending allotment (B)		
Add: Reserves (As defined above) (C)		
Less: Accumulated Losses (D)		
Less: Deferred Revenue Expenditure to the extent not written off (E)		
Net Worth (A+B+C-D-E)		

- c) Bidder should not be under liquidation, court receivership or similar proceedings. Bidder shall submit a self- certificate to this effect.
- d) Bidders should have valid PF, GST Registration and PAN
- e) Bidders to provide UDIN no. along with qualified documents meeting BQC Financial Criteria

Note :

- a. Bidders to submit copies of audited profit & loss account for the last three financial years in support of annual turnovers. Last three 3 financial years mentioned above refers to immediate 3 preceding financial years wherever the last bid submission date is after 31st December. In case of tenders having last bid submission date up to 31st December, and audited / CA certified turnover documents of the preceding financial year is not available, the audited / CA certified turnover documents of the 3 years prior to preceding financial year will be considered.

Note: - If a Bidder does not submit the aforementioned financial statements for three specified years, then Average Annual Turnover will be calculated based on financial figures of only those specified years for which requisite financial statements are submitted. Turnover will be considered '0' (Zero) for the year(s) for which requisite financial statements are not submitted.

- b. Audited Annual Report / financial statements needs to be accompanied with UDIN number, which is mandatory from July 2019 onwards. Any Financial Report which is issued after July 2019 onwards without UDIN shall not be considered for evaluation.

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- c. Bidders to submit copy of their 'VALID GSTIN/UIN Certificate', PAN Card & PF Registration Certificate along with the Bid Document. Bidder to note that Owner/ Tkis at its discretion may not consider the bidder's bid for further evaluation if the above mentioned documents are not found uploaded with the bid and GSTN not found to be valid in GST portal.
- d. **Bidder should not be under liquidation, court receivership or similar proceedings.** Bidder shall submit a self- declaration on its company's letter head to this effect.
- e. Bidders are required to submit all the above requisite documents (a), (b), (c) & (d) towards fulfillment of Financial BQC along with their original bid within the bid due date. In absence of such documents, NRL/Tkis reserve the right to reject the Bid without making any reference to the bidder or assigning any reason whatsoever.

Special Note to the Bidders :

Please note that relaxation of Pre-Qualification Criteria and price benefit to MSE & Start-up agencies shall not applicable for this Tender being Works Contract. However, relaxation of EMD as per MSE policy will be applicable.

4.0 Documents required to be submitted in support of BQC:

- 4.1 Bidder shall furnish documentary evidence by way of
 - i) Copy of purchase/work order/agreement copy (containing the job description, item details, work order no., date of order, total ordered value) awarded in the name of bidder by client.
 - ii) Copy of certificate/ minutes of meeting/ commissioning report on successful completion of job, by/ with the client.
 - iii) Annual Reports containing audited balance sheets including Profit and Loss Accounts statement, in support of their fulfilling the qualification criteria.
In absence of such documents, NRL/tkIS India reserve the right to reject the Bid without making any reference to the Bidder or assigning any reason what-so-ever.
- 4.2 All documents furnished by the bidder in support of meeting the PQC (including MSE Certificate) shall be submitted/uploaded in a separate folder titled "Documents towards PQC", duly signed and stamped by the bidder (in case of proprietorship firm) or "Power of Attorney" holder in case of Partnership /firm/Company. Copy of such "Power of Attorney" shall also be furnished with the unpriced bid.
- 4.3 Bidders on "Holiday List of/debarred from business dealings by" NRL/MoPNG India shall not be considered for evaluation and ordering. Bidder to refer NIT Clause No. 3.0 and Holiday Listing Policy of NRL.
- 4.4 NRL/tkIS India decision on any matter regarding short listing of bidders shall be final.
- 4.5 Submission of authentic documents is the prime responsibility of the Bidder. However, NRL/tkIS India reserves the right of getting the document cross verified, at their discretion from the document issuing authority. Bidder shall also facilitate such verification/ authentication of BQC documents and in case the documents remains unauthenticated till the given timeline, NRL/ tkIS India reserves the right to reject such bid.
- 4.6 The bidders must submit complete and unambiguous documents pertaining to BQC in the first instance itself along with the offer. Consultant / NRL may not offer any opportunity to the bidder to provide complete or unambiguous documents and reserve the right to proceed on the basis

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of documents received along with the offer and Incase of non-submission of some documents or submission of incomplete or ambiguous documents, the bid may be rejected.

