

एनएचपीसी लिमिटेड

(भारत सरकार का उद्यम)

NHPC Limited

(A GOVT. OF INDIA ENTERPRISE)



A Navratna Company

CIN: L40101HR1975GOI032564

TENDER DOCUMENT

(Domestic Competitive Bidding)

FOR

LOT-2a: ELECTRO-MECHANICAL WORKS

(Except GSU, GIS, XLPE & Switchyard Equipment)

OF

**DULHASTI STAGE-II HYDROELECTRIC PROJECT (260 MW)
DISTRICT – KISHTWAR, UT OF J&K**

Tender Specification No.: NH/Conts (E&M)-I/Dulhasti Stage-II/ENM/2025/01

CPP Portal Tender ID: 2025_NHPC_866662_1

JULY 2025

Regd. Office: NHPC Office Complex, Sector-33, Faridabad-121003, Haryana (INDIA)



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NOTICE INVITING E-TENDER (NIT)

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एनएचपीसी लिमिटेड NHPC LIMITED

(A Govt. of India Navratna Enterprise)

CIN: L40101HR1975GOI032564

Contract (E&M)-I Division,
2nd Floor, Jyoti Sadan,
NHPC Office Complex,
Sector-33, Faridabad (HR)
Tel/Fax 0129-2254687

NOTICE INVITING E-TENDER (NIT) **(Domestic Competitive Bidding)**

Online electronic bids are invited for and on behalf of NHPC Limited, Faridabad, India (A Navratna Enterprise of Government of India), hereinafter referred to as "The Employer" through Domestic Competitive Bidding (DCB) in single stage Two Part Bidding basis (i.e. Part-I: QR + Technical Bid and Part-II: Financial Bid) from eligible bidders for the works of **"Lot-2a: Electro-mechanical works (Except GSU, GIS, XLPE & Switchyard Equipment) of 260 MW (2X130MW) Dulhasti Stage-II H.E Project, Kishtwar District of UT of J&K, India** vide Tender Specification No: NH/Conts(E&M)-I/ Dulhasti Stage-II /ENM /2025 /01 as briefly described hereunder:

Tender document can be viewed and downloaded from NHPC Limited website www.nhpcindia.com and Central Public Procurement Portal (CPPP) <http://eprocure.gov.in/eprocure/app>. However, the bid is to be submitted online only on <http://eprocure.gov.in/eprocure/app> up to last date and time of submission of tender. Sale of hard copy of tender document is not applicable.

1.0 BRIEF DETAILS & CRITICAL DATES OF TENDER:

1.1 BRIEF DETAILS OF TENDER:

Sl. No.	ITEM	Description
(i)	Name of work	Lot-2a: Electro-mechanical works package (Except GSU, GIS, XLPE & Switchyard Equipment) of 260 MW (2X130MW) Dulhasti Stage-II H.E Project, Kishtwar District of UT of J&K, India
(ii)	Tender Specification No.	NH/Conts(E&M)-I/Dulhasti Stage-II/ENM/2025/01
(iii)	Mode of tendering	e-procurement system (Open Tender DCB Basis)

		Cover-I-Technical Cover-II-Price Bid
(iv)	Tender ID	2025_NHPC_866662_1
(v)	Estimated cost	INR 337.08 Crore
(vi)	Tender Documents Fees (non-refundable by way of Demand Draft)	INR 10,000/- (Rupees Ten Thousand Only) in favour of NHPC Limited, Faridabad
(vii)	EMD (Bid Security)	INR 3.40 Crore (Rupees Three Crore Forty Lakh only)
(viii)	Completion Period / Schedule	As Specified in SCC Clause 3
(ix)	Required validity of Bid	180 days from the last date of online submission of Bids.
(x)	Independent External Monitor(s)	Shri Prabhash Singh, Dr. Vinod Aggarwal & Shri Upendra Malik
(xi)	Tender Inviting Authority	General Manager, Contract (E&M)-I, 2 nd Floor, Jyoti Sadan, NHPC Office Complex, Sector-33, Faridabad-121003 (Haryana), Telefax # 0129-2259925, E-mail: kamesh@nhpc.nic.in
(xii)	Present Contact details for Site	Dulhasti Stage-II HEP, O/o Head of Power Station Dulhasti Power Station Kishtwar UT of J&K-18220 Phone-01995-260361 Email: dulhasti2@nhpc.nic.in

