

NTPC Tamilnadu Energy Company Limited

(A Joint Venture of NTPC Ltd & TANGEDCO)

Vallur Thermal Power Station

BIDDING DOCUMENTS

FOR

**PROCUREMENT OF 0.301 MMT IMPORTED COAL OF ORIGIN OTHER THAN INDIA
FOR NTECL-VALLUR TPP FOR A PERIOD OF 4 (FOUR) MONTHS**

(International Competitive Bidding)

Bidding Document No: NTECL/C&M/ICB/CS-5548,Dt: 28.11.2023

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**NTPC TAMILNADU
ENERGY COMPANY LTD**
(A Joint Venture of NTPC Ltd and TANGEDCO)
Vallur Thermal Power Station

INVITATION FOR BIDS (IFB)

FOR

**PROCUREMENT OF 0.301 MMT IMPORTED COAL OF ORIGIN OTHER THAN INDIA
FOR NTECL-VALLUR TPP
(International Competitive Bidding)**

IFB No.: NTECL/C&M/ICB/CS-5548

Date: 28.11.2023

NTECL invites online bids (e-tendering) on Single Stage Two Envelope Bidding basis (Envelope 1: Techno-Commercial Bid & Envelope-II: Price Bid) with Reverse Auction from eligible bidders for PROCUREMENT OF 0.301 MMT IMPORTED COAL OF ORIGIN OTHER THAN INDIA FOR NTECL-VALLUR TPP on CIF basis at Indian designated Port viz., Kamarajar Port.

For the detailed IFB and bidding documents please visit at <https://etenders.gov.in/e procure/app> or <http://ntpcntecjv.co.in/> or <https://ntpctender.ntpc.co.in/>

or may contact:

**GM (C&M) / AGM(C&M) /Sr. Manager (C&M), NTECL,
Vallur Thermal Power Station, Vellivoyal Chavadi Post,
Ponneri Taluk, Thiruvallur District, Chennai - 600103, Tamil Nadu,
Contact No.: 96509 92129 / 94458 69085 / 96509 90468
Email: ukjain01@ntpc.co.in / bksahoo02@ntpc.co.in / nithyav@ntpc.co.in**

Detailed IFB

NTPC Tamilnadu Energy Company Ltd

(A Joint Venture of NTPC Ltd & TANGEDCO)

**Contracts & Materials Departments
Vallur Thermal Power Station**

INVITATION FOR BIDS (IFB)

FOR

**PROCUREMENT OF 0.301 MMT IMPORTED COAL OF ORIGIN OTHER THAN INDIA
FOR NTECL-VALLUR TPP**

(International Competitive Bidding)

IFB No.: NTECL/C&M/ICB/CS-5548

Date: 28.11.2023

1.0 NTECL invites online bids (e-tendering) on **Single Stage Two Envelope** Bidding basis with **Reverse auction** from eligible bidders for **supply of 0.301 MMT of imported coal on CIF basis within a period of 4 months (No resale offer of stock, stored in India shall be entertained)** as per the Scope of Work mentioned hereinafter.

2.0 SCOPE OF WORK

Bidders shall declare the coalmine(s) outside India from where they are intending to supply coal as per specification, as per format enclosed in the bidding documents along with their bids. The successful bidder shall supply imported Coal sourced from identified mine(s) as declared by him on CIF basis and deliver at Kamarajar Port, (Ennore, Chennai, Tamilnadu State) in India. Arranging vessels, handling, port clearances and all other activities for clearing and forwarding of the consignments at the load port, Customs Clearance, coordination with Ports, coordination with any statutory authorities, all liaison, coordination at discharge port etc. shall be in the scope of successful bidder.

Stevedoring/Unloading of Coal at KPL including payment for the same shall be arranged by NTECL. However the entire coordination for stevedoring activities shall be in the scope of successful bidder. The bidder shall be responsible for timely delivery of coal upto discharge of coal over the coal conveyor at KPL. Demurrages if any shall be to the account of the bidder and NTECL shall not bear any cost on any account whatsoever may be other than that explicitly provided for in the bidding document only. The detailed Scope of work shall be as per Bidding Documents. Also the successful bidder shall not hold NTECL responsible for berthing delays under any circumstances.

