



NOTICE INVITING TENDER (NIT)

FOR

(Boundary Wall of Bio-Refinery) **FOR BIO-REFINERY PROJECT OF M/s. ASSAM BIO REFINERY PRIVATE LIMITED AT NUMALIGARH, ASSAM**
BIDDING DOCUMENT NO.: **B215-000-81-41-CD-T-8002 (DOMESTIC COMPETITIVE BIDDING)**

e-Tendering

1.0 INTRODUCTION:

- 1.1 M/s. Assam Bio Refinery Private Limited (ABRPL) is setting up the Assam Bio Refinery at Numaligarh, Assam.
- 1.2 M/s. Assam Bio Refinery Private Limited (ABRPL), invites e-bids under Single Stage Two Part Bid System for execution of “construction of Boundary wall” at Assam Bio Refinery from competent agencies with sound technical and commercial capabilities meeting the Bidder’s Qualification Criteria stated in Cl. 5.0 below.

2.0 BRIEF SCOPE OF WORK :

Bidder to refer the technical volume of bidding document for scope of work.

3.0 TIME SCHEDULE FOR COMPLETION: 6 months from the placement of LOI

4.0 SALIENT DETAILS:

a)	Bidding Document available on Website	:	From 08.03.2019 to 22.03.2019
b)	Last Date and time of Online submission of Bids (Bid Due Date)	:	Up to 1200 Hrs. (IST) on 22.03.2019
c)	Online Opening of Techno-commercial Unpriced Bid	:	1500 Hrs. (IST) on 23.03.2019
d)	Pre meeting date & venue	:	15.03.2019 EIL site office Numaligarh Refinery Refinery Golaghat , Assam Pin : 785699
e)	Earnest Money Deposit / Bid Security	:	Rs. 10 lakhs (Rupees ten lakhs only) <i>(EMD to be submitted at office of GM (Coml.) , NRL)</i> <i>Subject job is a work contract and is not covered under the Public Procurement policy for MSME. Bidders are to deposit EMD irrespective of being MSE / Start up without which offers will not be accepted.</i>



f)	Cost of Bidding Document (Non-Refundable)	:	Not Applicable
g)	Opening of Priced Bids	:	On date & time to be intimated later

If dates identified as (*) above happen to be a declared holiday, the next working day shall be considered.

The complete Bidding Document is available on e-tendering Website: <https://www.tenderwizard.com/ESALE>. Bidders can view / download the document from the website mentioned above.

All amendments, time extension, clarifications, etc. will be uploaded in the website only and will not be published in Newspapers. Bidders should regularly visit the above website to keep themselves updated.

Request for extension or any queries received from any bidder with less than four working days prior to bid due date shall generally be ignored, since there will not be adequate time for proper communication with Client and other Bidders. Bidders shall submit the bid directly and in their own name without involving any intermediaries.

5.0 BIDDER'S QUALIFICATION CRITERIA (BQC):

Agencies intending to participate shall fulfil the following qualification criteria:

5.1 EXPERIENCE CRITERIA (COMMERCIAL)

The intending bidders for above tender should meet the qualifications as given below:

Past Experience of having successfully completed similar works during last 10 years ending last month should be either of the following:

- One similar work costing not less than =362.63 lakhs
- Two similar works costing not less than= Rs. 290.10 Lakhs each and
- Three similar works costing not less than=Rs.217.58 Lakhs each.

***Similar Works:**

Any civil construction work.

Notes:

- a) In case Bidder has executed composite works which includes any of the qualifying work(s) stated at clause no. 5.1.1 & 5.2.1 above, then value of such qualifying work(s) out of the total value of composite works shall be considered for the purpose of qualification.

For composite works, in the event the value of the qualifying work(s) cannot be ascertained from the work order/ completion certificate submitted by bidder, Copy of Schedule of Rates (SOR), relevant pages of Contracts, Copy of relevant pages of final bill certified by OWNER for establishing requirement of BQC or written letter from the OWNER specifying the nature of work with quantities and values can be submitted for qualification

- b) A job executed by a bidder for its own plant/projects cannot be considered as experience for the purpose of meeting requirement of BQC of the tender. However, jobs executed for Subsidiary/Fellow subsidiary/Holding company will be considered as experience for the purpose of meeting BQC subject to submission of tax paid invoice(s) duly certified by Statutory auditor of the Bidder towards payments of statutory tax in support of the job executed for Subsidiary/Fellow subsidiary/Holding company. Such bidders shall submit these documents in addition to the documents specified in the Bidding Documents to meet BQC.



