



SPEC. NO. TCE.11656A-H-6006-01	TATA CONSULTING ENGINEERS LIMITED Lalitpur Super Thermal Power Project – 3X660 MW Lalitpur, Uttar Pradesh.	VOLUME- I
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1.0 SCOPE AND BACKGROUND

1.1 Lalitpur Power Generation Company Limited defined as the "Owner", wishes to receive Bids for the WLF GD Package as enumerated in Volumes I, II, III, IV, V, VI & VII forming part of the 'Tender Documents'

1.2 SALE OF TENDER DOCUMENTS

1.2.1 The tender documents will be on sale from 01-12-2020 to 30-12-2020 and can be purchased on all working days between 11.00 AM to 4.00 PM from the following address:

Sr. Manager

Lalitpur Power Generation Company Limited

Bajaj Bhavan

B-10, Sector - 3, Jamnalal Bajaj Marg, NOIDA -201301

Uttar Pradesh, India

Phone: +91-120-4045100/555

Mobile : +91 7838211176



E-mail: adarshksingh@lpgcl.com

1.2.2 COST OF TENDER DOCUMENTS

The cost of Tender documents shall be Rs. 50,000 (Indian Rupees Fifty Thousand) per set for Indian Bidders and US\$ 700 (US Dollar Seven Hundred Only) per set for Foreign Bidders which can be paid by way of Crossed Bank Draft drawn in favour of LALITPUR POWER GENERATION COMPANY LIMITED, payable at Delhi/NOIDA.

1.3 Throughout these Tender Documents, the terms "Bid" and "Tender" and their derivatives ("Bidder/Tenderer", "Bidding/Tendering", etc.) are synonymous, and Day means calendar day of twenty-four (24) hours. Singular also means plural. "Bidder" or "Applicant" and "Bid" or "Application" for the purpose of interpretation of Instructions to Bidders (ITB) shall mean the same. Any other

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term not defined in Instructions to Bidders should be interpreted in a manner as defined in General Conditions of Contract, Section A4, Volume I

- 1.4 The Bidder shall be responsible for the basic and detailed, Design, engineering, manufacturing, procurement shop fabrication, assembly, testing and inspection at supplier's works, packing, dispatch, shipping, delivery at Indian port/unloading at Indian port/delivery from Indian port to site in case of imported equipment and delivery/unloading at site for indigenous equipment, unloading and storing at site, insurance up to time of handing over, handling at site, complete erection/erection supervision, start-up, commissioning/commissioning supervision including trial operation, successful performance testing and handing over of the WLFGD Package, and warranty during defect liability period on EPC basis for the 3 x 660 MW Super Critical TPP
- 1.5 The successful Bidder is expected to offer a **Lump sum Fixed Price** and shall complete the WLFGD package on EPC basis including for the civil works as defined elsewhere within the following time schedule:

Unit No.	Contractual Time for completion in months from the date of Notice to Proceed
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Unit – III	22
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Unit – II	25
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Unit –I	28
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- 1.6 General Information on Site Location and Ambient Conditions have been provided in Section B of Volume II.

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2.0 Eligible Countries, Bidders and Supplies



This Invitation for Bidding is open to any Bidder, except as stated in the Tender **Documents**, meeting all of the following requirements:



- a) "The Bidder shall not be from an ineligible Source Country i.e. the one with which (i) as a matter of law or official regulation, India prohibits or restricts commercial relations, or (ii) by an act of compliance with a decision of the United Nations Security Council taken under Chapter VII of the Charter of the United Nations, India prohibits any import of goods or any payments to persons or entities in that country.
- b) A Bidder who has been engaged by the Owner to provide consulting services for the FGD package or is proposed to be appointed, as Consultant to the Project shall be disqualified from Bidding.
- c) The Bidders shall provide such evidence of their continued eligibility satisfactory to the Owner as the Owner shall reasonably request from time to time.

3.0 Eligible Materials, Plant, Supplies, Equipment and Services

- a) Materials, Plant or Contractor's Equipment, other Supplies, and Services to be supplied under the Contract, shall have their Origin in eligible Source Countries, and all expenditure made under the Contract will be limited to such Materials, Plant or Contractor's Equipment, other Supplies and Services.
- b) For purposes of clause 3.0 (a) above, "Origin" means the place where the Materials, Plant, Equipment, and other Supplies are mined, grown, produced, or manufactured, and from where the Services are supplied.

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<p>4.0 BID QUALIFICATION REQUIREMENTS</p> <p>Please refer Section – A3</p> <p>5.0 ONE BID PER BIDDER</p> <p>A firm shall submit only one Bid in the same Bidding process. However the firm will be permitted to participate in the bidding process in the capacity of Subcontractor in other Bids.</p> <p>6.0 COST OF BIDDING</p> <p>The Bidder shall bear all costs associated with the preparation and submission of his Bid and the Owner will in no case be responsible or liable for these costs, regardless of the conduct or outcome of the bidding process.</p> <p>7.0 SITE VISIT</p> <p>7.1 The Bidder is advised to acquaint himself with the Retrofit job involved, visit the Site and examine the soil conditions, labor, power, water, material availability, transport and communication facilities, environmental regulations, laws and bye-laws of statutory bodies, and collect all information that will be necessary for preparing the bid and entering into a contract. The costs of visiting the Site shall be at the Bidder's own expense.</p> <p>The Bidder shall satisfy himself before submitting his bid as to the form and nature of the site, the quantities and the nature of the works and materials necessary for the completion of the works and the means of access to the Site, the accommodation he may require and shall himself obtain all necessary information as to risks, contingencies and other circumstances which may influence or affect his bid.</p> <p>7.2 The Bidder and any of his personnel or agents will be granted permission by the Owner to enter upon his premises and lands for the purpose</p>			
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of such visit, but only upon the express condition that the Bidder, his personnel, and agents will release and indemnify the Owner and his personnel and agents from and against all liability in respect thereof, and the Bidder himself will be responsible for death or personal injury, loss of or damage to property, and any other loss, damage, costs, and expenses incurred as a result of the inspection.

- 7.3 The submission of a Bid by the Bidder will be construed as evidence that the bidder has examined the site conditions in detail, and the Bidder shall not raise later any claims/disputes for any additional cost or extension of contractual time for completion against the Owner. The Owner shall not be liable for the same in any manner whatsoever. Bidder shall submit the declaration of site visit as per Schedule-6.

8.0 CONTENT, TRANSFER AND COMPLIANCE

- 8.1 The Tender Documents comprise those stated below and should be reading conjunction with any Addenda issued in accordance with clause 10.0 and Clarification as per clause 9.3

Volume I: Introduction, Instruction to Bidders, Bid Qualification Requirement, Information Forms, General Conditions of Contract, Erection Condition of Contract General, Special Condition of Contract



Volume II: Scope of Work, Project Information, Terminal Points, Quality Assurance Plan, Performance Guarantee and Schedule

Volume III: Mechanical Works including Design Criteria

Volume IV: Electrical Works

Volume V: Instrumentation & Control Works

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Volume VI : Civil Works

Volume VII : Drawings

All the volumes have to be considered together for a correct understanding and interpretation of the Tender Documents.



8.2 Tender Documents are not transferable. Bids received from those who have not purchased the Tender Documents by payment of cost of bid document will be rejected and will not be opened.

8.3 The Bidder shall submit his application strictly in accordance with the Tender Documents and its terms and conditions. The statements and explanations contained in these Tender Documents are intended to provide a proper understanding to Bidders but should not be construed as limiting Bidder's/ Contractor's responsibilities and/or Owner's rights to amend/ change the scope or terms.

