

## CORRIGENDUM-III

### Reply to Bidders Queries

Name of work: **Application for Empanelment as General Consultant for Various Upcoming & Existing Metro Rail projects of Maha-Metro.**

Tender no (Maha-Metro): **M1/Consul-01/2019(NCB).**

S. No	Clause No.	As given in Empanelment Document	Suggestions/Clarifications	Reply
1.	5.1_Pg#6_ Notice of Information to applicant	<p><b>Eligibility Criteria_</b> The Applicant must be a Single entity/Company registered in India under Companies Act 1956/2013. In case of JV/Consortium the above criteria will apply to each member of the JV/Consortium also. Further, maximum three partners/members will be allowed for JV/Consortium and every partner/member must have minimum share of 10% in the JV/Consortium. The lead member shall have major percentage of share in the JV/Consortium. If the applicant consultant is a subsidiary company registered in India of a Foreign Holding (Parent) Company, then for the purpose of evaluation under eligibility criteria, the credentials of such Foreign Holding (Parent) Company shall be considered. Further, such Foreign Holding (Parent) Company must</p>	<p>The Applicant must be a Single entity/Company/ <b>Branch of a Foreign Company</b> registered in India under Companies Act 1956/2013. In case of JV/Consortium the above criteria will apply to each member of the JV/Consortium also. Further, maximum three partners/members will be allowed for JV/Consortium and every partner/member must have minimum share of 10% in the JV/Consortium. The lead member shall have major percentage of share in the JV/Consortium. If the applicant consultant is a subsidiary company registered in India of a Foreign Holding (Parent) Company, then for the purpose of evaluation under eligibility criteria, the credentials of such Foreign Holding</p>	<p>Tender document conditions prevails.</p>



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		hold minimum 90% share of the Subsidiary Company.	(Parent) Company shall be considered. Further, such Foreign Holding (Parent) Company must hold minimum 90% share of the Subsidiary Company.	
2.	Pg# 1_Time Schedule	<b>Last Date and time of submission of Tender stands modified as:</b> Online submission up to 16.00 Hrs on 16/07/2019 at Maha-Metro's e-tender portal ( <a href="https://mahametrorail.etenders.in">https://mahametrorail.etenders.in</a> ).	We request you to please extend tender submission date by 3 weeks i.e. up to 07th Aug 2019. As a foreign company, we have to arrange documents from Head Office in Hong Kong.	<p><b>Documents on sale stands modified as:</b> Documents can be downloaded from 16.00 Hrs. on 04/06/2019 to 16.00 Hrs of 26/07/2019 from Maha-Metro's e-tender Portal.</p> <p><b>Last Date and time of submission of Tender stands modified as:</b> Online submission up to 16.00 Hrs on 26/07/2019 at Maha-Metro's e-tender portal (<a href="https://mahametrorail.etenders.in">https://mahametrorail.etenders.in</a>).</p> <p><b>Date and time of opening of tender stands modified as:</b> On 26/07/2019 at 16.30 Hours or as decided by the authority at Metro House, 28/2, Anand Nagar, Civil lines, Nagpur-440001</p>
3.	Time Schedule	Date of online submission: 16/07/2019 at 16:00 hrs	As per the recent response to the pre-bid queries, JV or Consortium has been allowed. Hence, there will be a lot of documentation like MoU, Financial	Refer reply at Sr. No 2 above.



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			<p>Statements &amp; CA Certification and translated documents which needs time.</p> <p>IN view of the above, we request the Client to kindly allow two weeks further extension in date of online submission i.e. up to 30/07/2019.</p> <p><b>Please confirm</b></p>	
4.	Clause No. 5, Appendix 1	Similar Assignments of The Applicant	<p>We request the client to kindly clarify further, whether additional assignments shall be required for QCBS during RFP Stage bearing marks for technical evaluation.</p> <p><b>Please confirm</b></p>	<p>Once shortlisting of Consultants is completed in the present empanelment stage. No further QCBS evaluation shall be adopted at the RFP stage.</p>
5.	Clause No. 5.5, Appendix 1	The applicant/JV/Consortium must submit brief narration of the share of the work performed individually/jointly by him in the Consortium/JV specifying the approach and methodology, work plan (including Schedule), organization and staffing, claims management methodology and training plan adopted along with innovation if any, accepted for performing	<p>Since, the projects/assignments for the similar work experience shall be uploaded in the response to empanelment would be completed during last 10 years (up to 31.03.2019) and the experts worked on the projects would have been mobilized or have left the company. Hence, it is very difficult to</p>	<p>Tender document condition prevails.</p>