1.2 CRITICAL DATES OF TENDER:

Sl. No.	Particulars	Date & Time
(i)	Publish date and time	10/07/2025 17:00 Hrs (IST)
(ii)	Document Download Start Date & Time	10/07/2025 18:00 Hrs (IST)
(iii)	Document Download End Date & Time	29/09/2025 18:00 Hrs (IST)
(iv)	Online Bid Submission Start Date &	29/08/2025 18:55 Hrs (IST)

	Time	
(v)	Last date of Receipt of queries/ clarification on Bid	24/07/2025 17:00 Hrs (IST)
(vi)	Date & Venue of Pre bid Conference	30/07/2025 15:00 Hrs (IST) <u>Venue:</u> <i>NHPC Limited</i> Contract (E&M) Division, 2nd Floor, Jyoti Sadan, NHPC Office Complex, Sector-33, Faridabad-121003 (Haryana) Or e-Meeting (if required)
(vii)	Online Bid Submission End Date & Time	29/09/2025 18:00 Hrs (IST)
(viii)	Last date of submission of Tender fee, EMD (Bid Security) and other offline supporting document at "General Manager, Contract (E&M)-III, 2nd Floor, Jyoti Sadan, NHPC Office Complex, Sector-33, Faridabad-121003 (Haryana)"	06/10/2025 15:00 Hrs (IST)
(ix)	Bid Opening Date & Time i. Technical bid ii. Price bid	07/10/2025 11:30 Hrs (IST) To be intimated separately.

E-Reverse Auction Event:- If any , to be notified later after e-tendering as per ITB Clause 37.

2.0 ELIGIBILITY CRITERIA FOR BIDDERS:

2.1.1 Bids of those Bidders who have not submitted the requisite Cost of bidding document and EMD (as per ITB Clause 4 & 13) shall not be considered for evaluation.

2.1.1 A Bidders will have to comply with the Provisions of Public Procurement (Preferences to Make in India) Order 2017 notified vide Order No: P-45021/2/2017-BE-II dated 15.06.2017 of DPIIT as amended by order No P-45021/2/2017-BE-II-Part(4) Vol.II dated 19.07.2024 (Appendix-V-A) and subsequent amendment, if any, read with MOP order No. A-1/2021-FSC-Part (5) dated 16.11.2021 (Appendix-V-B) or as amended from time to time.

In this regard, Bidders shall provide certificate from the statutory auditor or cost auditor of the company (in the case of companies) or from a practicing cost accountant or practicing chartered accountant (in respect of suppliers other than

companies), confirming minimum local content along with details of the locations at which the local value addition is made as per Format – Attachment-18, Vol. V-Forms & Procedures.

2.1.2 The bidder(s) shall include the following information and documents with their bids in Qualification Information unless otherwise stated in the ITB:

- a) Copies of original documents defining the constitution or legal status, place of registration, and principal place of business; written power of attorney of the signatory of the Bid to commit the Bidder. Additional information as sought in the Eligibility Form-1 'General Information', ITB shall be provided;
- b) Work experience to demonstrate meeting the criteria stipulated in ITB clause 2.2 shall be provided in Eligibility/ Qualification Form - 2, 2A, 2B, 3, 3A, 3A1, 3A2, 3A3, 4A & 4B of ITB. The specific experience shown shall be supported with certificate(s) from the Owner/ Employer/ Client of the concerned work.
- c) Information on financial criteria stipulated in ITB clause 2 shall be furnished in Eligibility Form-6 of ITB. Documentary evidence in support of the financial criteria shall be submitted to ascertain bidder's meeting the financial criteria.
- d) Other requisite information shall be furnished in Eligibility Form- 1A, 1B, 1C, 5, 5A, 7 & 8 of ITB.