- 4.7 “Notwithstanding any other condition/ provision in the tender documents, bidders are required to submit complete documents pertaining to BQC along with their offer. Failure to meet the BQC will render the bid to be summarily rejected. OWNER/ CONSULTANT reserves the right to complete the evaluation based on the details furnished by the bidder, with or without seeking any additional supporting documents /clarifications”.
- 4.8 All documents furnished by the bidder in support of meeting the Bidder’s Qualification Criteria (BQC) shall be “Submitted duly certified by Statutory Auditor of the bidder or a practicing Chartered Accountant (not being an employee or a Director and not having any interest in the bidder’s company) where audited accounts are not mandatory as per law.
- OR**
- Submit documents duly notarized by any notary public in the bidder’s country or certified true copies duly signed, dated and stamped by an official authorized for this purpose in Indian Embassy/ High Commission in Bidder’s country.”
- OR**
- Bidder shall submit self-certified documents from any one out of CEO or CFO or Company Secretary of the bidder (Limited company only) along with Self-Certification. This option shall not be applicable to Proprietorship/ Partnership firms.
- OR**
- In case of PSU, the Power of Attorney holder duly authorized by the Board shall self-certify the BQC documents.”
- 4.9 Other requirements:
- PF Code Allotment Letter / PF Registration copy
 - Independent ESI Code or Undertaking for Independent ESI Code
 - Power of Attorney in favour of person authorized to submit the Bid
 - Copy of Pan Card
 - Certificate of Incorporation/Partnership deed / Proprietorship affidavit
 - GST Registration certificate
 - All other documents as listed in ITB / ITB Annexures / SCC Appendices etc.
 - Integrity Pact Agreement

5.0 Earnest Money Deposit: **APPLICABLE**

Value of EMD to be submitted shall be as per below:

EMD VALUE
Rs. 38,21,000/-

- 5.1 Bidders are required to submit the EMD/Bid Security for the amount, as mentioned, online through the link <https://nrl.procure247.com>. (Detail instructions at Appendix -A) and its receipt must be uploaded along with offer. If the EMD is not received along with the offer, offer shall not be considered for opening. Bidder to exercise offline mode of EMD payment while submitting EMD details (Acknowledgement /payment receipt of online EMD Payment / Copy of UDYAM certificate for exemption of EMD for MSME Bidders / Copy of EMD BG) as the case may be.

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Please note that EMD submission in Form of Bank Guarantee executed by any scheduled bank is also acceptable, and to be submitted as per EMD BG Format (Bidder to refer Annexure XXII to ITB for EMD BG Format). Bidder shall be required to upload copy of EMD BG at CPP Portal and Original hard copy shall be required to send to the address of Tender Inviting Authority as mentioned elsewhere in NIT **within 7 days** of Last date of Submission of Bid.

In case non submission of Bid Security / EMD as mentioned above shall be considered as non-responsive and such Bids shall be rejected.

Bidder to refer relevant clause of ITB and Appendix- A to NIT for further details about submission of EMD.

5.2 MSE bidders are exempted from submission of EMD, subject to :

- UDYAM Registration Certificate being valid as on date of quotation

MSE bidders are required to upload UDYAM instead of the EMD deposit receipt, as per Govt. policy. However, no exemption from payment of security deposit shall be allowed for MSEs.

Indian bidder must upload proof of EMD submission through Online/BG in unpriced part of the Bid in CPP Portal. In case bidder fails to upload the scanned copy of proof of EMD submission, bid shall not be considered for evaluation.

Also, Indian bidders submitting the EMD in the form of Bank Guarantee (BG)/DD (DD Option shall be applicable only for tender floated in GeM Portal) etc. shall submit original BG/DD etc. in a sealed envelope to the address mentioned as per the tender document so as to receive within 7 days of bid due Date.

Scanned copy of Earnest Money Deposit (EMD) shall be submitted along with Techno-Commercial Bid only. The Hard Copy of the BG should reach to Tender Inviting Authority within 7 days Bid submission due date. In case of Bank guarantees, if these are sent directly by the Bank, a certified copy of the said BG shall be enclosed along with the techno-commercial offer.

The BG shall be from Nationalised or Scheduled Bank only and the Bank Guarantee shall be in NRL's Format.

