



**NOTICE FOR INVITATION FOR BIDS (IFB)
FOR
COMPRESSED AIR & CRYOGENIC NITROGEN PACKAGE
FOR INTEGRATED
METHANOL PROJECT OF M/S ASSAM PETROCHEMICALS LTD. AT
NAMRUP, ASSAM, INDIA**

**BIDDING DOC. NO.: AB/A672-014-PF-TN-4010/1002
(INTERNATIONAL COMPETITIVE BIDDING)**

e-Tendering

1.0 PROJECT DETAILS:

- 1.1 M/s Assam Petrochemicals Limited (APL/Owner), a public sector undertaking under the Govt. of Assam, was set up in the year 1976 with facilities for production of 30 TPD of Methanol & 50 TPD formaldehyde based on Natural Gas. The company expanded its operation by setting up new Methanol Plant of 100 TPD capacity based on I.C.I Technology in the year 1986 and a new Formaldehyde Plant of 100 TPD capacity with technology from DERIVADOS, Spain.

APL is now setting up a new integrated 500 TPD Methanol Plant and 200 TPD Acetic Acid Plant adjacent to its existing plant at Namrup, along with captive power plant and various utility plants catering to these process units. The feedstock for the project is Natural Gas. The present job, being executed with Engineers India Limited (EIL) as the Consultant, includes the 500 TPD Methanol Plant along with associated offsite facilities comprising of captive power plant and utility plants for the new integrated project.

- 1.2 Engineers India Limited (EIL), on behalf of M/s Assam Petrochemicals Limited (APL), invites e-bids from competent agencies with sound technical experience and financial capabilities meeting the Bidder's Qualification Criteria through e-tendering on International competitive bidding basis for "**COMPRESSED AIR & CRYOGENIC NITROGEN PACKAGE FOR INTEGRATED METHANOL & ACETIC ACID PROJECT**", as detailed below and in various sections of the Bidding Document.

2.0 BRIEF SCOPE OF WORK:

Design, engineering, supply, construction, installation, commissioning and performance guarantee testing at site of Compressed Air & Cryogenic Nitrogen Plant Package on turnkey basis (except civil & foundation works) for the simultaneous production of Gaseous Nitrogen, Liquid Nitrogen, Plant Air & Instrument Air as per following:

a) Nitrogen

- Nitrogen Gas Capacity, Nm³/hr : 670
- Liquid Nitrogen Capacity (Equivalent to Gaseous Nitrogen), Nm³/hr: 110
- Minimum Purity of Nitrogen (% Vol) : 99.99

b) Plant Air & Instrument Air

- Instrument Air Capacity, Nm³/hr: 1285

- Plant Air Capacity, Nm3/hr : 1941
- Dew point of Instrument Air at atm. pressure, °C: (-) 40

The package shall comprise of following major items:

- Three (3) no. electric motor driven integrally geared Centrifugal Air Compressors (2W+1S), common for Plant air, Instrument air and Nitrogen.
- One (1) chain of Cryogenic Nitrogen Plant for producing Gaseous Nitrogen & Liquid Nitrogen including two no. of liquid nitrogen pressurized storage vessels, two no. of steam bath vaporisers etc.
- One (1) number of Heat of Compression with No Purge Loss type Instrument Air Dryer.
- One (1) no. HP Air Compressor.
- One (1) no. LP Air Receiver & One (1) no. HP Instrument Air Receiver.

The detail scope of work is as specified in Technical Part (**Document No. A672-014-82-41-SOW-4010 Rev. A**) of the Bidding Document.

3.0 TIME SCHEDULE FOR COMPLETION:

16 (Sixteen) Months to be reckoned from the date of issue of Fax/ Letter of Acceptance. The time schedule includes the Commissioning and Performance Guarantee Test Run (PGTR).