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		the assignments submitted for the similar work experience	trace out this data or get it from the Client side. We request the Client to kindly remove this criterion from evaluation. <b>Please confirm</b>	
6.	S. No. 8, Replies to pre-bid queries	Section 5.1, Page No. 6 of 65 At the RFF Stage, Maha-Metro may allow an additional non-empaneled consultant as per parameters defined in the RFP document. However, this non-empaneled consultant's share will not be more than 5%.	Considering the interest of local firms, 5% would be a very low share for the non-empaneled consultants. Hence, we request the Client to kindly raise this share to 10%. <b>Please confirm</b>	Tender document condition prevails.
7.	Time Schedule	Date of online submission: 16/07/2019	We would like to bring to your notice that we are partnering with an international firm and it was brought to our notice that they have long weekend lined up. Therefore, we request you to extend the due date of BID submission against your notice referred (Ref. 3) by at least 2 weeks. Please consider our request and extend the due date to submit a competent Techno Commercial Bid.	Refer reply at Sr. No 2 above.



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8.	Time Schedule	Date of online submission: 16/07/2019	<p>We would like to bring to your kind notice that there are number of changes in the revised eligibility criteria like JV is allowed and A&amp;M plus innovations done in similar experience projects and as we are keen to participate in this Empanelment process and have recently only got our internal approvals on this project. All these documents we required from our teams from Germany and to form JV/ Consortium with defined work share there are internal processes including the compliances to be completed. In order to submit a comprehensive document fully meeting the requirements of the empanelment documents, request that the date of submission of the bid may be extended till 26th July 2019.</p>	Refer reply at Sr. No 2 above.
9.			<p>If two separate companies X &amp; Y got empaneled separately at this stage. Kindly clarify whether X &amp; Y can make JV at next (RFP) stage. Is it allowed or not.</p>	Yes, two separate companies X & Y got empaneled separately at the Empanelment stage can form JV at the RFP stage.
10.	Time Schedule	Date of online submission: 16/07/2019	Request the Authorities to extend due date by minimum 10 days	Refer reply at Sr. No 2 above.



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11.	Corrigendum-II Part A Page-3, point-8	At the RFP stage, Maha-Metro may allow an additional non-empaneled consultant as per the parameters defined in the RFP document. However, this non empaneled consultant's share in JV/Consortium at RFP stage will not be more than 5%.	We request you to please clarify, whether two empaneled consultants can form JV/Consortium, during RFP stage or not.	Refer reply at Sr. No 9 above.
12.	Corrigendum B Appendix Page-3, Clause 5.2	In case the General Consultancy work is executed by the Consultant for a private Client/International Projects (who have executed Light, Medium and Heavy Metro Projects for the Government), besides the Client certificate mentioned above, a copy of work order, bill wise details of payment received certified by Chartered Accountant (CA)/Statutory Auditor and copy of final/last bill paid by client shall also be submitted.	We understand that this condition is only limited to projects that are delivered for Private Clients. In case of International Projects delivered for Government Clients, a client Certificate with specific mention of fees received will suffice the requirements. <b>Please confirm.</b>	Refer clause 5.2 of revised eligibility criteria uploaded as Appendix-I in Part-B of Corrigendum-II. In case of International Projects delivered for Government Clients, a client certificate clearly indicating the nature/scope of work and amount of fees received will suffice the requirement as mentioned in notes of clause 5.2 at bullet no 4.
13.	Corrigendum B Appendix Page-3, Clause 5.2	The applicant must be of National / International repute having prior experience of working as General/Project Consultant for a light, medium or large Metro System.	We request that <b>Independent Engineer</b> services for Metro Rail should be accepted as similar experience. Independent Engineer is involved on Metro Rail projects during development phase, construction phase and O&M phase. The scope includes review of	Independent Engineer services meeting required eligibility criteria as per clause 5.2 uploaded as Appendix-I in PART-B of Corrigendum II is acceptable.



