

NTPC TAMILNADU ENERGY COMPANY LTD
(A Joint Venture of NTPC Ltd & TANGEDCO)
VALLUR THERMAL POWER PROJECT
CONTRACTS & MATERIALS DEPARTMENT

NOTICE INVITING TENDER
(NIT) FOR

Rate Contract for Excavation, loading of Pond Ash from Ash Dyke of NTECL-Vallur, transporting and unloading at construction site of road projects of NHAI and other Central or State Government road construction department / Authority / PMGSY Road Project.

(Domestic Competitive Bidding)

NIT No: **NTECL/C&M/OT/CS-4905**

Dt.: 07.12.2021

NTECL- Vallur invites on-line bids on Single Stage Two Envelope Bidding basis (Envelope-I: Techno-commercial Bid & Envelope-II: Price Bid) from Eligible Bidders as per Scope of Work mentioned hereinafter.

I. Brief Scope of Work

Excavation, loading of Pond Ash from Ash Dyke of NTECL-Vallur, transporting and unloading at construction site of road projects of NHAI and other Central or State Government road construction department / Authority / PMGSY Road Project.

The detailed scope and description of work covered under this package has been specified in relevant clause of Detailed Technical Specification.

- II. Detailed Specification, Scope of Work and Terms and Conditions are given in the bidding document, which are available on-line at <https://etenders.gov.in/eprocure/app> as per the following schedule:

Document Download Commencement Date & Time	08.12.2021
Cost of Bidding document	NIL
Last Query date (Queries shall be entertained up to this date only)	18.12.2021
Last Date and Time for Bid submission	28.12.2021 at 1430 HRS (IST)
Technical Bid Opening Date & Time	29.12.2021 at 1500 HRS (IST)
Price Bid Opening Date & Time	Shall be intimated separately.
Benefit to MSME	Applicable
Contract Period	12 Months
Pre-Bid Conference Date & Time (if any)	Not Applicable
Reverse auction	Not Applicable
EMD/BID SECURITY	Compliance to Bid Security Declaration shall be submitted by accepting GTE condition on e-tender portal.

As per provisions of Bidding Documents, the Bidders shall submit “Techno- Commercial Proposal” and “Price Proposal”online at <https://etenders.gov.in/eprocure/app> within the bid submission date and time as mentioned above. Only Techno-Commercial proposals will be opened on the date and time mentioned above.

Note: For any corrigendum and extension of date of bid submission, please visit the website <https://etenders.gov.in/eprocure/app>

IV. All bids must be accompanied by power of attorney and Bid Security Declaration. Regarding ‘Bid Security Declaration’, Bidders are required to accept General Technical Evaluation (GTE) conditions online while submitting their bid.

Any bid without an acceptable power of attorney and Bid Security Declaration shall be rejected by Employer as being non-responsive and shall not be opened. For details please refer ITB Clause.

V. OTHER TERMS AND CONDITIONS:

1. Detailed specifications, Scope of work, Terms & conditions etc., are given in the bidding documents. Bid documents can be downloaded from the website <https://etenders.gov.in/eprocure/app>.

2. **Methodology for registration and submission of bids is available at <https://etenders.gov.in>.**

3. It is deemed that bidder shall accept all the terms and conditions mentioned in the tender documents without any deviation. For that the bidders are requested to submit compliance to GTE condition “**Do you certify full compliance to all provisions of Bid Documents**” for fulfillment of technical/commercial compliance. NO DEVIATION IS ACCEPTABLE TO NTECL. IF ANY DEVIATION IS TAKEN BY THE BIDDER ANY WHERE ELSE IN THE DOCUMENTS INCLUDING BOQ, THEIR BID SHALL BE SUMMARILY REJECTED.

Any Clarification related to the scope, terms & conditions of contract shall be sought under Clarification tab of the on-line bid, latest by the query date as mentioned in the documents. Clarifications received after the specified date from the agencies will not be entertained. NTECL shall respond to any request for clarification or modification of the bidding documents that it receives within the time line specified.

NTECL shall post the Clarifications under Clarification/Corrigendum tab at e-tender website. Bidders can view these clarifications. Bidders are advised to regularly check under Clarification/Corrigendum tab regarding posting of clarification, if any.

Bidders must check the Clarifications issued before submission of Bid. Should NTECL deem it necessary to amend the Bidding Document as a result of a clarification, it shall do so and upload the amendments in the tender on the e-tender portal. After this stage, no deviation is acceptable to NTECL.

