

OIL INDIA LIMITED
(A Government of India Enterprise)
P.O. Duliajan – 786602, Assam, India
Website: www.oil-india.com

Corrigendum No. 1 to IFB No. CPI6560P21

Construction and Comprehensive Operation and Maintenance for Seven Towers of G+6 storied New Residential Complex in Oil India Limited, Duliajan, Distt. Dibrugarh (Assam)

1. This Corrigendum is issued to notify the following:
 - a) The Revised Bid Evaluation Criteria (BEC) in Part-2 of the Tender under Two-Bid System is attached herewith as **Annexure – A**.
 - b) Extension of the Bid Closing/ Technical Bid Opening Date as under:
 - i) **Bid Closing Date & Time** : 27.04.2021, 11:00 hrs. IST.
 - ii) **Technical Bid Opening Date & Time** : 27.04.2021, 14:00 hrs. IST.
2. All other terms and conditions of the tender remain unaltered.
3. All the prospective bidders are requested to regularly visit OIL's Website: www.oil-india.com and e-procurement portal <https://etender.srm.oilindia.in/irj/portal> for further announcements/latest information related to this tender.
4. Bidder to submit this Corrigendum No. 1 along with **Annexure – A** duly signed & stamped in all pages as token of acceptance and shall upload this document in the un-priced folder of the e- bid.

Annexure – A to Corrigendum No. 1

PART - 2 **BID EVALUATION CRITERIA (BEC)**

The bid shall conform generally to the specifications and terms and conditions given in this bid document. Bids shall be rejected in case the services offered do not conform to required parameters stipulated in the technical specifications. Notwithstanding the general conformity of the bids to the stipulated specifications, the following requirements will have to be particularly met by the Bidders without which the same will be considered as non-responsive and rejected. Bidders are advised not to take any exception/deviations to the bid document.

1.0 TECHNICAL CRITERIA:

- 1.1 Any offer which does not include all the jobs/services mentioned in the Scope of work will be considered as incomplete and rejected.
- 1.2 The Bidder must have Experience of having successfully executed atleast one (01) similar job valuing not less than **INR 62.14 Crore** for any Central /State Govt. Departments or Central/State PSUs/Autonomous bodies or Public Limited or Private Limited Company, during last 07 (seven) years to be reckoned from the original Bid Closing date. The project, for which the above experience is claimed, should have been satisfactorily completed and/or handed over prior to the date of bid closing. The bidder shall furnish necessary documentary evidences in the form of experience certificate(s) issued by the organization to whom such service has been rendered or a copy of contract/work order and completion certificate / payment certificate issued by the client against the said contract, failing which the offer will be rejected.

Note: ‘Similar job/Works’ means ‘Construction of Multi-Storied (Minimum G+4) RCC Framed Structure of Residential / Non-residential buildings including services like Electrification, Sanitary & Water Supply, Drainage, Road/Approach works.

In respect of the above eligibility criteria the bidders are required to ensure that the certificates should contain atleast the following information:

- a) Tender/Contract/Work Order Number with date
- b) Description of the job
- c) Work Period / Completion date
- d) Executed Value of contract
- e) Name and address of Employer/Issuing authority for such Work Order for each experience certificate

Note to Technical Criteria:

- (i) Only those works shall be considered for evaluations which have been executed by the bidder as Construction Contractor for Govt. organization /Public Limited/Private Limited Company. Therefore, bidders are advised to submit 'Past Experience' accordingly.
- (ii) Contract/Work Order and job Completion Certificate or any other documents from their clients which can substantiate their claim towards experience.
- (iii) For running Contract, works being executed by the prospective bidders shall also be considered, only if the payment obtained prior to original bid closing date is equal to or more than **INR 62.14 Crore** and the bidder has to submit recent Certificate of payment showing total value of works done prior to the original Bid Closing date along with satisfactory service execution certificate issued by the user.
- (iv) Bidder's performance for each of the qualifying work completed in the last Seven years should be certified by an officer not below the rank of Executive Engineer/Project Manager or equivalent.
- (v) Job executed by a bidder for its own organization / subsidiary shall not be considered as experience for the purpose of meeting BEC.
- (vi) Bids from Consortium and Joint Venture (JV) are not permitted against this tender.
- (viii) The Bidder shall have a valid Electrical Contractor's License issued by State Electrical Licensing board. However, in case the bidder does not have a valid Electrical Contractor's License, they should provide an undertaking as per Annexure-B certifying that in case of award of contract to the bidder, the bidder shall ensure that all electrical jobs shall be executed by a sub-contractor OR self with valid Electrical Contractor's License.