4.0 SALIENT FEATURES OF BIDDING DOCUMENT:

S. No.	SALIENT FEATURES	DETAILS
a)	Bidding Document along with Addendum / Time Extension etc. (if any) available on Websites (for viewing & downloading)	EIL's website http://www.tenders.eil.co.in OR Central Public Procurement Portal website http://eprocure.gov.in/eprocure/app OR APL's website www.assampetrochemicals.co.in
b)	Bidding Document along with Addendum / Time Extension etc. (if any) available on the above Websites for the period	: From 22.01.2016 to 19.02.2016
c)	Bidding Document Fee (Non-refundable)	: Not Applicable
d)	Earnest Money Deposit (EMD)/ Bid Security	: Rs. 31,00,000/- (Rupees Thirty One Lakhs Only) or USD 46,270 (US Dollar Forty Six Thousand Two Hundred Seventy Only). Refer Cl. 11.0 & 12.0 below for other details
e)	Last date of Receipt of Bidder's Queries for Pre-Bid Meeting	: On 03.02.2016

S. No.	SALIENT FEATURES	DETAILS
f)	Date, Time and Venue of Pre-Bid Meeting	: At 10:30 Hrs. (IST) on 05.02.2016 at Engineers India Ltd., R&D Complex, Tower-1, 1 st Floor, Sector-16 (On N.H.-8), Gurgaon-122 001, Haryana, India
g)	Site Visit	: 11:00 Hrs. (IST) on 03.02.2016 at Assam Petrochemicals Limited P.O: Parbatpur, Namrup Dist.: Dibrugarh Assam-786 623 Kind Attn: Mr. A C Barman, DGM (Projects) Tel.: +91-374-2500331 / 212 / 518 Mobile: +91-9435139183 e-mail: barman.ac@assampetrochemicals.co.in
h)	Validity of Bid	: 4 Months from the due date of opening of Techno-commercial (Unpriced) Bid including extended due date, if any
i)	Last Date and time of Online submission of Bids (Bid Due Date)	: Up to 12:00 Hrs. (IST) on 19.02.2016, only at Government of India's Central Public Procurement Portal http://eprocure.gov.in/eprocure/app
j)	Online Opening of Techno-commercial Unpriced Bid	: 14:00 Hrs. (IST) on 19.02.2016
k)	Place of Submission of Hard Copy of Original EMD, Integrity Pact and Power of Attorney and Authenticated Original BQC Documents etc. [Details as per ITB]	: DAK RECEIPT SECTION, ENGINEERS INDIA LIMITED R&D COMPLEX, SECTOR-16 (On N.H.-8) TOWER-2 (GROUND FLOOR), GURGAON-122 001 HARYANA (INDIA) Tel NO. +91-124- 380 2107/2156 Attn. : Mr. A. Biswas, AGM(C&P)
l)	Online opening of Priced Bids Techno-Commercially acceptable Bidders	: Date & time to be intimated later on to the Techno-Commercially acceptable Bidders

If any of the cut off date (s) mentioned above happens to be declared holiday in EIL Gurgaon, the next working day shall be implied.

- 4.1 Bidder can view/ download the complete Bidding Document from any one of the websites mentioned at Sl. No. **4.0 a)** above. However, bidders have to submit their bids only through Govt. e-tendering website <http://eprocure.gov.in/eprocure/app> as mentioned at Sl. No. **4.0 i)** above.
- 4.2 **All revisions, amendments, time extensions, clarifications, etc. to the NIT/bidding document shall be uploaded in the websites only and shall not be published in Newspapers. Bidders should regularly visit the above website(s) to keep themselves updated and submit their Bids based on latest information.**
- 4.3 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, other bidders and web hosting.
- 4.4 Bidders shall submit the bid directly and in their own name without involving any intermediaries.
- 4.5 Request for sending Bidding Document by Post/ Courier or any other mode shall not be entertained.