- c) A job completed by a bidder as a sub-contractor shall be considered for the purpose of meeting the Experience Criteria (Commercial) of BQC subject to submission of following documents in support of meeting the “Bidder’s Qualification Criteria”:
- Copy of work order along with schedule of rates issued by main contractor.
 - Copies of completion certificates from the end user /Owner /PMC and also from the main contractor. The Completion Certificates shall have details like work order no. /date, brief scope of work, ordered & executed value of the job, completion date etc.
 - However, in case bidder is not able to furnish the completion certificates from the end user / Owner /PMC in his name then he shall furnish a copy of approval by End User/ Owner/ PMC for engaging bidder as a Sub-contractor.

5.2 AVERAGE ANNUAL TURNOVER

During the last 3 years, ending 31st March of 2018, shall be at least Rs. 217.58 L .

Note: Relevant work order copies and completion certificates are to be enclosed with offer. The value of past experience shall be adjusted at a simple rate of 07% for every completed year and / or part thereof ending last day of the month proceeding the month in which bids are invited).

5.3 ADDITIONAL REQUIREMENT

- Possession of Income Tax PAN No.; PF code, ESI, GST registration certificate, etc.

Financial years/ previous period as above shall be reckoned from the due date of submission of bids.

5.4 METHODOLOGY OF EVALUATION/AWARD:

- The tender item is non-splitable and evaluation of the bidder will be done on OVERALL BASIS.
- Bidders are to quote percentage (above/below/at par) on the Schedule of Rates.
- ABRPL may decide to carry out a Reverse Auction in the same e-Tendering portal on a scheduled date/time after opening the Price Bid. In this case, the e-Tendering portal will display the L1 price without displaying the name of the bidder, and reverse auction will take place considering L1 price as base price to received further discount from all bidders qualified for reverse auction. Detail procedure will be made available to the bidders in due course of time. If there are more than 3 bidders after opening price bid, the highest bidder (H1) will not be qualified for participating reverse auction.
- ABRPL may further negotiate with L1 bidder(s).

5.5 DOCUMENTS AND DATA REQUIRED WITH BID

- 5.5.1 The bidder shall, in his own interest, furnish complete documentary evidence to justify that the bidder meets the Qualification criteria as given above.



- 5.5.2 Bidder shall complete and submit the Experience Record Proforma provided under the Proposal Form of the Bidding Document (Alongwith supporting documents mentioned) to establish that the bidder meets the Bidder Qualification Criteria as per clause nos. 5.0 of this document.
- 5.5.3 Bidder shall furnish documentary proof of fulfilling the “Bidder’s Qualification Criteria” as mentioned in Clause Nos. 5.1, 5.2, 5.3 & 5.4 above. The documentation shall include but not limited to copies of work order(s) / contract agreements(s) / relevant pages of contract document(s), completion certificate(s), fulfilling the qualification criteria, complete audited annual reports containing balance sheets and profit & loss accounts statement etc. ABRPL / EIL reserves the right to complete the evaluation based on the details furnished (without seeking any additional information) and /or available in-house data, survey or otherwise.
- 5.5.4 All documents furnished by the bidder in support of meeting the technical, commercial and financial criteria of BQC shall be submitted in a separate section/booklet along with their offer. This section/booklet shall be titled as **“Documentation against Bidder Qualification Criteria (Experience and Financial)”** with proper index and page numbering. Refer Instructions to Bidders (ITB) for details.
- 5.5.5 Any additional documents if deemed necessary to establish the qualifying requirements may be submitted by the Bidder.
- 5.5.6 Submission of authentic BQC documents is the prime responsibility of the Bidder. However, ABRPL/EIL reserves the right of getting the document cross verified, at their discretion from the document issuing authority.
- 5.5.7 In the event of submission of any document / certificate by the bidder in a language other than English, the bidder shall get the same translated into English and submit the same after getting the translation duly authenticated by local Chamber of Commerce of bidder’s country.
- 5.5.8 Bidder shall submit complete set of audited annual financial statements or a letter from the statutory auditor or CA (*) (as per Annexure – II) or a letter from the bidder duly certified by statutory auditor or CA (*) (as per Annexure – III).
- (*) CA - (not being an employee/Director and not having any interest in the bidder’s company) certificate is acceptable where audited accounts are not mandatory as per law.
- The above provision is applicable for bidders quoting only for Part-B.
- 5.5.9 The above financial details, as per Annexure – II or III, shall be submitted without any reservation/qualification remarks. In case of any qualification remarks, complete booklet of audited annual financial statements along with auditor’s report shall also be submitted with the bid.
- 5.5.10 Failure to meet the above Qualification Criteria will render the Bid to be summarily rejected. Therefore, the bidder shall in his own interest furnish complete documentary evidence in the first instance itself along with their bids, in support of their fulfilling the Qualification Criteria as given above.

