

## Section 2: Bid Data Sheet

This section consists of provisions that are specific to each procurement and supplement the information or requirements included in Section 1 (Instructions to Bidders).

## **A. General**

**ITB 1.1**

The number of the Invitation for Bids (IFB) is: PVVNL-MM/MT/ADB/16/23-24

The Employer is: Pashchimanachal Vidyut Vitran Nigam Limited, Meerut (PVVNL)

The name of the open competitive bidding (OCB) is: Construction of new 11 KV Feeders for separation of agriculture consumers and associated works in - Moradabad Zone (Moradabad, Rampur, Bijnor, JP Nagar and Sambhal Districts)

The identification number of the OCB is: PVVNL/OCB/T-6/18-19/P41

The number and identification of lots (contracts) comprising this OCB is: None

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<b>ITB 1.2</b>	<p>Add:</p> <p>d) In the bidding document the word “Tender” is similar to “Bid,” “tenderer” to “bidder,” and “tender documents” to “bidding documents”.</p>
<b>ITB 2.1</b>	<p>The Borrower is: India</p> <p>The name of the Project is: Uttar Pradesh Power Distribution Network Rehabilitation Project.</p>
<b>ITB 6.1</b>	<p><b>PART II Requirements</b>  Section 6 - Employer's Requirements (ERQ)  By  <b>PART II Requirements</b>  Section 6 - Employer's Requirements (ERQ)</p> <p>Appendix to Section 6 : TECHNICAL SPECIFICATIONS</p>

## B. Contents of Bidding Documents

<b>ITB 7.1</b>	<p>For <u>clarification purposes</u> only, the Employer's address is:</p> <p>Attention: Mr. Pramod Kumar, Superintending Engineer (MM-II)</p> <p>Street address: Urja Bhawan Victoria Park Meerut.</p> <p>Room No. : 102, New Building</p> <p>City: Meerut</p> <p>PIN Code: 250001</p> <p>Country: India</p>
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	<p>Telephone: 9193330060</p> <p>E-mail: pvvnl.adb@gmail.com</p>
<b>ITB 7.4</b>	<p>A Pre-Bid meeting will take place. Pre-Bid meeting will take place, date, time and place are as follows:</p> <p><b>Date: 09.06.2023</b></p> <p><b>Time: 03:30 PM</b></p> <p>Place: Urja Bhawan Victoria Park Meerut.</p> <p>A site visit conducted by the Employer <b>will not be</b> organized.</p>

### C. Preparation of Bids

<b>ITB 10.1</b>	The language of the Bid is: English
<b>ITB 11.2 (k)</b>	<p>The Bidder shall submit with its Technical Bid the following additional documents:</p> <p>Following sub-clauses shall be added:</p> <p>(I) Original copy of JV Agreement (form of undertaking by the Joint Venture Partners), indicating joint and several liability among the parties to the Joint Venture, should be provided with the bid.</p>
<b>ITB 11.3 (d)</b>	The Bidder shall submit with its Price Bid the following additional documents: None
<b>ITB 12.1</b>	The units and rates in figures entered into the Price Schedules should be typewritten or if written by hand, must be in print form. Price Schedules not presented accordingly may be considered nonresponsive.
<b>ITB 13.1</b>	Alternative bids are not permitted.
<b>ITB 13.2</b>	Alternatives to the Time Schedule shall not be permitted.
<b>ITB 13.4</b>	Alternative technical solutions shall not be permitted.
<b>ITB 16.1 (b)</b>	The period following completion of plant and services in accordance with provisions of the contract shall be <b>18 months</b> .

