

NTPC TAMILNADU ENERGY COMPANY LTD

(A Joint Venture of NTPC Ltd. and TANGEDCO)



CONTRACTS & MATERIALS DEPARTMENT
VALLUR THERMAL POWER PROJECT

BIDDING DOCUMENT

FOR

“Coordination, transportation by road, port related facilities & associated services for moving coal from Singareni Collieries Company Ltd (SCCL) to load port and loading in NTECL chartered ships”

Bidding Document No: NTECL / C&M / CS – 5171

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NTPC Tamilnadu Energy Company Limited**BID DOCUMENT NO:NTECL/C&M/CS-5171. Date: 27.09.2022**

"Coordination, transportation by road, port related facilities & associated services for moving coal from Singareni Collieries Company Ltd (SCCL) to load port and loading in NTECL chartered ships"

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SECTION – I

NTPC Tamilnadu Energy Company Limited
Vallur Thermal Power Project
NOTICE INVITING TENDER (NIT)
(Domestic Competitive Bidding)

Ref: NTECL/C&M/CS-5171

Date: 27.09.2022

NTPC Tamilnadu Energy Company Limited (NTECL), a JV of NTPC & TANGEDCO invites online bids (e-tendering) on Single Stage Two Part Bidding basis for its 3 X 500 MW Thermal Power Project at Vellivoyal Chavadi Post, Ponneri Taluk, Thiruvallur Distt., Chennai, Tamilnadu from eligible bidders who fulfill the Qualifying Requirements stipulated below, for the following package:

Description of work	Bid Security (EMD)	Contract period
Coordination, transportation by road, port related facilities & associated services for moving coal from Singareni Collieries Company Ltd (SCCL) to load port and loading in NTECL chartered ships	Rs. 1,00,00,000/- (Rupees One Crore only)	01 (One) Year extendable by 6 months on mutual agreement with the same rate, Terms & Conditions.

BRIEF SCOPE OF WORK:

The scope of the subject package envisages “**Coordination, transportation by road, port related facilities & associated services for moving coal from Singareni Collieries Company Ltd (SCCL) to load port and loading in NTECL chartered ships**”.

QUALIFYING REQUIREMENTS:

4.1	The Bidder should be
A	A Bulk material Handling Agency having collaboration/collaborates with a Port located on Bay of Bengal Coast of India and have executed contract(s) for transportation, handling bulk material at any Indian port, involving intra-port transportation, stock pile management etc of any material/ mineral like coal, ash, earth, ore, sand, boulders, slag etc. of quantity 2.5 LMT or above in the preceding seven years prior to the date of techno-commercial bid opening. Transportation should be by road with a distance not less than 150km between Mine to Plant/Port/Railway siding or vice-versa.
	OR
B	A Port located on Bay of Bengal coast of India having collaboration/collaborates with any Bulk material handling agency who have executed contract(s) for transportation, handling bulk material, intra-port transportation, stock pile management etc of any material/ mineral like coal, ash, earth, ore, sand, boulders, slag etc. of quantity 2.5 LMT or above in the preceding seven years prior to the date of techno-commercial bid opening. Transportation