9.0 CLARIFICATION OF BIDDING DOCUMENTS

9.1 Prospective Bidders requiring any further information or clarification on the Bid Documents may notify the Owner in writing or by fax or e-mail at the Owner's mailing address indicated in the Bid Documents. Copies of all such correspondence shall be sent to the Engineer at his mailing address indicated in the Bid Documents. The Owner will respond in writing to any request for information or clarification on the Bid Documents received not later than the date in indicated in the Letter Inviting Bids (LIB). The Owner's response (including an explanation of the query) will be sent without identifying the source in writing or by fax or e-mail to all prospective Bidders. All clarifications issued by the Owner shall form part of Bid. Late queries cannot be entertained.

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The Bidder is required to carefully examine the Tender Documents and fully ascertain himself as to all the conditions and matters, which may in any way, affect the FGD package to be performed or the cost thereof.

9.2 If any Bidder finds discrepancies or omissions in the Tender Documents or is in doubt as to the true meaning of any part, he shall at once request in writing to the Owner, at the address as mentioned in clause 9.3 for any interpretations/ clarifications. The Owner will issue interpretations and clarifications in Writing.

9.3 Verbal clarifications and information given by the Owner or Owner's Consultant or his employee(s) or his representative(s) shall not in any way be binding on the Owner.

All the queries should be addressed to:

Sr. Manager (CC&M)

Lalitpur Power Generation Company Limited

Bajaj Bhavan

B-10, Sector -3, Jamnalal Bajaj Marg, NOIDA -201301

Uttar Pradesh, India

Phone: +91-120-4045100/555



Mobile : +91 7838211176

E-mail: adarshksingh@lpqcl.com

10.0 AMENDMENT OF TENDER DOCUMENTS

10.1 At any time prior to the deadline for submission of Bids, the Owner may amend the Tender Documents by issuing addenda.

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10.2 Any addendum thus issued shall be part of the Tender Documents pursuant to clause 8.1 and shall be communicated in writing or by email to all purchasers of the Tender Documents. Prospective Bidders shall promptly acknowledge receipt of each Addendum by email to the Owner.

10.3 To give prospective Bidders reasonable time in which to take an addendum into account in preparing their Bids, the Owner shall extend as felt necessary the deadline for submission of Bids, in accordance with clause 21.0.

11.0 LANGUAGE OF BID

All correspondence, information, literature, data, manuals, definitive documents, notices, waivers and all other communication, written or otherwise, between the Parties in connection with this Bid/Contract shall be in English only. The official text of this Bid/Contract shall be in English only.



12.0 BIDS TO BE COMPLETE

Bids should be complete in all respects and should be in accordance with the provisions of the Tender Documents. Part Bids or incomplete Bids, or those Bids which are not in accordance with the provisions of Tender Documents are not acceptable and will be rejected.

13.0 DOCUMENTS COMPRISING THE BID

The Bidders shall complete all Information Forms (IF's) including, Undertakings, Datasheets, and Schedules which are a part of the Tender Documents as well as furnish all required and relevant enclosures and submit the same in three different envelopes, envelope A (comprising inner envelopes Aa and Ab) and envelope B (comprising inner envelopes Ba, and Bb) & envelope- C (comprising of inner envelope Ca) as elaborated

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in Annexure 1. The Qualified Bidder whose Bid is not found deficient will be required to submit a Price Implication Bid (in envelope Cb) as stated in Annexure 2.

The forms, and schedules provided in these bidding documents shall be used without exception (subject to extensions of the Schedules in the same format).



- An Undertaking to provide adequate after sales service.
- Detailed information on Auxiliary power, Lime and Water consumption, manpower requirement for operation and maintenance and projected operation and maintenance cost for one year normal operation after commissioning, wherever applicable;
- All schedules in Volume II of Bid Documents duly filled in.

14.0 BID PRICE

14.1

- a) Bidders shall quote in their proposal, lump sum Price excluding taxes and duties, currently applicable taxes in India shall be at actual.
- b) The Price Bid shall remain firm throughout the Contract Period of the Contract and comply with the Specifications and other requirements covered in the Volume I to VII of Tender Documents. The Price Bid shall additionally contain Price break-up as per Schedule F1 of Volume II of Tender Documents in accordance with the Tender Documents, particularly clause 13, General Conditions of Contract, Section A4 of Volume I.
- c) Essential Spare parts for 3 years operation shall be quoted by the bidder and a detailed list of recommended spares shall be submitted as per schedule in Volume-II, supported by an undertaking that they will provide free of charge any spares that are found to be needed within two years, but which are not included in their list.

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Bidder shall provide adequate commissioning spares for the equipment in the Bid. The Bid Price should include the cost of these commissioning spare parts. Any delay in commissioning arising out of non-arrangement or non-availability of commissioning spare parts shall be to the Contractor's account.

14.2 The Bidders shall, interalia, indicate the following in the Bid:

All duties, GST, and other levies payable by the Contractor under the Contract or for any other cause, as of the date 30 days prior to the closing date of the submission of the bids shall be separately mentioned in the rates and prices and the total amount of the bid submitted by the Bidder and the evaluation and comparison of bidders by the Engineer shall be made accordingly.

Owner shall deduct applicable taxes at source as per statutory requirements.

Bidder shall ensure proper and regular filing of GST returns as per applicable laws of Govt. of India.



14.3 Items in Schedules F1 of Volume II against which no rate or Price is entered by the Bidder, will not be paid for by the Owner when executed and shall be deemed covered by the rates for other items and prices.

14.4 The Price Bid shall be only provided in envelope Ca and shall not be stated in any other place or enclosed in inner envelope other than Ca.

The Price Implication Bid shall be only provided in envelope Cb and shall not be stated in any other place or enclosed in any other envelope other than Cb.

The Envelope Ca shall contain only the Price bid in specified format.

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Bids must be submitted solely on the basis of the Bidding Documents and must be free of any qualifying statements.

Bidder shall submit offers that comply with the requirements of the Bid Document.

15.0 CURRENCIES OF BID AND PAYMENTS

The prices shall be quoted by the Bidder separately in the following currencies:



- a) Bidders can quote either or in combination of INR and USD
- b) For those inputs to the WLFGD package that the Bidder expects to supply from within India, in Indian Rupees; and
- c) For those inputs to the WLFGD package that the Bidder expects to supply from outside India in foreign currency indicated in a) above.
- d) For supply from outside India, the domestic bidders can also quote in foreign currency indicated in a) above and receive amounts in Indian Rupee equivalent to such currency. However, domestic bidders while quoting in foreign currencies indicated in a) above must comply with the requirements as laid down by the Government of India from time to time.
- e) Bidders are free to submit the most tax efficient bid, provided these does not in any way or manner dilute the scope, guarantees, warranties and other obligations of the Contractor.

16.0 BID VALIDITY

16.1 Bids shall remain valid up to the period of 180 days. In case a Bidder quotes a lower validity period than that called for, his offer may be rejected.

16.2 In exceptional circumstances, prior to expiry of the original Bid Validity period, the Owner may request that the Bidders extend the period of validity for a specified additional period. The request and the responses thereto shall

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be made in writing or by email. A Bidder may refuse the request without getting his Bid Security forfeited. It is understood that the Bidder agrees to reasonably consider such a request. A Bidder agreeing to the request will not be required or permitted to modify his Bid, but will be required to extend the validity of his Bid Security for the period of the extension and in compliance with clause 17.0 in all respects.

