

APPENDIX "A" TO NOTICE INVITING TENDER (NIT)

Sl. No.	Details	Particulars
1	Name of work	<u>PROVISION OF SOLAR PV PLANT OF CAPACITY 40 KW AT INS DWEEPRAKSHAK UNDER GE(NAVY) LAKSHADWEEP</u>
2	Estimated Cost	Rs.67.86 Lakhs (At Par Market)
3	Period of completion	365 days
4	Cost of Tender Documents & Garrison Engineer	Rs. 1000/- in the shape of DD/Bankers Cheque from any schedule bank in favour of GE (Navy) Lakshadweep and payable at Kavaratti.
5	Website/portal address	www.defproc.gov.in and www.mes.gov.in
6	Type of contract	The tender shall be based on IAFW-1779A (Revised 1955) and General Conditions of Contract (IAFW-2249), list of works to be quoted by the contractor.
7	Information & Details :	Refer critical dates.
	(a) Bid submission start date	
	(b) Last date of bid submission	
	(c) Date of bid opening	
8	Eligibility Criteria	
	(A) For MES Enlisted Contractors with MoU	<p>(i) Contractor of class 'C' and above (and below eligible class as per existing policy) shall be considered eligible.</p> <p>(ii) Contractor should have MoU with solar power firms having criteria as given at (C) (i) & (ii) below.</p> <p>(iii) They should not have any adverse remarks in work load return of Competent Engineer Authority.</p> <p><i>Enlisted contractors who are either having themselves fulfilling the criteria laid down here-in-below or meeting the criteria laid down for un-enlisted contractors shall also be considered eligible."</i></p>
	(B) For Un-enlisted Contractors with MoU	<p>(i) Contractors meeting the criteria of enlistment, annual turnover, financial criteria, solvency, working capital in MES.</p> <p>(ii) Contractor should have MoU with solar power firm having criteria as given at (C) (i) & (ii) below. However, requirement of MoU is exempted for contractors who themselves are having requisite rating by rating agency mentioned at (C)(ii) below..</p> <p>(iii) No recovery outstanding in Government Department.</p> <p>(iv) They should not have any adverse remark in work load return of competent engineer authority.</p> <p>(Meeting Engineering establishment criteria of class C Contractor of MES is not required)</p>

APPENDIX "A" TO NOTICE INVITING TENDER (NIT)

Sl. No.	Details	Particulars
	(C) For enlisted/ un-enlisted Contractor/ Solar power firm bidding directly	<p>In addition to eligibility criteria mentioned above for enlisted Contractors at A (i) & (iii) and for Un-enlisted Contractors at B(i), (iii) & (iv), following criteria shall be fulfilled:-</p> <p>(i) Experience of having successfully completed Solar Power Plants in MES/ any Central Government Department / State Government Department/ Central or State PSU during last seven years ending last day of the month previous to the one in which applications are invited should be any of the following :-</p> <p>(a) One work of capacity \geq 80% of capacity of plant specified in NIT. Or</p> <p>(b) Two works of capacity \geq 50% of capacity of plant specified in NIT. Or</p> <p>(c) Three works of capacity \geq 40% of capacity of plant specified in NIT.</p> <p>(ii) Solar power firms should have rating 1A/ 1B/ 1C/ 2A/ 2B/ 2C given by CRISIL/ CARE/ FITCH/ ICRA/ SMERA/ Brick Work Ratings India Pvt Ltd.</p> <p>(iii) No Contractor (enlisted or un-enlisted) will be allowed to execute the work by subletting or through power of attorney holder on his behalf to a third party/ another firm except sons/ daughters of proprietor/ partner/ Director, Project Manager as per contract conditions.</p>
9	Tender issuing and Accepting Officer	CWE (NB) KOCHI, Kataribagh, Naval Base PO, Kochi-04 Land Tele : 0484-2669420, Email ID – nbkoh3-mes@gov.in
10	Executing agency	GE (NAVY) LAKSHADWEEP
11	Earnest Money	Rs. 1,26,790/- in favour of GE (Navy) Lakshadweep payable at Kavaratti

APPENDIX 'A' TO NOTICE INVITING TENDER (NIT) Contd.)NOTES:

1 After opening of Cover 1, if the number of MES enlisted contractors of eligible class as well as un-enlisted contractors, if any fulfilling the other eligibility criteria given in NIT are less than 7(seven), applications in respect of contractors one class below (**two class below in case of remote and difficult area**) (**Lakshadweep area is declared as "difficult & remote" area by HQ CESC Pune**) the eligible class shall also be considered subject to fulfillment of other eligibility criteria given in the NIT. Therefore MES contractors one / Two class below may also bid for this tender. However contractors of one / Two class below the eligible class shall not be considered in case their present residual work in hand is more than twice their present tendering limit. Such bidders shall upload in their Cover-1 bid details of works in hand showing names of work, names of accepting officers, Contract amounts, dates of commencement and completion(stipulated) and progress as on bid submission date. These details shall be verified by the Tender Issuing authority from concerned formations in case bids of such contractors are considered for evaluation.