2.2 QUALIFICATION CRITERIA

The qualification will be subject to Bidder's fulfilment of the Qualification Criteria set and stipulated hereunder, substantiated by authentic and relevant information and details. Additional information in support of their claims of achievements may be furnished in any form of their device and design. The Bidder(s) who wish to apply for Tender for the aforesaid work must satisfy the following qualifying criteria:

2.2.1 GENERAL EXPERIENCE:

Experience as a principal contractor or as partner in a Joint Venture or Sub-Contractor approved by the Employer of executing substantially completed large Electromechanical works in Last 20 years of following value of completed work done:

1. One Electro Mechanical work costing not less than INR **269.66** Crore , **Or**
2. Two Electro Mechanical works each costing not less than INR **168.54** Crore, **Or**
3. Three Electro Mechanical works each costing not less than INR **134.83** Crore.

For such works with payment received in other than INR shall be converted in INR by adopting the Exchange rate between that Currency and INR as prevailing on the completion date mentioned in the completion certificate and if month of completion is mentioned in the Completion Certificate, then the exchange rate of last working day of the Month shall be taken. The value of work in INR or converted into INR as above from the currency other than INR shall be enhanced by 7% simple rate per annum up to the date of Bid Opening.

In support of above, bidder should provide copy of work orders along with completion/substantial completion certificate.

2.2.2 SPECIFIC EXPERIENCE:

Successful experience of completed works, either by the bidder Company itself or by the proposed manufacturer(s) (only in case of Main Inlet Valve) who have given authorization to the bidder in required format in Design, manufacturing, erection, testing and commissioning of the following electro-mechanical items and /or works in preceding twenty (20) years:

i. Turbine

- Vertical shaft Francis Turbine having unit rated output of **65 MW** or higher.

ii. Generator

- Vertical shaft Synchronous generator having unit rated output of **76 MVA** or higher.

iii. Main Inlet Valve

- Main Inlet Valve-Butterfly type of diameter **2 m** or more, and rated for Head **67.55 m** or higher

In support of above, the bidder should provide copy of Performance / successful operation certificate for at least 2 years from the date of commissioning issued by Purchaser/ Owner of the equipment.

Note:

- (i) The start and completion date for General Experience & Specific Technical Experience should fall within the preceding twenty (20) years reckoned from the last day of the month previous to the one in which Bids are invited.
- (ii) Experience of Supervision of erection testing and commission of bidder shall also be considered at par with own erection, testing & commissioning of E&M equipment.

- (iii) Substantial Completion is when the works are completed in a condition that it is capable of being occupied and used by Employer for the purpose for which it is intended. Substantial completion shall be based on 80 (eighty) per cent (value wise) or more works completed under the contract. Substantial completion should not be defined in terms of percentage completion, rather it should be based on functional consideration. For contracts under which the bidder participated as a joint venture member or sub-contractor, only the bidder's share, by value, shall be considered to meet this requirement.

Certificate for 'substantial completion' of project/work/asset should contain two parts. Part -I shall contain 'financial value of work done' and part-II shall contain 'certificate of functional completion of project/work/asset'.