17.0 BID SECURITY

17.1 The Bidder shall furnish, as part of his Bid, in envelope Aa, a Bid Security for an amount of **Indian Rupees 100 Million (Rs, One hundred Million only)** for Indian Bidders or US Dollars 1,500,000/- [USD One million, five hundred Thousand only] for Foreign bidders

17.2 The Bid Security shall

a) Be in the form of an irrevocable bank guarantee



i) Issued by an Indian Nationalized bank or its foreign branch or issued by a foreign bank and counter guaranteed by an Indian Nationalized bank or its foreign branch;

(ii) Be in accordance with the format mentioned in Information Form BS;

(iii) Be payable promptly upon written demand by the Owner without demur in case any of the conditions listed in clause 17.7 are invoked;

(iv) Be submitted in its original form; copies will not be accepted;

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v) Remain valid up to the Date mentioned in Annexure 3 of ITB and up to the extended date in accordance with clause 16.2 , in the event of extension of Bid Validity period.

OR

b) Be in the form of a Demand Draft favoring "LALITPUR POWER GENERATION COMPANY LIMITED" and payable at New Delhi/NOIDA, India.

17.3 Any Bid not accompanied by an acceptable Bid Security shall be rejected by the Owner as non-responsive.



17.4 The Bid Security submitted by all such Bidders whose Bids are found compliant and who satisfy the eligibility conditions shall be retained with Owner. Owner shall be entitled to appropriate the Bid Security as mutually agreed genuine pre-estimated compensation / damages to Owner in events mentioned in clause 17.7 below or as indicated elsewhere.

17.5 The Bid Security of the unqualified Bidders will be returned by the Owner without any interest, as promptly as possible, within thirty (30) days after declaration of qualification results and that of unsuccessful Bidders will be returned by the Owner without any interest, as promptly as possible within fifteen (15) days of the execution of Contract with the selected Bidder.

17.6 The Bid Security of the successful Bidder will be returned without any interest when the Bidder has signed the Contract and furnished the required Contract Performance Security.

17.7 The Bid Security may be forfeited as mutually agreed loss and damage payable by the Bidder to Owner for, interalia, time, cost and effort of Owner in regard to this Bid.

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a) If the Bidder withdraws his Bid during the period of Bid Validity except as provided in clause 23.2 ;or

b) If the Bidder does not accept the correction of his Bid Price, as mentioned in clause 29.0; or

c) If the Bidder refuses to withdraw, without any cost to the Owner, any deviation not listed in section F5 of Volume II and Schedule F 6 of Volume II but found elsewhere in the Bid; or

d) In the case of a successful Bidder, if he fails within the specified time limit as per the clauses 34.0 and 35.0 to:



- i) Furnish the Letter of Acceptance, or
- ii) Furnish the required Contract Performance Security, or
- iii) Sign the Contract.



18.0 PRE BID MEETING

18.1 The Bidder's designated representative is invited to attend a Pre- Bid meeting, which, if convened, will take place in Noida/Delhi (NCR) . The Date, Time and Venue of Meeting will be announced later. The Owner reserves the right, not to hold the Pre-Bid Meeting or to change the location of the meeting.

18.2 The purpose of the meeting will be to clarify issues on the Tender Documents including Qualification Criteria, Technical Specifications, Commercial Specifications, Price Schedules, etc. Bidders are required to send in their queries through email atleast 10 days in advance of the pre bid meeting.

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<p>18.3 It may not be practicable at the meeting to answer questions received late and hence the Bidders shall not expect answers to questions received late.</p> <p>18.4 Minutes of the meeting including the text of the questions raised and the responses given, together with any responses prepared or written clarifications, will be transmitted without delay to all purchasers of the Tender Documents, listed in clause 8.0. Any modifications of the Tender Documents listed in clause 8.0, that may become necessary as a result of the Pre-Bid meeting shall be made by the Owner exclusively through the issue of an Addendum, pursuant to clause 10.0 and not through the minutes of the Pre-Bid meeting.</p> <p>18.5 Non-attendance at the Pre-Bid meeting will not be a cause for disqualification of a Bidder.</p> <p>19.0 FORMAT AND SIGNING OF BID</p> <p>19.1 The Bidder shall prepare one Original of the Documents typed in indelible ink comprising the Bid clearly marking it as "Original". In addition, the Bidder shall submit (4) four sets (photocopies are also acceptable) of the Bid, clearly marked as "Copy." The Bidder shall also submit a soft copy of the Documents comprising the Bid, preferably in MS Word and MS Excel format, in a CD, in a separate envelope. In the event of any discrepancy between the above mentioned copies, whether hard or soft, the Original hardcopy shall prevail.</p> <p>19.2 The Original copy (including Schedules, Undertakings, Datasheets, Information Forms, Enclosures, etc. which require the signature of the Bidder) shall be signed by a person or persons, duly authorised to sign on behalf of the Bidder, with his usual signature mentioning their name and designation with a stamp(s) or seal(s) for suitable identification of the Bidder, as the case may be in accordance with this clause 19.0. The names of all person(s) signing should also be typed or printed below the signature. All pages of the Bid shall have</p>			
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initials of the person(s) signing the Bid with stamp(s) / seal(s) as suitable identification of the Bidder. All drawings submitted by the Bidder shall also have initials of the authorized signatory of the Bidder.

19.3 The Bid shall be assumed to contain no alterations, omissions, erasures or additions, unless such corrections are initialed by the person or persons signing the Bid.



19.4 The Bid must also contain the place of business of the person or persons making the Bid.



19.5 Bid by a Partnership Firm must be furnished with full names of all partners and be signed with the partner's name, followed by the signature and designation of one of the authorized partners or other authorized representative(s). A certified copy of the Partnership Deed, relevant Power of Attorney and current address of all the partners of the firm shall also accompany the Bid.



19.6 Bid by a Corporation / Limited Company/Consortium must be signed with the legal name of the Corporation/ Limited Company/,Consortium leader Company by the President, Managing Director/Consortium Leader or by the Secretary or any other person or persons holding Power of Attorney from such Corporation/ Limited Company/,Consortium leader Company for signing the Bid. A certified copy of the Power of Attorney for signing the Bid and the Board resolution authorizing the grant of such Power of Attorney shall be furnished along with the Bid. Such Limited Company /Corporation/ shall also furnish satisfactory evidence of its existence along with its Bid. In case of a bid by the Consortium the Consortium agreement duly signed by all the members of the Consortium shall also be enclosed along with the Bid.