4. The prospective bidders are invited to submit their Bid comprising of Techno - Commercial Bid and Price Bid for the subject package, in line with the provision of the bidding documents.

5. The cost on account of preparation and submission of Bid, negotiations, discussions etc., as may be incurred by the Bidder in the process, are not reimbursable by the owner, and the owner will in no case be responsible or liable for these costs, regardless of the conduct or outcome of the bidding process.

6. Transfer of Bidding Documents downloaded by one intending Bidder to another is not permissible.

7. The Owner (NTECL) reserves the right to accept or reject any bid, and to annul the bidding process and reject all bids at any time prior to award of contract, without thereby incurring liability to the affected Bidder or bidders or any obligation to inform the affected Bidder or bidders of the grounds for the Owner’s action. Decision of Owner will be final and binding in this regard.

8. NTECL reserves the right to amend/alter/add/delete any provision of this document.

9. BID SUBMISSION:

The Bidders will submit their bid online at e-tender portal in the following manner after examining the documents/conditions etc.

9.1. Acceptance of conditions of GTE:

Following Mandatory conditions specified in the GTE:

- a) Do you accept Bid Security Declaration
- b) Do you accept the Fraud prevention policy of NTECL
- c) Do you accept withholding and Banning Policy of Business Dealing Policy of NTECL.
- d) Do you certify full compliance on clause as per tender documents on Restrictions on procurement from Bidder of a country which shares a land border with India.
- e) Do you certify full compliance to all provisions of Bid Documents.
- f) Confirm that you are a LOCAL Supplier and the LOCAL CONTENT included in SCOPE OF SUPPLY FOR ALL QUOTED ITEMS (Item-wise Evaluation) OR COMPLETE SCOPE OF SUPPLY (Package-wise Evaluation) meet the MINIMUM LOCAL CONTENT requirements of the Tender.

Bidders may note that the above GTE conditions are mandatory & without accepting the same they shall not be able to proceed with Bid submission.

Any other condition, if mentioned in GTE, requiring any confirmation/information are to be ticked/filled up suitably. All other attachments shall be submitted in Technical cover/Envelope.

9.2 ENVELOPE: I (Techno - Commercial Bid)

Documents to be submitted Online (i.e. duly signed, stamped and scanned copy) as detailed in the Instructions to Bidders (Section-IV of Tender Documents) shall be uploaded in the Pre-Qual /Technical Cover/Envelope of the e-tender portal. Following documents shall necessarily be uploaded in the **Pre-Qual/Technical Cover/Envelope** along with other documents as stipulated in the Tender documents.

9.3 Up to date copy of Profit & Loss Account and Balance Sheet of last three financial years ending 31st March 2021 duly audited by Chartered Accountant. In cases where audited results for the last financial year as on the date of techno commercial bid opening are not available, the financial results certified by a practicing Chartered Accountant shall be considered acceptable. In case, Bidder is not able to submit the Certificate from practicing Chartered Accountant certifying its financial parameters, the audited results of three consecutive financial years preceding, the last financial year shall be considered for evaluating the financial parameters. Further, a Certificate would be required from the CEO/CFO as per the format enclosed in the bidding document stating that the Financial Results of the company are under audit as on the date of Techno-Commercial bid opening and the Certificate from the practicing Chartered Accountant certifying the financial parameters is not available.

- a. **Copies of Work Orders / Award Letters** covering awarded value, detailed scope of work / terms and conditions / bill of quantities along with **proof of execution such as completion certificate clearly showing the value of work executed during the period of contract, Bill Copy, Final Deviation Copy etc.** in support of above Qualifying requirements. The bidder shall also provide the reference list of the organizations with contact address and phone numbers.
- b. Copy of Permanent Account Number (PAN) issued by Income Tax authorities.
- c. Copy of GSTIN Number / Provisional registration number issued by concerned authorities.
- d. Copy of PF Registration with Regional Provident Fund Commissioner. (RPFC)
- e. Employees State Insurance Code (ESI Code) as having registered with ESI authorities. If the same is not available, then the bidder should register with concerned authorities before the commencement of contract.
- f. Relevant Documents to meet **Qualifying Requirements (QR)** of the subject tender.
- g. Relevant Documents to meet **Technical Requirements (QR)** of the subject tender.
- h. Authorization / Power of attorney on the person signing the bid.
- i. **A complete set of tender documents, its amendments/addendum and clarifications, if any, signed and stamped by the authorized signatory.**

9.4 ENVELOPE: II (PRICE BID)

Documents **to be submitted Online** (i.e. duly signed, stamp and scanned copy) as follows:

Upload the following in Finance Cover/Envelope on the portal.