<b>ITB 18.1</b>	Bidders shall quote for the entire plant and services on a single responsibility basis.
<b>ITB 18.3</b>	<p>Please replace this clause by following:</p> <p>Bidders shall give a breakdown of the prices in the manner and detail called for in the Price Schedule prescribed in e-tender portal <a href="https://etender.up.nic.in">https://etender.up.nic.in</a> Absence of the total bid price in the Letter of Price Bid may result in the rejection of the Bid.</p> <p>BOQ : It includes all items required under the package as Plant, Equipment, Design services, Installation, Civil works and Other Services</p> <p>Bidders shall note that the total cost in BOQ shall comprise the complete cost for the proposed scope of work under this package.</p>
<b>IT 18.4(a)(i)</b>	The Incoterm for quoting plant to be supplied from abroad is: CIP-PVVNL MEERUT
<b>ITB 18.6</b>	The prices quoted by the Bidder shall be <b>Fixed</b>
<b>ITB 19.1</b>	<p>The currencies of the Bid shall be as follows:</p> <p>(a) The prices shall be quoted in the currency of the Bidder's home country (INR.)</p>
<b>ITB 20.1</b>	The bid validity period shall be 180 days.
<b>ITB 21.1</b>	<p>Replace by</p> <p>The Bidder shall furnish a bid security in the amount of : <b>INR 1.99 Crore</b>. Bid security to be valid for 28 days beyond the validity of the bid i.e. 180 days + 28 days.</p> <p>The Bidder is required to submit original copy of the bid security in Employer's office address as per ITB 23.1 on or before the due date and time for bid submission. A scanned copy of the Bid Security corresponding to the original shall be uploaded in the e-Tendering platform during online bid submission. A bid will be considered as incomplete if original copy of the bid security did not reach Employer's office address before the due date and time for bid submission</p> <p>Should there be any discrepancy between scanned copy of the bid security uploaded by bidder in the e-Tendering platform and the original submitted by bidder, the Employer will verify compliance of the bid security to tender requirements as per the original bid security submitted by bidder.</p> <p>The Bidder is required to upload as part of its bid a scanned copy of the Tender fees required in the bidding document during online bid submission. Also, the Bidder shall submit original copy of the tender fees in Employer's office address as per ITB 23.1 on or before the due date and time for bid opening. A bid will be considered as incomplete if original copy of the tender processing fees did not reach Employer's office address before the due date and time for bid opening.</p>

<b>ITB 21.2</b>	Not applicable
<b>ITB 21.3 (b)</b>	Not applicable
<b>ITB 21.3 (c)</b>	Not applicable
<b>ITB 21.4</b>	Subject to the succeeding sentences, any bid not accompanied by an irrevocable and callable bid security shall be rejected by the Employer as nonresponsive. If a Bidder submits a bid security that (i) deviates in form, amount, and/or period of validity, or (ii) does not provide sufficient identification of the Bidder (including, without limitation, failure to indicate the name of the Joint Venture or, where the Joint Venture has not yet been constituted, the names of all future Joint Venture Partners), the Employer shall request the Bidder to submit a compliant bid security <b>within 7 days</b> of receiving such a request. Failure to provide a compliant bid security within the prescribed period of receiving such a request shall cause the rejection of the Bid.
<b>ITB 22.1</b>	In addition to the original Bid, the number of copies is: Not applicable to e-bidding. Employer will accept only electronic bids. Any bids received in physical form will be returned unopened to the bidder
<b>ITB 22.2</b>	<p>Replace the existing clause 22.2 by the following:</p> <p>The Bidder shall digitally sign to authorize and make amendments to its bid submitted in the e- Tendering platform as stated in sub-clauses 23.1 (a) &amp; (b) of BDS.</p> <p>The written confirmation of authorization to sign on behalf of the Bidder shall consist of:</p> <p>a) For a single entity, it shall consist of Power of Attorney containing name, position held and signature of authorized person; or</p> <p>b) In case of a JV or proposed JV or Consortium, the Power of Attorney for authorization shall be issued in the name of a nominated representative who shall have the authority to sign and conduct all business for and on behalf of the JV / Consortium during contract negotiation/execution.</p> <p>Power of Attorney shall be duly notarized or attested by an appropriate Agency within the Bidder's home country.</p> <p>The name and position held by each person signing the authorization must be typed or printed below the signature. All pages of the bid, except for un-amended printed literature, shall be signed or initialled by the person signing the Bid. If a Bidder submits a deficient authorization, the Bid shall not be rejected in the first instance. The Employer shall request the Bidder to submit an acceptable authorization within seven (07) number of days from the date of bid opening. Failure to provide an acceptable authorization within the prescribed period of receiving such a request shall cause the rejection of the Bid</p>