- (iv) The evaluation of Bidder's Specific experience for a work executed on JV basis shall be based on his role and scope of work in such joint ventures. To establish his role and scope of work in such Joint Venture contracts, the Bidders shall provide documentary evidence (such as JV Agreement/Contract of the Work) to the extent of experience claimed by him. In case the quantum of work as per experience certificate does not match with the scope of work as defined in the JV agreement, then the experience credentials shall be considered as per the experience certificate issued by the employer /client.
- (v) In case scope of work of individual partners is not clearly defined in the JV agreement then credential of Bidders being partner in a JV shall be decided in the following manner:
- a) Where Specific experience certificate in respect of individual JV partners is available, the same shall be considered to the extent of work executed by such JV partner.
 - b) Where Specific experience certificate is not available, or experience certificate is issued in the name of JV, the evaluation shall be done in the following manner : -
 - i) In case the participation / profit sharing percentage of Bidders as per JV agreement is at least 35%, full credit of the work executed by the JV shall be given to such Bidders.
 - ii) In case the participation / profit sharing percentage of Bidder in JV agreement is less than 35%, no credit of work executed under such JV shall be given to such Bidder.
 - iii) Notwithstanding (i) and (ii) above, in case of availability of Specific experience certificate, (a) above shall apply.

In case both participation share and profit sharing ratio are available in the JV Agreement, participation share shall prevail.

- (vi) For the portion of work executed through a sub-contractor, full experience for that portion of work can be claimed by the Contractor as well as sub-contractor for fulfilling criteria for evaluation of Bidder's specific experience.

2.2.3 FINANCIAL CAPACITY

(i) Turnover:

The bidder should have Minimum average annual turnover of **INR 113 Crores** for the immediately preceding two (02) consecutive financial years.

(ii) Net worth:

The bidder should have positive "Net Worth" in at least 02 (two) Financial years out of the last 03(three) financial years, with the condition of Positive Net Worth in immediately preceding financial year.

'Net Worth' means the aggregate value of the paid-up share capital and all reserves created out of the profits, securities premium account and debit or credit balance of profit and loss account, after deducting the aggregate value of the accumulated losses, deferred expenditure and miscellaneous expenditure not written off, as per the audited balance sheet, but does not include reserves created out of revaluation of assets, write-back of depreciation and amalgamation.

For assessment, relevant pages of Annual Report containing Net worth figure duly certified by Authorized representative of bidders, otherwise, figure duly authenticated by the statutory Auditors should be submitted.

(iii) Working capital:

The working capital (current assets minus current liabilities) shall be at least 2 (two) times the monthly cash flow requirement. The minimum working capital shall not be less than **INR 18 Crores**.

For this purpose, current assets and current liabilities will be considered as classified in the audited balance sheet/equivalent financial statements including profit and loss statement of the immediately preceding financial year. If audited financial statement of the immediately preceding financial year is not available, then the bidder shall submit these statements certified by a Chartered Accountant.

Note:

- i) Other income shall not be considered for arriving at the Annual Turnover.

- ii) The Bidder's financial evaluation vis a vis the requirement as stipulated above shall be done on the basis of duly printed (offset) Annual Report/Equivalent financial statement for the immediately preceding 03 (three) years submitted by the Bidder along with the Bid. In case, bid submission date falls up to 30th September, the annual reports/ Equivalent financial statement up to previous year of the immediate preceding Financial Year shall be considered and for the Tenders having bid Submission date after September, the annual reports/ Equivalent financial statement up to immediate preceding Financial Year shall be considered. Further, standalone audited Annual Financial Statement of Bidder shall be forming part of the Annual Report/ Equivalent financial statement.

In case, if the Bidder has not submitted the above Annual Report/ Equivalent financial statement along with the Bid, then a certificate from CEO/CFO of the Bidder shall be submitted along with Bid mentioning that the requirement of Annual Report as per governing law of country is not mandatory in case of such bidders Equivalent financial statement shall be considered. In such cases duly notarized copies of Audited Printed Annual Financial Statement (Balance Sheet, Profit & Loss Statement, cash flow statement, Auditor's Report thereon including all relevant Schedules/ annexure etc.) for the immediately preceding 3(three) years be submitted by the Bidder along with the Bid. The Annual Financial Statement shall be considered for evaluation in same manner as defined in above Para for consideration of Annual Reports/ Equivalent financial statement.