EMD exemption shall be applicable for Micro or Small Enterprises registered with District Industries Centers or Khadi and Village Industries Commission or Khadi and Village Industries Commission or Coir Board or National Small Industries Corporation or Directorate of Handicrafts and Handloom or any other body specified by Ministry of Micro, Small and Medium Enterprises or Udyog Aadhaar Memorandum. The certificate issued should be valid on the date of opening of tender. Consideration of MSME bidders shall be as per prevailing MSE guidelines only.

Bids not accompanied with EMD shall be rejected.

There will be no waiver of EMD for Public Sector Undertakings of Central/ State Governments. The BG for EMD shall remain valid for a period not less than the original offer validity plus 3 months, with a claim period of another 3 months.

If the BG towards EMD is not in the required proforma, but acceptable otherwise (considering amount & issuing bank) the Bidder would be asked to resubmit the same in the required proforma. In lieu of correction to BG, fresh BG is not acceptable.

EMD/ Bid securities shall be released to the bidders in the following circumstances:

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a) EMD/ Bid securities of bidders whose price bids are not opened/ disqualified during techno-commercial bid evaluation (unsuccessful Bidder) shall be released immediately by Consultant after approval of price bid opening.

b) EMD/ Bid securities of bidders qualified in the techno-commercial bid but unsuccessful for placement of Purchase Order shall be released after final approval of the placement of Purchase Order by the competent authority.

c) EMD/ Bid securities of the successful bidder shall be sent to NRL & shall be released by NRL on receipt of acceptable PBG.

d) In case Owner/ Consultant decides to cancel / annul the enquiry at any stage during the bidding process but before the award (as applicable), EMD/ Bid securities of the bidders shall be returned at the earliest from the date of such decision.

In case of EMD is submitted online, NRL shall return the EMD submitted online directly to unsuccessful Bidders, on advice from PMC/EPCM Consultant.

The offer shall be rejected, EMD shall be forfeited and the Supplier shall be put on "Holiday/ Suspension/ banning list, as applicable" of Consultant & Owner (as per their prevailing policy) in case, either of the following:

- The bidder alters / modifies / withdraws the bid suo-moto after opening the techno-commercial bids but within the validity period and / or submits multiple bids/ alternative bids.
- If the successful bidder fails to accept arithmetical corrections.
- If the Information/ documents submitted by the bidder in the bid is found to be false/ forged.
- The successful bidder fails to deposit the CPBG/PBG or to execute the order
- The successful bidder is not ready to accept Work Order / Contract or giving any conditional acceptance of Work Order /Contract.

In addition to above EMD shall be released to the bidders in the following circumstances:

- EMD of bidders whose price bids are not opened/ disqualified during techno-commercial bid evaluation (unsuccessful Bidder) shall be released immediately by Consultant after approval of price bid opening.
- EMD of bidders qualified in the techno-commercial bid but unsuccessful for placement of Purchase Order shall be released after final approval of Award recommendation for the placement of Purchase Order by the competent authority.
- EMD of successful/recommended bidder shall be sent to OWNER & shall be released by OWNER on receipt of acceptable Performance Bank Guarantee/Security Deposit. In case Consultant / Owner decides to cancel / annul the enquiry at any stage during the bidding process but before the award (as applicable), EMD of the bidders shall be returned at the earliest from the date of such decision.

Bidder shall have to submit the following documents in original in envelopes before the bid due date and time apart from uploading with online offer:

- Original EMD (BG) as applicable

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In case the Bidder fails to submit the EMD BG in original within 7 calendar days of the due date and time to Tender Inviting Authority, his bid shall be rejected, irrespective of their status / ranking in tender and notwithstanding the fact that a copy of EMD was uploaded earlier by the Bidder on the e-tendering portal.

Bidder(s) must follow the following for submission of online EMD:

