



**INVITATION FOR BIDS (IFB) FOR
BARRICADING AND FENCING WORKS FOR
DCU REVAMP OF NUMALIGARH REFINERY
EXPANSION PROJECT OF M/S NUMALIGARH
REFINERY LIMITED**



BIDDING DOCUMENT NO.: AS/ B440-003-CQ-TN-8002/1005

(DOMESTIC COMPETITIVE BIDDING)

(E-Tendering: 2022_EIL_717441)

1.0 INTRODUCTION:

Numaligarh Refinery Limited (NRL) is a Government of India Enterprise and a subsidiary of Oil India Ltd. NRL operates a 3.0 MMTPA Refinery at Numaligarh in the District of Golaghat, Assam since the year 2000.

NRL is in the process of expanding its refining capacity from 3.0 MMTPA to 9.0 MMTPA.

Engineers India Ltd. (EIL) has been appointed the Licensing and Engineering, Procurement & Construction Management (LEPCM) Consultant for this project.

EIL invites e-bids for "BARRICADING AND FENCING WORKS FOR DCU REVAMP" for Numaligarh Refinery Expansion Project under Single Stage Two Part Bid System from eligible bidders with sound technical and commercial capabilities meeting the Bidder's Qualification Criteria stated in Cl. 5.0 below.

2.0 BRIEF SCOPE OF WORK:

The scope of work under this contract shall in general include (but not limited to), Construction of all relevant Civil-Structural & Architecture works (foundation and superstructure) related to Barricading Works in DCU revamp project of NREP in Numaligarh, Assam, including supply of all materials (as defined in scope of supply), tools & tackles, labour, etc., as per the Schedule of rates, Specifications, Standards included in the Bid Document as per directions of Engineer-in-charge, and as per approved for construction drawings made available to the successful bidder.

Major Structures shall include the following but not limited to the same:

- a) Barricading Works on west side of New Heater area.
- b) Any other location within Plant limit.
- c) Supply, fabrication, erection and maintenance of structural steel including sheeting related to barricading work.
- d) Removal of barricading structure including sheeting after retention period.

The detailed scope of work of the Contractor is defined elsewhere in the bidding document

3.0 TIME SCHEDULE FOR COMPLETION:

03 Months from the date of issue of Letter of Acceptance / Award.

The retention period is 30 Months and period for demobilization of the barricading work is 1 Month after issuance of communication by RCM at site.

4.0 SALIENT DETAILS:

a)	Bidding Document & subsequent Amendment(if any) available on Website for viewing & downloading.	:	The complete Bidding Document can be viewed and downloaded from CPP Portal having URL https://eprocure.gov.in/eprocure/app Tender details are also available in EILwebsite http://tenders.eil.co.in Cost of Bidding Document: NIL
b)	Bidding Document available on Website	:	From 11.10.2022 to 09.11.2022(~4 Weeks) upto 1200 Hrs.(IST)