2. In case after opening of Cover-1, the number of MES enlisted contractors of eligible class as well as un-enlisted contractors, if any, fulfilling the other eligibility criteria given in NIT are 07(Seven) or more, applications of only those one class below the eligible class bidders shall be considered. Who have previously completed similar works satisfactorily and are meeting the criteria of upgradation in respect of past experience of completed works(individual work experience and/or average annual turnover as applicable)and financial soundness(solvency/financial soundness and working capital)as per details given in Manual on Contracts. Therefore such contractors shall upload the requisite information/documents in the Cover-1.

3. Un enlisted contractor shall be considered provided he meets the criteria. Foreign firms shall not be eligible for this tender. However Indian Firms having foreign national/Indian nationals staying abroad/Indian national having taken foreign citizenship as director(s) shall be considered subject to security clearance from the concerned authorities.

4. Contractors enlisted with MES will upload following documents in Cover-1 for checking eligibility:-

- (a) Application for tender on Firm's letter head.
- (b) Enlistment letter issued by the Registering Authority duly renewed for the cycle period in vogue.
- (c) Scanned copy of DD/Bankers Cheque toward cost of tender and EMD instrument in case SSD bond is not signed at the time of registration.
- (d) Scanned copy of EPF Registration number
- (e) Scanned copy of Goods and Service Tax Registration Number.
- (f) An affidavit shall be submitted by the tenderers as given below in cover -1 for technical Evaluation

AFFIDAVIT FOR NO OUTSTANDING RECOVERIES

"I/ We hereby declared that there is no outstanding recoveries against my firm and I undertake not to abandon the work after entering the relief of reduced Performance Security"

- (g) Any other document required as described in this Appendix.

APPENDIX 'A' TO NOTICE INVITING TENDER (NIT) Contd.)

5. Contractors not enlisted with MES will be required to upload following documents in Cover-1 for checking eligibility:-

- (a) Application for tender on Firm's letter head.
- (b) Scanned copy of DD/Bankers Cheque toward cost of tender and EMD instrument in case SSD bond is not signed at the time of registration.
- (c) Copy of Police Verification Report/Police Clearance Certificate/Character Certificate from the Police Authority of the area where the registered office of the firm is located/notarized copy of valid passport of Proprietor/each partner/each Director.
- (d) All documents required for enlistment in MES for the class mentioned in Para 8(b) above as per para 1.5 of Section I of MES Manual of Contract 2020.
- (e) Details of works being executed in MES , if any.
- (f) An affidavit shall be submitted by the tenderers as given below in cover -1 for technical Evaluation

AFFIDAVIT FOR NO OUTSTANDING RECOVERIES

“I/ We hereby declared that there is no outstanding recoveries against my firm and I undertake not to abandon the work after entering the relief of reduced Performance Security”

- (g) Any other document required as described in this Appendix.

6. Applications/bids not accompanied by scanned copies of requisite DD/Bankers Cheque towards cost of tender and earnest money (as applicable) in cover - I shall not be considered for validation of 'T' bid and their finance bids will not be opened.

7. Contractors should ensure that their original DDs and earnest money (as applicable) are received within 05 days of bid submission end date. (* The number of days to be mentioned shall be as decided by the Accepting Officers, but it shall not be less than 5 days).

(a) In case of applications/bids from enlisted contractors of MES, where scanned copies of requisite DD/Bankers Cheque towards cost of tender has been uploaded but physical copies are not received by the stipulated date, their finance bids will be opened. However non-submission of physical copies of cost of tender shall be considered as willful negligence of the bidder with ulterior motives and such bidder shall be banned from bidding for a period of six months commencing from the date of opening of finance bid (cover 2).

(b) In case of applications/bids from unenlisted contractors, where scanned copies of requisite DD/Bankers Cheque towards cost of tender has been uploaded but physical copies are not received by the stipulated date, finance bids will not be opened. Name of such contractors along with complete address shall be circulated for not opening of their bids for a period of six months commencing from the date of opening of finance bid (cover 2).