	should be by road with a distance not less than 150 km between Mine to Plant/Port/Railway siding or vice-versa.
C	Bidder shall furnish undertaking(s) jointly executed by it and its Collaborator(s) for successful performance of the Service as per NTECL format enclosed in bidding documents. The Deed(s) of Joint Undertaking(s) shall be submitted along with the Techno-Commercial bid failing which the Bidder shall be disqualified and its bid shall be rejected. In case of award, Collaborator will be required to furnish an on-demand bank guarantee for 1 % (one percent) of total contract price in addition to the contract performance security to be furnished by the Bidder. (3%)
4.2	<p>4.2.1 The average annual turnover of the bidder in the preceding three (03) financial years as on the date of techno-commercial bid opening shall not be less than ₹ 79.90 Crs (Rupees seventy nine crore and ninety lakhs).</p> <p>4.2.2 In case a Bidder does not satisfy the annual turnover criteria, stipulated above at clause 4.2.1 on its own, its Holding Company would be required to meet the stipulated turnover requirements as above, provided that the Net Worth of such Holding Company as on the last day of the preceding financial year is at least equal to or more than the paid-up share capital of the Holding Company. In such an event, the Bidder would be required to furnish along with its techno-commercial bid, a Letter of Undertaking from the Holding Company, supported by the Holding Company's Board Resolution, as per the format enclosed in the bid documents, pledging unconditional and irrevocable financial support for the execution of the Contract by the Bidder in case of award.</p> <p>4.2.3 Net Worth of the bidder should not be less than 100% of the bidder's paid up share capital as on the last day of the preceding financial year on the date of techno-commercial bid opening. In case the bidder does not meet the Net worth criteria on its own, it can meet the requirement of Net worth based on the strength of its Subsidiary(ies) and/or Holding Company and/or Subsidiary(ies) of its Holding Companies, wherever applicable, the Net worth of the Bidder and its Subsidiary(ies) and or Holding Company and/or Subsidiary(ies) of the Holding company, in combined manner should not be less than 100% of their total paid up share capital. However individually, their Net worth should not be less than 75% of their respective paid up share capitals. For Consortiums/ Joint Ventures, wherever applicable, the Net worth of all consortium/Joint Venture members in combined manner should not be less than 100% of their paid up share capital. However, individually, their Net worth should not be less than 75% of their respective paid up share capitals.</p> <p>Net worth in combined manner shall be calculated as follows: $\text{Net worth (combined)} = [(X1 + X2 + X3) / (Y1 + Y2 + Y3)] \times 100$ Where X1, X2, X3 are individual Net worth which should not be less than 75% of the respective paid up share capitals and Y1, Y2, Y3 are individual paid up share capitals.</p> <p>4.2.4 In case the Bidder is not able to furnish its audited financial statements on stand-alone entity basis, the unaudited unconsolidated financial statements of the Bidder can be considered acceptable provided the Bidder further furnishes the following documents for substantiation of its qualification: (i) Copies of the unaudited unconsolidated financial statements of the Bidder along with copies of the audited consolidated financial statements of its Holding Company. (ii) A certificate from the CEO/CFO of the Holding Company, as per the format enclosed in the bid documents, stating that the unaudited unconsolidated financial statements form part of the Consolidated Annual Financial Statements of the Holding Company.</p> <p>4.2.5 In cases where audited results for the last financial year as on the date of techno-Commercial bid opening are not available, the financial results certified by a practicing</p>

	<p>Chartered Accountant shall be considered acceptable. In case, Bidder is not able to submit the Certificate from a practicing Chartered Accountant certifying its financial parameters, the audited results of three consecutive financial years preceding the last financial year shall be considered for evaluating the financial parameters.</p> <p>Notes</p> <p>a) "Holding Company" and "Subsidiary" shall have the meaning ascribed to them as per Companies Act of India, in vogue.</p> <p>b) Net worth means the sum total of the paid up share capital and free reserves. Free reserves means all reserves credited out of the profits and share premium account but does not include reserves credited out of the revaluation of the assets, write back of depreciation provision and amalgamation. Further any debit balance of Profit and Loss account and miscellaneous expenses to the extent not adjusted or written off, if any, shall be reduced from reserves and surplus.</p> <p>c) Other income shall not be considered for arriving at annual turnover.</p>
4.3	The bidder should have Provident fund code (PF Code) number allotted by concerned Regional Provident Fund Authority.
4.4	The bidder should have GSTIN Number issued by concerned authorities.

BRIEF DETAILS

Bid Document No.	NTECL/C&M/CS-5171 Date.27.09.2022
Description of Work	Coordination, transportation by road, port related facilities & associated services for moving coal from Singareni Collieries Company Ltd (SCCL) to load port and loading in NTECL chartered ships
Bid Document Sale Period	From 27.09.2022
Cost of Bidding document	Rs. 22,500/- (By Electronic Fund Transfer only)
Last Query date (Queries shall be entertained up to this date only)	Up to 10.10.2022 up to 1730 hrs (IST)
Last date for Submission of online Bids (Both online Techno-Commercial Bid and Price Bid).	18.10.2022 up to 14.30 Hrs.
Techno — Commercial Bid Opening (Envelope – I)	19.10.2022 at 15.00 Hours.
EMD	Rs. 1,00,00,000/- (Rupees One Crore Only) ANY BID NOT ACCOMPANIED BY AN ACCEPTABLE BID SECURITY SHALL BE REJECTED BY THE EMPLOYER AS BEING NON-RESPONSIVE AND SHALL NOT BE OPENED.
The date of opening of Price Bid (Envelope - II) shall be intimated separately.	
Address for submission of Offline documents of Techno-Commercial Bids	Addl. General Manager (C&M), Contracts and Materials Dept., NTPC Tamilnadu Energy Company Ltd, Vallur Thermal Power Project, Vellivoyal Chavadi Post, Ponneri Taluk, Thiruvallur District Chennai - 600103, Tamilnadu. Fax: 044 - 27966065 / 27966033
Location of Tender box in NTECL Site office premises	Contracts & Materials Dept. Hall, NTECL Office Complex.
Contact Persons.	Mr. Rajesh Kumar T, AGM (C&M), NTECL Mob No. 9650991738 Email : rajeshkumart@ntpc.co.in (OR) Ms. Nithya V Sr. Manager (C&M), NTECL Mob No. 9650990468 Email : nithyav@ntpc.co.in