5.0 BIDDER QUALIFICATION CRITERIA(BQC):

Agencies intending to participate shall fulfil the following qualification criteria:

5.1 EXPERIENCE CRITERIA (TECHNICAL)

- 5.1.1. The Bidder shall be a regular supplier of Cryogenic Nitrogen Plant and shall be the Single Point Responsibility Vendor (SPRV) for the complete package.
- 5.1.2. Bidder shall have designed, engineered, supplied, erected and commissioned in the last Ten (10) years, at least One (1) number Cryogenic Nitrogen Plant having production capacity of minimum 470 Nm³/hr (GAN+LIN) of Nitrogen with minimum purity of 99.99% (Vol.) which shall have been in satisfactory operation for a minimum period of one (1) year, as on bid due date.
- 5.1.3. In case the Bidder does not possess experience of process design & engineering of the plant, they can tie up with a **Technical collaborator**, who shall meet the Bidder Qualification Criteria stated in 5.1.1 & 5.1.2 above. The Bidder shall have executed at least one project with similar tie up with the proposed Technical collaborator of Cryogenic Nitrogen Plant in the **last Ten (10) years**, which shall have operated satisfactorily for a minimum period of one (1) year as on bid due date. The Bidder shall furnish an MOU with the Technical collaborator to this effect along with the bid.
- I. The MOU shall define responsibility scope matrix between the bidder and Technical Collaborator for the offered Cryogenic Nitrogen Plant Package. The MOU shall confirm that the Technical Collaborator shall stand guarantee for the performance of the offered Cryogenic Nitrogen Plant Package.
 - II. The MOU between the bidder and the Technical Collaborator shall be valid at the time of bidding & shall also continue to remain valid atleast upto Three (3) years after the delivery of the Cryogenic Nitrogen Plant Package.
- 5.1.4 For Qualification of the Bidder above clause no.(s) 5.1.1, 5.1.2 & 5.1.3 shall be read in conjunction.

5.2 FINANCIAL CRITERIA

- 5.2.1. Annual Turnover of the Bidder shall not be less than **INR 157,500,000/- (Indian Rupees One Hundred Fifty Seven Million Five Hundred Thousand Only)** or **USD 2,350,746 (US Dollar Two Million Three Hundred Fifty Thousand Seven**

Hundred Forty Six Only) as per audited annual financial results in at least one of the **preceding 3 (Three) financial years**.

- 5.2.2. **Net Worth** of the Bidder as per immediate preceding year's audited financial results should be at least **INR 15,750,000/- (Indian Rupees Fifteen Million Seven Hundred Fifty Thousand Only)** or **USD 2,350,750 (US Dollar Two Million Three Hundred Fifty Thousand and Seven Hundred Fifty Only)**.

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.

#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.

Accordingly, the definition of Net Worth shall be as follows:

Paid up share capital	xxxx
Add: Share Application Money pending allotment	xxx
Add: Reserves (as defined above)	xxxx
Less: Accumulated losses	xx
Less: Deferred Revenue Expenditure to the extent not Written off	xx
Net Worth	xxxx

- 5.2.3. Bidder should have minimum **Working Capital** equal to **INR 15,750,000/- (Indian Rupees Fifteen Million Seven Hundred Fifty Thousand Only)** or **USD 2,350,750 (US Dollar Two Million Three Hundred Fifty Thousand and Seven Hundred Fifty Only)** as per the immediate preceding year's audited financial results

Working Capital shall be **Current Assets minus Current Liabilities**.

In case bidder is unable to meet the working capital requirement as above, the bidder can supplement the working capital with a **line of credit** from any scheduled bank in India. In such a case, bidder shall furnish a declaration from the bank for availability of line of credit for at least **INR 15,750,000/- or USD 2,350,750** in the format enclosed as **Appendix-B to IFB**.

5.3 DOCUMENTS AND DATA REQUIRED WITH BID

5.3.1. FOR EXPERIENCE CRITERIA (TECHNICAL)

The bidder shall, in his own interest, furnish complete documentary evidence at the first instance to justify that the bidder meets the Qualification Criteria as per **Clause 5.1 and 5.2** of this IFB as given above.