19.7 A Bid by a person, who affixed to his signature the word 'President',

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<p>'Managing Director', 'Secretary', 'Agent' or any other designation, without disclosing his principal and without enclosing certified copies of Power of Attorney and Board Resolution or equivalent Authorization may be rejected. Satisfactory evidence of authority of the person signing on behalf of the Bidder shall be furnished with the Bid.</p> <p>19.8 No Erasures or whitening and rewriting shall be permitted. Changes, if any, shall be effected only by cancellation of the original writing by striking and re-writing it alongside. All such changes shall carry the initials of the person(s) signing the bid.</p> <p>19.9 The tender documents shall be deemed to be part of the Bid and compliance with the conditions thereof by the bidders is mandatory.</p> <p>20.0 SEALING AND MARKING OF BIDS</p> <p>20.1 The Bidder shall seal the Original and each Copy of the Bid in separate envelopes, duly marking the envelopes as "Original" and "Copy." As explained in Annexure 1, inner envelopes Aa and Ab shall be sealed in outer envelope A, Inner envelopes Ba and Bb shall be sealed in outer envelope B & inner envelope Ca shall be sealed in outer envelope C. The Qualified Bidder whose Bids will be expected to provide Price Implication Bid (Annexure 2 of ITB bid evaluation) in envelope Cb.</p> <p>20.2 The inner and outer envelopes shall:</p> <ol style="list-style-type: none"> a) Be addressed to the Owner; b) Bear the Project name and reference number of the Tender; and c) Provide a warning not to open before the time and date for opening the respective envelope as mentioned in clause 24.0. 		
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<p>20.3 In addition to the identification required in clause 20.2, the inner envelopes shall indicate name and address of the Bidder to enable the Bid to be returned unopened, in case it is declared "late" pursuant to clause 22.0, and for matching purposes under clause 23.0.</p> <p>20.4 If the outer envelopes A B & C and envelope Cb are not sealed and marked as per clause 20.2 above, the Owner will assume no responsibility for the misplacement or premature opening of the Bid.</p> <p>20.5 Bids can be submitted by Registered Post/Courier/Speed Post/Delivered in person. Bids submitted by E Mail will not be accepted and will be summarily rejected.</p> <p>20.6 The envelopes should be addressed to: Sr. Manager Lalitpur Power Generation Company Limited Bajaj Bhavan B-10, Sector -3, Jamnalal Bajaj Marg, NOIDA -201301 Uttar Pradesh, India Phone: +91-120-4045100/555 Mobile : +91 7838211176 E-mail: adarshksingh@lpgcl.com</p> <p>21.0 DEADLING FOR SUBMISSION OF BIDS</p> <p>21.1 The Bid envelope A (comprising inner envelope Aa and Ab) and envelope B (comprising inner envelopes Ba and Bb) and Envelope C (comprising inner cover Ca) must be received by the Owner at the address as specified in clause 20.6, not later than the date and time specified in Annexure 3 of ITB. In the event of specified date for submission of Bid being declared a holiday for the OWNER, the bids will be received up to the appointed time on the next working day.</p>		
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21.2 The Owner may, in exceptional circumstances and at his own discretion, extend the deadline for submission of Bids by issuing an Addendum in accordance with clause 10.0, in which case all rights and obligations of the Owner and the Bidders previously subject to the original deadline will thereafter be subject to the deadline as extended.

22.0 LATE BIDS

22.1 Any Bid received by the Owner after the deadline for submission of respective Bids as prescribed in above-mentioned clauses 21.1 and 21.2 will be returned unopened to the Bidder.

22.2 The Owner shall not be responsible for delays due to post or courier.

23.0 MODIFICATION AND WITHDRAWAL OF BIDS



23.1 The Bidder may modify or withdraw his Bid after Bid submission, provided that written notice of the modification or withdrawal is received by the Owner prior to the deadline for submission of Bids.

23.2 The Bidder's modification or withdrawal notice shall be prepared, sealed, marked, and delivered in accordance with the provisions of clause 20.0, with the outer and inner envelopes additionally marked "Modification" or "Withdrawal," as appropriate.

23.3 No Bid may be modified by the Bidder after the deadline for submission of Bids. Bidders will not be permitted to change the substance of their Bids after the Bids have been opened.

23.4 Withdrawal of a Bid during the interval between the deadline for submission of Bids and expiry of the period of Bid Validity specified in clause 16.0 will result in forfeiture of Bid Security as per clause 17.7.

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24.0 BID OPENING PROCESS

Owner shall open the Bid as per the procedure given under in presence of representative from UPPCL:

24.1 Sealed Bids received shall be opened on the date and time specified in Annexure-3 of ITB in the presence of Bidders' designated representatives who choose to attend the Bid opening. These representatives who are present shall sign a register evidencing their attendance.

24.2 Envelopes marked "Withdrawal" shall be opened first, and the name of the Bidder shall be read out. Bids for which an acceptable notice of withdrawal has been submitted shall not be opened. Subsequently, all envelopes marked "Modification" shall be opened and the submissions therein shall be read out.



24.3 Sealed Envelope Aa- Containing Bid Security

Bid Security submitted in envelope A shall be opened first and the Bidder name and amount of Bid Security submitted shall be announced by Owner. The Owner shall examine whether the Bid security fulfils the requirement of clause 17.1 & 17.2 of ITB. If the Bidder has submitted Bid Security for the requisite amount and in the format enclosed with the tender, then the offer shall be treated as responsive and other documents submitted shall be processed, If the Bidder has not enclosed the Bid Security for the requisite amount and in the format required, the bid shall be treated as non-responsive and rejected.

24.4 Sealed Envelope Ab – Containing Qualifying Bid

24.4.1 Sealed Envelope Ab

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The Qualification Bid (Ab), of the bidder shall be evaluated by the Owner in detail with respect to qualifying criteria of the bid document as stated in section A3.

24.4.2 Sealed Envelope Ba & Bb

Technical and un-priced commercial bid (envelope Ba & envelope Bb) of the Bidders who have complied with the Bid Security and Qualifying Requirement condition shall be opened next. The Owner will examine the qualification bid of each Bidder for determining the responsiveness as per Annexure-2 clause

24.5 Envelope C comprising of the sealed Price Bid “Ca” and price implication bid” Cb” of successful Bidders shall be opened in their presence on the place, date, and time to be specified by the Owner.

25.0 PROCESS TO BE CONFIDENTIAL



25.1 Information relating to the examination, clarification, evaluation, and comparison of Bids, and recommendations for the award of a Contract, shall not be disclosed to Bidders or any other persons not officially concerned with such process, until the award to the successful Bidder has been announced.

25.2 Canvassing in any form shall strictly be prohibited and any applicant found to have engaged in canvassing shall be liable to have his Bid rejected summarily.

26.0 CLARIFICATION OF BIDS AND CONTACTING THE OWNER

26.1 The Owner may at any stage in Bid evaluation, ask any Bidder for clarification of his Bid, including further breakdown of costs, in order to assist in the

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examination, evaluation, and Comparison of Bids. The request for clarification and the response shall be in writing.

26.2 From the time of Bid opening to the time of Contract award, if any

27.0 VERIFICATION AND QUALIFICATION OF BIDDERS

Owner reserves the right to verify all statements/ information submitted to confirm the Bidders claim on experience, performance of equipment offered and capabilities to perform the WLF GD package. Owner may inspect such works of Bidders. Bidder shall co-ordinate and arrange for visit to such works. However all expenses of Owner/ Owner's representative will be borne by the Owner.



28.0 EXAMINATION OF BIDS AND DETERMINATION OF RESPONSIVENESS

28.1 Prior to the detailed evaluation of Bids, the Owner will determine whether each Bid:

- a) Meets the eligibility criteria as per Section A3 Volume-I;
- b) Has been properly signed as per clause 19.0;
- c) Is accompanied by the required sureties and securities;
- d) Is sealed and marked as per clause 20.0;
- e) Is substantially responsive* to the requirements of the Tender Documents;
- f) Provides any clarification and or substantiation that the Owner may require to determine responsiveness and;
- g) Has all the required Information Forms, Undertakings, Guarantees, Enclosures, Schedules etc.

The Bidder shall confirm in writing that his Bid is 'Firm and Irrevocable' and valid until the Date of validity. Bids without this statement will be treated as "non-responsive."

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Bids not meeting the criteria for sealing and marking of Bids as specified in clauses 20.1 to 20.4 shall be rejected by the Owner

**For purposes of this determination, a substantially responsive Bid is one that prima-facie conforms to all the terms, conditions and Specifications of the Tender Documents without material deviations, objections, conditionalities or reservations. Further, a material deviation, objection, conditionally or reservation is the one (a) that substantially affects the scope, quality or performance of the WLFGD package; (b) that limits in any substantial way, inconsistent with the Tender Documents, the Owner's rights or the successful Bidder's obligations under the Contract.*



28.2 The Owner's determination of a Bid's responsiveness is to be based on the contents of the Bid itself without recourse to extrinsic evidence.