- iii) In case where Audited financial results for the immediately preceding year are not available, then a statement of account as on the closing date of the immediately preceding financial year depicting the Turnover and Net Worth (calculated as per laid down criteria) duly certified by their Statutory Auditor/ Certified Public Accountant carrying out the statutory audit shall be enclosed with the Bid along with copy of appointment letter of the statutory auditor. The certificate should be issued with Unique Documents Identification Number (UDIN) as per Gazette Notification No.1-CA(7)/192/2019 dated 02.08.2019 or any other document Identification number issued to Certified public Accountants by their respective Institute, if applicable.
- iv) Wherever, the Annual Report/ duly notarized copies of Audited Printed Annual Financial Statement are in language other than English, then copy duly translated & printed in English language and certified by approved/ recognized English translator shall be submitted with the Bid.
- v) The qualification given by statutory Auditors on the Financial Statements which have impact on Net Worth, Turnover, Working Capital or any other financial item shall be taken into account for calculating the above financial parameters of Qualifying Criteria.
- vi) For conversion to US\$ the exchange rate at the end of the respective accounting year shall be considered.
- vii) For working out the turnover and working capital criteria, the bidder's figures which could be in any currency, the respective year figures of turnover & working capital from the Annual Statement shall be converted to US\$ equivalent

by adopting the exchange rate(s) prevailing on the last date of the respective accounting year(s)

viii) For the purpose of compliance to the stipulated turnover criteria given at Financial Criteria, the relevant turnover from Joint Venture(s) as declared in the Joint Venture Agreement shall also be considered.

The proportionate JV Turnover shall be certified by their Chartered Accountant in the absence of not appearing the same in Audited Financial Statement.

2.2.4 BID CAPACITY:

The available Bid capacity of the Bidder at the time of submission of Price bid, calculated as under should not be less than **INR 337.08 Crores**.

Available Bid capacity = $(2.0 \times A \times N) - B$

Where;

A= Indexed value of Maximum value of Works executed (in an ongoing or completed project) in any one year during last 5 (five) years, keeping index of inflation as 6% (compounded annually) for calculating 'A' at present price level.

N = Number of years prescribed for completion of the subject contract package i.e., $38/12 = 3.17$ years.

B = Value of existing commitments (as on last date of bid submission) and on-going works to be completed in next "N" years.

The bid capacity shall be assessed at the time of submission of Bid and should not be less than the estimated cost of the work

For Conversion to INR the exchange rate at the end of the respective accounting year shall be considered.

Notes:

1. *The Eligibility Form-4A & 4B be duly filled up and certified by CA/ CMA/ Public Certified Accountant in this regard.*

2.2.5 JOINT VENTURE BIDDERS:

Joint Venture bids shall comply with the following minimum qualifying requirements:

- (i) The number of partners in the joint ventures not to exceed two (02) with one of the partners designated as Lead Partner.
- (ii) The lead partner to fully meet the following:
 - General experience criteria as specified in Para 2.2.1,
 - Average annual turnover not less than 50% of the criteria specified in para 2.2.3 (i),

- Working capital criteria as specified in Para 2.2.3 (iii),
 - Specific Experience Criteria for the Critical Component works as specified in Para 2.2.2 (i) & (ii).
- (iii) The other partner to individually meet the following requirements :
- Average annual turnover not less than 20% of the criteria specified in Para 2.2.3 (i),
 - Specific experience Criteria for the Component as specified in Para 2.2.2 (iii).
- (iv) All the partners of the joint venture to individually fulfil the Net worth criteria as specified in Para 2.2.3 (ii).
- (v) The joint venture to collectively satisfy, as a whole, the financial as well as the technical requirements specified.
- (vi) The 'Bid Capacity' as specified in para 2.2.4 should be satisfied by individual partner of Joint Venture in proportion to their participation share of works in Joint Venture.
- (vii) The parties shall be required to form the JV before Submission of Bids which shall be evinced by submitting a copy of the JV agreement already entered into for the purpose. The JV agreement should contain role & responsibility of each constituent, the proposed participation share of each partner along with the item of work to be executed by each partner. It shall also be brought out in the JV agreement that in case the contract is awarded to the JV, each partner of the JV shall be responsible for execution of that item of work for which he claims to have specific construction experience.
- (viii) The lead partner of the JV should have at least 50% share.