#### **D. Submission and Opening of Bids**

<b>ITB 23.1</b>	<p>Replace the paragraph with following:</p> <ul style="list-style-type: none"> <li>a) Bidders shall submit Bids only electronically through the e-Tendering platform <a href="https://etender.up.nic.in/nicgep/app">https://etender.up.nic.in/nicgep/app</a></li> <li>b) Hard Copy submission of Bids is not permitted and shall not be accepted.</li> <li>c) Bidders should enrol online in the e-Tendering platform</li> <li>d) Bidders shall obtain a Digital Signature Certificate (DSC) as prescribed in the e-Tendering platform to complete online enrolment and bid submission.</li> <li>e) The Bidder is advised to submit its bid online in the e- Tendering platform well in advance before the prescribed time.</li> <li>f) Bids submitted online in the e-Tendering platform shall be considered as the original of the bid.</li> </ul>
<b>ITB 23.1 (b)</b>	<p>The electronic bidding submission procedures shall be:</p> <ul style="list-style-type: none"> <li>i. The Bidder shall digitally sign and submit its bid online in the e-Tendering platform well in advance before the prescribed time. The Employer shall not accept bids submitted in manual form.</li> <li>ii. The Bidder shall take due precaution to upload technical bid documents and price bid document onto the respective envelopes defined in the e-Tendering platform.</li> <li>iii. 'e-Tendering' means submission of a digitally signed bid (by a valid digital certificate which has been issued by a licensed Certifying Agency (as approved by Controller of Certifying Agency) which is stored in Time Stamped electronic sealed tender box.</li> <li>iv. Bidder seeking to participate in the bidding process, shall have to procure a suitable class of Digital Certificate as per Information Technology Act 2000 and accepted by the e- Tendering platform using which it shall digitally sign and submit its electronic bids online. Bidder can procure the same from any CCA approved Certifying Authority.</li> <li>v. Online bids will have to be digitally signed and submitted in a Time stamped electronic sealed tender box on <a href="https://etender.up.nic.in/nicgep/app">https://etender.up.nic.in/nicgep/app</a></li> <li>vi. Bidders shall take due care to ensure that the documents uploaded by them in the e- Procurement platform are virus free. Employer shall not be liable for such rejections.</li> <li>vii. The downloaded Bid forms shall be typed or written in indelible ink and shall be signed by a person duly authorised to sign on behalf of Bidder.</li> <li>viii. Bidder is required to download the bidding forms, print the forms, fill them, scan them and upload in the portal. The information on eligibility and qualification provided in the bidding forms only will be considered. Bidder will also provide reference of supporting documents provided in its support in the bidding forms.</li> </ul>