OTHER TERMS AND CONDITIONS:

1. Detailed specifications, Scope of work, Terms & conditions etc., are given in the bidding documents. Bid documents can be downloaded from the website <https://etenders.gov.in/eprocure/app>
2. It is deemed that bidder shall accept all the terms and conditions mentioned in the tender documents without any deviation. For that the bidders are requested to submit compliance to GTE condition "No Deviation Clause" for fulfillment of technical/commercial compliance. **NO DEVIATION IS ACCEPTABLE TO NTECL. IF ANY DEVIATION IS TAKEN BY THE BIDDER IN THE "NO DEVIATION CERTIFICATE" OR ANY WHERE ELSE IN THE DOCUMENTS INCLUDING BOQ, THEIR BID SHALL BE SUMMARILY REJECTED.**

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

EMPLOYER will post the Clarifications under Clarification/Corrigendum tab at etender website. Bidders can view these clarifications. Bidders are advised to regularly check under Clarification/Corrigendum tab regarding posting of clarification, if any.

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

2.1 Tender Fee/Cost of Bidding documents :

- (i) The Bidder shall furnish, as part of its Bid, Tender Fee/Cost of Bidding documents for an amount of **Rs.22,500/-** in the form of Electronic Fund Transfer (EFT) only.
- (ii) Proof of e-payment of Tender fee shall be submitted in the e-tendering portal. The Bidder shall also intimate the details of same through email to concerned C&M department executive and also upload the details in the "Fee/SCANNED COPY OF TENDER FEE " folder in Gepnic in the following format:

Declaration for Tender Fee

Tender No. :

Vendor Name :

UTR Reference :

Amount:

Date of Transfer:

Transferor Bank:

- (iii) **Tender Fees Exemption for MSEs : Micro and Small Enterprises (MSEs) registered with District Industries Centres or Khadi and Village Industries Commission or Khadi and Village Industries Board or Coir Board or National Small Industries Corporation or Directorate of Handicrafts and Handloom or any other body specified by Ministry of Micro, Small and Medium Enterprises as per MSME Act 2006, for goods produced and services rendered, shall be issued the bidding documents free of cost and**

shall be exempted from paying Earnest Money Deposit.

The benefit as above to MSEs shall be available only for goods / services produced & provided by MSEs for which they are registered.

MSEs seeking exemption and benefits should enclose an attested / self certified copy of valid registration certificate, giving details such as validity, stores/ services etc. failing which they run the risk of their bid being passed over as ineligible for the benefits applicable to MSEs.

(iv) Any bid not accompanied by an acceptable Tender fee, Bid shall be rejected by the employer as being non-responsive and shall not be opened.

3. The bids shall be received up to due date & time of bid opening in the e tender portal and shall be opened on the date and time as stipulated in the bid document.
4. The prospective bidders are invited to submit their Bid comprising of Techno - Commercial Bid and Price Bid for the subject package, in line with the provision of the bidding documents. Methodology for submission of bids has been detailed hereinafter in this bidding document.
5. The cost on account of preparation and submission of Bid, negotiations, discussions etc., as may be incurred by the Bidder in the process, are not reimbursable by the owner, and the owner will in no case be responsible or liable for these costs, regardless of the conduct or outcome of the bidding process.
6. The Owner (NTECL) reserves the right to accept or reject any bid, and to annul the bidding process and reject all bids at any time prior to award of contract, without thereby incurring liability to the affected Bidder or bidders or any obligation to inform the affected Bidder or bidders of the grounds for the Owner's action. Decision of Owner will be final and binding in this regard.
7. NTECL reserves the right to amend/alter/add/delete any provision of this document or of the future contracts arising out of this tender.
8. The successful bidder shall have to furnish the Bank Guarantees towards Contract Performance as per NTECL's formats to secure NTECL's interest depending upon the nature of the transaction to be determined on the basis of tender.
9. The Successful Bidder should also obtain all necessary clearances and other related statutory requirements etc. as applicable for execution of the subject contract work. The qualification status shall be examined by NTECL during the process of evaluation and the decision of NTECL in this regard shall be final.
10. The Bidders are expected to examine all instructions, forms, terms, conditions, specifications and other information in the bidding documents. Failure to furnish all information required as per the bidding documents or submission of a bid not substantially responsive to the bidding documents in every respect will be at the Bidder's risk and may result in rejection of its bid. For fulfilling the Qualifying Requirements, intending bidder shall be required to submit the following documents online along with their Technical Bid (duly attested at least by authorized signatory of the tenderer) in the **Pre-Qual/Technical Cover/Envelope of the e-tender portal** :