6.0 PRE-BID MEETING

- 6.1 Bidders are requested to attend a pre-bid meeting at Assam Bio Refinery Pvt. Limited, District: Golaghat, Pin: 785699, Assam (India) as per the date mentioned in Cl. 4.0 above.



- 6.2 The bidder may send their queries, if any, on Bidding Document by e-mail to reach ABRPL by the cut-off date specified in the NIT after which Owner shall reserve the right not to entertain any queries. The queries received within cut-off date shall be replied during the Pre-bid meeting. The queries raised (without identifying the sources of the query) and the responses given will be transmitted to all who have been provided access to the Bidding Documents.
- 6.3 Bidder to ensure that authorized representatives attending the pre-bid meeting should be competent to discuss and conclude the technical and commercial issues, thus they are able to submit a 'Zero Deviation Bid'.
- 6.4 In case of open tenders where there is a Bidder's Qualification Criteria, Bidders are requested to bring their qualification documents for review so that on submission of these documents in the bid, shall facilitate faster processing of the case.
- 6.5 Bidder should understand the requirement of submission of documents / data along with the bid so that bids received are in compliance with requirement of Bidding Document / RFQ.
- 6.6 It is to be noted that if bidders fails to attend the pre-bid meeting and submits their bid, shall be considered for evaluation only if their bid is acceptable and their offer is in line with the bid requirement.
- 6.7 Non-attendance of the pre-bid meeting will not be a cause for disqualification of a bidder.

7.0 SUBMISSION OF BIDS & VALIDITY

- 7.1 Bids are required to be submitted only through e-tendering website: <https://www.tenderwizard.com/ESALE> on or before the Bid submission date and time. It may also be noted that the price details are required to be filled & submitted only on the Schedule of Price format downloaded from above e-Tendering website.
- 7.2 Physical Bids / Offers or Bids through any other mode shall not be accepted. The Offers submitted through e-tendering system, as above shall only be considered for evaluation and ordering.
- 7.3 Validity of bid shall be **4 (four)** months from the final due date of opening of Techno-commercial (Un-priced) Bids.

8.0 EARNEST MONEY DEPOSIT (EMD)

- 8.1 Bids must be accompanied with Earnest Money Deposit / Bid Security. Bids not accompanied with requisite Earnest Money deposit /Bid Security shall be considered as non-responsive and such Bids shall be summarily rejected. EMD/ Bid Security shall be in favour of Assam Bio Refinery Pvt. Limited, Numaligarh, Assam in the form of crossed Demand Draft (Payable at Assam Bio Refinery Pvt. Limited) or Bank Guarantee in the prescribed proforma from Schedule Commercial banks. The Bank Guarantee shall be valid for a period of 3 months beyond the bid validity.

Bidders are to deposit EMD irrespective of being MSE/Start up without which offers will not be accepted. There will be no waiver of EMD for Public sector undertaking of central/ state Government undertakings, MSE/Start up.

- 8.2 Bidders are required to submit the Original EMD in OWNER office before the Bid Due date and time to the following address:

Assam Bio Refinery Pvt. Limited,
Post Box No. 003, Post office: N.R. Complex,
District: Golaghat, Pin: 785699,
Assam (India).