The documents to be furnished should include the following:

- a) Bidder shall complete and submit the Proven Track Record Proforma enclosed as **Annexure-II to IFB** to establish that the Bidder meets the Bidder's Qualification Criteria as per **Clause no. 5.1** of this IFB as mentioned above.

- b) In case bidder tie-up with a Technical Collaborator in line with clause no. **5.1.3** above of this IFB document, Bidder shall submit the MOU conforming all the requirements given in clause no. **5.1.3 (I) & 5.1.3 (II)** above along with the bid.
- c) Documentation Requirement for Bidder and Technical Collaborator as per **Annexure-II** to IFB:
 - (i) Copies of Letter of Awards/ Order/ Work Orders and completion certificate (In case of Works/Services) or IRN/Proof of Delivery (In case of supplies), as applicable to be enclosed. If necessary, additional documents such as approved technical documents/drawings shall also be submitted to establish bidder meeting the qualification criteria.
 - (ii) In case of Technical Collaboration, the above stated documents including copy of MOU as mentioned in the Bidder's Qualification Criteria shall be furnished separately for Bidder's referenced packages as well as for Technical Collaborator's referenced packages.
 - (iii) Any other information/documents as required as per **Annexure-II to IFB**

Failure to meet the above qualifying criteria(s) will render the bid to be summarily rejected. Therefore, the bidder shall in his own interest furnish complete documentary evidence including certificates(s) from the Owner(s) of the work executed etc., to justify that the bidder meets the qualifying criteria.

5.3.2. FOR FINANCIAL CRITERIA

- (a) Bidder to evidence the meeting of financial criteria shall furnish the complete audited annual reports including auditor's reports, balance sheets, profit & loss accounts statement and all other schedules for the preceding three financial years
- (b) In case, audited annual report of immediate preceding financial year is not available in cases where bid closing date is up to **31st December**, the bidder has an option to submit the audited annual reports of the three previous years immediately prior to the last financial year. However, in case the bid closing date is after **31st December**, bidder has to compulsorily submit the audited annual reports for the immediate three preceding financial years only.
- (c) In case of a bidder, being a subsidiary company, separate annual report is not published and only consolidated report of the Parent Company is available, consolidated turnover shall be considered

5.4 Bidder shall complete and submit the duly filled in **Proposal Forms** included in the bidding document along with the above documentary evidence in support of their meeting the Bidder's Qualification Criteria as per **Clause no. 5.1, 5.2, and 5.3** above.

5.4.1. The BQC documents shall include but not limited to copies of work order(s) / contract agreements(s) / relevant pages of contract document(s), completion certificate(s) of similar works executed, fulfilling the qualification criteria, complete audited annual reports containing auditor's reports, audited balance sheets and profit & loss accounts statement with all schedules etc.

Owner / EIL reserves the right to complete the evaluation based on the details furnished by the bidder along with the Bid without seeking any additional information.

5.4.2. All documents furnished by the bidder in support of meeting the experience and financial criteria of BQC shall be submitted in a separate section/booklet along with their offer. This section/booklet shall be titled and submitted as **mentioned in Clause**

13.0 below with proper index and page numbering. Refer Instructions to Bidders (ITB) for details.

5.4.3. **AUTHENTICATION OF BQC DOCUMENTS:**

All documents furnished by the bidder in support of meeting the Experience Criteria (Technical) of BQC shall be:

Either

Duly certified by Statutory Auditors of the bidder or practicing Chartered Accountant (not being an employee or a Director or not having any interest in the bidder's company/firm) where audited accounts are not mandatory as per law.

Or

Duly notarized by any Notary Public in the Bidder's Country. In case of Notarization, Bidder shall also submit an Affidavit, duly notarized in the Format provided as **Appendix-A** to this IFB, signed by the Authorized Signatory of the Bidder.