2.0 FINANCIAL CRITERIA:

- a) Annual Turnover of the Bidder:** The bidder must have Annual Financial Turnover of at least **INR 31.07 Crore** in any one of the preceding three (03) Financial/Accounting Year(s) from the Original Bid Closing Date (BCD) as per the Audited Annual Reports.
- b) Net Worth :** The financial Net Worth of the bidder must be **Positive** and should be equal or higher than **INR 9.32 Crore** as per the immediate preceding audited financial result to be considered from the original Bid Closing Date (BCD).

Note: Net worth shall mean: " Share capital + Reserves created out of profits and securities Premium - account (excluding re-valuation reserves) – deferred expenditure - Miscellaneous Expenditure to the extent not written off and carried forward Loss - Reserves created out of write back of depreciation and amalgamation.

- c) **Working Capital Requirement:** The Working Capital of the Bidder must be at least **INR 9.32 Crore** as per the immediate preceding audited financial result to be considered from the original Bid Closing Date (BCD). In case the Working Capital is short the bidder can supplement the same through line of credit from a scheduled commercial bank having Net Worth more than INR 100 Crore as per enclosed format (**Annexure-II A**).

In addition to above the bidder should submit a financial resource/cash flow plan for execution of this contract.

Working Capital shall mean "Current Assets minus Current liabilities" as per latest year's audited consolidated annual Financial Statements.

- d) **Bid Capacity:** The bidding capacity of the contractor should be equal to or more than **INR 62.14 Cr.**

The bidding capacity shall be worked out by the following formula:

$$\text{Bidding Capacity} = [A \times 1.5] - B$$

Where,

A = Maximum annual turnover in any one of the preceding three financial years

B = Commitments in next twelve months from the date of expiry of the bid validity as per **Annexure-II B**.

- e) **Debt Equity Ratio:** Debt equity ratio of the bidder should not be more than 2:1 as per immediate preceding audited financial year result. Debt equity ratio shall mean long term Borrowings/ Net-worth.

Note to clause 2.0 : Considering the time required for preparation of Financial Statements, if the last date of preceding financial/accounting year falls within the preceding six months reckoned from the original bid closing date and the Financial Statements of the preceding financial/accounting year are not available with the bidder, then the financial turnover of the previous three financial/accounting years excluding the preceding financial/accounting year will be considered.

In such cases, the Net Worth, Bid Capacity, Debt to Equity Ratio etc. of the previous financial/accounting year excluding the preceding financial/accounting year will be considered. However, the bidder has to submit an affidavit/undertaking as per enclosed format (**Annexure-IIC**) certifying that the balance sheet/Financial Statements for the financial year (as the case may be) has not been audited so far (up to the bid submission date).

- 2.1 While submitting his bid, bidder will have to provide categorical confirmation to below requirements; otherwise his bid will be rejected.

In the event of award, the contractor (if having a CC/OD facility with any bank) shall open a project specific CC/OD account with a bank with whom it has 10% or more of aggregate exposure (sanctioned fund based and non-fund based credit facilities) to the banking system, located in the vicinity where the project is executed. In case the contractor is not having a CC/OD facility with any bank, they may open a current account with full operating facilities as per RBI guidelines.

The contractor shall deposit an amount equal to 10% of the annualised contract value within 15 days from the date of issue of LOA. All payments against the contract shall be remitted to the project specific account. Any withdrawal from this account shall be only after the first payment against the contract is made by OIL. At any point of time, the minimum balance after first remittance by OIL against invoice from the contractor shall remain 5% of the annualised contract value.

In case the financial statement submitted by the bidder are in currencies other than INR, BC selling rate (applicable for value above Rs. 10 lakh) declared by State Bank of India prevailing on one day prior to bid closing date shall be considered for converting it into INR.