The bidder(s) should obtain all necessary and related statutory clearances applicable for supply of imported coal of origin other than India, against this IFB from the concerned authorities. Bidders may also refer GCC.

3.0 NTECL intends to finance the subject tender through Own Resources.

4.0 Detailed specifications, scope of work and terms & conditions are given in the bidding documents, and as per the following schedule:

Bidding Document No. : **NTECL/C&M/ICB/CS-5548**

Bidding Document Sale Date : **From 28.11.2023 (IST)**

**Date of Pre-bid Conference : 11.12.2023, 11.00 hrs
(ONLINE THROUGH MICROSOFT TEAMS)**

Last Date for Bid Submission Date & Time: **19.12.2023, 14:30 Hours (IST)**
(Both Techno-Commercial Bid
and Price Bid-Online & offline documents)

Cost of Bidding Document : Free of cost

Techno-Commercial Bids shall be opened on 20.12.2023 at 15:00 Hours (IST)

Date & Time for opening of Price Bids & Reverse Auction shall be intimated by NTECL, separately to the bidders whose Techno-Commercial Bid are found to be acceptable.

5.0 All bids must be accompanied by Bid Security (EMD) for an amount equivalent to **INR 5,00,00,000/- (Indian Rupees Five Crore only)** or in **US\$ 600,100/- (US Dollars Six hundred Thousand and One Hundred only.)**

5.1 OFFLINE DOCUMENTS:

Documents to be submitted in physical form (i.e. offline documents in original) in separate sealed envelope in accordance with and containing the following, further the true copy of these documents shall also necessarily be enclosed with on line bid:

1. Bid security shall be furnished in accordance with ITB Clause 7.0.
2. Certificate on Compliance of Qualifying Requirement as per format at **Annexure-L1**.
3. The power of attorney furnished in accordance with ITB Clause 3.3.
4. Declarations/Affidavit of not being Black Listed / Banned as per format (Annexure-P).
5. Certificate from Statutory Auditor(s) of the Bidder confirming the import & supply experience (Annexure-H).
6. Format for Declaration of Source of Imported Coal as per Clause 2 of Volume III of the Bidding document.
7. Consortium Agreement as per format enclosed, if applicable, (Annexure-IC, Qualification Data), in case of Consortium Bidder

5.2 The bid security shall, at the Bidder's option, be in the form of Electronic Fund Transfer (EFT)/irrevocable Letter of Credit, or a Bank Guarantee (BG) as per **Annexure - C** from

any of the bank specified in the **Annexure - D1** of Volume-IV or Insurance Surety Bond as per **Annexure-C1** from an Insurer as per guidelines issued by Insurance Regulatory and Development Authority of India (IRDAI).

In case of foreign bidders, the Bid Security can be from any other bank also in addition to the Banks specified in **Annexure - D1** in Volume IV. If the Bank Guarantee is from a Bank not specified in the **Annexure - D1**, in Volume IV, then the Bank Guarantee shall be confirmed by any of the Bank specified in the **Annexure-D1** in Volume - IV. The format of the Bank Guarantee/Insurance Surety Bond shall be in accordance with the form of bid security included in the bidding documents. **The bid security can also be submitted through wire transfer. The details to facilitate remittance of EMD through wire transfer is given below:**

A) Details for remittance of EMD by Foreign bidders

Correspondent Bank Name	Citi Bank, New York
Correspondent Bank Swift Code	CITIUS33
For Credit to :	
Beneficiary Bank	Union Bank of India
Beneficiary Bank Swift Code	UBININBBICN
Beneficiary Bank Account number	10929227
For Further Credit to:	
Ultimate Beneficiary	NTPC Tamilnadu Energy Company Ltd
Ultimate Beneficiary's Account number	560101000001363
Purpose	Earnest Money Deposit for Tender No.NTECL/C&M/ICB/CS-5548
Amount of Remittance	US\$ 600,100/- (US Dollars Six hundred Thousand and One Hundred only.)
Bank Charges to the account of	Remitter