2.2.6 BIDDERS WITH MANUFACTURERS:

Bidders are allowed to participate by associating the manufacturers i.e. specific experience requirement can be met through proposed manufacturers and the criteria to be met by such bidder company shall be as follows:-

- (i) The bidder himself to fully meet the following:
- General experience criteria specified in Para 2.2.1,
 - All criteria mentioned under financial capacity under Para 2.2.3 & 2.2.4,
 - Specific Experience criteria for the critical component works i.e. Turbine [Para 2.2.2 (i)] and Generator [Para 2.2.2 (ii)] specified in the document.

- (ii) The number of manufacturers not to exceed two (2) for meeting the specific experience criteria for Main Inlet Valve (MIV) - Para 2.2.2 (iii).
- (iii) The proposed manufacturer(s) should submit separate undertakings that the manufacturers shall be responsible for execution of that item of work i.e. for which they claim to have specific experience.
- (iv) The bidder and his proposed manufacturer(s) should collectively satisfy as a whole all the specified experience requirements.
- (v) The associate manufacturer(s) shall submit Performance Bank Guarantee equivalent to 5% of value of Work in addition to the Performance Bank Guarantee for whole contract submitted by the bidder on award of Work (as per Form-17 of Vol. V, Form & Procedures).

2.2.7 BIDS BY MERGED/ ACQUIRED/ SUBSIDIARY COMPANIES:

In case of a Bidder Company, formed after merger and/or acquisition of other companies, past experience and other antecedents of the merged/ acquired companies will be considered for qualification of such Bidder Company provided such Bidder Company continues to own the requisite assets and resources of the merged/acquired companies needed for execution and successful implementation of the work package put to tender.

If the Bidder Company is a Subsidiary Company and applies for qualification on the unconditional technical and financial strength of the Parent/ Holding Company, the same shall be considered provided the Parent/Holding Company commits to sign a Separate Agreement (as per Proforma enclosed at Form 14 or Form 15 of Vol. V Forms and Procedures, as the case may be) with NHPC Limited confirming full support for the General, Specific and Financial requirements of the Subsidiary Company and commits to take up the works itself in case of non-performance by the Subsidiary Company in the event of award of the works to the Bidder Subsidiary Company. An undertaking by the Parent/ Holding Company (as per Proforma enclosed at Form 13 of Vol. V Forms & Procedures) to this effect shall be submitted along with the bid. A Subsidiary Company intending to qualify on the strength of Parent/ Holding Company shall not be allowed to participate as a 'Sub-Contractor / Manufacturer'.

For the purpose stated herein above in this clause, 'Parent Company' shall mean the 'Holding Company' owning majority (more than 50%) shares of such Bidder (Subsidiary) Company. Similarly by extensions of this interpretation, if "A" is owned by a 'Holding Company' "B" which in turn is owned by another 'Holding Company' "C", then "C" is construed as the 'Parent Company' of "A" as well as "B" and so on. An apex 'Parent Company' may own number of independent Subsidiary/Group

Companies and if any of these Subsidiary/ Group Company commits assured support and unhindered access to its assets and resources to another Subsidiary/ Group Company (Bidder in this case) under the same apex 'Parent Company' then experience and other credentials of such Subsidiary/Group Company shall be considered for qualification of the Bidder Subsidiary Company provided such commitment is evidenced/authorized and guaranteed by the apex 'Parent Company'.