	<p>ix. Employer shall not accept any responsibility for failures or breakdowns for systems other than in those systems strictly within the control of the Employer and its e-Tendering service provider.</p> <p>x. The onus is on the Bidder to ensure availability of the requisite infrastructure and systems required for online bid submission viz. Digital Signature Certificates and as applicable Digital Encryption Certificates required for bid submission in the e-Tendering platform, reliable internet connectivity and requisite client software.</p> <p>xi. Bidder is informed to get acquainted with the bid submission process in e-Tendering platform by contacting the e-Tendering service provider. Refer <a href="https://etender.up.nic.in/nicgep/app">https://etender.up.nic.in/nicgep/app</a> for further details.</p> <p>xii. Bidder is solely responsible for safe keeping of its Digital Signature Certificate (DSC) and as applicable Digital Encryption Certificate (DEC).</p> <p>xiii. The Employer reserves the right to verify original copies of scanned documents uploaded by bidders. The employer may seek additional documentary evidence on their technical proposals, which the bidder shall provide either online via the e-Tendering platform or in manual form.</p>
<b>ITB 23.2, 23.3, 23.4, 23.5 and 23.6</b>	Not applicable to electronic bid submission.
<b>ITB 24.1</b>	<p>Replace ITB 24.1 with the following:</p> <p>Bidder shall submit its bid before expiry of the date and time for bid submission as specified in the e-Tendering platform. The system will automatically lock the tender as per the server clock. The Time followed in the portal is ordinarily as per Indian Standard Time (IST) which is GMT+5:30 hours. Bid opening date specified in the e-Tendering platform shall be taken as the final date. Employer reserves the right to open bids on or after the announced bid opening date and time specified in the e-Tendering platform <a href="https://etender.up.nic.in/nicgep/app">https://etender.up.nic.in/nicgep/app</a></p> <p>Bid submission and bid opening timelines will be defined as per line e-Tendering system server clock only.</p> <p>The address for submission of the original copy of bid security and tender document / tender processing fees is:</p> <p>Attention: Mr. Pramod Kumar, Superintending Engineer (MM-II)</p> <p>Street address: Urja Bhawan Victoria Park Meerut.</p> <p>Room No. : 102, New Building</p> <p>City: Meerut</p> <p>PIN Code: 250001</p> <p>Country: India</p> <p><b>The deadline for bid submission is</b></p> <p><b>Date: 30/06/2023</b></p> <p><b>Time: 11:00 hrs</b></p>

<b>ITB 27.1</b>	<p>Electronic bid opening procedure shall be as follows:</p> <p>Technical bids shall be opened online on:</p> <p><b>Date: 30/06/2023</b></p> <p><b>Time: 17: 00 hrs</b></p> <p>and the bidders may view the status of technical bid opening online in the e-Tendering platform. The designated representative of the Bidders may also choose to attend the technical bid opening at</p> <p>Office of Superintending Engineer (MM-II)</p> <p>Street address: Urja Bhawan Victoria Park Meerut.</p> <p>Room No. : 102, New Building</p> <p>City: Meerut</p> <p>PIN Code: 250001</p> <p>Country: India</p> <p>The Price Bids will remain unopened in the e-Tendering platform and will remain encrypted, until the specified time of its opening. The Price Bids will be opened online in the e-Tendering platform upon expiry of the date and time specified in the e-Tendering platform for price bid opening. If the Price Bid details are uploaded in Technical bid slots in the e-Tendering platform, the Employer may reject the entire Bid.</p> <p>The technical bids recorded and opened at the time of opening shall be considered for evaluation. The Letter of Technical Bid shall be initialed by three representatives of the Employer attending the bid opening.</p> <p>The Price Bids will remain unopened in the e-procurement website and will remain encrypted, until the specified time of its opening.</p> <p>Bidders shall upload their bid documents in formats, which can be opened and read by open standard interfaces</p> <p>Bidders shall not lock electronic files uploaded in their proposal with passwords of their choice. The Employer reserves the right to reject password locked files outright and not consider contents within such locked files for bid evaluation</p>
<b>ITB 27.2, 27.3, 27.4 &amp; 27.5</b>	Not applicable to electronic bid submission
<b>ITB 27.6</b>	<p>Replace the existing sub-clause by the following:</p> <p>Technical bids shall be opened online and the bidders may view the status of technical bid opening online in the e-Tendering platform. The Employer shall prepare a record of the opening of Technical Bids that shall include, as minimum:</p>

