

Maharashtra Metro Rail Corporation Limited
(A joint venture of Govt. of India & Govt. of Maharashtra)

Nagpur Metro Rail Project - Phase 2

15 May 2023

Corrigendum-II

Tender No: N2-013/Ele-02/2023 dated 21-03-2023

Name of Work: Shifting of Electrical Utilities i.e. 1.1 kV LT, 11 kV HT, 33 kV HT Overhead/Underground Lines & Road Crossing at 1. Metro City Station, 2. Ashokvan Metro Station, 3. Dongargaon Metro Station, 4. Mohgaon Metro Station, 5. Meghdoot CIDCO Metro Station, 6. Butibori Police Station Metro Station, 7. MHADA Colony Metro Station, 8. MIDC KEC Metro Station, 9. MIDC ESR Metro Station and at any other locations as per the site conditions in MIHAN (Ch-20200) MIDC ESR (Ch-38851.828) Section in Reach-1A of NMRP Ph-2.

Following Modifications in the Bid Provisions shall apply:

Sr. No.	Reference	Existing Provision	Revised Provision
1	Sr.No.23, Clause 4.2: Performance Security: Section -IX: Particular Conditions of Contract, Part-3: Conditions of Contract and Contract Forms. Pg.351	<u>In addition to existing Sub –Clause 4.2 of GCC</u> The performance security will be in the form of Bank guarantee of the amount(s) at 3% (three percent) of the Accepted Contract Price drawn in favour of Maharashtra Metro Rail Corporation Limited and in the same currency (ies) of the Accepted Contract Price, issued from scheduled commercial bank of Indian or Foreign origin (Except Cooperative Bank) having business office in India. (Latest guidelines issued by GOI in this regard shall be applicable) Once The variation approved under Cl. 13.3 (GCC/PCC) exceeds beyond 25% of the Contract Price, contractor shall submit the additional Performance Security to cover entire amount of approved variation at the rate stated above	<u>In addition to existing Sub –Clause 4.2 of GCC</u> The performance security will be in the form of Bank guarantee of the amount(s) at 10% (Ten percent) of the Accepted Contract Price drawn in favour of Maharashtra Metro Rail Corporation Limited and in the same currency (ies) of the Accepted Contract Price, issued from scheduled commercial bank of Indian or Foreign origin (Except Cooperative Bank) having business office in India. (Latest guidelines issued by GOI in this regard shall be applicable) Once The variation approved under Cl. 13.3 (GCC/PCC) exceeds beyond 25% of the Contract Price, contractor shall submit the additional Performance Security to cover entire amount of approved variation at the rate stated above.



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2	As per NIT & sr.no. 5 Time for completion, section-IX: PCC, Part:3 Conditions of Contract and Contract Forms. Pg. 3 & 349	18 (Eighteen) Months from the date of issue of LOA.	30 (Thirty) Months from the date of issue of LOA.
3	Part-1: Bidding Procedure, Section-III: Evaluation & Qualification Criteria ,3.1 (a) Financial Capabilities (Cash Flow) Page 83	The Bidder shall demonstrate that it has access to, or has available, liquid assets, unencumbered real assets, lines of credit, and other financial means (independent of any contractual advance payment) sufficient to meet the construction cash flow requirements estimated as INR 2.45 Crore for the subject contract.	The Bidder shall demonstrate that it has access to, or has available, liquid assets, unencumbered real assets, lines of credit, and other financial means (independent of any contractual advance payment) sufficient to meet the construction cash flow requirements estimated as INR 1.47 Crore for the subject contract.
4	Part-1: Bidding Procedure, Section-III: Evaluation & Qualification Criteria ,3.2 Average Annual Turnover, Page 85	Minimum average annual turnover of INR 29.44 Crore in the last 5 (five) years.	Minimum average annual turnover of INR 17.64 Crore in the last 5 (five) years.