- User Manual for Bidders is available in NRL Website under <https://www.nrl.co.in> → Tenders → Tender Manual → EMD Online Deposit Manual (HDFC Bank Payment Portal)
- Visit HDFC Bank Payment Portal URL: <https://nrl.procure247.com>
- Click on 'Bidder Registration'
- Bidder Registration Screen shall appear – Fill the mandatory details required and complete the process.
- On successful submission of details in bidder registration form, bidder will get the system generated link to verify his/her email id and login to the website. Without verifying email id bidder may not be able to login to the system.
- After successful email verification – please login with your user id and password
- Bidder will receive system generate One Time Password (OTP) on their registered mobile number. In case not receiving of OTP please click Regenerate OTP and login.
- After login Screen bidder can search the tenders and proceed for EMD payment.
- Bidders' have to click on Payment Dashboard option available under Action tab
- Payment Dashboard – Click on Pay to proceed further for the selection of payment mode.
- Smart Hub – Bidders' can select the online payment and click on Pay to proceed further.
- After click on Pay – Bidder will get an option for Cards and Net Banking. Bidders can select their preference and proceed further for the payment.
- On successful payment bidder will receive system generated message on screen stating "EMD paid successfully"
- Bidders' can also download the Payment receipt from Payment Dashboard.
- Downloaded payment receipt – Bidders' can easily print the receipt and use it for their bidding purpose.
- Since the HDFC Bank payment gateway is not under the CPPP, so the payment mode is mentioned as offline (BG) in the CPP portal. Bidder has to make a dummy entry in the EMD fields of CPPP by putting 'Transaction ID' (HDFC Bank payment receipt) as instrument no., payment date as issue date, any date as expiry date, and bank name as issuer details. Please upload the EMD payment receipt along with technical bid.
- For any technical help, the bidders can contact HDFC Bank executive Mr. Tapan Desai at Mobile No: 8866287104 and email: tapan@tender247.com.

A receipt will be generated after successful payment (irrespective of the mode of payment).

Bidder can take print out for onward submission with tender as well as save a soft copy of the receipt

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6.0 Time Schedule:

The time schedule for completion of the job as per scope of work shall be Fifteen (15) Months from the date of first site Handover.

7.0 Site Visit & Pre-Bid Meeting:

The bidder is also expected prior to finalization of their bid to visit and examine the job site and its surroundings and to familiarize themselves of the ground realities, the availability, existence and suitability of facilities and sources of supply required for the work(s) and the environmental conditions which can be encountered, and collect all data and other information which the bidder may require for preparation and formulation of their bid. The CONTRACTOR will not to be entitled to make any claim against the OWNER/PMC or to raise any objection or defense to any claim based on the ignorance of existing or expected conditions, or on the lack of adequate information, or of any plan, estimate or expectation based on a different perception or expectation or information.

The bidder may send their queries, if any, on Bidding Document or communication details of their personnel attending for Pre Bid Meeting by e-mail to reach (Email id : sushant.deshpande@thyssenkrupp.com(ContactNo.022-40478504) / amit.borkar@thyssenkrupp.com (contact No. 020-46211380) on or before last date of receipt of Pre Bid Queries as per NIT salient details. These queries shall be discussed and replied during the Pre-bid Conference.

Bidder to use below link to join online prebid meeting (MS Teams): Details will be uploaded as Addendum nearer the time.

8.0 Bid Validity:

Validity of bid shall be **120** (One Hundred and Twenty) days from the final Bid submission Due Date.

9.0 Tender Document:

- 9.1 Tender documents should be downloaded from Central Public Procurement Portal <http://eprocure.gov.in/eprocure/app>. Aspiring Bidders/ Suppliers who have not enrolled/registered in e-procurement should enroll/register before participating, through the website <http://eprocure.gov.in/eprocure/app>. Bidders are advised to go through instructions provided as 'Instructions for online Bid Submission' provided at Appendix A to Notice Inviting Tender.
- 9.2 Bidders can access tender documents from the website, fill them with all relevant information and submit the completed tender document into electronic tender on the website <http://eprocure.gov.in/eprocure/app>.
- 9.3 Tenders and supporting documents should be uploaded through e-procurement portal only. Hard copy of the tender documents will not be accepted.
- 9.4 Corrigendum/addendum/extension (if any) pertaining to this tender will be published in the website only.
- 9.5 Both Technical bid and Financial bid are to be submitted concurrently, duly digitally signed in the web site <http://eprocure.gov.in/eprocure/app>.

Online Bids are received only on CPPP Portal website <http://eprocure.gov.in/eprocure/app> on or before due date as indicated in the NIT. The bidder shall be at liberty to be present either in person or through an authorized representative at the time of opening of the Technical Bid.

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Price Bids of only those bidders shall be opened who are Techno-commercially qualified, at a time and place for which notice shall be given. The qualified bidders shall be at liberty to be present either in person or through an authorized representative at the time of opening of the Price Bids with the Bid Acknowledgement Receipt.