EMD in original shall be submitted in a sealed envelope titled "**Earnest Money Deposit for Bidding Document No. ABR/B215-000-CJ-TN-8004/1001**".



8.3 Bids not accompanied with EMD shall be rejected and such Bidder shall not be allowed to attend Bid opening.

9.0 GENERAL

9.1 ABRPL reserves the right to carry out capacity & capability assessment of the bidder using in-house information and past performance.

9.2 The bidders who are on Holiday/Negative list of OWNER or EIL on due date of submission of bid/ during the process of evaluation of the bids, the offers of such bidders shall not be considered for bid opening/evaluation/Award. If the bidding document were issued inadvertently/ downloaded from website, offers submitted by such bidders shall also be not considered for bid opening/evaluation/Award.

9.3 ABRPL will not be responsible or liable for cost incurred in preparation, submission & delivery of bids, regardless of the conduct or outcome of the bidding process.

9.4 In case any Bidder is found to be involved in cartel formation, his Bid will not be considered for evaluation / placement of order. Such Bidder will also be debarred from bidding in future.

9.5 Canvassing in any form by the Bidder or by any other agency on their behalf may lead to disqualification of their Bid.

9.6 Unsolicited clarifications to the offer and / or change in the prices during the validity period would render the bid liable for rejection.

9.7 Bidder shall not be under liquidation, court receivership or similar proceeding.

9.8 Bidders may view the Bid opening through e-tendering website i.e. <https://www.tenderwizard.com/ESALE>.

9.9 ABRPL/EIL reserves the right to reject any or all the bids received or annul the bidding process at any time.

9.10 Consultant for the Project or their subsidiary company or companies under the management of consultant, are not eligible to quote for the execution of the same job for which they are working as consultant.

9.11 Bids submitted on Consortium or un-incorporated Joint-Venture basis shall not be accepted.

9.12 In case the last financial year closing date is within 9 Months of Bid Due Date and audited annual report of immediate preceding financial year is not available, bidder has the option to submit the financial details of the three previous years immediately prior to the last financial year. Otherwise, it is compulsory to submit the financial details of the immediate three preceding financial years.

Example, In case, audited annual report of immediate preceding financial year (year ending 31st March) is not available and where bid closing date is upto 31st December, the financial details of the three previous years immediately prior to the last financial year may be submitted. However, in case the bid closing date is after 31st December, it is compulsory to submit the financial details of the immediate three preceding financial years only.

9.13 In case a Bidder (a parent company) is having wholly owned subsidiaries but only a single consolidated annual report is prepared and audited which includes the financial details of their wholly owned subsidiaries, consolidated audited annual report shall be considered for establishing the financial criteria subject to statutory auditor of the bidder certifying that separate annual report of Bidder (without the financial data of subsidiaries) is not prepared and audited.



Further, in case a Bidder is a subsidiary company and separate annual report of the Bidder is not prepared and audited, but only a consolidated annual report of the Parent company is available, consolidated audited annual report shall be considered for establishing the financial criteria subject to statutory auditor of the Parent Company certifying that separate annual report of the Bidder is not prepared and audited.

9.14 For detailed specifications, terms and conditions and other details, refer complete Bidding Document.

9.15 Clarification, if any, can be obtained from Mr. Himangshu Saikia , Project Head , ABRPL through following numbers.

E-mail: himangshu.saikia@nrl.co.in

ABRPL



DECLARATION FROM THE BANK FOR AVAILABILITY OF LINE OF CREDIT

(To be Issued by Bank on Letterhead)

[Reference No.:.....

Date.....

Bidder Name & Address

Dear Sirs,

Subject: Working Capital Requirement for(Name of Work) for.....(Name of Project) of M/s.....

.....(Name of OWNER) towards Bidding Document No.

Ref.:.....(Account No.)

We refer to your letter datedon the above subject and confirm the following:

Line of Credit (towards Working Capital like CC Limit)	Amount in INR/USD/EURO as of
Sanctioned Line of Credit	
Utilized Line of Credit	
Unutilized Line of Credit	

In case of award of.....(Name of Work) to M/s(Name of Bidder), We agree to provide the line of credit to meet the working capital requirement for INR/USD/EURO for (Name of the work and job) towards Bidding Document No

Yours Faithfully,

For and on behalf of (Name of Bank)



Annexure – II

(Letter from Statutory Auditor/CA)

(To be printed on Letter Head of Statutory Auditor/CA)

FINANCIAL DETAILS

We, _____, a CA firm having our registered office address _____ and certificate number _____ certify that we are statutory auditor of the Company M/s _____, having its registered office at _____.