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Following Modifications in the Bid Provisions shall apply:

Sr. No.	Reference	Existing Provision	Revised Provision
5		Name of Work: Shifting of Electrical Utilities i.e. 1.1 kV LT, 11 kV LT, 33 kV LT Overhead/Underground Lines & Road Crossing at 1. Metro City Station, 2. Ashokvan Metro Station, 3. Dongargaon Metro Station, 4. Mohgaon Metro Station, 5. Meghdoot CIDCO Metro Station, 6. Butibori Police Station Metro Station, 7. MHADA Colony Metro Station, 8. MIDC KEC Metro Station, 9. MIDC ESR Metro Station and at any other locations as per the site conditions in MIHAN (Ch- 20200) MIDC ESR (Ch-38851.828) Section in Reach-1A of NMRP Ph-2.	<u>Should be read as (wherever applicable)</u> Name of Work : Shifting of Electrical Utilities i.e. 1.1 kV LT, 11 kV HT, 33 kV HT Overhead/Underground Lines & Road Crossing at 1. Metro City Station, 2. Ashokvan Metro Station, 3. Dongargaon Metro Station, 4. Mohgaon Metro Station, 5. Meghdoot CIDCO Metro Station, 6. Butibori Police Station Metro Station, 7. MHADA Colony Metro Station, 8. MIDC KEC Metro Station, 9. MIDC ESR Metro Station and at any other locations as per the site conditions in MIHAN (Ch- 20200) MIDC ESR (Ch-38851.828) Section in Reach-1A of NMRP Ph-2.

Encls. 1. Annexure-1 (Replies to Prebid Queries)



(Handwritten signature)

Executive Director(Procurement)