- 1) BOQ in Excel Format.

VI. Qualifying Requirements for Bidders:

1.0	Technical Criteria
1.1	<p>The bidder in the preceding seven (07) years prior to the date of techno- commercial bid opening should have executed works mentioned below as Route-1 / Route-2 / Route-3 with:</p> <ul style="list-style-type: none">i. Single order (01) value not less than ₹ 11.37 Crore (Rupees eleven crores and thirty seven lakhs) <p style="text-align: center;">OR</p> <ul style="list-style-type: none">ii. Two orders (02) each of value not less than ₹ 07.11 Crore (Rupees seven crores and eleven lakhs) <p style="text-align: center;">OR</p> <ul style="list-style-type: none">iii. Three orders (03) each of value not less than ₹ 05.69 Crore (Rupees five crores and sixty nine lakhs) <p>Note: Single order can be either Route-1 or 2 or 3 and multiple orders for ii and iii above can be in any combination of Route-1 or 2 or 3.</p> <p><u>ROUTE 1:</u></p> <p>Construction of 'Ash Dyke' / 'Embankment' / 'Earthen Dam' / 'Road' / 'Site Levelling'</p> <p><u>Note for Route 1:</u></p> <ul style="list-style-type: none">a. Strengthening and widening of roads will also be considered under "construction of road". However, works involving only repair and maintenance of road(s) will not be considered as "construction of road". <p style="text-align: center;">OR</p> <p><u>ROUTE 2:</u></p> <p>The work of transportation through Road (including loading / unloading) of 'Ash' / 'Any Earthen Material' / 'Any Mineral' / 'Coal'.</p> <p style="text-align: center;">OR</p> <p><u>ROUTE 3:</u></p> <p>The work of "Earthwork including loading/unloading and transportation" in any civil works (other than those listed above in Route 1).</p> <p><u>Note for Route 3:</u></p> <ul style="list-style-type: none">a. Under Route-3 above, Bidder can submit the bid citing details of Civil Works as their experience / reference Works which are not covered under Route-1. In such Civil Works (under Route-3), the executed value of only those BOQ items shall be considered for the purpose of calculating "Executed Value" which are pertaining to "Earthwork including loading/unloading and transportation". Earthwork in respect of all kinds of soil, soft rock, hard rock shall be considered for the purpose of evaluation. <p><u>Common Notes for Route 1 / Route 2 / Route 3 :</u></p> <ul style="list-style-type: none">a. In case of contract(s) under execution as on the last date of submission of application, the value for work executed till such date will be considered.b. For the PO / WO which were awarded prior to preceding 7 years from the last date of submission of application, the value for work executed in the preceding 7 years from the last date of submission of application will be considered.c. Reference work executed by the bidder as a sub-contractor may also be considered provided the certificate issued by main contractor is duly certified by owner specifying the scope of work executed by the sub-contractor in support of qualifying requirements.

2.0 FINANCIAL CRITERIA

2.1 The average annual turnover of the bidder in the preceding three (03) financial years as on the date of techno-commercial bid opening, shall not be less than ₹ 14.21 crores (Rupees fourteen crores and twenty one lakhs).

2.2 In case a Bidder does not satisfy the annual turnover criteria, stipulated above at clause 2.1 on its own, its Holding Company would be required to meet the stipulated turnover requirements as above, provided that the Net Worth of such Holding Company as on the last day of the preceding financial year is at least equal to or more than the paid-up share capital of the Holding Company. In such an event, the Bidder would be required to furnish along with its techno-commercial bid, a Letter of Undertaking from the Holding Company, supported by the Holding Company's Board Resolution, as per the format enclosed in the bid documents, pledging unconditional and irrevocable financial support for the execution of the Contract by the Bidder in case of award.