28.3 If a Bid does not meet the criteria stated in clause 28.1 above, it will be rejected by the Owner.

29.0 CORRECTION OF ERRORS

Bids determined to be substantially responsive will be checked by the Owner for any arithmetic errors. Errors will be corrected by the Owner. Where there is a discrepancy between the amounts in figures and in words, the amount in words will govern. The amount stated in the Bid will be adjusted by the Owner in accordance with this procedure for the correction of errors and, with the concurrence of the Bidder, shall be considered as binding upon the Bidder. If there is discrepancy between the unit price and the total price, which is obtained by multiplying the unit price and quantity, or between subtotals and the total price, the unit or subtotal price will prevail. If the Bidder does not accept the corrections of the errors, his Bid will be rejected, and the Bid Security will be forfeited in accordance with clause 17.7.

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<p>30.0 CONVERSION TO SINGLE CURRENCY FOR COMPARISON OF BIDS</p> <p>30.1 The Owner will convert the component of US dollars in the Bid Price, corrected pursuant to clause 29.0, into Indian Rupees. To facilitate evaluation and comparison, the Owner will convert all bid prices into Indian Rupee at State Bank of India selling exchange rates prevailing one week before opening of the price bid.</p> <p>30.2 The Price in Indian Rupees arrived at as per clause 30.1 and further negotiated with the successful Bidder shall remain fixed over the entire Contract Period i.e. the Owner shall not bear any liability for foreign exchange variation after the conversion to Indian Rupees as per clause 30.1 above and further negotiations.</p> <p>Contract shall be in INR currency, bidder will raise all the Invoices in INR currency and payment will be done in INR currency only for full contract value and for entire contract duration. There will be no price escalation in the contract price through out the tenure of the contract.</p> <p>31.0 EVALUATION OF BIDS</p> <p>31.1 The Owner reserves the right to accept or reject any variation or deviation. Alternate Offers of only such Bidders whose Primary Bids meet the criteria stated in Clause 28.1 and not found to be deficient and are also substantially responsive. The Primary bids only will be evaluated and the alternate offers may be considered at the discretion of the Owner.</p> <p>31.2 The Owner will evaluate and compare only the Bids meeting the criteria stated in clause 28.1 and those not found deficient on detailed scrutiny as detailed in Annexure 2.</p> <p>32.0 AWARD</p>		
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A Bidder whose bid is found to be substantially responsive and whose evaluated cost is least will be identified and will be selected for Award of Contract.

33.0 OWNER’S RIGHT TO ACCEPT ANY BID AND LIMITATION OF LIABILITY

33.1 At any time prior to award of Contract, the Owner reserves the right to accept or reject any Bid, or to annul the Bidding process and reject all Bids at his sole discretion without assigning any reason thereof, and without thereby incurring any 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.



33.2 The Owner reserves the right to take the following actions, and shall not be liable for any such actions:
Amend the scope (minor in nature) during finalisation of detail engineering / execution of Contract, if required. Such scope change will not entail any extra cost to be paid to the successful Bidder;

33.3 Owner shall not in any circumstance, way or manner whatsoever be liable to the successful Bidder for any consequential loss or damage including loss of profits.

33.4 Owner shall be the sole judge in the selection of the qualified Bidders as well as the successful Bidder.

33.5 During the bid evaluation process if some of the bids are substantially lower than most of the bids, the Owner will have to be satisfied that in spite of making such substantially low bid, the bidder will be able to perform the Contract satisfactorily.

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33.6 The Owner need not specify the reason for such disqualification. The Owner while determining its satisfaction will take into account the Bidder's financial, technical and production capabilities, in particular its contracts, work in hand, future commitments and current, threatened litigation. It will be based upon an examination of the documentary evidence of the Bidder's qualifications submitted by the Bidder along with its bid, as well as such other information as the Owner deems necessary and appropriate

33.7 The capabilities of the vendors and sub contractors proposed to be used by the lowest evaluated Bidder will also be evaluated for acceptability. Their participation should be, confirmed with a letter of intent between the parties, as needed



34.0 LETTER OF INTENT AND LETTER OF ACCEPTANCE

34.1 After selection of the successful Bidder, a Letter of Intent ("LOI") shall be released by the Owner in favor of such a Bidder. This Bidder shall have to give a Letter of Acceptance ("LOA") within a period of one week from the date of issue of LOI. If the Owner does not receive LOA within this period, the Bid Security of such a Bidder shall be appropriated by the Owner as mutually agreed genuine pre-estimated compensation/ loss damage suffered by the Owner on account thereof, and the next eligible Bidder may be considered.

34.2 After receipt of the LOA by the Owner, the Bidder shall enter into the Contract with the Owner.

34.3 The Successful Bidder shall be required to execute the Contract Agreement in the form provided in information form CA in Section A5 of Volume I, within ninety (90) days of the date of LOI, failing which Bid Security shall be forfeited. The Contract to be executed in this regard shall at the option of the Owner be based on either:

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a) The Bid (including deviations accepted by the Bidder and the Price implication Bid) or

b) The final agreed form of negotiated contract.

34.4 Upon fulfillment of clause 34.3, the Owner will promptly notify the other Bidders that their Bids have been unsuccessful and their Bid Security will be returned as early as possible, in accordance with clause 17.0.

35.0 CONTRACT PERFORMANCE SECURITY



35.1 Within fourteen (14) days of date of the Letter of Intent, the successful Bidder shall also furnish to the Owner a Contract Performance Security, as per clause 13.2 of General Conditions of Contract, Section A4, of Volume I, in the form provided in Information Form CP's in Section A5, Volume I.



35.2 The Contract Performance Security is to be provided by the successful Bidder in the form of a Contract Performance Bank Guarantee, issued by an Indian Nationalized bank (or its foreign branch) or issued by a foreign bank and counter guaranteed by an Indian Nationalized bank (or its foreign branch).

35.3 Failure of the successful Bidder to comply with the requirements of clauses 34.0, 35.0 and if applicable clause 36.0 shall constitute a breach of Contract, cause for annulment of the award, forfeiture of the Bid Security and any such other remedy the Owner may take under the Contract, and the Owner may resort to awarding the Contract to the next competitive Bidder.

36.0 CORRUPT/FRAUDULENT PRACTICES

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<p>36.1 Owner requires that Bidders/ Suppliers/ Contractors observe the highest standard of ethics during the entire process of Bidding from the purchase of Tender Documents up to the award of Contract for WLFGD package and there after in execution. In pursuance of this policy,</p> <p>a) Owner defines, for the purposes of this provision, the terms set forth below as follows:</p> <p style="padding-left: 40px;">(i) "corrupt practice" means the offering, giving, receiving, or soliciting of anything of value to influence the action of an official in the procurement process or in Contract execution; and</p> <p style="padding-left: 40px;">(ii) "fraudulent practice" means a misrepresentation of facts in order to influence a procurement process or the execution of a Contract to the detriment of the Owner, and includes collusive practice among Bidders (prior to or after Bid submission) designed to establish Bid prices at artificial non competitive levels and to deprive the Owner of the benefits of free and open competition.</p> <p>b) Owner will reject a proposal for award if he determines that the Bidder recommended for award has engaged in corrupt or fraudulent practices in competing for the Contract in question.</p> <p>36.2 If at any later date, it is found that Documents, information, averments and data submitted by the Bidder in the Bid, and based on which the Bidder has been considered eligible or successful or has been awarded the Contract, is incorrect or false to the extent that had the correct or true information been made available to the Owner at the time of Tender evaluation, the Bid would have been declared ineligible or unsuccessful, the Bidder shall be forthwith disqualified or, as the case may be, the Contract awarded based on such incorrect or false information, at the option of the Owner, shall be cancelled</p>		
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and the Bid security and Contract Performance Bank Guarantee deposited shall be appropriated by the Owner as the mutually agreed reimbursement of Owner's cost and loss and damage to Owner or treated as a default of Contractor, attracting the application of terms and condition stated in clause 15, Section A4 of general conditions of Contract , Volume I.