Note(s)

1. For proof of Annual Turnover & Net Worth the following document must be submitted along with the bid:-
 - (i) A certificate issued by a practicing Chartered/Cost Accountant (with Membership Number and Firm Registration Number), certifying the Annual turnover, Net worth, **Working Capital, Bid Capacity & Debt-Equity Ratio** as per format prescribed in prescribed in **Sub- Proforma XC**.
AND
 - (ii) Audited Balance Sheet along with Profit & Loss account.
2. In case the bidder is a Central Govt. Organization/PSU/State Govt. Organization/Semi-State Govt. Organization or any other Central/State Govt. Undertaking, where the auditor is appointed only after the approval of Comptroller and Auditor General (CAG) of India and the Central Government, their certificates may be accepted even though FRN is not available. However, the bidder is to provide documentary evidence for the same.
3. In case the audited Balance sheet and Profit & Loss Account submitted are in currencies other than INR or USD, the same shall be converted in equivalent INR or USD considering the foreign exchange rate (SBI TT Selling Rate) as on the date of balance sheet.
4. Mention of UDIN (Unique Document Identification Number) is mandatory for all Certificates including audited financial statement/**audited** report issued by Chartered Accountant in Practice w.e.f. February 1, 2019.

3.0 DOCUMENTARY EVIDENCES TO BE SUBMITTED BY THE BIDDERS IN SUPPORT OF THEIR BIDS:

Bidders must furnish documentary evidences in support of fulfilling the entire above requirement as under:

- a) P.O/Work Order and job Completion Certificate or any other documents from their clients which can substantiate their claim towards experience.
- b) Company Profile, address, concerned person and his/her contact details, organizational set up with details of professional technical and financial capabilities of client with reference to Para 3(a).
- c) Documents in the form of copies of relevant pages of Contract and Completion Certificate or final bill payment documents etc. or any other documents issued by their clients in support of executing the job as mentioned in the Scope of Work/Terms of Reference/Technical Specification of the bidding document, during last 7 years prior to the bid closing date of the tender.
- d) Bidder will have to submit Project Execution & Management/ Planning & Scheduling methodology for the project.
- e) Proposed Overall Project Schedule (from the date of LOA till 'final commissioning and handover in line with project duration specified in the tender) in network form showing all the details.
- f) Organizational set up for Planning, Scheduling, Procurement & Project Management, Construction Management, Quality Management, Inspection & expediting and Monitoring & Control at Contractor's Design Office and Site Office.
- g) Resource Deployment plan to meet the project plan as per schedule.
- h) Health, Safety and Environment (HSE) policies, implementation procedures in line with internationality accepted practices and statistics covering the last five (5) years.
- i) LTIFR track record for last three (3) years.
- j) List of policies, procedures and quality assurance & quality control practices currently in place for execution of similar work.

All documents submitted with bid must be self-certified by the bidder's authorized person signing the bid and duly authenticated as mentioned elsewhere in the bidding document.

NOTE: In case Bidder has executed and completed a Composite work in a single contract which includes the qualifying work(s) stated under Clause No. 1.2 in (BEC) above, then value of such qualifying work(s) out of total value of composite work shall be considered for the purpose of evaluation.

For qualification based on 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/Prices (SOR/P), Copy of relevant pages of contract, Copy of relevant pages of final bill certified by their OWNER for establishing requirement of BQC or written letter from their Owner specifying the

nature of work with quantities and values shall be submitted for qualification.

4.0 COMMERCIAL – BID SUBMISSION

- 4.1 Bids shall be submitted under single stage two Bid system i.e. Technical Bid and Priced Bid separately in the OIL's e-Tender portal. The Technical Bid is to be uploaded as per Scope of Work & Technical Specification of the tender in **“Technical RFX Response” Tab** and Priced Bid uploaded in the **“Notes & Attachments” Tab**. Bids shall be rejected outright if the prices are indicated in the technical bids. Bids not conforming to this two bid system shall be rejected outright.
- 4.2 Except for the provisions of escalation provided elsewhere in the bidding document, bidder shall offer firm prices. Price quoted by the successful bidder must remain firm during the execution of the contract and not subject to variation on any account unless mentioned otherwise in the bidding document.
- 4.3 Bids with shorter validity will be rejected as being non-responsive.
- 4.4 Bid Security/EMD is not applicable for this tender. However, all the bidders shall be required to submit along with the technical bid a “Bid Security Declaration” as per **Annexure-II-D** accepting that if they withdraw or modify their bids during the period of validity, or if they are awarded the contract and they fail to sign the contract, or to submit a performance security within the deadline defined in the NIT, they will be suspended for a period of two years. This suspension of two years shall be automatic without conducting any enquiry. Format for “Bid Security Declaration” to be submitted along with the technical bid, is enclosed herewith.
- 4.5 The Integrity Pact must be uploaded in OIL's E-Procurement portal along with the Technical Bid digitally signed by the same signatory who digitally signed the Bid i.e. who is duly authorized to sign the Bid. If any bidder refuses to sign Integrity Pact or declines to submit the Integrity Pact, their bid will be rejected.
- 4.6 Physical Bids, if any received from the bidders, shall not be considered and will be rejected.
- 4.7 Bids submitted after the Bid Closing Date and Time will be rejected.
- 4.8 Bids received through the e-procurement portal shall only be accepted. Bids received in any other form shall not be accepted.