In case Bidder Company (Subsidiary Company) gets qualified and awarded the work package, the Bidder Company (Subsidiary Company) will be required to furnish an additional performance bank guarantee of value equivalent to 5 (five) percent of the Contract Price or portion of work (Where the Subsidiary Company is Joint Venture Partner) as the case may be (as per Proforma enclosed at Form-16 of Vol. V Forms & Procedures), in addition to normal Performance Bank Guarantee to be submitted by the Bidder Company to the Employer besides entering into a separate Agreement by the Parent/Holding Company (as per Proforma enclosed at Form-14 or Form 15 of Vol. V- Forms & Procedures, as the case may be). The experience of subsidiary companies of the Parent/ Holding Company will be considered experience of the Parent/ Holding Company.

2.2.8 BIDS OF ANY INSOLVENT FIRM:

The Bidder or Partner of JV, against whom an application for initiating corporate insolvency resolution process has been admitted by the Adjudicating Authority under the Insolvency and Bankruptcy code 2016, or as amended from time to time (IBC 2016 hereafter) (equivalent laws of the country where the firm has been incorporated / registered shall be applicable), shall not be eligible for bidding. The same shall also be applicable to the bidder company who has taken unconditional technical and/or financial support from their Parent/Holding company, against whom an application for initiating corporate insolvency resolution process has been admitted by the Adjudicating Authority under the Insolvency and Bankruptcy Code 2016, or as amended from time to time (equivalent laws of the country where the firm has been incorporated / registered shall be applicable).

In case, bidder or partner of JV in respect of whom any application for initiating corporate insolvency resolution process was not admitted at the time of submission of bid but subsequently during the period of evaluation of bids or any time before the work is awarded, any such application is admitted by the Adjudicating Authority under the IBC 2016 (equivalent laws of the country where the firm has been incorporated / registered shall be applicable), the bidder shall be considered as ineligible and his bid shall be rejected.

An undertaking that "no insolvency proceedings are admitted by the Adjudicating Authority against bidder or partner of JV under the IBC 2016 (equivalent laws of the

country where the firm has been incorporated / registered shall be applicable)” shall be submitted on letter head duly signed by the authorized representative of bidder or all the partners of JV.

Further, the bidder after submitting the bid till the time of award of work, shall inform NHPC regarding any admission of application for corporate insolvency resolution process by the Adjudicating Authority under the IBC 2016 (equivalent laws of the country where the firm has been incorporated / registered shall be applicable) against bidder or partner of JV and any suppression of such fact shall render the bidder liable for rejection of his bid and banning of business dealing as per terms and conditions of Guidelines of banning of business dealings under Integrity Pact.

- 2.3** The Employer may impose certain restrictions on the foreign companies participating in any form and their employees in view of the National Security, in the Project situated in the sensitive region and border areas. The Employer shall obtain clearance of Govt. of India regarding security implications prior to qualification of such company. The Employer would evaluate and determine the optimum number of foreign employees required to be deployed at the works site, being awarded or sub-contracted to a foreign companies, keeping in view the requirements of works, location and technical necessities. The number of foreign employee would be kept to the minimum and shall be limited to only technical/supervisory staff. The bidder shall provide the details (passports details, job profile/ expertise, location and duration of stay etc.) and Company information for security clearance as per Eligibility Form-1 B & C for foreign nationals proposed to be engaged at Site.

Further, bidders shall ensure from foreign companies/Sub-Contractors/Vendors participating in any form from countries which share land border with India shall comply with the provisions of “ Restrictions under Rule 144(xi) of the General financial Rules (GFRs) 2017 ”dated 23.07.2020 and subsequent clarifications/ amendments ,if any,

Bidders have to submit certificate in accordance with Form 1B, 1C,-Vol.-0 ITB (as per applicability). As per said order, if such certificate(s) given by a bidder whose bid is accepted is found to be false, this would be a ground for termination and further legal action in accordance with law.