10.0 General:

- 10.1 Consortium / Joint Venture bidding is not allowed.
- 10.2 NRL/tkIS India reserves the right to carry out capacity & capability assessment of the bidder using in-house information and past performance.
- 10.3 The bidders shall give a self certification that they are not under liquidation, court receivership or similar proceeding and their business is not banned by any Central / State Government Department / Public Undertaking or Enterprise or Central / State Governments. Failure to do so or the bidder is under, court receivership or similar proceedings, their bids shall not be considered.
- 10.4 An undertaking shall be submitted by the bidder that they are not on Holiday / Negative/ Suspension/ Banning List of or Black Listed by MOPNG / NRL on due date of submission of Bid. However, this will be for information only and will not be a rejection criteria.
If any bidder/ an agency is placed on Holiday / Negative / Suspension/ Banning List of or Black Listed by the tkIS India/ NRL, they will not be considered for evaluation, at any stage prior to placement of order.
If any bidder is qualified based on the credential of his parent/ associate/ affiliate etc. and the parent/ associate/ affiliate is under the Holiday/ Negative/ Suspension/ Banning List of or Black Listed by tkIS India/ NRL, the offer from the bidder will also not be considered for evaluation, at any stage prior to placement of order.
Further, any wrong declaration in respect of holiday listing shall render the vendor liable for action under the holiday listing policy of NRL and tkIS India for the job.
If the bidding document were issued inadvertently / downloaded from website, offers submitted by such bidders shall also be not considered for bid opening / evaluation/ award.
- 10.5 NRL/tkIS India will not be responsible or liable for cost incurred in preparation, submission & delivery of bids, regardless of the conduct or outcome of the bidding process.
- 10.6 In case any Bidder is found to be involved in cartel formation, his Bid will not be considered for evaluation / placement of order. Such Bidder will also be debarred from bidding in future.
- 10.7 Canvassing in any form by the Bidder or by any other agency on their behalf may lead to disqualification of their Bid.
- 10.8 Unsolicited clarifications to the offer and / or change in the prices during the validity period would render the bid liable for rejection.
- 10.9 NRL/tkIS India reserves the right to reject any or all the bids received or annul the bidding process at any time.
- 10.10 NRL/tkIS India reserves its right to allow Public Sector Enterprises (Central / State), purchase preference as admissible / applicable from time to time under the existing Govt. policy. NRL shall also follow the Public Procurement Policy on Procurement of Goods and services from Micro and Small Enterprises (MSEs) Order 2012.
The PPLC Policy (as enclosed) shall be applicable against this tender and the Class-I local supplier shall be given purchase preference, subject to fulfilling the required documentation and criterias.
- 10.11 In case of a MSE bidder, documentary evidence as per the prevailing Government policy shall be acceptable. In addition, copy of the document shall be submitted duly authenticated as per provision of the tender. However, in case authenticated document is not submitted in original, the same can be accepted provided a valid MSE certification is available on Government portal (www.nsicspronline.com) or Government Udyog Aadhar portal.
- 10.12 Scanned copy of the Integrity Pact duly signed & stamped shall be uploaded along with the offer.

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- 10.13 For detailed specifications, terms and conditions and other details, refer complete Bidding Document.
- 10.14 Exceptions and deviations by the Bidder shall be mentioned only in the given pro-forma (Annexure- VIII of ITB) and deviations stated in the said pro-forma will have no price implications. The exceptions/ deviations mentioned elsewhere in the document shall not be considered for evaluation.
- 10.15 Following Government Guidelines / Policies (latest version) shall be considered as part of this Tender and the Applicability of the same is as per below:

Sr. No.	POLICY DESCRIPTION	APPLICABILITY
1	Benefits / Preference for MSEs (Purchase Preference only)	NOT APPLICABLE However, Exemption from payment of EMD is allowed for MSEs.
2	Purchase preference to Local Content (PPLC Policy 2020-21)	APPLICABLE
3	Domestic Manufacturing of Iron and Steel Policy (DMISP)	NOT APPLICABLE
4	Domestic Manufactured Electronic Products (DMEP)	NOT APPLICABLE
5	Office Memorandum regarding compliances related to any bidder from a country which shares a Land Border with India.	APPLICABLE

- 10.16 All questions and requests for clarifications or interpretations related to tender documents shall be addressed in writing to:

Mr. Sushant Deshpande / Mr. Amit Borkar

Project Procurement Manager

thyssenkrupp Industrial Solutions (India) Private Limited Mumbai

Uhde House, L B S Marg, Vikhroli (W),

Mumbai - 400083, India.