5.4.4. **With regards to financial documents, in case Bidder submits bound published and audited annual financial statements including balance sheet, profit & loss accounts and all other schedules for the preceding three financial years in original, the same shall be considered without certification of Statutory Auditor/Notarization of Notary Public.**

However, in case the Bidder submits either a photo copy of published statement or a translated copy of the published financial statements, the same shall be certified either by statutory auditor or Notary Public, in original as per above clause.

5.4.5. **The Bid and all correspondence incidental to and concerning the Bid shall be in the English Language only. In case of Foreign Bidders, if the documents in support of meeting the Technical (Experience) and Financial criteria are not in English Language, then the English translation copy of the same shall be furnished duly certified, stamped and signed by Local Chamber of Commerce of Bidder's country or any other competent authority in Bidder's country.**

5.4.6. Any additional documents if deemed necessary to establish the qualifying requirements may also be submitted by the Bidder.

5.4.7. Submission of authentic documents is the prime responsibility of the Bidder. However, Owner/EIL reserves the right of getting the document cross verified, at their discretion from the document issuing authority.

5.4.8. Owner/EIL reserves the right to complete the evaluation based on the details furnished (without seeking any additional information) and / or in-house data, survey or otherwise.

5.4.9. Failure to meet the above Qualification Criteria will render the Bid to be summarily rejected. Therefore, the bidder shall in his own interest furnish complete documentary evidence in the first instance itself along with their bids, in support of their fulfilling the Qualification Criteria as given above.

6.0 PRE-BID MEETING

6.1 Bidders are requested to attend a pre-bid meeting on the date, time and at the address mentioned in **Clause 4.0 f)** above.

6.2 The bidder may send their queries, if any, on the Bidding Document through e-mail addressed to anil.biswas@eil.co.in, tamal.choudhury@eil.co.in to reach EIL at least **4 (four) working days** prior to pre-bid meeting. These queries shall be replied to the best extent possible during the Pre-bid meeting. Bidders or their authorized representatives are requested to attend the Pre-Bid Meeting so that their queries, if any, related to the Bidding document and Scope of Work can be addressed during the pre-bid meeting.

- 6.3 Bidder to ensure that authorized representatives attending the pre-bid meeting should be competent to discuss and conclude the technical, commercial and legal issues, so that a **'Zero Deviation Bid'** can be submitted. Bidder may attend the pre-bid meeting with their specialised team in respective field(s), as required.
- 6.4 In case of open tenders where there is a Bidder's Qualification Criteria, **Bidders' are requested to bring their qualification documents (Experience, Financial and as per any other specific requirement) during the pre-bid meeting for preliminary review if so desired by the bidder so that necessary clarification as required can be provided for speedy evaluation of Bidder's Bid without seeking clarifications through Technical/Commercial Queries (TQ/CQ).**
- 6.5 Bidder should understand the Terms and conditions, specifications etc., requirement of documents / data and the documents authentication to be submitted along with the bid so that bids received are in total compliance with the requirement of Bidding Document without any deviations/clarifications etc.
- 6.6 The queries raised (without identifying the sources of the query) and the EIL/Owner's responses will be hosted in the above websites.
- 6.7 Non-attendance of the pre-bid meeting will neither be a cause for disqualification of a bidder, nor a cause for bidder to submit an incomplete bid or a bid with presumption/assumption/clarification/deviation etc.

7.0 SITE VISIT

- 7.1 Bidder, at his own interest and at his own cost, is advised to visit and examine the site at the location as mentioned in clause no. 4.0 g) of this IFB on the date and time specified in the clause, and familiarise themselves with the site and its surroundings and of the existing facilities & environment, and collect all other information which he may require for preparing and submitting the bid and entering into the Contract. Claims and objections due to ignorance of existing conditions or inadequacy of information will not be considered after submission of the bid and during implementation. Bidder shall provide **at least two days in advance** the details of their representatives along with details of laptop and other electronic gadgets etc., if any, being carried so as to make arrangement for gate passes.