c)	Last date of Receipt of Bidder's Queries	:	On 19.10.2022
d)	Date, Time and Venue of Pre Bid Meeting	:	Pre-bid meet shall be held online as per the details below: Date & Time: 21.10.2022(*) (~ 10 days from issue of Enquiry) at 11:00 AM (UTC+05:30) Chennai, Kolkata, Mumbai, New Delhi Meeting Link: Join from the meeting link: https://eil1.webex.com/eil1/j.php?MTID=m2b9aa785fd9b13603f7a76add5a50562 Meeting number: <u>2652 073 6448</u> Meeting password: EILSCM@2022
e)	Last Date and time of Online submission of Bids (Bid Due Date) and Mode of Bid Submission	:	Up to 1200 Hrs. (IST) on 09.11.2022 Online submission (e-Bids) through CPP Portal Bid submitted through any other mode shall not be acceptable.
f)	Online Opening of Techno-commercial Un-priced Bid	:	1400 Hrs. (IST) on 10.11.2022 (*) Next day after Bid Due Date (BDD)
g)	Bid Validity	:	Bid shall be valid for 04 Months from the Bid Due Date (BDD) (#). (#) - Final BDD after extensions, if any
h)	Earnest Money Deposit / Bid Security	:	Earnest Money Deposit / Bid Security is not applicable. However, bidders (including those who are exempted from submission of bid security as per clause no 17.6 of ITB) shall submit duly signed and stamped "Declaration for Bid Security". The format of the same is attached as Annexure I to IFB.
i)	Date of Opening of Priced Bids	:	Date & time shall be intimated later.
j)	Contact details of dealing officer	:	Mr. Rahul Kr. Dwivedi– Dy. Manager (SCM) E-mail: rahul.dwivedi@eil.co.in Tel. No.: +91-124- 289 1359/ 9728428015 Mr. Kushal Verma, Sr. Manager (SCM) Email: kushal.verma@eil.co.in Tel. No.: +91-124-289 1362/ 9540051221 Mr. Anindya Sinha- GM (SCM) Email: anindya.sinha@eil.co.in Tel. No.: +91-124- 289 1386/9650347593

k)	Communication address for submission of documents, in hard copy	:	Refer Instructions to Bidder (ITB)
l)	Site Visit	:	On 19.10.2022(^) [Refer Clause No. 6 of Instructions to Bidder (ITB) for details]

- 4.1 If dates identified as (*) above happen to be a declared holiday in EIL Gurugram, the next working day shall be considered.
- 4.2 If dates identified as (^) above happen to be a declared holiday in NRL Complex-Numaligarh, the next working day shall be considered.
- 4.3 The complete Bidding Document is available on Central Public Procurement Portal (CPPP) website: <http://eprocure.gov.in/eprocure>. Link of the same is also available on EIL website: <http://tenders.eil.co.in>. Bidders can view / download the document from these websites.
- 4.4 All amendments, time extension, clarifications, etc. will be uploaded in the websites only and will not be published in Newspapers. Bidders should regularly visit the above website(s) to keep themselves updated.
- 4.5 Request for extension or any queries received from any bidder with less than four working days prior to bid due date shall generally be ignored, since there will not be adequate time for proper communication with Client and other Bidders.

5.0 BIDDER QUALIFICATION CRITERIA (BQC)

The Bidder shall meet the following qualification criteria:-

5.1 COMMERCIAL/EXPERIENCE CRITERIA:

- 5.1.1 The value of completed contract(s)/ work order(s), executed by the bidder as main or sub-contractor, during any of the last 10 (Ten) years ending on last day of the month immediately previous to the month in which last date of bid submission (in case of extended bid submission date, original bid submission date shall be considered) falls should be considered as per below:-

- a) Three similar(*) completed works each of value not less than the amount equal to **INR 15,75,000/-**
OR
- b) Two similar(*) completed works each of value not less than the amount equal to **INR 20,99,000/-**
OR
- c) One similar(*) completed work of value not less than the amount equal to **INR 26,24,000/-**

(*) **Similar Work(s)** shall mean **Barricading Works** or **Civil & Structural Works** in an Industrial Plant:

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

NOTES TO COMMERCIAL/EXPERIENCE CRITERIA:

- (i) The value of past experience shall be adjusted (from the actual completion date) at a simple rate of 07% for every completed year and thereafter at @ 0.58% for every completed month ending last day of the month preceding the month in which last date of original bid submission falls.
- (ii) Order value(s) in multiple currencies shall be converted to equivalent INR at the exchange rate of SBI bill selling rate as on the date of award of such proposed qualifying work(s).
- (iii) **For experience based on Composite Works:** In case the Bidder has executed

Composite Works which includes the qualifying work(s) as per the definition of "Similar Work" (defined in clause no. 5.1.1 above), then the value of such qualifying work(s) out of the total value of Composite Works shall be considered for the purpose of qualification.