- 4.9 The bid documents are non-transferable. Bid can only be submitted in the name of the bidder in whose name the User ID and Password have been issued. Unsolicited bids will not be considered and will be straightway rejected.
- 4.10 Bids shall be typed or written in indelible ink and shall be digitally signed by the bidder or his authorized representative.
- 4.11 Any physical documents wherever called for, submitted by bidders shall contain no interlineations, white fluid erasures or overwriting except as necessary to correct errors made by the Bidder, in which case such correction shall be initialled by the person or persons who has/have digitally signed the Bid.
- 4.12 Any Bid containing false statement will be rejected.
- 4.13 Bidders must quote clearly and strictly in accordance with the price schedule outlined in “Price Bid Format” of Bid Document; otherwise the Bid will be summarily rejected.
- 4.14 Bidders shall quote directly and not through their Agent/ Representative/Retainer/Associate. Bids submitted by Indian Agent /Representative/Retainer/Associate on behalf of their foreign principals will not be considered and will be rejected straightway.
- 4.15 Bidder must accept and comply with the following clauses as given in the Bid Document in Toto failing which bid will be rejected:
- (a) Performance Guarantee Clause
 - (b) Force Majeure Clause
 - (c) Tax Liabilities Clause
 - (d) Arbitration Clause
 - (e) Acceptance of Jurisdiction and Applicable Law
 - (f) Liquidated damage and penalty clause
 - (g) Safety, Environment & Labour Law
 - (h) Termination Clause
 - (i) Integrity Pact
 - (j) Guarantee of material/ work
 - (k) Scope of work
 - (l) Delivery/ completion schedule
 - (m) Price schedule
 - (n) Period of validity of bid
 - (o) EMD/ Bid bond

5.0 PRICE BID EVALUATION (Part of BEC) :

The bids conforming to the technical specifications, terms and conditions stipulated in the bidding document and considered to be responsive subjecting to Bid Rejection Criteria will be considered for further evaluation as given below:

- 5.1 If there is any discrepancy between the unit price and the total price, the unit price will prevail and the total price shall be corrected. Similarly, if there is any discrepancy between words and figure, the amounts in words shall prevail and will be adopted for evaluation.
- 5.2 The bidders must quote their charges/rates in the manner as called for vide "Schedule of Rates/Price (Form SOR/P)
- 5.3 Conditional rebate, if any, offered by any bidder shall not be considered in Bid evaluation.

5.4 The Contract Price shall be calculated as follows:-

The bids shall be evaluated on the basis of **Grand Total Price** for the entire scope against the listed BOQ covered under this bid document.

Evaluated bid-price of all bidders shall be compared among themselves to determine the lowest evaluated bid and as a result of this comparison; the lowest bid will be selected for award of contract.

The GST resultant figure will be considered exclusive for purpose of determining the L1 Prices. However, applicable GST as per statutory requirement will be payable to the successful bidder in case of award.

- 6.0 Purchase preference clause:** Purchase preferences to MSE, CPSE etc. will not be Applicable.

7.0 GENERAL:

- 7.1 In case bidder takes exception to any clause of bid document not covered under BEC, then the Company (OIL) has the discretion to load or reject the offer on account of such exception if the bidder does not withdraw/modify the deviation when/as advised by the Company (OIL). The loading so done by the Company (OIL) will be final and binding on the bidders. To ascertain the inter-se-ranking, the comparison of the responsive bids will be made subject to loading for any deviation. The Commercial Bids shall be evaluated taking into account the rates quoted in the Price Bid Format. No deviations will what so ever be accepted in the clauses covered under BEC-BRC.
- 7.2 To ascertain the substantial responsiveness of the Bid, the Company (OIL) reserves the right to ask the bidder for clarification in respect of

clauses covered under BEC also and such clarifications fulfilling the BEC clauses in to must be received on or before the dead line given by the Company (OIL) failing which the offer will be summarily rejected. However, mere submission of such clarification shall not make the offer responsive, unless company is satisfied with the substantial responsiveness of the offer.