Phone: +91-22-4047 8504

Email: sushant.deshpande@thyssenkrupp.com / amit.borkar@thyssenkrupp.com

- 10.17 Bidder to refer attached Annexure to ITB for Terms & Conditions for Compliance of Restrictions for bidders from countries which share land border with India and for applicable formats of declarations to be submitted by bidder on bidder's letterhead, failing which the bid is liable for rejection.
- 10.18 All correspondence must be only in ENGLISH language. In case of Foreign Bidder, if any of the documents in support of meeting PQC are not in English language, then the English translation copy of the same duly certified, stamped and signed by Local Chamber of Commerce shall be furnished along with the document in the un-priced bid. Translation by Indian Embassy/ High Commission or authorized/ approved translation agencies (by Indian embassy/ high commission or any other authority) shall also be acceptable.

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- 10.19 The bidders should furnish Permanent Account Number, PF Number, GSTIN and place of registration, ESI Registration Code, Proprietor ship affidavit. and any other statutory requirement (as per provision of the bid document), at the time of submitting their bid.
- 10.20 Legal dispute, if any, shall only be within the jurisdiction of the Courts in Golaghat, Assam unless mentioned otherwise.
- 10.21 The terms 'Sl. No.', 'Sr. No.', 'Cl. No.' and 'Clause No.' used in this NIT document shall have the same meaning.
- 10.22 Bidder should make sure that their priced bid (BOQ) contains only prices. Rates mentioned elsewhere shall not be taken into cognizance. Offer shall be liable for rejection if any condition directly or implied, recorded in Priced Bid (BOQ).
- 10.23 After opening of the technical bids but before the opening of the price bids, the bids may be rejected for unsatisfactory performance or adverse comments which have come to the notice after the issue of the tender enquiry.
- 10.24 Offers not meeting statutory requirement are liable for rejection.
- 10.25 Bidders are advised to regularly visit Announcement section/ Information for DSC/ Bidders Manual Kit/ FAQ of e –Tender Portal.
- 10.26 Bidder to submit Cover Page of the Tender Document duly signed and stamped along with all Corrigenda / Addenda published for the respective Tender along with Unpriced Commercial Offer as a token of acceptance of the whole Tender Documents. Deviations if any to be filled only in the Commercial / Technical Deviation Form available in the Bid Document. Deviations mentioned elsewhere in the Tender shall not be considered for evaluation.
- 10.27 NRL does not take any responsibility for the correctness of tender documents obtained from any other source. Bidders are advised to visit above mentioned website before submitting their offer for official version of the tender document including any corrigendum / amendment if any, which shall be binding to the bidder.
- 10.28 If documents (part or full) are found forged, such offers will be summarily rejected and bidder may be debarred from future tenders.
- 10.29 NRL (OWNER) / tkIS (CONSULTANT) reserves the right to disqualify / reject any bid for further evaluation in case of reported Poor Performance of works in past due to financial constraints or due to any other reasons what so ever attributable to Bidder. Decision of OWNER / CONSULTANT in this regard shall be final.
- 10.30 In order to maintain confidentiality of all documents and drawings submitted by Bidder in response to its Unpriced Bid only, Bidder(s) shall upload Password Protected PDF Files only in the portal. For ease, same password shall be used for all the uploaded PDF documents, which will be subsequently shared by email to the officials of NRL/tkIS as per the details mentioned in the NIT.**
- 10.31 Bidders to ensure submission of Correct File Format in the portal. In case NRL / tkIS India cannot open the bids due to corrupt bid files / formats/ password protected priced bid, the offer shall be rejected.**

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- 10.32 Successful bidder upon award of contract shall consider one-day visit of their Project manager / senior Management / Indian representative on their own expenses to tkIS, India Pune / Mumbai office each month after order for progress review meeting. After getting code 2 approval from tkIS India, vendor shall incorporate all comments / observation in respective drawings/documents and instead of submitting revised drawings, vendor's Technical team / Indian representative along with laptops and soft copies of these drawings / documents shall visit tkIS India Pune/Mumbai office to discuss open points across the table to facilitate early code 1 approval. These vendor visits shall be continued till these documents / drawings get code-1 approval.
- 10.33 Notwithstanding any other condition / provision in the tender documents, bidders are required to submit complete documents pertaining to Qualification Criteria along with their offer. Evaluation may be completed based on the content of the Bid itself without seeking any subsequent additional information, which may result in rejection of Bid. NRL at its discretion, may request bidder to submit the necessary information or documentation, within a reasonable period of time, to withdraw deviation, reservation, or rectify omission in the bid related to documentation requirements. However, Bidder shall not be allowed to submit new references or document related such new references with respect to their past experience unless it is not mentioned in their original offer.
- 10.34 Clause Deleted.**
- 10.35 **For payment administration or issues related to clearance of Tax Invoices, contractors/suppliers may send their response / status request / query etc. to the e-mail ID: livdesk@nrl.co.in;**
- 10.36 **ADDENDA/CORRIGENDA OF BIDDING DOCUMENT:** NRL/tkIS may, for any reason whether at his own initiative or in response to the clarification requested by the prospective bidder(s), issue amendment in the form of Addendum/corrigendum during the bidding period or subsequent to receiving the bids. Any Addendum/corrigendum thus issued shall become part of Bidding Document and Bidder shall submit a copy of the Addendum/corrigendum duly signed and stamped in token of his acceptance