- (iv) The executed Contract Price as per the Completion Certificate shall be considered for meeting value based Experience Criteria of BQC, provided the same is excluding Service Tax/GST as applicable. In case the executed contract price includes Service Tax/GST, the same shall be excluded for evaluation.

In case Service Tax / GST amount/ component is not specified in the submitted completion certificate/Contract, then the amount equivalent to rate of applicable Service Tax / GST for the financial year of job completion for the subject tender shall be deducted from the value of completed job mentioned in the completion certificate to arrive at the value of completed job without Service Tax / GST.

- (v) Bidder's past experience as a leader or member of a Consortium/Unincorporated Joint Venture (JV) shall be considered acceptable, provided his scope in that Consortium/JV meets the requirement stipulated in the subject BQC.

In case, the PTR of Consortium/ Unincorporated Joint Venture (JV) experience submitted by the Bidder meets the similar work without indicating the division of scope of work in terms of specific activities and associated value of work between the Consortium/ Unincorporated Joint Venture (JV) members, but only the division of scope in terms of percentage share is indicated, in such case the completed value shall be arrived at after considering percentage share of each member, for the purpose of BQC evaluation.

- (vi) In case, two separate Bidders submit reference of same work (wherein one was Main Contractor and the other was Sub-Contractor) for meeting Bidder Qualification Criteria, both Bidders experience shall be considered for qualification subject to Bidder's meeting other qualification requirements.

- (vii) A job completed by a bidder as a sub-contractor shall be considered for the purpose of meeting the commercial /experience criteria of BQC subject to submission of following documents in support of meeting the "Bidder Qualification Criteria":-

- a) Copy of work order along with SOR issued by Main Contractor.
- b) Copies of Completion/Commissioning Certificates (as the case may be) issued by the Owner/ Owner's Consultant/Main Contractor. The said Certificates shall have details like work order no. /date, brief scope of work, ordered & executed value of the job, completion date etc. In case bidder is not able to furnish the completion certificates from the Owner/Owner's Consultant in his name then the Certificate issued in the name of Main Contractor shall also be considered as proof of completion of the relevant job, subject to countersigning of the Completion Certificate by the Owner/Consultant. In case documentary evidence pertaining to the approval of sub-contractor by owner/consultant is available countersigning of completion certificate by owner/consultant is not applicable.
- c) If the bidder cites any reference of a job executed for NRL or executed for some client through PMC and the bidder is not able to furnish documentary evidence, the internal records of NRL or PMC (as the case may be) shall be considered. The sub-contractor 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.

- (viii) **Experience of Own Projects:**

A job executed by a bidder for its own plant/ projects can't be considered as experience for the purpose of meeting requirement of BQC of the enquiry document. However, jobs executed for Subsidiary/ Fellow subsidiary / Holding company will be considered as experience for the purpose of meeting BQC subject to submission of tax paid invoice(s) duly certified by Statutory Auditor of the bidder towards payments of statutory tax in support of the job executed for Subsidiary/ Fellow subsidiary / Holding company. Such bidders to submit these documents in addition to the documents specified above to meet BQC.

5.2 FINANCIAL CRITERIA

5.2.1 Annual Turnover:

The Annual Turnover (ATO) of the Bidder should be at least **INR 15,75,000/-** in any of the immediate last three preceding financial years reckoned from the date ending on the last day of the month immediately preceding the month in which the last date of bid submission falls (in case of extended bid submission date original bid submission date shall be considered).

5.2.2 Net Worth

The net-worth of the Bidder as per the latest Audited Report should be positive for the immediate preceding financial year reckoned from the date ending on the last day of the month immediately preceding the month in which the last date of bid submission falls (in case of extended bid submission date original bid submission date shall be considered).

5.2.3 Working Capital

The Working Capital of Bidder should be at least **INR 5,25,000/-** as per immediate preceding Financial Year's Audited Annual Report, reckoned from the date ending on the last day of the month immediately preceding the month in which the last date of bid submission falls (in case of extended bid submission date original bid submission date shall be considered).