8.0 MSEs Preferences:

- a) **Ministry of Micro, Small & Medium Enterprises notified the Public Procurement Policy (PPP), 2012** for facilitating promotion and development of micro & small enterprises.
- b) In case the bidder is a Micro or Small Enterprise registered with District Industries Centers or Khadi and Village Industries Commission or Khadi and Village Industries Board 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:
- i. **Tender Documents shall be issued to MSEs free of cost.**
 - ii. **MSEs shall be exempted from payment of EMD.**
- c) MSE bidder shall submit the following:
- iii. **Documentary evidence that the bidder is a Micro or Small Enterprises** registered with District Industries Centers or Khadi and Village Industries Commission or Khadi and Village Industries Board 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.
 - iv. If the MSE is owned by SC/ST Entrepreneurs, the bidder shall furnish appropriate documentary evidence in this regard.

- v. There should be clear categorisation in certificate that whether bidder is small scale enterprises or Micro scale enterprises.
- vi. The above documents submitted by the bidder shall be duly certified (in original) by a Notary Public or Statutory Auditor of the bidder or a practicing Chartered Accountant (not being an employee or a Director or not having any interest in the bidder's company/firm) where audited accounts are not mandatory as per law.
- vii. If the bidder does not provide the appropriate document or any evidence to substantiate the above, then it will be presumed that he does not qualify for any preference admissible in the Public Procurement Policy, 2012.

d) Price preference as admissible under the prevailing procurement policy for MSEs shall not be applicable for subject tender.

9.0 INTEGRITY PACT

9.1 The Integrity Pact duly signed by the authorized official of Owner and the Contractor will form part of this contract. The bidder shall comply with the requirements of the Integrity Pact.

The Pro-forma of Integrity Pact as issued along with the bidding document shall be filled in, and submitted by the bidder along with Techno-Commercial (unpriced) bid, duly signed and stamped on each page by the same authorised signatory (holding Power of Attorney) of the bid.

Bidder's failure to return the integrity pact along with the bid, duly signed and stamped, shall lead to outright rejection of such bid.

If the bidder has been disqualified from the bidding process prior to the award of contract according to the provisions under the Integrity Pact, Owner apart from existing any legal rights to Owner, shall be entitled to forfeit the EMD/Bid security (Bid Bond) amount as per provisions of Integrity Pact.

If the contract has been terminated according to provisions of the Integrity Pact, or if Owner is entitled to terminate the contract according to provisions of Integrity Pact, Owner shall be entitled to demand and recover from the Contractor's Liquidated Damages amount by forfeiting the Performance Bank Guarantee / Security Deposit as per provisions of Integrity Pact.

For submission of Integrity Pact, in Original, refer [Clause no. 13.0](#) below

10.0 SUBMISSION OF e-BIDS & VALIDITY

- 10.1 Bids are required to be submitted only through Govt. of India Central Public Procurement Portal (CPP Portal) at <http://eprocure.gov.in/eprocure/app> on or before the Bid submission date and time. Bidders are required to enroll on the e-Procurement module of the CPP Portal (URL: <http://eprocure.gov.in/eprocure/app>). No enrolment fee would be charged from the bidders. It may also be noted that the price details are required to be filled & submitted only on the Schedule of Rates / Schedule of Price format downloaded from above e-Tendering website.
- 10.2 Bidders in their own interest are requested to enroll on Govt. of India CPP portal and upload/submit their bid well in time. In the event of failure in bidder's connectivity with EIL/CPP Portal during the last few hours, bidder is likely to miss the deadline for bid submission. Due date extension request due to above reason may not be entertained.
- 10.3 Physical Bids / Offers or Bids through any other mode shall not be accepted. The Offers submitted through e-tendering system, as above shall only be considered for evaluation and ordering.