37.0 SUMMARY OF TENDER ISSUE AND SUBMISSION

Bidding Document No.	TCE.11656A-H-6006-01
Bidding Document Sale Date and Time	From 01.12.2020 to 30.12.2020 From 11:00 Hrs to 16:00 Hrs (IST)
Bid Submission- Receipt Date and Time	Upto 15.03.2021 by 11:00 Hrs (IST)
Bid Opening Date and Time	On 15.03.2021 at 11:00 Hrs (IST)
Cost of bidding Documents	Rs. 50,000 (Indian Rupees Fifty Thousand Only) per set for Indian Bidders and US\$ 700 (US Dollar Seven Hundred Only) per set for Foreign Bidders

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ANNEXURE 1 OF ITB

As explained in clause 20.0 of ITB, the Bidder shall submit three envelopes A, B & C as a part of his Bid with inner envelopes Aa and Ab in envelope A, inner envelope Ba and Bb in envelope B and inner envelope Ca in envelope C.

The contents of each of the envelopes are as follows :

Sealed Envelope – A Comprising of:

a) Sealed Inner Envelope - Aa Bid Security



This envelope should contain Bank Guarantee for Bid security as per the format BS or a Demand Draft for an equivalent amount.

b) Sealed Inner Envelope- Ab Qualification Bid

This envelope should contain 'Application for Bidding' in the format contained in 'Information Form A in Section A5 , Volume I, and 'Statement of Bidders' for general information of the Bidder in the format contained in 'Information Form B', in Section A5, Volume I.

In order to support the above-mentioned general information of the Bidder, duly notarized copies of original documents defining the constitution or legal status, management structure and organization, place of registration, principal place of business and local office (if any) of the Bidder, should be attached.

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The following Information Forms and Enclosures as in Section A 5, Volume I. shall be inserted in this envelope as required under the respective Clauses of Instructions to Bidders :



Information Form 1A	Experience record of Bidder
Information Form 1B	Detail of Project executed and Implemented

Enclosure:

Relevant end user's certificate as references for performance signed by the officer not below the rank of Chief Engineer/ Plant Manager/ station Superintendent of respective Power Station. These documents shall elaborate problems faced during commissioning and commercial operation and enumerate failure of components/ equipment/ systems. The details of contacts representing owners of these projects and their names, addresses, phone, fax numbers, email ids, etc. who could be contacted for corroboration details furnished and clarifications should also be mentioned. No claim without supporting document shall be accepted in this regard.

Information Form 4A(i)	Financial Data - Balance Sheet
Information Form 4B	Financial Data - Status of Contracts in Progress

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Enclosure:

Annual reports of the Bidder including audited Profit and Loss Statements, Balance Sheets, for the immediately five preceding fiscal years shall be submitted.

Information Form 5A	Personnel Capabilities
Information Form 5B	Candidate Summary
Information Form 6	Arbitration History

Enclosure:



Particulars regarding attachments, executions, show cause notices, arbitration or restraint in respect of any assets or receivables of Bidder. Details of all statutory liabilities having a significant bearing on the Bidder.

Information Form 7	List of Major Elements of Contract to be sub-contracted
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The following information forms shall also be attached to facilitate general scrutiny by the Owner:

Information Form 8	List of Supporting/attached documents
Information Form 9	List of Information forms forming part of envelope Ab

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B Sealed Envelope – B Comprising of:

a) Sealed Inner Envelope - Ba Technical Bid

The Sealed envelope Ba should contain the following, which form part of the Technical Bid:

- 1) Duly filled in technical Schedules of Section F's from Volume II blanking out the prices.
- 2) Datasheets, write-ups, letters and lists as listed in Technical Specification Volumes.
- 3) All Datasheets in Volume III , IV , V and VI
- 4) Details of training Programme like number and category of Owner's personnel who shall be imparted training and the duration thereof in the various areas and disciplines as required under the 'General Conditions of Contract' Section A4 of Volume I set forth in Tender Document.
- 5) Any other information, which is required under Tender Documents.
- 6) The Technical Bid, with the detailed documents, must also clearly indicate the name of the manufacturer, the type or model of each principal item of equipment proposed to be furnished and erected. Bid must also indicate where each principal item of equipment has been supplied and is in satisfactory commercial operation. The Bid should also contain drawings and descriptive materials indicating general dimensions, material from which the parts are manufactured (to the extent that it does not violate the proprietary rights of the manufacturer), principles of operation and the extent of pre-assembly involved. The various drawings, data, documents, catalogues, brochures as well as the technical Schedule and other Schedules that need to be included in the Bid as per Tender Documents shall be submitted with the Bid*.

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**Conditions for item 6 above:*



- i) *Any Bid not containing descriptive material to describe accurately the equipment proposed may be treated as incomplete*
- ii) *The Owner will retain such descriptive materials and drawings submitted by the Bidder. Any major departure from these drawings and descriptive material submitted will not be permitted.*
- iii) *Oral statements made by the Bidder at any time regarding quality, quantity or arrangement of the equipment or any other matter will not be considered.*
- iv) *Standard catalogue pages and other documents of the Bidder may be used in the Bid to provide additional information and data as deemed necessary by the Bidder.*

b) Sealed Inner Envelope- Bb Un-priced Commercial Bid

The Un-priced Commercial Bid shall be enclosed in this envelope. The following enclosures should, form a part of this envelope:

1. Commercial deviations and compliance in format as per Schedule F5 of Volume II. Any deviation taken elsewhere other than the aforesaid schedule shall not be considered.
2. Information on commissions or gratuities, if any, paid or to be paid to agents relating to this Bid and to Contract execution if the Bidder is awarded the Contract to be provided detailing the amount, purpose and name of recipient / intended name of recipient. However, Owner will have no liability in this respect.

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C Sealed Envelope - C:



a) Sealed inner envelope – Ca Price Bid

The Price Bid, comprising Schedules F1, F8, F9, F14 of Volume II and any other information sought for in the Tender Documents concerning Price Bid (particularly clause 14.2 of the instructions to Bidders) shall be included in this envelope.

b) Envelope Cb- Price Implication Bid (Not a part of the Main Bid)

Bidders shall be required to submit Price Implication Bid in envelope Cb, as advised by the Owner during Bid Evaluation Stage strictly in accordance with clause 2.2.1.4 and 2.2.2.4 of Annexure 2.

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ANNEXURE 2 OF ITB: BID EVALUATION

The Bid shall be evaluated in three stages:

1.0 Stage-I Evaluation of Bid Security and Qualification of Bidders

1.1 On the date of Bid opening, the envelopes containing Bid Security, qualification Bid of Bidders, Technical and Un-priced Commercial Bid shall be opened in the sequence indicated in clause 24 above.