- 5.2.3.1 If the bidder's working capital is inadequate, the bidder should furnish a letter for line of credit (as per Annexure-II IFB) from any Scheduled Commercial Bank in India having net worth not less than INR 100 Crore, confirming the availability of the fund based line of credit for the respective amount specified above, irrespective of overall position of the working capital. The "Line of Credit", shall be for the total value of Working Capital as per the requirement indicated under BQC.

The letter shall provide the status of fund based line of credit as on any date between the date of enquiry and original bid due date. In case of non-submission of required letter from bank in the Bid, Bidder shall not be given another opportunity to submit the letter even if techno-commercial clarifications are being sought from the Bidders and this may become a cause of disqualification.

The Letter of Credit for working capital shall be from a single bank only. However, banking syndicate shall be allowed wherein a group of banks can jointly underwrite and jointly lend money to the bidder. In case of Banking syndicate also declaration letter for meeting working capital shall be from a single bank only, on behalf of banking syndicate.

In case a bidder submits letters from multiple banks, the highest working capital amongst all the bank shall only be considered for BQC evaluation.

5.2.4 Calculation of Turnover, Net Worth and Working Capital

- a) **Net worth calculation:** 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 <in Currency>	Reference (Page no., Clause etc.)
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)	:		

b) **Working Capital calculation:** Working Capital shall be **Current Assets minus Current Liabilities**.

c) **Turnover (for the Financial Statement pertaining to post GST regime):**

Turnover shall be calculated excluding GST and other Incomes.

[**Note:** If the financial Statements is prior to implementation of GST, and the Excise Duty is shown extra in the Financial Statement, the Turnover shall be inclusive of Excise Duty but excluding other income]

5.2.5 In case the last financial year closing date is within 9 months of bid due date and audited annual financial report of immediate preceding financial year is not available, bidder has the option to submit the financial details of the three previous years immediately prior to the last financial year. Otherwise, it is compulsory to submit the financial details of the immediate three preceding financial years.

Example, in case, audited annual financial report of immediate preceding financial year (year ending 31st March) is not available and where bid closing date is up to 31st December, the financial details of the three previous years immediately prior to the last financial year may be submitted. However, in case the bid closing date is after 31st December, it is compulsory to submit the financial details of the immediate three preceding financial years only.

5.2.6 In case a bidder (a Parent Company) is having wholly owned subsidiaries but only a single consolidated annual report is prepared and audited which includes the financial details of their wholly owned subsidiaries, consolidated audited annual report shall be considered for establishing the financial criteria subject to statutory auditor of the bidder certifying that separate annual report of bidder (without the financial data of subsidiaries) is not prepared and audited.

Further, in case a bidder is a subsidiary company and separate annual report of the bidder is not prepared & audited, but only a consolidated annual report of the Parent Company is available, consolidated audited annual report shall be considered for establishing the financial criteria subject to statutory auditor of the parent company certifying that separate annual report of bidder is not prepared and audited.

5.3 **DOCUMENTS AND DATA REQUIRED WITH BID**

5.3.1 **Documents towards Commercial /Experience Criteria:**

5.3.1.1 For fulfilling Commercial/Experience Criteria the following documents may be considered

- Copies of work orders/ relevant pages of contract/SOR mentioning the value and the scope of work along with Completion certificate by client/ Consultant / Main Contractor indicating with executed value.
- In case of Bidder submitting documents for their work executed for private establishments (other than any Govt. bodies/PSUs), Work Order copy along with 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 owner, shall be required to be furnished.
- In case any other document is submitted by bidder in support of execution, the same shall be subject to acceptance by the OWNER or its representative.
- If the bidder cites any reference of a job executed for OWNER or executed for some client through Consultant and the bidder is not able to furnish documentary evidence, the internal records of OWNER or Consultant (as the case may be) shall be considered.