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Appendix-A

As per the directives of Department of Expenditure, this tender document has been published on the Central Public Procurement Portal (URL: <https://eprocure.gov.in>). The bidders are required to submit soft copies of their bids electronically on the CPP Portal, using valid Digital Signature Certificates. The instructions given below are meant to assist the bidders in registering on the CPP Portal, prepare their bids in accordance with the requirements and submitting their bids online on the CPP Portal.

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

REGISTRATION

- 1) 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 Enrolment" on the CPP Portal is free of charge.
- 2) As part of the enrolment process, the bidders will be required to choose a unique username and assign a password for their accounts.
- 3) Bidders 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 bidders 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 / TCS / nCode / eMudhra etc.), with their profile.
- 5) Only one valid DSC should be registered by a bidder. Please note that the bidders are responsible to ensure that they do not lend their DSC's to others which may lead to misuse.
- 6) Bidder 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 bidders 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 bidders 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 bidders 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 bidders through SMS / e-mail in case there is any corrigendum issued to the tender document.
- 3) The bidder 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 BIDS

- 1) Bidder should take into account any corrigendum published on the tender document before submitting their bids.
- 2) Please go through the tender advertisement and the tender document carefully to understand the documents required to be submitted as part of the bid. Please note the number of covers in which the bid 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 bid.

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- 3) Bidder, in advance, should get ready the bid documents to be submitted as indicated in the tender document / schedule and generally, they can be in PDF / XLS / RAR / DWF formats. Bid documents may be scanned with 100 dpi with black and white option.
- 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 bid, a provision of uploading such standard documents (e.g. PAN card copy, annual reports, auditor certificates etc.) has been provided to the bidders. Bidders can use "My Space" area available to them to upload such documents. These documents may be directly submitted from the "My Space" area while submitting a bid, and need not be uploaded again and again. This will lead to a reduction in the time required for bid submission process.

SUBMISSION OF BIDS

- 1) Bidder should log into the site well in advance for bid submission so that he/she upload the bid in time i.e. on or before the bid submission time. Bidder will be responsible for any delay due to other issues.
- 2) The bidder has to digitally sign and upload the required bid documents one by one as indicated in the tender document.
- 3) Bidder has to select the payment option as "offline" to pay the tender fee / EMD as applicable and enter details of the instrument.
- 4) Bidders are requested to note that they should necessarily submit their financial bids in the format provided and no other format is acceptable. If the priced bid have 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 bidders. Bidders are required to download the BOQ file, open it and complete the white colored (unprotected) cells with their respective financial quotes and other details (such as name of the bidder). No other cells should be changed. Once the details have been completed, the bidder should save it and submit it online, without changing the filename. If the BOQ file is found to be modified by the bidder, the bid will be rejected.
- 5) The server time (which is displayed on the bidders' dashboard) will be considered as the standard time for referencing the deadlines for submission of the bids by the bidders, opening of bids etc. The bidders should follow this time during bid submission.
- 6) All the documents being submitted by the bidders 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 bid opening. The confidentiality of the bids is maintained using the secured Socket Layer 128 bit encryption technology. Data storage encryption of sensitive fields is done.
- 7) The uploaded tender documents become readable only after the tender opening by the authorized bid openers.
- 8) Upon the successful and timely submission of bids, the portal will give a successful bid submission message & a bid summary will be displayed with the bid no. and the date & time of submission of the bid with all other relevant details.
- 9) The bid summary has to be printed and kept as an acknowledgement of the submission of the bid. This acknowledgement may be used as an entry pass for any bid opening meetings.