OR

We, _____, a CA firm having our registered office address _____ and certificate number _____ certify that statutory auditor is not mandatory for the company M/s _____, having its registered office at _____ as per prevailing law and we are practicing Chartered Accountant, not being an employee / Director and not having any interest in the company.

Financial details of the above mentioned Company, as per latest available audited balance sheet are as follows: Auditor/CA to select either of the following options and strike off the other.

- a. In case bidder is a parent company, i.e., having its wholly owned subsidiaries: Auditor to select either of the following options and strike off the other.
 - i. Financial details are of parent company without the financial data of subsidiaries
 - ii. Financial details are of parent company including the financial data of subsidiaries. It is certified that separate annual report of bidder, without the financial data of subsidiaries, is not prepared and audited.

OR

- b. In case bidder is a subsidiary company: Auditor to select either of the following options and strike off the other.
 - i. Financial details are of subsidiary company
 - ii. Financial details are of parent company including the financial data of subsidiaries. It is certified that separate annual report of bidder, i.e., subsidiary, is not prepared and audited.

OR

- c. In case bidder does not have any subsidiary or parent company, Financial details of are of the company itself.

S No.	Description	Year	Value Currency (_____)
1.	Turnover	Latest financial year (_____)	
		Preceding 1 st year (_____)	
		Preceding 2 nd year (_____)	
2.	Net Worth	Latest financial year (_____)	(*)



3.	Working Capital	Latest financial year (_____)	
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(*) – Indicate Positive or Negative (Value is not Mandatory)

Note:

1. In case the financial year closing date is within 9 months of bid due date and audited annual report of immediate preceding financial year is not available, bidder has the option to submit the financial details of the three previous years immediately prior to the last financial year. Otherwise, it is compulsory to submit the financial details of the immediate three preceding financial years.

Example, In case, audited annual report of immediate preceding financial year (year ending 31st March) is not available and where bid closing date is up to 31st December, the financial details of the three previous years immediately prior to the last financial year may be submitted. However, in case the bid closing date is after 31st December, it is compulsory to submit the financial details of the immediate three preceding financial years only.

2. In case a bidder (Parent Company) is having wholly owned subsidiaries but only a single consolidated annual report is prepared and audited, which includes the financial details of their wholly owned subsidiaries, consolidated audited annual report shall be considered for establishing the financial criteria subject to statutory auditor of the bidder certifying that separate annual report of bidder (without the financial data of subsidiaries) is not prepared and audited.

3. Further, in case a bidder is a subsidiary company and separate annual report of the bidder is not prepared and audited, but only a consolidated annual report of the Parent Company is available, consolidated audited annual report shall be considered for establishing the financial criteria subject to statutory auditor of the parent company certifying that separate annual report of bidder is not prepared and audited.

4. **Networth calculation:** Networth means paid up share capital, Share Application Money pending allotment* and reserves# less accumulated losses and deferred expenditure to the extent not written off. Networth has been calculated using the following formula, as per provisions of the enquiry document:

Reserves to be considered for the purpose of networth shall be all reserves created out of the profits and securities premium account but shall not include reserves created out of revaluation of assets, write back of depreciation and amalgamation.

*Share Application Money pending allotment will be considered only in respect of share to be allotted.

Paid up share capital	XXXX
Add: Share Application Money pending allotment	XXX
Add: Reserves (As defined Above)	XXXX
Less: Accumulated Losses	XX
Less: Deferred Revenue Expenditure to the extent not written off	<u>XX</u>
Networth	<u>XXXX</u>

5. **Working Capital calculation:** Working Capital shall be Current Assets minus Current Liabilities.



6. **Turnover:** Turnover shall be calculated including Excise Duty but excluding other Incomes.
7. Networth, Working Capital and Turnover has been calculated using the above mentioned formulae and after giving effect to the impact of Audit Qualifications given in the Audit Report.