5.3.1.2 In case of bidder's experience in composite works, in the event the qualifying requirement cannot be ascertained from the work order/ completion certificate submitted by bidder, Copy of Schedule of Rates (SOR), relevant pages of Contracts, copy of

relevant pages of final bill certified by OWNER for establishing requirement of BQC or written letter from OWNER specifying the nature of work with quantities and executed values can be submitted for qualification.

- 5.3.1.3 In case, the executed value of job is more than work order value and bidder claims for meeting the BQC requirement on the basis of executed value then it is the responsibility of the bidder to submit the documentary evidence of final executed value (such as copy of final bill, executed value mentioned in completion certificate etc.) along with his bid. In case executed value is not mentioned in the completion certificate issued by the client, work order value with amendments, if any along with certified copy of final bill shall be considered for the purpose of evaluation.

5.3.2 Documents towards Financial Criteria

- 5.3.2.1 For fulfilling the Financial Criteria, any of the following documents may be considered:

i) Audited published Annual Report

OR

ii) Audited Balance Sheet and Profit and Loss Statement (Including Auditor's report and all schedules/ notes to Balance sheet & Profit and Loss Statement)

OR

iii) Financial statements duly certified by 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.

- 5.3.2.2 Bidder shall not be allowed to submit the Financial Statement of the company audited and issued after the final bid due date and time (including extended bid due date). Accordingly, Financial Statements of the Company audited and issued post final bid due date and time shall not be considered for evaluation.

- 5.3.2.3 Unique Document Identification Number (UDIN):

Bidder shall ensure that the certificate/reports issued/attested by practicing Chartered Accountant (CA)/Statutory Auditor in India from July 2019 onwards shall contain Unique Document Identification Number (UDIN) of the CA, without which these Certificates/reports shall not be considered for evaluation.

- 5.3.3 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. NRL reserves the right to complete the evaluation based on the details furnished by the bidder, with or without seeking any additional supporting documents /clarifications.

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

- 5.3.5 Bidder shall not be allowed to submit new references or document related such new references with respect their past experience unless it is not mentioned in the list (past experience) submitted along with the bid.

- 5.3.6 Authentication of BQC documents [together with documents against MSE, if applicable]:

a) Submission of authentic documents shall be the prime responsibility of the bidder.

b) All documents furnished by the bidder in support of meeting the Bidder's Qualification Criteria (BQC) shall be:

- i. 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

- ii. 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.

In case of Proprietorship/ Partnership firms, Bidder shall also submit self-certified documents by the proprietor /any two partners in addition to the above requirement of notarization along with Undertaking as per Annexure-III to IFB.

OR

- iii. 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 Undertaking as per Annexure-III to IFB. This option shall not be applicable to Proprietorship/ Partnership firms.

OR

- iv. In case of PSU, the Power of Attorney holder duly authorized by the Board shall self-certify the BQC documents.
- c) Requirement of certification/authentication as stated above shall not be applicable to published audited annual financial statements in English, if original booklets are submitted.
- d) Bidder shall upload the authenticated copies of documents duly digitally signed, on the e-procurement website. Hence submission of physical document is not required.

5.3.7 VERIFICATION OF BQC CREDENTIALS:

5.3.7.1 Wherever NRL/EIL has concern or apprehension regarding the authenticity/correctness of any document, NRL/EIL reserves the right of getting the document cross verified from the document issuing authority. Bidder shall provide all necessary assistance in this regard.

5.3.7.2 After the price bid opening, the documents submitted by the L1 Bidder (lowest evaluated bidder) for meeting the BQC and used by EIL for qualification of the bidder shall be verified by EIL from the document issuing authority through e-mail/ letter or visit and shall be done immediately after establishing L1 Bidder. Bidder shall provide complete assistance towards the same. It shall also be the responsibility of the bidder to assist EIL in carrying out this exercise.