B) Details for remittance of EMD by domestic bidders

Beneficiary Account name	NTPC Tamilnadu Energy Company Ltd
Bank	Union Bank of India
Bank Branch	Industrial Finance Branch, Chennai
Bank/Branch IFSC Code	UBIN0553077
Beneficiary's Account number	560101000001363
Purpose	Earnest Money Deposit for Tender
Amount of Remittance	INR 5,00,00,000/- (Indian Rupees Five Crore only) or in US\$ 600,100/- (US Dollars Six hundred Thousand and One Hundred only.)
Bank Charges to	Remitter

While carrying out online transfer, Bidders shall ensure to enter "EMD - Tender No.-Vendor Name" in the Text / Remarks / Reason field. Bidder shall intimate the details of same through email to concerned C&M department and also upload the details in the "Fee/SCANNED COPY OF EMD" folder in GepNIC in the following format:

Declaration for EMD / Tender Fee Deposit

Tender No. :

Vendor Name :

UTR Reference :

Amount:

Date of Transfer:

Transferor Bank:

(Signature of Vendor with Seal)

Bid security shall remain valid for a period of forty five (45) days beyond the original bid validity period and beyond any extension of bid validity. Documentary evidence towards submission of bid security shall be submitted mandatorily as a part of OFFLINE Documents.

Bids not accompanied by requisite bid security pursuant to ITB Clause 7.0 as per requirement will be rejected and the online bid will be rejected and shall not be opened.

6.0 QUALIFYING REQUIREMENT FOR BIDDERS

The Qualifying Requirement for the Bidder for this tender shall be as under:

1	<p>The Bidder can be an individual firm meeting the qualifying requirements stipulated hereunder as per Clauses A and B;</p> <p style="text-align: center;">OR</p> <p>The Bidder can be a Consortium of maximum three (03) firms meeting the qualifying requirements stipulated hereunder as per Clauses A and B collectively.</p> <p>Each partner of Consortium shall meet at least 25% of Technical Criteria Requirement mentioned at Clause A1 or at least 25% of the Financial Criteria Requirement mentioned at Clause B. Net worth criteria shall be as mentioned at Clause B (ii).</p> <p>The Consortium shall necessarily identify one of the Partners as lead Partner who shall meet on its own at least 51% of the Technical Criteria mentioned at clause A1 and at least 51% of Financial Criteria mentioned at Clause B. Net worth criteria shall be as mentioned at Clause B (ii)</p>
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A. Technical Criteria for Bidder:

A1 The Bidder should have imported / exported and supplied a minimum of **0.134 MMT** of any dry bulk (solid) commodity, like Coal, Iron ore, Fertilizers, Chemicals, Cement etc. of origin other than India to any firm, in any continuous twelve (12) months in one or multiple contracts during the preceding five (5) financial years along with the current financial year up to date of Techno-Commercial bid opening.

In support of the aforesaid experience, the Bidder shall furnish:

- a) Supply Experience certificate from purchaser and;
- b) Certificate in original from Statutory Auditor(s) of the Bidder

B. Financial Criteria for Bidder:

- i. The average annual turnover of the Bidder in the preceding three (3) financial years as on the date of Techno-Commercial bid opening should not be less than **INR 315 Crore** (Indian Rupees Three Hundred and Fifteen Crores Only) or in equivalent foreign currency.

In case a Bidder does not satisfy the annual turnover criteria, stipulated above 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. In case a bid submitted by a Consortium, all the partners of Consortium shall be collectively required to meet the turnover criteria.

- ii. The Net worth of the bidder should not be less than 100% (hundred percent) of its 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 Subsidiaries of its Holding company wherever applicable. In such case 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% (hundred percent) of their total paid-up share capital. However individually, their Net worth should not be less than 75% (seventy five percent) of their respective paid-up share capitals. For a Consortium, the net worth of all Consortium members in combined manner should not be less than 100% (hundred percent) of their paid up share capital however individually, their Net worth should not be less than 75% (seventy five percent) 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 respective paid up share capitals.