Signature

Name & Designation



Annexure- III

(Certification by Statutory Auditor/CA)
(To be printed on Letter Head of Company)

FINANCIAL DETAILS

We, M/s _____, having our registered office at _____ certify that M/s _____ is a CA firm having their registered office address _____ having certificate number _____ are our statutory auditor.

OR

We, M/s _____, having our registered office at _____ certify that statutory auditor is not mandatory for the company as per prevailing law and M/s _____, a CA firm having their registered office address _____ having certificate number _____ are practicing Chartered Accountant, not being an employee/Director and not having any interest in our company.

Financial details of our Company, as per latest available audited balance sheet are as follows:Company to select either of the following options and strike off the other.

- a. In case bidder is a parent company, i.e., having its wholly owned subsidiaries:Company to select either of the following options and strike off the other:
 - i. Financial details are of parent company without the financial data of subsidiaries
 - ii. Financial details are of parent company including the financial data of subsidiaries. It is certified that separate annual report of bidder, without the financial data of subsidiaries, is not prepared and audited.

OR

- b. In case bidder is a subsidiary company: Auditor to select either of the following options and strike off the other.
 - i. Financial details are of subsidiary company
 - ii. Financial details are of parent company including the financial data of subsidiaries. It is certified that separate annual report of bidder,i.e., subsidiary, is not prepared and audited.

OR

- c. In case bidder does not have any subsidiary or parent company, Financial details of are of the company itself.

S No.	Description	Year	Value Currency (_____)
1.	Turnover	Latest financial year (_____)	
		Preceding 1 st year (_____)	
		Preceding 2 nd year (_____)	



2.	Net Worth	Latest financial year (_____)	(*)
3.	Working Capital	Latest financial year (_____)	

(*) – Indicate Positive or Negative (Value is not Mandatory)

Note:

1. In case the last financial year closing date is within 9 months of bid due date and audited annual report of immediate preceding financial year is not available, bidder has the option to submit the financial details of the three previous years immediately prior to the last financial year. Otherwise, it is compulsory to submit the financial details of the immediate three preceding financial years.

Example, In case, audited annual report of immediate preceding financial year (year ending 31st March) is not available and where bid closing date is up to 31st December, the financial details of the three previous years immediately prior to the last financial year may be submitted. However, in case the bid closing date is after 31st December, it is compulsory to submit the financial details of the immediate three preceding financial years only.

2. In case a bidder (Parent Company) is having wholly owned subsidiaries but only a single consolidated annual report is prepared and audited, which includes the financial details of their wholly owned subsidiaries, consolidated audited annual report shall be considered for establishing the financial criteria subject to statutory auditor of the bidder certifying that separate annual report of bidder (without the financial data of subsidiaries) is not prepared and audited.
3. Further, in case a bidder is a subsidiary company and separate annual report of the bidder is not prepared and audited, but only a consolidated annual report of the Parent Company is available, consolidated audited annual report shall be considered for establishing the financial criteria subject to statutory auditor of the parent company certifying that separate annual report of bidder is not prepared and audited.
4. **Networth calculation:** Networth means paid up share capital, Share Application Money pending allotment* and reserves# less accumulated losses and deferred expenditure to the extent not written off. Networth has been calculated using the following formula, as per provisions of the enquiry document:

Reserves to be considered for the purpose of networth shall be all reserves created out of the profits and securities premium account but shall not include reserves created out of revaluation of assets, write back of depreciation and amalgamation.

*Share Application Money pending allotment will be considered only in respect of share to be allotted.

Paid up share capital	XXXX
Add: Share Application Money pending allotment	XXX
Add: Reserves (As defined Above)	XXXX
Les: Accumulated Losses	XX
Less: Deferred Revenue Expenditure to the extent not written off	<u>XX</u>
Networth	<u>XXXX</u>



5. **Working Capital calculation:** Working Capital shall be Current Assets minus Current Liabilities.
6. **Turnover:** Turnover shall be calculated including Excise Duty but excluding other Incomes.
7. Networth, Working Capital and Turnover has been calculated using the above mentioned formulae and after giving effect to the impact of Audit Qualifications given in the Audit Report.

Signature

Name & Designation
Sign and Stamp of Statutory auditor / CA (on all pages)