Accordingly, Bidder shall ensure that they shall submit those executed works meeting the qualification criteria for which they can arrange such verification from their respective Clients.

5.3.7.3 In case, the BQC documents have already been verified by EIL for any other enquiry/tender, the same may also be considered verified on the strength of previous verification and acceptance by EIL. However, in such case, bidder shall indicate in their bid that BQC/PTR documents submitted in this bid has already been verified by EIL from bidder's client in Tender No. _____ for Project _____.

5.3.7.4 In case verification of BQC documents (Past experience) cannot be established, a team comprising of NRL and EIL personnel shall visit the issuing authority office/ site for verifying directly from the issuing authority. Order shall be placed only after the completion of verification.

5.3.7.5 It shall be the responsibility of the Bidder to provide complete assistance to NRL/EIL for carrying out the verification exercise. Accordingly, Bidder shall ensure that they submit those executed and completed Work(s)/Contract(s) meeting the BQC for which they can arrange such verification from their respective Clients.

5.3.7.6 Despite all checks, if the verification cannot be established or any fraud takes place, the tender shall be annulled. Further such bidder shall not be allowed to participate in the future bidding process and penal actions shall be taken in case of fraud in line with the provisions of Bidding Document and Holiday Listing Policy of NRL/EIL.

6.0 GENERAL

- 6.1 Unincorporated Joint Venture (JV) / Consortium Bids shall not be accepted.
- 6.2 Owner/EIL reserves the right to evaluate the Bids using in-house information.
- 6.3 Owner/EIL reserves the right to verify the credentials of the documents submitted by

bidders towards the BQC.

- 6.4 Bidder should not be under liquidation, court receivership or similar proceedings.
- 6.5 The Bidders who are on Holiday / Negative of EIL / NRL on the due date of submission of Bid / during the process of evaluation of the Bids, the offers of such Bidders shall not be considered for Bid opening/Evaluation/Award.
- 6.6 Bidder to inform the status of their being on black list / holiday list/ Negative List/ Suspension/Banning List of any Central Govt. Dept./Central Public Sector. Any wrong declaration in respect of holiday listing shall render the Bidder liable for action under the holiday listing policy of NRL / EIL.
- 6.7 NRL / EIL shall not be responsible or liable for cost incurred in preparation, submission & delivery of Bids, site visit, participating in the discussion and other expenses incurred during the Bidding process, regardless of the conduct or outcome of the Bidding process.
- 6.8 In case, any Bidder is found to be involved in cartel formation, their Bid shall not be considered for evaluation/placement of order. Such Bidder shall be put on Holiday / blacklisted / debarred from Bidding in future for NRL / EIL.
- 6.9 Canvassing in any form by the Bidder or by any other agency on their behalf may lead to disqualification of their Bid.
- 6.10 NRL / EIL reserves the right to reject any/or all the Bids received or annul the Bidding process at any time at their sole discretion without assigning any reason thereof.
- 6.11 Unsolicited clarifications to the offer and/ or change in the prices during the validity period would render the bid liable for rejection.
- 6.12 Purchase preference for MSE bidders shall not be applicable for this tender.
- 6.13 BQC relaxation to start ups and MSE bidders shall not be applicable.
- 6.14 Owner / EIL reserve the right to complete evaluation of the bidder as per the details furnished by bidder without seeking any additional information / document.
- 6.15 For terms and conditions and other details/Specifications, refer complete Bidding document and subsequent Amendment(s), if any.
- 6.16 Clarification, if any, can be obtained from Mr. Rahul Kumar Dwivedi / Mr. Kushal Verma / Mr Anindya Sinha through following number:

Telephone No. +91-124-289 1359 / 1362 / 1386 E-mail: rahul.dwivedi@eil.co.in ;
kushal.verma@eil.co.in; anindya.sinha@eil.co.in

For & on behalf of Numaligarh Refinery Ltd
(Authorized Signatory)
Name : Anindya Sinha
Designation: GM (SCM-C&P)