2.3 Net Worth of the bidder should not be less than 100% of the bidder's paid up share capital as on the last day of the preceding financial year on the date of techno-commercial bid opening. In case the bidder does not meet the Net worth criteria on its own, it can meet the requirement of Net worth based on the strength of its Subsidiary(ies) and/or Holding Company and/or Subsidiary(ies) of its Holding Companies, wherever applicable, the Net worth of the Bidder and its Subsidiary(ies) and or Holding Company and/or Subsidiary(ies) of the Holding company, in combined manner should not be less than 100% of their total paid up share capital. However individually, their Net worth should not be less than 75% of their respective paid up share capitals. For Consortiums/ Joint Ventures, wherever applicable, the Net worth of all consortium/Joint Venture members in combined manner should not be less than 100% of their paid up share capital. However, individually, their Net worth should not be less than 75% of their respective paid up share capitals.

Net worth in combined manner shall be calculated as follows:

$$\text{Net worth (combined)} = [(X1 + X2 + X3) / (Y1 + Y2 + Y3)] \times 100$$

Where X1, X2, X3 are individual Net worth which should not be less than 75% of the respective paid up share capitals and Y1, Y2, Y3 are individual paid up share capitals.

2.4 In case the Bidder is not able to furnish its audited financial statements on stand-alone entity basis, the unaudited unconsolidated financial statements of the Bidder can be considered acceptable provided the Bidder further furnishes the following documents for substantiation of its qualification:

- (i) Copies of the unaudited unconsolidated financial statements of the Bidder along with copies of the audited consolidated financial statements of its Holding Company.
- (ii) A certificate from the CEO/CFO of the Holding Company, as per the format enclosed in the bid documents, stating that the unaudited unconsolidated financial statements form part of the Consolidated Annual Financial Statements of the Holding Company.

2.5 In cases where audited results for the last financial year as on the date of techno-Commercial bid opening are not available, the financial results certified by a practicing Chartered Accountants shall be considered acceptable. In case, Bidder is not able to submit the Certificate from a practicing Chartered Accountants certifying its financial parameters, the audited results of three consecutive financial years preceding the last financial year shall be considered for evaluating the financial parameters. Further, a Certificate would be required from the CEO/CFO as per the format enclosed in the bid documents, stating that the Financial results of the company are under audit as on the date of techno-commercial bid opening and the Certificate from the practicing Chartered Accountants certifying the financial parameters is not available.

3.0 Notes

a) "Holding Company" and "Subsidiary" shall have the meaning ascribed to them as per Companies Act of India, in vogue.

b) Net worth means the sum total of the paid up share capital and free reserves. Free reserves means all reserves credited out of the profits and share premium account

	but does not include reserves credited out of the revaluation of the assets, write back of depreciation provision and amalgamation. Further any debit balance of Profit and Loss account and miscellaneous expenses to the extent not adjusted or written off, if any, shall be reduced from reserves and surplus. c) Other income shall not be considered for arriving at annual turnover.
3	The bidder should have Provident Fund code (PF code) number allotted by concerned Regional Provident Fund Authority
4	The bidder should have GSTIN number issued by concerned authorities

VII Notwithstanding anything stated above, the Employer reserves the right to assess the capabilities and capacity of the Bidder/ his collaborators /associates/ subsidiaries / group companies to perform the contract, should the circumstances warrant such assessment in the overall interest of the Employer.

VIII. NTPC reserves the right to reject any or all bids or cancel/withdraw the NIT for the subject package without assigning any reason whatsoever and in such case no bidder/intending bidder shall have any claim arising out of such action.

IX. Issuance of bid documents to any bidder shall not construe that such bidder is considered to be qualified. Bids shall be submitted online and opened at the address given below in the presence of Bidder's representatives who choose to attend the bid opening.

X. Transfer of Bidding Documents purchased by one intending Bidder to another is not permissible.

XI. 'Class-I local suppliers' only are eligible to participate in this tender, as defined in the bidding documents/ Public Procurement (Preference to Make in India), Order 2017 and its subsequent amendments/ revisions issued by DPIIT. The bidders may apprise themselves of the relevant provisions of bidding documents in this regard before submission of their bids.

XII. Any 'Bidder from a country which shares a land border with India', as specified in the Bidding Documents, will be eligible to bid in this tender only if bidder is registered with the Competent Authority as mentioned in the Bidding Documents.

XIII. Address of the Employer:

Addl. General Manager (C&M),
Contracts and Materials Dept.,
NTPC Tamilnadu Energy Company Ltd,
Vallur Thermal Power Project,
Site Office: Vellivoyal Chavadi Post,
Ponneri Taluk, Thiruvallur District
Chennai - 600103, Tamilnadu.

XIV. Contact Details:

1. Hariprasad.S
Sr.Manager (Contracts)
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