- 2.4** No member of JV/ Bidder (including sub-Contractor) should have been banned/ de-listed/ black listed/ debarred from business on the grounds mentioned in para 6 of Guidelines of Banning of Business Dealings and further have not been declared ineligible under para 6 of Guidelines of Banning of Business Dealings (Annexure-A) to Integrity Pact, ITB Clause 36. Self- declaration in this regard is to be submitted as per Proforma enclosed at Attachment - 7 (Vol. V Forms & Procedures).

- 2.5** To improve transparency and fairness in tendering process the Employer is implementing Integrity Pact as per Clause 36 of ITB. The bidder must submit the Integrity Pact as per Proforma [Attachment - 9 to Bid Form Vol. V (Forms & Procedures)] duly signed as per Clause 36 of ITB.

Pre-contract Integrity Pact is to be executed on plain paper at the time of Submission of Bid. The successful bidder (Contractor) shall submit duly executed integrity Pact on non-judicial Stamp Paper of appropriate value prior to signing of Notification of Award.

To oversee the compliance of obligation under the Integrity Pact, Sh. Prabhash Singh, Dr. Vinod Aggarwal and Sh. Shri Upendra Malik have been appointed as Independent External Monitor(s) (IEMs) by the Owner. The Contact Address of IEM is as under:-

Name of IEM	Sh. Prabhash Singh, ITS (Retd.)	Dr. Vinod Aggarwal, IAS (Retd.)	Shri Upendra Malik, CES (Retd.)
Address:	E7, M702, Housing Board Colony, Arera Colony, Bhopal, M.P. – 462016 Email: srgmhrbpl@gmail.com	B-103, Sarvodaya Enclave, 2nd Floor, New Delhi-110017E-mail: iem.nhpc@gmail.com	B-108, NSG Society, Plot-02, Pocket-6, Builders Area, Greater Noida-201315(UP) e-mail: upendra.malik@gmail.com

- 2.6** Bids of only those prospective Bidders who have downloaded the Bid Documents are meeting the Eligibility Criteria specified above will be considered for evaluation and award of the Contract. Bidders will submit requisite supporting documents and testimonials with their Bids to prove their credentials and claim of meeting the Eligibility Criteria.

- 2.7** The Employer reserves the right to:

- (a) amend the scope of work to be tendered.
- (b) reject or accept any Bid for reasons including national defence and security consideration; and
- (c) cancel the bidding process and reject all bids, without assigning any reasons thereof

The Employer will not be liable for any such actions. However, the bidder(s), who wish to seek reasons for such decision of cancellation/rejection, shall be informed of the same by Employer unless its disclosure reasonably could be expected to affect the sovereignty and integrity of India, the security, strategic, scientific or economic interest of the State, relation with foreign state or lead to incitement of an

offence.

- 3.0** The details/ information regarding online tendering i.e. Registration on CPP portal, Preparation of Bid and Submission of bid are available in the tender document as well as on CPP Portal under “Bidders Manual Kit”.

Note:

- 1. Mere downloading of Bid document by prospective Bidder shall not be construed that such a bidder automatically fulfills the prescribed eligibility criteria. Whether the bidder meets the specific eligibility criteria or not, shall be checked or ascertained, on opening their bids by scrutinizing documentary evidences furnished by them along with their bid.*
- 2. In the event of the specified date for the submission of bids being declared a holiday for the Client, the hard copies of the documents will be received up to the specified time on the next working day. However, the date and time for online submission of the bids shall continue to be the date and time specified above or any amendments for the same.*
- 3. In case the last date of online bid submission and due date of opening of bids is auto-extended on CPP portal, the last date of submission of offline supporting documents shall be one working day previous to the extended due date of opening of bids and time shall be 1700 Hrs. (Saturday & Sunday are non-working days in Corporate Office, NHPC Limited, Faridabad).*

For & on behalf of NHPC Ltd.

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