

**CORRIGENDUM NO. 3 to DETAILED INVITATION FOR BIDS (IFB)**

<b>S. No.</b>	<b>Clause</b>	<b>Page No.</b>	<b>Existing Provisions</b>	<b>Amended Provisions</b>
1.	6.0	Page 2 of 9	<b>Qualifying Requirements for Bidders (QR):</b> <b>Attached as Appendix-I</b>	<b>Qualifying Requirements for Bidders (QR):</b> <b>Attached as Appendix-I (Rev. 01) enclosed with this Corrigendum.</b>



**Appendix-I (Rev.01)**

1.0 In addition to the requirements stipulated in Section ITB (Instructions to Bidder), the following shall also apply:

1.1 a) The Bidder should have designed, manufactured/ got manufactured, erected and commissioned at least one number integrated bulk material handling plant (essentially comprising of conveying and crushing) including all associated structural steel works and electrical works of 1000 Metric tonnes per hour rated capacity or above for coal or other minerals of equivalent volumetric capacity which should have been in successful operation for at least one (1) year prior to the date of Techno-Commercial bid opening.

or

b) The Bidder should have designed, manufactured/ got manufactured, erected/ supervised erection and commissioned/ supervised commissioning at least one number of integrated bulk material handling plant (essentially comprising of conveying) of at least 1000 Metric tonnes per hour rated capacity or above for coal/other minerals which should have been in successful operation for at least one (1) year prior to the date of Techno-Commercial bid opening and collaborates/associates with a design agency who has designed at least one number integrated bulk material handling plant (essentially comprising of conveying and crushing) of 1000 Metric tonnes per hour rated capacity or above for coal or other minerals of equivalent volumetric capacity which should have been in successful operation for at least one (1) year prior to the date of Techno-Commercial bid opening.

and

1.2 Bidder should have executed the following works within the preceding seven (7) years prior to the date of Techno-Commercial bid opening:

a) Track hopper or wagon tippler structures or basement type structures involving atleast 10 M depth of excavation and industrial building with finishing works.

b) Minimum 20000 cu.m. of reinforced cement concrete work in any one (1) year in a single contract.

1.3 Bidder who meets the requirements of clause 1.1 can also participate provided it collaborates / associates with a single firm who fully meets the requirements specified at clause 1.2 above.

1.4 In all cases where Bidder collaborates / associates as per clause 1.1(b) /1.3 above, Bidder shall furnish undertaking(s) jointly executed by it and its Collaborator(s)/Associate(s) for successful performance of the relevant system as per format enclosed in bidding documents. The Undertaking(s) shall be submitted along with the Techno-Commercial bid failing which the Bidder shall be disqualified and its bid shall be rejected. Further, the bidder emerging as successful Bidder shall be required to submit the applicable DJU(s) as per the format enclosed with the Bidding documents, at the earliest but not later than fifteen (15) days from the date of opening of the price bid , failing which the bid may be liable for rejection and Bid Security may be forfeited by the Employer. In case of award, Collaborator/Associate for civil works will be required to furnish an on-demand bank guarantee for 0.63% (point six three percent) of total contract price of package in addition



to the contract performance security to be furnished by the Bidder. Collaborator/Associate for Bidders seeking qualification through clause 1.1(b) for design agency will be required to furnish an on-demand bank guarantee for 0.125% (one eighth of one percent) of total contract price of package in addition to the contract performance security to be furnished by the Bidder.

**NOTES for clause 1.2 above:**

- i) The word “executed” means the Bidder or its sub-contractor should have achieved the criteria specified in the above QR within the preceding seven year period even if the contract has been started earlier and / or is not completed / closed.
- ii) The one (1) year period means any continuous twelve (12) months period.

**2.0 Financial Criteria of Bidder:**

- 2.1 The average annual turnover of the Bidder in the preceding three (3) financial years as on the date of Techno-Commercial bid opening, should not be less than ₹ **2691 million (Indian Rupees Two Thousand Six Hundred Ninety One million only)** or in equivalent foreign currency.

In case the Bidder does not satisfy the average annual turnover criteria stipulated above on its own, its Holding Company would be required to meet the stipulated turnover requirements, 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.