(c) In case of applications/bids (enlisted contractor as well as unenlisted contractor) where scanned copies of requisite Earnest money (as applicable) were uploaded but the same are not received in physical form within stipulated time, such bids shall not qualify for opening of finance bid (cover 2).

8. Contractor will not be allowed to execute the work by subletting or through power of attorney to a third party / another firm on this behalf. However a contractor can execute the work through power of attorney to sons/ daughters/ spouse of Proprietor/ Partner/ Director and Firm's own employees, directors, project manager **Provided they are not having a separate enlisted firm in MES in their name as Proprietor/Partner/Director.**

APPENDIX 'A' TO NOTICE INVITING TENDER (NIT)(Contd.)

9. After opening of Cover I and during its technical evaluation ,In case any deficiency is noticed , in the documents required to be uploaded by the tenderers as per NIT, a communication in the form of e-mail/sms/speed post etc. shall be sent to the contractor to rectify the deficiency within a period of 7 days from date of communication failing which financial bid (cover-2) shall not be opened and contractor shall not have any claim on the same.

10. Invitation for e-tender does not constitute any guarantee for validation of 'T' bid and subsequent opening of finance bid of any applicant/ bidder, even of enlisted contractors of appropriate class, merely by virtue of enclosing DD. Accepting Officer reserves the right to reject the 'T' bid and not open the finance bid of any applicant/bidder. 'T' bid validation shall be decided by the Accepting Officer based on, inter alia, capability of the firm as per criteria given in Appx 'A' to this NIT. The applicant contractor/bidder will be informed regarding non-validation of his 'T' bid assigning reasons thereof through the www.defproc.gov.in website. The applicant contractor / bidder if he so desires may appeal to the next higher Engineer Authority viz CE (NW) KOCHI on email id, dircontnwkch2-mes@nic.in with copy to the Accepting Officer on email before the scheduled date of opening of Finance Bid. NHEA shall decide the matter within a period of seven working days from the date of receipt of appeal. The decision of the Next Higher Engineer Authority (NHEA) shall be final and binding. The contractor/bidder shall not be entitled for any compensation whatsoever for rejection of his bid.

11. In case an unenlisted contractor is already executing works in MES, he shall not be considered eligible for the subject tender if the total value of such work is more than twice the tendering limit of the MES Class of contractor for which it is eligible. For this purpose, details of the works being executed by such a contractor shall be uploaded in the cover – I of the bid and shall be checked/ Verified by the Accepting Officer.

12. In case the BOQ is revised through the corrigendum and the bidder has failed to quote on revised BOQ (ie he has quoted on pre revised BOQ), such bid shall be treated as willful negligence by the bidder and his quotation shall be considered non-bonafide. In such cases the lowest tender shall be determined from amongst the valid/bonafide bids only. Accepting Officer may decide whether to re-tender or consider the lowest bonafide tender for acceptance.

13. Revoking the offer or revising the rates upward or offering voluntary reduction by the lowest tenderer after opening of Cover 2 shall be considered as a willful default. For this default a penalty of an amount equal to Earnest money shall be levied. In case of an un enlisted tenderer, Earnest Money deposited by him shall be forfeited. In case of MES enlisted tenderer having deposited the Standing Security Bond, an amount equal to the earnest money stipulated in the NIT shall be notified to the tenderer for depositing through MRO and consideration of such tenderer in tender evaluation for future work shall remain suspended till the aforementioned amount is deposited in the Government Treasury. No other disciplinary / administrative action shall be taken against such tenderers. In such a situation, the next lowest offer shall not be considered for acceptance. Instead, retendering shall be resorted to in a transparent and fir manner and the defaulting tenderer and his related firm if any, shall not be eligible for this tender in second call or subsequent calls.

14. Tender to related firms shall not be issued simultaneously. Firms shall be termed as related if proprietor/ one or more Partners/ Directors are common. Decision of Accepting Officer on issue/deny the tender to any one of the related firms shall be final and binding.

15. Tender submitted by Micro and Small Enterprises (MSME) shall be considered as per the MSME Act-2012. **However Cost of tender shall be submitted being works Contract.**

16. **Jurisdiction of Court upto Acceptance** : Court of place from where the tender has been issued shall alone have jurisdiction to decide any dispute out of or in respect of this tender. After acceptance of tender, condition 72 of jurisdiction of courts of IAFW-2249 shall be applicable.

Signature of Contractor

File No: 81058/NB/ 02 /E8
Military Engineer Services
Commander Works Engineers (NB) Kochi
Kataribagh, Naval Base PO
Kochi – 682 004

Offg DCWE (Contracts)
for Accepting Officer

Date: 03 May 2022