10.4 Bidders to refer Instruction to Bidders for E-Tendering Methodology provided as [Annexure-I](#) to Instructions to Bidders (ITB), in the Bidding Document. Bidders are requested to get acquainted with the E-Tendering System in advance and obtain/seek clarifications, if any, from EIL and/or CPP Portal Helpdesk, whose contact information is provided in the [Annexure-I](#) to ITB.

10.5 The Bid shall be valid for a period as mentioned in [Cl. 4.0 h](#)) above from the final due date of opening of Techno-commercial (Un-priced) Bids.

11.0 EARNEST MONEY DEPOSIT (EMD) / BID SECURITY

11.1 Amount of EMD shall be as mentioned at [Clause No. 4.0 d](#)) above shall be submitted within the Bid Due Date. The bidder shall submit the EMD/ Bid Security in the form of **Crossed Demand Draft or irrevocable Bank Guarantee** in favour of “**Assam Petrochemicals Limited**”, payable at **Guwahati**. Bank Guarantee shall be on non-judicial stamp paper of appropriate value as per proforma enclosed in the Bidding Document. EMD shall be uploaded in designated place in CPP Portal <http://eprocure.gov.in/eprocure/app> .

11.2 **Bidder shall write their name and tender number on the backside of the cross demand draft being submitted against EMD/ Bid Security.**

11.3 The bank guarantee in lieu of EMD shall be valid for **6 (Six) months from the final Bid Due Date of submission of Bid**. Bank guarantee shall be revalidated for extended period as required by Owner / EIL in writing. APL shall not be liable to pay any bank charges, commission or interest on the amount of bid security.

11.4 In case, bid security is in the form of irrevocable Bank Guarantee the same shall be from any Indian scheduled Bank or an Indian branch of an International bank situated in India and registered with the Reserve Bank of India as scheduled foreign bank.

11.5 Bids without Earnest Money Deposit (EMD) / Bid Security will not be considered and shall be summarily rejected, subject to exemptions as mentioned at [Clause No. 12.0](#) below.

11.6 Swift message/Cheque/Cash shall not be acceptable. In case bidder, fails to upload scanned copy of EMD on CPP Portal by the bid due date & time, such bid shall not be considered for evaluation.

11.7 For submission of EMD/Bid Security, in Original, refer [Clause no. 13.0](#) below

12.0 EXEMPTION OF EMD & BIDDING DOCUMENT FEE

12.1 EMD & Bidding Document Fee (if applicable) shall not be required to be submitted by Micro & Small units registered with District Industries Centers or Khadi and Village Industries Commission or Khadi and Village Industries Board 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 (MSME) as well as by Indian Central Public Sector Undertakings (PSUs)/ Enterprises (PSEs).

12.2 **Industries registered with MSEs shall provide necessary documentary evidence duly certified by statutory auditor or Notary Public as per bidding document, whereas PSUs shall submit declaration to this effect in their letter head that they are PSU.**

12.3 **Exemption of EMD will be applicable as mentioned above provided that certificate issued by the competent authority is valid on the date of Un-priced Bid Opening in case of MSEs. Scanned copy of registration certificate duly certified by Statutory Auditor or Notary Public for MSEs and self-declaration by PSUs/PSEs should be uploaded at the designated place in the e-procurement website.**