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			<p>designs and drawings, concession agreement, routine monitoring of construction, quality and safety aspects for all systems including civil works and systems (rolling stock, S&amp;T, Traction, AFC etc.)</p> <p>Independent Engineer also are heavily involved during Testing and Commissioning phases and are responsible to issue certificate to the concessionaire in order to allow start of commercial operations.</p> <p>Considering overall scope of services that Independent Engineer services entails, it is requested that Independent Engineer services should be allowed as similar assignment.</p>	
14.	<b>General</b>	Last date of submission	There are lot of documents/ forms that require huge previous years data and further needs to be certified by CA. in addition, there are many other legal and financial documents that require time for executing.	Refer reply at Sr. No 2 above.



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			<p>Hence we request you to provide at least 2 weeks time i.e up to 30th July 2019.</p> <p>We have also submitted a separate request letter for the same.</p>	
15.			<p>It is noted that the minimum eligibility requirements are to be met jointly by all the members of a JV/Consortium. It is also noted that there is no specific criteria to be fulfilled for individual members of the JV/Consortium. This will allow firms with non-metro or even no experience at all (both technical and financial) to be empaneled for bidding on Metro Rail projects that are mega and complex projects to implement.</p> <p>Therefore, it is requested that Individual firms should be required to get empaneled based on the categories that the firm qualifies for and at the RFP stage the empaneled firms should be allowed to form a JV/Consortium with other empaneled firms. Alternatively, if JV/Consortium is being allowed, there should be a minimum hurdle criteria (both technical and financial) to be</p>	<p>Refer revised eligibility criteria clause 5.2 uploaded as Appendix-I in Part-B of Corrigendum-II. It is further clarified that in case of a JV/Consortium each member must have completed similar consultancy services involving Project management and supervision for at least one out of the four components namely: Civil works, Systems, Rolling Stock and Traction for Light/Medium or Large Metro systems</p>



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			<p>fulfilled by each of the JV/Consortium member.</p> <p>This will allow Corporation to empanel firms with prior experience of having worked on Metro Rail projects. In case of non-experienced firms, there is already a provision of 5% share for non-empaneled bidders.</p>	
16.	Time Schedule	Date of online submission: 16/07/2019	Request the Authorities to extend due date by two weeks.	Refer reply at Sr. No 2 above.
17.	Time Schedule	Date of online submission: 16/07/2019	<p>We are interested in bidding for the above-mentioned project. We kindly request you to extend the date of submission by 15 days as the bid preparation requires extra time to arrange the CA certified documents. We hope that you good offices will consider our request and will grant us the required time which will enable us to submit the good competitive bid.</p>	Refer reply at Sr. No 2 above.
18.	Time Schedule	Date of online submission: 16/07/2019	Request the Authorities to extend due date by minimum 15 days	Refer reply at Sr. No 2 above.



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19.	Time Schedule	Date of online submission: 16/07/2019	We have downloaded the Corrigendum II and note that the submission date is revised to 16-07-2019 which is very short to take into consideration the response to queries and submission of a comprehensive document. We request Maha-Metro to extend the submission date by further two weeks (i.e till 30-7-19).	Refer reply at Sr. No 2 above.
20.	Net Worth		We understand that there are financial requirements to be met by the bidders. As you might know, KRNA is an authority carrying out national projects and for that reason, has a different financial structure from other firms. To help you to understand the situation, please find the attached reference materials. In this regard, could it be considered KRNA as an exceptional case for Net worth criteria?	Tender document condition prevails.
21.			KRNA has a Project Office in India at the present. Would it be satisfactory as a 'Company registered in India under Company Act 2013'? For your information, please find the attached its	Tender document condition prevails.



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			evidence.	
22.			If aforementioned modifications are acceptable, please consider the extension of submission date to 30 <sup>th</sup> July.	Refer reply at Sr.No 2.
23.			There is a lot of data (Financial statements, existing commitments for ongoing consultancy projects, etc.) which needs to be certified by the Chartered Accountant Company Auditor which requires time. Based on the above, we request you to extend the Bid Preparation and Submission time by at least by two weeks.	Refer reply at Sr.No 2.
24.			We therefore request you to extend the bid submission date from the current 16 <sup>th</sup> July 2019 by at least 2 weeks to enable us to submit a technically and financially competitive proposal.	Refer reply at Sr.No 2.



**Executive Director/ Procurement  
Maha-Metro**