Maha Metro

**Maharashtra Metro Rail Corporation Limited
Nagpur Metro Rail Project - Phase 2**

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Replies to Prebid Queries

Annexure-1 to Corrigendum-II

Sl No	Tender Doc Ref.	Clause no	Page no	Details of Clause	Bidders Query/Assumptions	Maha-Metro Clarification/Remarks
1	Part-2: Section VII Scope of Work,	A. Technical Specifications,	393	Technical Specification & Approved make	The work includes shifting of cables / overhead lines of Maharashtra state electricity distribution co. ltd., so please approve to supply material as per MSEDCL technical specification and MSEDCL approved makes are applicable for all the materials mentioned in the Bill of quantity.	Please refer to Annexure IX-D: Approved Make/Vendors, Section- IX: PCC, Part-3: Condition of Contract and Contract Forms, Pg. 393
2	Part-3: Condition of Contract, Section- IX:PCC,	Sr.no. 39 Advance payment / Mobilization advance, (GCC sub Cl. No. 14.2)	367	Advance payment / Mobilization advance (a) Mobilization Advance: interest free Mobilization advance shall be 10% of original contract value payable in two equal instalments of 5% (Five Percent) each in the currencies and proportions in which the Accepted Contract Amount.	Advance payment / Mobilization advance - We request you to release 10% of the contract value as Advance payment/Mobilization advance against Letter of acceptance within 7days after submission of performance bank guarantee/Advance bank guarantee. Also, we request you to deduct 10% amount from each running bill and balance of Advance payment/Mobilization advance from final bill.	Not Agreed. Tender condition prevails.
3	Part-1: Bidding Procedure, Section-II: Bid Data Sheet	ITB 19.2	38	As per GFR-2017, Rule No. 171, Bid Security / EMD is exempted for participating bidder registered as MSE (Micro or Small). If applicable, the bidder shall submit "Bid Securing Declaration" as per Format-34, Section-IV	EMD Exempted from small & Micro Enterprise of registered in MSME certificate it means the Udyam Registration of MSME kindly clarify the same. The Udyam Reg certificate is also attached for your ready reference.	MSE (Micro & Small Enterprises) registered as per GFR-2017, Rule No. 171 on the approved government portal shall be accepted.
4	Part-3: Condition of Contract, Section- VIII:General Condition of Contract,	GCC, Payment	312	As per clause no. 14.7 Payment, The Employer shall pay to the Contractor: h) Immediately after the submission of bill with all relevant documents / enclosures,80 % amount of the bill shall be released within 7 working days approximately. (PAGE NO. 312)	As per CPWD/DMRC, the payment terms are : A) ON SUPPLY ITEMS i) 80% ON SUPPLY ii) 10 % ON ERECTION iii) 10% ON TESTING & CHARGING B) ON ERECTION i) 90 % ON ERECTION ii) 10% ON TESTING & CHARGING We request you to consider the payment terms same as per above.	Not Agreed No stage payment is allowed. Please refer to Sr.no. 40 Schedule of Payments, Section- IX: PCC, Part-3: Condition of Contract, Pg. 369
5	Part-3: Condition of Contract and Contracts Forms, Section IX:Particular Condition of Contract	PCC, Adjustments for changes in cost,	360	As per Particular Conditions of Contract S.no.37, Adjustment for changes in cost, GCC Sub clause no.13 e) Price Variation for Varied Items i.e. extra item /new items/NS Items No price variation clause shall be applicable to any extra item / new items/NS Items not originally included in the accepted Bill of Quantities / Pricing Document and for which the rates are fixed separately under Clause 13 of GCC. (PAGE NO. 363)	As the work contract is more than 1-year i.e. 18 months, please consider the price variation clause no. 10cc on major items like Cables & RMUs.	Not Agreed. Tender condition Prevails.
6	Part-1: Bidding Procedure, Section-III: Eligibility & Qualification Criteria	No.4.2 (a), Specific Electrical works & Contract Management Experience	88	AS PER SECTION-III: Evaluation & Qualification Criteria, 4.2(a). 3. ***Other Member (JV) experience: Other member of the JV must have executed work amounting to Rs.4.4 Crore towards *Similar work. (PAGE NO.88)	As per Our understand, other members (JV) required cumulative executed work amounting to Rs.4.4 Cr towards similar work. Please confirm the same.	Agreed
7	NIT & Part-1 Bidding Procedure, Section-II: BDS	ITB 19.2	38	As per GFR-2017, Rule No. 171, Bid Security / EMD is exempted for participating bidder registered as MSE (Micro or Small). If applicable, the bidder shall submit "Bid Securing Declaration" as per Format-34, Section-IV	Whether MSME Registration of Lead Partner is sufficient for EMD Exemption OR both J.V. Member MSME Registration is required?	All participating members/Bidder must be registered under MSEs.