- iii. In case the Bidder is not able to furnish its audited financial statements on standalone entity basis, the un-audited unconsolidated financial statements of the Bidder can be considered acceptable provided the Bidder further furnishes the following documents for

substantiation of its qualification:

- a. Copies of the un-audited unconsolidated financial statements of the Bidder along with copies of the audited consolidated financial statements of the Holding Company.
- b. A certificate from the CEO/CFO of the Holding Company, as per the format enclosed in the bid documents, stating that the un-audited unconsolidated financial statements form part of the Consolidated Annual Report of the Company.

In cases where audited results for the preceding financial year as on the date of bid opening are not available, certification of the financial statements from a practicing Chartered Accountant shall also be considered acceptable. In case, the Bidder is not able to submit 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 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 Accountant certifying the financial parameters is not available.

Notes:

- i. Net worth means the sum total of the paid up share capital and free reserves. Free reserve 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"
- ii. Other income shall not be considered for arriving at annual turnover.
- iii. "Holding Company" and "Subsidiary Company" shall have the meaning ascribed to them as per Companies Act of India.
- iv. For turnover indicated in foreign currency, the exchange rate as on seven days prior to the date of Techno- Commercial bid opening shall be used.
- v. The term 'date of bid opening' would mean the date of Techno-Commercial bid opening.
- vi. A firm can be a partner in only one Consortium; bids submitted by Consortium including the same firm as partner will be rejected.
- vii. The Consortium shall necessarily identify one of the partners as lead partner.
- viii. **The Consortium Bidder shall provide, along with the bid, a Consortium Agreement, as per the format enclosed in the bid documents in which the partners of the Consortium are jointly and severally liable to the Owner to perform all the contractual obligations. The Consortium Agreement shall be submitted along with the bid, failing which the Bidder shall be disqualified and his bid shall be rejected.**
- ix. In case of Consortium, the bid security, and in the event of award to Consortium the performance bank guarantee, shall be in the name of all the partners of the Consortium.
- x. Dry (bulk) solid commodity mentioned at A above means dry solid bulk cargo covered

in Appendix 4 (page 352 to 358) of International Maritime Solid Bulk Cargoes (IMSBC) code MSC 84/24/Add.3

7.0 NTECL reserves the right to reject any or all bids or cancel/withdraw the Invitation for Bids without assigning any reason whatsoever and in such case no bidder / intending bidder shall have any claim arising out of such action.

8.0 A complete set of Bidding Documents may be downloaded by any interested Bidder from e-tender web site <https://etenders.gov.in/eprocure/app> free of cost.

For logging on to the e-Tender Site <https://etenders.gov.in/eprocure/app>, the bidder would require user ID, password and Class-III Digital Signature.

For downloading of bidding document, procedure for submission of bids, bidders may please refer to the link "Bidders Manual Kit" given on home page of e-tender website <https://etenders.gov.in/eprocure/app>.

Note: No hard copy of Bidding Documents shall be issued.

In case of Consortium, atleast one of the Partner of the consortium must have purchased the bidding documents in his name.

9.0 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.

However, the said requirement of registration will not apply to bidders from those countries (even if sharing a land border with India) to which the Government of India has extended lines of credit or in which the Government of India is engaged in development projects.

10. Download of bidding documents by 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.

11.0 **Address for communication:**

**GM (C&M) / AGM(C&M) /Sr. Manager (C&M), NTECL,
Vallur Thermal Power Station, Vellivoyal Chavadi Post,
Ponneri Taluk, Thiruvallur District, Chennai - 600103, Tamil Nadu,
Contact No.: 96509 92129 / 94458 69085 / 96509 90468
Email: ukjain01@ntpc.co.in / bksahoo02@ntpc.co.in / nithyav@ntpc.co.in**

12.0 **The link for the Pre bid conference shall be as under:**

https://teams.microsoft.com/l/meetup-join/19%3ameeting_NjE2OTE4ZWUtZTY0NC00ZjJiLTljYjgtNDFiZjJiZGU1M2Y3%40thread.v2/0?context=%7b%22Tid%22%3a%222c631f90-6a65-4bb3-a626-c0f6f5790a9a%22%2c%22Oid%22%3a%22ddfb2e09-a3cd-4c6a-8ffd-c23dfe7f0bdc%22%7d