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ASSISTANCE TO BIDDERS

- 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 bid submission or queries relating to CPP Portal in general may be directed to the 24x7 CPP Portal Helpdesk. The contact number for the helpdesk is 1800-3070-2232.
- 3) **For any assistance, please contact the following person:**
Mr. Dhiraj Mohan Saikia Phone No. 03776-265774
Email ID : z_tender@nrl.co.in

Special Instructions to the Bidders for the e-submission of the bids online through e-Procurement Portal :

- Bidder should do Online Enrolment in this Portal using the option Click Here to enroll available in the Home Page. Then the Digital Signature enrolment has to be done with the e-token, after logging into the portal. The e-token may be obtained from one of the authorized Certifying Authorities such as eMudhraCA/GNFC/IDRBT /MTNLTrustline/SafeScripT/TCS.
- Bidder then logs into the portal giving user id / password chosen during enrolment.
- The e-token that is registered should be used by the bidder and should not be misused by others.
- DSC once mapped to an account cannot be remapped to any other account. It can only be Inactivated.
- The Bidders can update well in advance, the documents such as certificates, purchase order details etc., under **My Documents** option and these can be selected as per tender requirements and then attached along with bid documents during bid submission. This will ensure lesser upload of bid documents.
- After downloading / getting the tender schedules, the Bidder should go through them carefully and then submit the documents as per the tender document, otherwise, the bid will be rejected.
- The BOQ template must not be modified/replaced by the bidder and the same should be uploaded after filling the relevant columns, else the bidder is liable to be rejected for that tender. Bidders are allowed to enter the Bidder Name and Values only.
- If there are any clarifications, this may be obtained online through the e-Procurement Portal, or through the contact details given in the tender document. Bidder should take into account of the corrigendum published before submitting the bids online.
- Bidder, in advance, should prepare the bid documents to be submitted as indicated in the tender schedule and they should be in PDF/XLS/RAR/DWF formats. If there is more than one document, they can be clubbed together.
- The bidder reads the terms and conditions and accepts the same to proceed further to submit the bids. The bidder has to submit the tender document(s) online well in advance before the prescribed time to avoid any delay or problem during the bid submission process.
- There is no limit on the size of the file uploaded at the server end. However, the upload is decided on the Memory available at the Client System as well as the Network bandwidth available at the client side at that point of time. In order to reduce the file size, bidders are suggested to scan the documents in 75-100 DPI so that the clarity is maintained and also the size of file also gets reduced. This will help in quick uploading even at very low bandwidth speeds.
- It is important to note that, the bidder has to Click on the Freeze Bid Button, to ensure that he/she completes the Bid Submission Process. Bids Which are not Frozen are considered as Incomplete/Invalid bids and are not considered for evaluation purposes.
- The **Tender Inviting Authority (TIA)** will not be held responsible for any sort of delay or the difficulties faced during the submission of bids online by the bidders due to local issues.
- The bidder may submit the bid documents online mode only, through this portal. Offline

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- documents will not be handled through this system.
- At the time of freezing the bid, the e-Procurement system will give a successful bid updating message after uploading all the bid documents submitted and then a bid summary will be shown with the bid no, date & time of submission of the bid with all other relevant details. The documents submitted by the bidders will be digitally signed using the e-token of the bidder and then submitted.
 - After the bid submission, the bid summary has to be printed and kept as an acknowledgement as a token of the submission of the bid. The bid summary will act as a proof of bid submission for a tender floated and will also act as an entry point to participate in the bid opening event.
 - Successful bid submission from the system means, the bids as uploaded by the bidder is received and stored in the system. System does not certify for its correctness.
 - The bidder should see that the bid documents submitted should be free from virus and if the documents could not be opened, due to virus, during tender opening, the bid is liable to be rejected. The time that is displayed from the server clock at the top of the tender Portal, will be valid for all actions of requesting bid submission, bid opening etc., in the e-Procurement portal. The Time followed in this portal is as per Indian Standard Time (IST) which is GMT+5:30. The bidders should adhere to this time during bid submission.
 - All the data being entered by the bidders would be encrypted at the client end, and the software uses PKI encryption techniques to ensure the secrecy of the data. The data entered will not be viewable by unauthorized persons during bid submission and not viewable by any one until the time of bid opening. Overall, the submitted bid documents become readable only after the tender opening by the authorized individual.
 - During transmission of bid document, the confidentiality of the bids is maintained since the data is transferred over secured Socket Layer (SSL) with 256 bit encryption technology. Data encryption of sensitive fields is also done.
 - The bidders are requested to submit the bids through online e-Procurement system to the TIA well before the bid submission end date and time (as per Server System Clock).