1.2 The Owner will examine the qualification Bid of each Bidder for determining the responsiveness as per provisions of clause 28.1 of ITB. If the Bid is considered responsive, the Owner will proceed for detailed scrutiny of the responsive Bid



1.3 During detailed scrutiny, the Owner will first examine and evaluate the qualification Bid comprising of all applicable Information Forms, Annexure, Enclosures, Undertakings, and Certificates etc detailed in Annexure 1 of ITB, in terms of criteria detailed in clause 4 of ITB and for their fulfillment of all the terms and conditions of ITB.



1.4 The Bidders who satisfy the eligibility conditions and whose Bids are compliant with the Tender Documents based on the aforesaid detailed scrutiny shall be considered as Qualified Bidders. The Owner will intimate the Qualified Bidders about their successful qualification for further Bid Evaluation and thereafter proceed to the Stage II of the evaluation process.

2.0 Stage-II Evaluation of Technical and Un-priced Commercial Bid

2.1 General Scrutiny

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<p>The Owner will examine the Technical and Un-priced Commercial Bids of each Qualified Bidder for determining the responsiveness as per provisions of clause 28.1 of ITB. If these Bids are considered responsive, the Owner will proceed for a detailed scrutiny of such responsive Bids.</p> <p>2.2 Detailed Scrutiny</p> <p>The detailed scrutiny in Stage II shall comprise of Technical Scrutiny and Commercial Scrutiny.</p> <p>2.2.1 Technical Scrutiny</p> <p>2.2.1.1 The Owner will carry out a detailed technical scrutiny of each responsive Bid in order to determine whether the technical aspects contained in the Bid are in accordance with the requirements set forth in the Tender Documents. In order to reach such a determination, the Owner will examine and compare the technical aspects of the Bid on the basis of the information supplied by the Bidders, taking into account the following factors;</p> <p>a) Overall completeness and compliance with the relevant technical aspects and requirements of the Tender Documents; variations including deviations from the Technical Specifications as identified in Section – F5 of Volume II; suitability of the facilities offered in relation to the environmental and climatic conditions prevailing at the site; and quality, function and operation of any process control concept included in the Bid.</p> <p>b) Other relevant factors, if any, listed in the Data Sheets of Technical Specifications Volume III and other Sections of Bid or those Owners deems necessary or prudent to take into consideration.</p>		
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2.2.1.2 The Technical Scrutiny would also involve the Owner obtaining clarifications from the Qualified Bidders and the discussions with them in order to analyse the variations in specified scope and / or technical variation from Tender Documents.

2.2.1.3 Bids which are found deficient on detailed scrutiny will be rejected.

Such deficiencies include:

- a) The Fill-in Schedules 'F's"of Volume II required to be furnished by the Qualified Bidder along with Bid, are incomplete and not in the prescribed form.
- b) The Bid does not include all information as required under Sections of Volume II 'Data to be furnished with Bid' and Datasheets indicated in Volume III, IV, V and VI.
- c) The Bid is conditional.
- d) Other documents contained or referred to in Bid are found to be incomplete or incorrect.
- e) The Owner is subject to any restraint in respect of use and operation of any of its WLFGD package.
- f) The Bidder does not furnish all clarifications regarding the Bid requested by Owner either in writing or through formal meeting as may be necessary.

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- g) The Bid does not meet minimum acceptable standards of completeness, consistency and detail as per clause 2.2.1.1 of this Annexure.

2.2.1.4 In respect of the Bids not found deficient, each relevant Bidder shall be required to submit Price Implication Bids in respect of resolved technical issues in envelope Cb, which together with the Bid is in compliance with the Tender Documents except for the listed unresolved variations/ deviations prepared by the Owner.



2.2.2 Commercial Scrutiny

2.2.2.1 The Owner will carry out a detailed commercial scrutiny of each responsive Bid in order to determine whether the commercial aspects contained in the Bid are in accordance with the requirements set forth in the Tender Documents. In order to reach such a determination, the Owner will examine and compare the commercial aspects of the Bid on the basis of the information supplied by the Bidder, taking into account the following factors;

- a) Overall completeness and compliance with the relevant commercial aspects and requirements of the Tender Documents;
- b) Variations including deviations from the Commercial Specifications (other than Instructions to Bidders), as identified in Schedule F5 of Volume II.

2.2.2.2 The Commercial Scrutiny would also involve, the Owner obtaining clarifications, from the Qualified Bidders and the discussions with them in order to analyse the variations in specified Scope and / or commercial variation from Tender Documents.

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2.2.2.3 Bids which are found deficient on detailed scrutiny will be rejected.



Such deficiencies include:



- a) The Fill-in Schedule F4 and 5 Volume II is incomplete and not in the prescribed form.
- b) The Bid is conditional.
- c) Other documents contained or referred to in Bid are found to be incomplete or incorrect.
- d) The Owner is subject to any restraint in respect of use and / or operation of Works and Supplies.
- e) The Bidder does not furnish all clarifications regarding the Bid requested by Owner, either in writing or through formal meetings as may be necessary.
- f) The Bid does not meet minimum acceptable standards of completeness, consistency and detail as per clause 2.2.1.1 of this Annexure.



2.2.2.4 In respect of the Bids not found deficient, each relevant Bidder shall be required to submit Price Implication Bid in respect of resolved Commercial (together with resolved technical issues as per clause 2.2.1.4 of this Annexure) issues in envelope Cb which together with the Bid is in compliance with the Tender Documents except for the listed unresolved variations/ deviations prepared by the Owner.

2.2.2.5 Bidder to provide loading of the manufacturing unit(s) from where bidder has planned to manufacture and supply. OWNER has the right to check the same either by visiting the manufacturing unit or from any other sources.

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<p>Bidder to provide past performance of delivery clearly mentioning the contractual date and actual date of completion. OWNER has the right to ask for additional information.</p> <p>3.0 Stage-III: Final Evaluation</p> <p>3.1 On a date indicated by the Owner, envelopes Ca and Cb containing the Price Bid and Price Implication Bid respectively of each Bid ("Price Bids") not found deficient based on technical and commercial scrutiny shall be opened.</p> <p>3.2 Prior to the detailed evaluation, the Price Bids will be examined for determination of responsiveness as per applicable conditions stipulated in clause 28.1 of ITB.</p> <p>3.3 Each responsive Price Bid will be scrutinized for compliance with Tender Documents particularly clause 14.0 of ITB and with regard to price break-up in terms of various supplies, services, tax along with detailed explanation on tax exemption. The Price Bids not found compliant shall be rejected and shall not be considered.</p> <p>3.4 The responsive and compliant Price Bids shall be evaluated for the determination of the Evaluated Bid Price as detailed in clause 3.5 of this Annexure, considering the following:</p> <ul style="list-style-type: none"> a) There shall be no Price adjustment on account of currency exchange rate variation during the entire period of the Contract as explained in clause 30.2 of ITB. b) US Dollar component of the Quoted Prices shall be translated to Indian Rupees in accordance with clause 30.0 of ITB. 		
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<p>3.5 Evaluated Price in Indian Rupees shall be determined (i.e. Primary Evaluation) by summing up of the following :</p> <ul style="list-style-type: none"> a) Total Lump sum Price as per Schedule F1 of Volume II. b) Total lump sum price quoted in Price Implication Bid. c) Adjustment for errors as defined in clause 29.0 of ITB. d) Cost loading for unresolved variations/ deviations both technical and commercial* as determined by Owner. <p><i>* Any deviation in payment terms would be considered in evaluation. Any deviation unfavorable to the Owner will attract ten percent (10%) penal interest in addition to any other extra cost to be borne by the Owner in this regard while any favorable deviation would be credited with eight per cent (8%) interest.</i></p> <ul style="list-style-type: none"> e) Performance Evaluation Loadings for guaranteed performance parameters etc and delay in delivery beyond the specified completion schedule as per Clause 3.6 of this Annexure. <p>3.6 Performance Evaluation Loading for Guaranteed Performance Parameters, and delay in delivery beyond the specified completion schedule.</p> <p>Guaranteed Performance parameters in respect of Auxiliary power consumption, increase in limestone consumption, SO₂ absorption efficiency and Mist eliminator water droplet carry over test furnished in the Bid as per Section C4 of Volume II shall be evaluated and loaded as under:</p>		
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Summary Evaluation Procedure