13.0 SUBMISSION OF ORIGINAL DOCUMENTS (IN HARD COPY)

- 13.1 The following documents shall be submitted **in ORIGINAL** including the authenticated documents against Bidder's Qualification Criteria and for detailed evaluation of Bid, **within 7 days from the date of unpriced e-Bid opening** in the CPP Portal, in a sealed envelope, with proper index and covering letter in bidder's letter head. The envelope shall be titled "**EMD, ORIGINAL (AUTHENTICATED) BQC DOCUMENTS AND SIGNED INTEGRITY PACT AND POWER OF ATTORNEY**" with the Name of the Work, Bidding Document No., Name of the Project etc. along with the Bidder's name and address with contact no. etc. and shall be submitted to the address as mentioned in **clause 4.0 k)** above:
- a) **Earnest Money Deposit/ Bid Security**
 - b) **Integrity Pact, duly signed by the signatory holding Power of Attorney, in original**
 - c) **The authenticated documents against Bidder's Qualification Documents (BQC), in Original**
 - d) **Power of Attorney (POA), in original**, on non-judicial stamp paper of appropriate value, in the name of authorized signatory signing the bid. However, in case of General Power of Attorney, photocopy duly notarized is also acceptable.
 - e) Copy of valid **MSE registration certificate** as mentioned in **Clause No. 8.0 c)** in original duly certified by Statutory Auditor or Notary Public (for MSE Bidders only)
 - f) **Declaration by PSUs/PSEs** in their letter head that they are PSUs/PSEs (For Bidders who are PSUs/PSEs)
- 13.2 **If the Bidder is unable to submit the above documents, in original, preferably within the Bid due date but not later than 7 days from the date of unpriced e-bid opening, provided scanned copy of the same have been uploaded on CPP Portal at the designated place, his bid shall be rejected, irrespective of their status / ranking in tender and notwithstanding the fact that a copy of such documents were uploaded earlier by the Bidder**

14.0 GENERAL

- a. Owner/EIL reserves the right to carry out capacity & capability assessment of the bidder using in-house information and past performance.
- b. The bidders who are on Holiday/Negative list of Owner or EIL on 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. 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.
- c. Owner /EIL will not be responsible or liable for cost incurred in preparation, submission & delivery of bids, site visit and other expenses incurred during bidding process regardless of the outcome of the bidding process.
- d. In case any Bidder is found to be involved in cartel formation, their Bid will not be considered for evaluation / placement of order. Such Bidder will also be debarred from bidding in future.
- e. Canvassing in any form by the Bidder or by any other agency on their behalf may lead to disqualification of their Bid.
- f. Unsolicited clarifications to the offer and / or change in the prices during the validity period would render the bid liable for rejection.
- g. Bidder shall not be under liquidation, court receivership or similar proceeding.
- h. Bidders may view the Bid opening through Govt. of India CPP Portal i.e. <http://eprocure.gov.in/eprocure/app> at their own premises or may witness the bid

- opening in EIL Office Complex Sector-16 Gurgaon (Haryana) with an authority letter for attending the same.
- i. Owner /EIL reserves the right to reject any or all the bids received or annul the bidding process at any time.
 - j. Consultant for the Project or their subsidiary company or companies under the management of consultant, are not eligible to quote for the execution of the same job for which they are working as consultant.
 - k. Works executed on Unincorporated Joint Venture Basis or Consortium Basis shall not be considered for the purpose of Bidder's Qualification Criteria (BQC) as mentioned above.
 - l. Bids submitted on Consortium or un-incorporated Joint-Venture basis shall not be considered.
 - m. Owner reserves the right to allow Public Sector Undertaking/ Enterprises (Central/State), purchase preference as admissible/applicable from time to time under the existing Govt. policy. Owner shall also follow the Public Procurement Policy on Procurement of Goods and services from Micro and Small Enterprises (MSEs) Order 2012.
 - n. For detailed specifications, terms and conditions and other details, refer complete Bidding Document.
 - o. Contact person: Mr. ANIL BISWAS - AGM (C&P), Engineers India Limited, R&D Complex, Sector-16 Tower 1, 1st Floor, and Gurgaon 122001. Telephone: +91-124-3802107/2156/2158, E-mail: anil.biswas@eil.co.in, with CC to: pushpendra.k@eil.co.in, tamal.choudhury@eil.co.in.

Asst. General Manager(C&P)
Engineers India Limited, Gurgaon.