- 2.2 Net Worth should not be less than 100% (hundred percent) of the Bidder’s paid-up share capital as on the last day of the preceding financial year. 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 Subsidiaries of its Holding Companies wherever applicable. In such a case, however 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% (hundred percent) of their total paid up share capital. However, individually their Net worth should not be less than 75% (seventy-five percent) of their respective paid-up share capitals. **For Consortiums/Joint ventures, the net worth of all consortiums/Joint venture members in combined manner should not be less than 100% (hundred percent) of their paid up share capital however individually, their Net worth should not be less than 75% (seventy-five percent) of their respective paid up share capitals.**

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

2.3 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 the Holding Company.
- (ii) A Certificate from the CEO/CFO of the Holding Company, as per the format enclosed with the bidding documents, stating that the unaudited unconsolidated financial statements form part of the consolidated financial statement of the Holding Company.

In case where audited results for the last financial year as on 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 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. Further, a certificate would be required from the CEO/CFO as per the format enclosed in the bidding documents 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.

### 3.0 Financial Criteria of Collaborator(s)/Associate(s):

3.1 For Bidder seeking qualification through clause no. 1.1(b) /1.3 the average annual turnover of its Collaborator(s)/Associate(s) in the preceding three (3) financial years as on the date of Techno-Commercial bid opening, should not be less than the amounts specified below :

- a) ₹ **269 million (Indian Rupees Two Hundred Sixty Nine million only)** or in equivalent foreign currency for Collaborator/Associate for design, i.e., design agency (**meeting requirement of Clause 1.1(b) above**).
- b) ₹ **918 million (Indian Rupees Nine Hundred Eighteen million only)** or in equivalent foreign currency for Collaborator/Associate for Civil works (**meeting requirement of Clause 1.2 above**).

In case Bidder collaborates/associates with a single firm for more than one work as above then the average annual turnover of such firm shall not be less than the sum of the turnovers specified above for the works for which the Bidder is collaborating/associating with the firm.

In case the Collaborator/Associate does not satisfy the average annual turnover criteria above on its own, its Holding Company would be required to meet the stipulated turnover requirements at Clause 3.1 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 Collaborator/Associate would be required to furnish along with Bidder's Techno-Commercial bid, a Letter of Undertaking from the Holding Company, supported by Board Resolution of the Holding Company, as per the format enclosed with the bidding documents, pledging unconditional and irrevocable financial support to the Collaborator/Associate to honour the terms and conditions of the Deed of Joint Undertaking in case of award of the contract to the Bidder with whom Collaborator/Associate is associated.

- 3.2 The Net Worth of each Collaborator/Associate as on the last day of the preceding financial year should not be less than 100% (hundred percent) of its paid-up share capital. In case the Collaborator/Associate 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 Subsidiaries of its Holding Companies wherever applicable, In such a case, however 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% (hundred percent) of their total paid up share capital. However, individually their Net worth should not be less than 75% (seventy-five percent) of their respective paid-up share capitals.

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

- 3.3 In case the Collaborator(s)/Associate(s) is/are not able to furnish its audited financial statements on stand alone entity basis, the unaudited unconsolidated financial statements of the Collaborator(s)/Associate(s) can be considered acceptable provided the Collaborator(s)/Associate(s) further furnishes the following documents for substantiation of its qualification :

- i) Copies of unaudited unconsolidated financial statements of the Collaborator(s)/Associate(s) along with copies of the audited consolidated financial statements of the Holding Company of Collaborator(s)/Associate(s).
- ii) A Certificate from the CEO/CFO of the Holding Company, as per the format enclosed with the bidding documents, stating that the unaudited unconsolidated financial statements form part of the consolidated financial statements of the Holding Company of Collaborator(s)/Associate(s).

In case where audited results for the last financial year as on date of Techno Commercial bid opening are not available, the financial results certified by a practicing Chartered Accountant shall be considered acceptable. In case, Collaborator/Associate 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. Further, a certificate would be required from the CEO/CFO as per the format enclosed in the bidding documents 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.



**NOTES for clause nos. 2.0 and 3.0 above**

- (i) Net worth means the sum total of the paid up share capital and free reserves. Free reserve 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.
- (ii) Other income shall not be considered for arriving at annual turnover.
- (iii) “Holding Company” and “Subsidiary Company” shall have the meaning ascribed to them as per Companies Act of India.
- (iv) For annual Turnover indicated in foreign currency, the exchange rate as on seven (7) days prior to the date of Techno-commercial bid opening shall be used.