- a) **Up to date copy of Profit & Loss Account and Balance Sheet of last three financial years ending 31st March 2022** duly audited by Chartered Accountant. In cases where audited results for the last financial year as on the date of techno commercial bid opening are not available, the financial results certified by a practicing Chartered Accountant shall be considered acceptable. In case, Bidder is not able to submit the Certificate from practicing Chartered Accountant certifying its financial parameters, the audited results of three consecutive financial years preceding the last financial year shall be considered for evaluating the financial parameters. Further, a Certificate would be required from the CEO/CFO as per the format enclosed in the bidding document stating that the Financial Results of the company are under audit as on the date of Techno-Commercial bid opening and the Certificate from the practicing Chartered Accountant certifying the financial parameters is not available.
- b) **Copies of Work Orders / Award Letters** covering awarded value, detailed scope of work / terms and conditions / bill of quantities along with **proof of execution such as completion certificate clearly showing the value of work executed during the period of contract, Bill Copy, Final Deviation Copy etc.** in support of above Qualifying requirements. The bidder shall also provide the reference list of the organizations with contact address and phone numbers.

The reference works whose details have been declared as per the specified format **(Certificate of Compliance on QR) at Annexure-IV TO ATTACHMENT 3 of Section –VII** shall only be considered to ascertain the bidder's compliance to the specified Qualifying Requirement (QR). Bidders wishing to provide additional reference works are required to declare the same in similar format which shall be additionally attached. However, bidders are not permitted to quote more than three times of reference works as specified in Qualifying Requirements for this purpose.

Bidders are required to furnish the details of past experience based on which selection is to be made as per format enclosed in the bidding documents and enclose relevant documents like copies of authentic work order, completion certificate, agreements etc. supporting the details/data provided in the format. No claims without supporting documents shall be accepted in this regard. However, if any of the reference work pertains to the Contract(s)/Works executed by Bidder for NTPC/NTECL in the past then in respect of such Contract(s)/Works Bidder shall not be required to enclose Client Certificate(s) along with its bid.

- c) Copy of Permanent Account Number (PAN) issued by Income Tax authorities.
- d) Copy of GSTIN Number / Provisional registration number issued by concerned authorities.
- e) Copy of PF Registration with Regional Provident Fund Commissioner. (RPFC)

11. **BID SUBMISSION:**

The bids are invited for aforesaid work/s under **“Single Stage Two Envelope”** Bidding system. (Envelope I – Techno commercial Bid & Envelope II – Financial Bid):

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

of bids has been detailed hereinafter in this bidding document.

- b. The cost on account of preparation and submission of Bid, negotiations, discussions etc., as may be incurred by the Bidder in the process, are not reimbursable by the owner, and the owner will in no case be responsible or liable for these costs, regardless of the conduct or outcome of the bidding process.
- c. Transfer of Bidding Documents downloaded by one intending Bidder to another is not permissible.

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

A. A. Acceptance of conditions of GTE

Following Mandatory conditions specified in the GTE:

- a) Do you certify full compliance on clause as per tender documents on Restrictions on procurement from Bidder of a country which shares a land border with India
- b) Do you certify full compliance to all provisions of Bid Documents
- c) Do you accept the Fraud Prevention Policy of NTECL
- d) Do you accept withholding and Banning Policy of Business Dealing Policy of NTECL

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

Any other condition, if mentioned in GTE, requiring any confirmation/information are to ticked/filled up suitably.