S. No.	Particulars	Loading value (Rs. In lakhs)
1	For every 1 kWh increase in auxiliary power consumption above the minimum value quoted by bidder	5.3
2	For every 1 kg/hr. increase in limestone consumption above the minimum value quoted by bidder (Considering 80% purity)	1.21
3	For every 0.1% decrease in guaranteed SO ₂ removal efficiency below the highest efficiency quoted by the bidder. However efficiency should not be less than 97.1%	30.8
4	For every 1mg/Nm ³ increase in Mist eliminator water droplet from Mist Eliminator at absorber outlet (Mist Eliminator outlet droplet content shall be guaranteed to be <20 mg/Nm ³ limited to maximum 30 mg/Nm ³)	30
5	For the delay beyond the specified completion period indicated in the tender specification	0.5% of the contract Price per each week of delay

Note: The Evaluation / Loading shall be evaluated for each unit and multiplied by 3 (for 3 units) to arrive at the total evaluated price including for the delay in completion.

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Annexure 3 of ITB : ICB process – Activity Time Line

Sl. No.	Clause No.	Activity	Date and Time*
1		Issue of Tender Documents	From 01.12.2020 to 30.12.2020 From 11:00 Hrs to 16:00 Hrs (IST)
2	18	Pre Bid Meeting	28.01.2021 at 11:00 Hrs (IST) venue will be intimated separately
3	21	Deadline for Submission of Bid	Upto 15.03.2021 by 11:00 Hrs (IST)
4	24	Opening of Envelopes Aa and Ab	On 15.03.2021 at 11:00 Hrs (IST)
5	24	Opening of Envelopes Ba and Bb	18.03.2021
6	2.2.1.4 & 2.2.2.4 of Annexure 2	Deadline of receipt of Price Implication Bid in Envelope Cb	Date will be intimated by owner later
7	24.1	Opening of envelopes Ca and Cb	Date will be intimated by owner later
8	16	Expiry of bid Validity	180 days from date of opening of envelopes Aa and Ab
9	17	Validity of Bid Security	90 days after the expiry of bid validity

*** The Owner reserves the right to modify any of the above mentioned time and date.**

**** Envelopes Ba and Bb of only qualified bidders will be opened.**

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SCHEDULE: 1

SUB-CONTRACTORS

The Bidders shall submit the name, address of persons, firms or companies, proposed by him as sub-contractors for carrying out the work under the Contract together with particulars of work to be carried out by each party. Written confirmation from such contractors shall be submitted along with the bid.

Particulars of Work to be carried out		Details of Earlier Working Experience	Names and addresses of proposed parties
Description	Design / Fabrication / Construction / Manufacturing / Installation		

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SCHEDULE: 2

QUALIFICATION AND EXPERIENCE OF KEY PERSONNEL

The Bidder to indicate the following:-

1. The organisation he proposes to set up for execution of the work both at design/manufacturing stage as well as site execution stage. It is understood that this will be augmented from time to time depending on the requirements for timely completion of work, as directed by Engineer or Engineer's representative.

Bidders shall confirm that working area indicated in the enclosed drawing is adequate for contract execution and shall submit his plan for the utilisation of the area along with the bid.



Designation of Key Personnel	Name and Short Resume of Experience
---	--

2. Estimated labour force at site:

a. Peak :

b. Average :

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SCHEDULE: 3
BIDDERS EXPERIENCE

Sl. No.	Full Postal Address of Client	Description of the Work	Value of Contract	Completion Time as stated in the Bid (weeks)	Date of Commencement of Work	Actual Completion Time (weeks)	Year of Completion	Remarks
	2	3	4	5	6	7	8	9

Note:-

- Bidders are specifically requested to furnish all the details about the last assignment done for the Client.
- Completion date should be that mentioned in the Completion Certificate given by the Client.
- Only a format in which the information is to be given is indicated above. The Contractor shall attach additional sheets of bigger sizes to accommodate the necessary information, if required.

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SCHEDULE: 4



CONCURRENT WORKS AND COMMITMENTS

The Bidder(s) shall furnish in the format given below, details of the current works in hand and other contractual commitments:

Sl. No.	Client with Address	Description of the Work	Value of Contract	Completion Time as stated in the Contract	Percentage Completion	Remarks
1	2	3	4	5	6	7
I. Current Works in Hand						
II. Immediate Commitments						

Only a format in which the information is to be given is indicated above. The Bidder shall attach additional sheets of bigger sizes to accommodate the necessary information, if required.

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SCHEDULE: 5

FINANCIAL DETAILS

The Bidder shall furnish in the format given below details of its financial turnover during the last five years.

Year:	2014-15	2015-16	2016-17	2017-18	2018-19
Home					
Abroad					
Total					

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SCHEDULE: 6

DECLARATION OF SITE VISIT BY THE BIDDERS

We hereby declare that we have visited the said Site of Work and have acquainted and satisfied thoroughly with the existing Site Condition. Including need for control blasting (If any). We also confirm to have fully ascertained all issues related to layout, constructability etc. and that such issues can not be an excuse during execution of the contract.(In case of award)

Signature.....

Designation.....

.....



(COMPANY SEAL)

Company.....

.....

Date.....

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SCHEDULE: 7

Covering Letter (For Submission of Bid)

Letter Ref No.

Dated

To,
.....
...

Kind Attn. Mr.

Subject:

Ref: Tender Specification No.

Dear Sir,

In response to your bid (separately) w.r.t. the above Tender Specification , we are enclosing the all required documents/ forms/Deed and subsequent clarifications/M.O.M/correspondence till date, Please find attached our Bid for your perusal.

We are interested in the WLFGD project and we have understood terms and conditions of the bid and the Bid submitted is in strict conformity of the Tender Specification without indulging into any corrupt practice or otherwise.

We also confirm our Bid to be “firm & Irrevocable”, valid and open unit the date of validity as specified.

Hope you find the same in order.

Thanking you and looking forward for your co-operation, we remain



Yours faithfully,

For (Bidder’s Company Name)

(Authorized Signatory)

Encl: As per list of Enclosures

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SCHEDULE: 8

SPECIAL POWER OF ATTORNEY

We, Company name, a company registered under the Companies Act, 1956/2013, and having its registered office at, through its Director Mr. S/o Sh., aged about presently residing at, who is empowered by way of Resolution No. ___ passed at the meeting of Board Directors held on dated..... to appoint any person as an attorney on behalf of the company with General or Special powers, do constitute and appoint Mr....., DesginationS/o Mr. aged about years, resident ofas our lawful attorney/authorized signatory to do all acts, be lead member of the consortium, verify and sign the bid or any other deeds or things in connection with Bid Documents No..... for WLF GD for 3 x 660 MW Lalitpur STPP at Lalitpur (U.P.).

We hereby agree to ratify that all and whatever our lawful attorney shall do or cause to do be done by virtue of these presents.

For Company Name

(.....)
Director

Signature

(Authorised)

Date :

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