Sl No	Tender Doc Ref.	Clause no	Page no	Details of Clause	Bidders Query/Assumptions	Make-Metro Clarification/Remarks
8	Part-1: Bidding Procedure, Section-III: Eligibility & Qualification Criteria (E&QC)	3.2, Average Annual Turnover	85	Minimum Average Annual Turnover of INR 29.44 Crore in the last 5 (five) Years	Sir, tender completion period is 18 months and as per CVC guideline average annual turnover should be maximum upto tender estimated amount. Hence, you are requested to kindly change the tender condition as "Minimum average annual turnover of INR 22.08 Crore in the last 5 (five) Years"	Please refer Corrigendum-II.
9	Part-1: Bidding Procedure, Section-III: Eligibility & Qualification Criteria (E&QC)	3.2, Average Annual Turnover	85	Minimum average annual turnover of INR 29.44 Crore in the last 5 (five) years. Note:- 1. Last five years shall be (FY 2017-18, 18-19, 19-20, 20-21 & 21-22)	As per Tender NIT of 4. of 3.2 Average Annual Turnover of last five years i.e. FY 2017-18 to 2021-22. The tender was floated on the month of March 2023 and as per the last Financial year of 2022-23. The Financial year 2022-23 has been completed. so we hereby kindly request you to please consider the last financial year up to 2022-23 i.e. last five FY Years 2018-19 to 2022-23 and it is also request you to please consider the Provisional balance sheet of the last years 2022-23.	Agreed. Average Annual Turnover for Last Financial Year :2022-2023 can be accepted, calculated for last 5 consecutive years.
10				Approved make list not given in Tender Documents		Please refer to Annexure IX-D: Approved Make/Vendors, Section- IX: PCC, Part-3: Condition of Contract and Contract Forms, Pg. 393
11				Tender Fee as per NIT is Rs:35,400/-	We request you to exempt the tender fee as per MSE Procurement Policy.	Not Agreed. Tender condition prevails.
12				Additional condition to be incorporated	Sir, we hereby request you as per CVC guideline bidder should have executed 60% of quantities of major items of tender estimate. Hence, you are requested to kindly incorporate following qualifying condition : Bidder should have executed following quantities during last 5 Years. 33 KV HT Cable - 7900 Mtrs. 11 KV HT Cable - 9900 Mtrs. 1.1 KV LT Cable - 6960 Mtrs. 11 KV RMU - 8 Nos. 33 KV RMU - 1 No.	Not Agreed. Major Work is for laying of 11kV & 33 kV Cables along with associated equipment, tender condition prevails as per requirement.
13				Additional condition to be incorporated	Sir, the said work is very vast, hence we hereby request you to kindly incorporate joint site survey with MAHAMETRO condition, so that all the bidder should be adhere to the site condition and requirement before participating the said tender. Kindly incorporate condition as "Bidder Shall Submit Scanned from original copy of Site Survey Report (Prescribed Format Attached)"	Not Agreed. Bidders may carryout required due diligence and survey at site. Assistance if any requested can be considered.
14					Confirm payment schedule	Please refer to Sr.no. 40 Schedule of Payments, Section- IX: PCC, Part-3: Condition of Contract, Pg. 369.
15					Confirm about the Price variation clause, whether it is applicable or not?	Not Applicable. Please refer to s.no. 37 (Adjustment for changes in cost), Section-IX: PCC, Part:3 Condition of Contract and Contract Forms, Pg. 360
16				Payment Schedule	Payment Schedule - The payment schedule / payment terms is not given in the tender documents. So, we request you to approve payment schedule as below. a. Supply of material at site after material inspection carried out by MSEDCL/MMRCL – 75% b. Erection of material under supervision of MSEDCL – 15% c. Submission of MSEDCL Work completion report & Electrical inspector charging permission – 5% d. Commissioning of the material – 5%	Please refer to Sr.no. 40 Schedule of Payments, Section- IX: PCC, Part-3: Condition of Contract, Pg. 369



Sl No	Tender Doc Ref.	Clause no	Page no	Details of Clause	Bidders Query/Assumptions	Maha-Metro Clarification/Remarks
17					Each running bill shall be paid within 30 days after submission of bill from contractor.	Please refer to Cl.no. 14.7 Payment, Section-VIII: GCC, Part-3: Condition of Contract and Contract Forms, Pg. 311
18					Work completion Report from MSEDCL – Please confirm that obtaining of WCR from MSEDCL is in contractor's scope or NMRCL will obtain from MSEDCL.	Obtaining WCR from MSEDCL will be in contractor's scope.
19					G.S. T. payment – Each running bills shall be paid with applicable G.S.T.	Agreed.
20					Above tender notice are publish at NMRCL site with the tender value of 22.08 cores for execution of electrical utility shifting at multiple locations in one tender. In Metro Phase-1, Electrical Utility shifting was done in phase wise manner or one station to next amounting between Rupees/- 1-3Cores My sincere concern is that being combining the activity of multiple location & making huge amount tender I am unable to understand that how medium /Local electrical contractor can bid for. Possibility to bid for the same by majority of our fellow local contractors is quite low. More over when you have done it partial /multi tender in phase 1 & then why not now. Regarding the same we have discussed in pre-bid meeting & even submitted memorandum by Electrical Contractors Association too. I request you to split the tender estimate/subdivision wise so value of each tender will be in an around 1-5 Cores.	There are four reaches in NMRP Phase-2. Normally bids are called reach wise and dependency on quantum of work. Splitting of scope into station to station is not desirable and hence not accepted.