B. Techno-Commercial Bid :

B1 ENVELOPE: I (Techno - Commercial Bid)

The Techno-Commercial Bid comprises of following two categories of documents:

(i) Offline documents –

- 1) **The Earnest Money Deposit in accordance with ITB clause 14 & proof of payment of Cost of Tender Documents shall be submitted before the bid submission closing time.**
- 2) **Power of Attorney furnished in accordance with ITB Clause 11.3.1 (b)**

THE CONTENT OF THE ENVELOPE SHOULD ALSO BE CLEARLY SUPERSCRIBED ON THE ENVELOPE WITH THE NAME OF WORK, NAME OF BIDDER, BIDDERS ADDRESS & CONTACT NUMBERS, BID REFERENCE, CONTENTS AND DATE OF OPENING ETC. AND SHOULD REACH WELL BEFORE THE DATE SET FOR TECHNO COMMERCIAL BID OPENING.

- 3) **Deed of Joint Undertaking as per requirement of QR criteria in original**

B2 Documents to be submitted Online (i.e. duly signed, stamped and scanned copy) as detailed in the Instructions to Bidders (Section-II of Tender Documents) shall be uploaded in the Pre-Qual/ Technical Cover/Envelope of the e-tender portal. Following documents shall necessarily be uploaded in the **Pre-Qual/Technical Cover/Envelope** along with other documents as stipulated in the Tender documents:

1. The power of attorney furnished in accordance with ITB Clause 11.3.1 (b)
2. Bid Form and all Attachments including QR related undertaking, as applicable in line with format enclosed as Attachment to Bid Form
3. Deed of Joint Undertaking in line with Qualifying Requirement criteria as per Format Annexure-III to Attachment-3 to Bid Form.
4. **Up to date copy of Profit & Loss Account and Balance Sheet of last three financial years ending 31st March 2022** duly audited by Chartered Accountant as per Qualifying Requirement criteria.
5. **Copies of Work Orders / Award Letters** covering awarded value, detailed scope of work / terms and conditions / bill of quantities along with **proof of execution such as completion certificate clearly showing the value of work executed during the period of contract, Bill Copy, Final Deviation Copy etc.** in support of above Qualifying requirements. The bidder shall also provide the reference list of the organizations with contact address and phone numbers. Bidders may refer ITB clause 5.4 in this regard.
6. The reference works whose details have been declared as per the specified format (**Certificate of Compliance on QR**) at as per Format Annexure-III to Attachment-3 to Bid Form shall only be considered to ascertain the bidder's compliance to the specified Qualifying Requirement (QR). Bidders wishing to provide additional reference works are required to declare the same in similar format which shall be additionally attached. However, bidders are not permitted to quote more than three times of reference works as specified in Qualifying Requirements for this purpose.

Bidders are required to furnish the details of past experience based on which selection is to be made as per format enclosed in the bidding documents and enclose relevant documents like copies of authentic work order, completion certificate, agreements etc. supporting the details/data provided in the format. No claims without supporting documents shall be accepted in this regard. However, if any of the reference work pertains to the Contract(s)/Works executed by Bidder for NTPC/NTECL in the past then in respect of such Contract(s)/Works Bidder shall not be required to enclose Client Certificate(s) along with its bid.

7. Copy of Permanent Account Number (PAN) issued by Income Tax authorities.
8. Copy of GSTIN Number / Provisional registration number issued by concerned authorities.
9. Copy of PF Registration with Regional Provident Fund Commissioner. (RPFC)
10. **A complete set of tender documents, its amendments/addendum and clarifications, if any, signed and stamped by the authorized signatory.**

NOTE: Subsequently, any documents, as sought, in original shall be submitted to NTECL.

A. Price Bid:

In the Bill of Quantity (BOQ) provided, the bidder shall quote the prices, taxes etc. as asked for. The filled Bill of Quantity (BOQ) is to be uploaded in the Finance Cover/Envelope on the portal.

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

- 1) Price Schedule-Schedule of Items/Bill of Quantity as per Section-V.
- 2) BOQ in Excel Format

Please refer notes of BOQ – Section V.

12. THE PRICE BID/S OF ONLY THOSE BIDDERS SHALL BE OPENED WHO MEETS THE QUALIFYING REQUIREMENTS.

13. Notwithstanding anything stated above, NTECL reserves the right to assess bidder's capability and capacity to perform the contract, should the circumstances warrant such assessment in the overall interest of NTECL and decision of NTECL in this regard shall be final.
14. The laws applicable to the contract shall be the law in force in India. The courts of Chennai alone shall have the exclusive jurisdiction in all matters arising under the contract.