	the name of the Bidder and whether there are alternative proposals; and the presence or absence of a bid security. The Bidders' representatives who are present shall be requested to sign the record. The omission of a Bidder's signature on the record shall not invalidate the contents and effect of the record
<b>ITB 27.7</b>	At the end of the evaluation of the Technical Bids, the Employer will open the Price Bids online on or after the date and time specified in the e-Tendering platform for opening of the Price Bids. The date, time, and location of the opening of Price Bids will be advised in writing by the Employer. Bidders shall be given reasonable notice of the opening of Price Bids.
<b>ITB 27.8</b>	<p>Replace the existing sub-clause by the following:</p> <p>The Employer will notify Bidders who have been rejected on the grounds of their Technical Bids being substantially non-responsive to the requirements of the Bidding Document by a system generated e-mail and their Price Bids will remain encrypted in the e-Tendering portal.</p>
<b>ITB 27.10</b>	<p>Replace the existing sub-clause by the following:</p> <p>Price bids shall be opened online and the bidders may view the status of price bid opening online in the e-Tendering platform.</p> <p>Price Bids will be opened electronically in the presence of at least three authorized officials of the Employer. Also a system generated e-mail will be received by all the eligible bidders for price bid opening and they may come with proper authorization for witnessing opening of price bid.</p>
<b>ITB 27.11</b>	<p>Replace the existing sub-clause by the following:</p> <p>The Employer shall prepare a record of the opening of Price Bids that shall include, as a minimum: the name of the Bidder, the Bid Price (per lot if applicable), any discounts, and alternative offers. The Bidders' representatives who are present shall be requested to sign the record. The omission of a Bidder's signature on the record shall not invalidate the contents and effect of the record. A copy of the record shall be uploaded in the e-Tendering platform, which the Bidders can view and download.</p>

## E. Evaluation and Comparison of Bids

<b>ITB 35.2</b>	The qualifications of other firms such as the Bidder's subsidiaries, parent entities, or affiliates, "shall not" be permitted.
<b>ITB 37.1</b>	Not Applicable

<b>ITB 38.1</b>	Domestic preference shall not apply.	
<b>ITB 39.4</b>	Package No.	PVVNL Package No.
	PVVNL/OCB/T-3/18-19/P39	PVVNL-MM/MT/ADB/13/23-24
	PVVNL/OCB/T-4/18-19/P38	PVVNL-MM/MT/ADB/14/23-24
	PVVNL/OCB/T-5/18-19/P40	PVVNL-MM/MT/ADB/15/23-24
	PVVNL/OCB/T-6/18-19/P41	PVVNL-MM/MT/ADB/16/23-24
<b>ITB 42.1</b>	Standstill provisions shall not apply.	
<b>ITB 44.1</b>	Replace “At the same time, the Employer shall also notify all other Bidders of the results of the bidding” with “At the same time, the Employer shall upload Award of Contract details in the e- Tendering platform, which can be viewed by all the Bidders”.	
<b>ITB 44.2</b>	<p>Replace the existing sub-clause by the following:</p> <p>The Employer shall post the Award of Contract details in the e-tendering portal. The details uploaded in the e-procurement portal shall be limited to the name of the successful bidder. After publication of the award, unsuccessful bidders may request in writing to the Employer for a debriefing seeking explanations on the grounds on which their bids were not selected. The Employer shall promptly respond in writing to any unsuccessful Bidder who, after Publication of contract award, requests a debriefing.</p>	

## F. Award of Contract

<b>ITB 47.1</b>	<p>The procedures for Bidding-Related Complaints are referenced in Appendix 7 of the Procurement Regulations for ADB Borrowers. The Bidder should submit its complaint following these procedures, in writing, to:</p> <p>Attention: Managing Director, PVVNL</p> <p>Address: Pashchimanchal Vidyut Vitran Nigam Limited, Urja Bhawan, Victoria Park, Meerut, Uttar Pradesh PIN- 250001</p> <p>E-mail: pvvnl.adb@gmail.com</p>
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