- 7.3 If any of the clauses in the BEC contradicts with other clauses of the Bid Document elsewhere, then the clauses in the BEC shall prevail.
- 7.4 The originals of documents [furnished by bidder(s)] shall have to be produced by bidder(s) to OIL as and when asked for.
- 7.5 The original bid closing date shall be considered by OIL for evaluation of BEC/BRC Criteria even in case of any extension of the original bid closing date.
- 7.6 To ascertain the substantial responsiveness of the bids, Company reserves the right to ask the bidder for clarification in respect of clauses covered under BRC also and such clarification fulfilling the BEC/BRC clauses in toto must be received on or before the deadline given by the company, failing which the offer will be summarily rejected.
- 7.7 If there is any discrepancy between the unit price and total price, the unit price will prevail and total price shall be corrected. Similarly, if there is any discrepancy between words and figure, the amount in words shall prevail and will be adopted for evaluation.

8.0 BID REJECTION CRITERIA

- 8.1 Exception and deviations taken elsewhere in the bid documents (*other than provided in the Proforma-C Statement of Non-compliance to be submitted by the bidder*) will result in bid getting rejected.
- 8.2 Owner/Consultant reserves the right to verify the authenticity of digital signature. In case digital signature is not authorised, the bid shall rejected.
- 8.3 If a bidder submits prices in un-priced part of bid, the bid shall be rejected.

9.0 OTHER CONFIRMATIONS FROM BIDDER:

While submitting bid, bidder will have to provide categorical confirmation to the requirements mentioned below; otherwise bid will be rejected:

- 9.1 The successful Bidder shall open a Project Specific Account (for details Ref. Clause 2.1 under FINANCIAL CRITERIA above) wherein all receipts and payments in respect of the Contract are to be routed through this account only.
- 9.2 The RA bills of the contractor will be processed when the monthly bank account statement is submitted to OIL along with the bill and it is established that the withdrawn money has been utilized only for the project work. Along with each RA bill the Contractor will have to submit the proof of payments being made to its sub-vendors and sub-contractors.
- 9.3 If during the course of the project execution, it is established that the project progress is getting affected due to non-payment Construction Contractor to its sub-vendors and sub-contractors than OIL will have the right to make direct payments to these sub-vendors and sub-contractors from Construction Contractor RA bill final payable amount (after effecting statutory deductions as applicable) at total and risk and cost of Construction Contractor.
- 9.4 The bidder will not be able to use this account for entering into any type of mortgage/loan/factoring arrangement with other financial institutions during the course of the contract execution with OIL without the written consent of OIL.

**FORMAT FOR CHARTERED ACCOUNTANT/STATUTORY AUDITOR
CERTIFICATE FOR FINANCIAL CAPABILITY OF THE BIDDER**

Following financial data has been extracted from Audited Financial Statement of M/S..... (Name of the bidder) and certify the following:

A. ANNUAL TURNOVER OF LAST 3 AUDITED FINANCIAL YEARS

Year	Amount (Currency)
Year 1:	
Year 2:	
Year 3:	

B. FINANCIAL DATA FOR LAST AUDITED FINANCIAL YEAR

Description	Financial Year
	Amount (Currency)
1. Current Assets	
2. Current Liabilities	
3. Working Capital	
4. Net Worth	
5. Debt – Equity Ratio	
6. Bid Capacity	

Name of Audit Firm:
Accountant]
Firm Registration Number:
Date:

[Signature of Chartered
Name:
Seal:
Membership no.
UDIN : _____

1. Bid Capacity should be strictly as per BRC 2.0 (d) and the Commitments for the next 12 months from the date of expiry of bid validity should be considered as per the declaration made in Annexure - IIB. This certificate is to be submitted on the letter head of Chartered Accountant.

Any Financial Data except for the commitments as referred in BRC 2.0 (d) should be obtained from the Audited Financial Statements.

ANNEXURE-II-A

Format for Line of Credit from Scheduled commercial bank Confirmation from the bank for the availability of unutilized line of credit:

We (Name of bank) having our registered office at hereby confirm the company M/s (Bidder) having registered office at is having account with our bank. Presently the credit limits of the company are as under:

Item	INR
Sanctioned Line of Credit	
Utilized Line of Credit	
Balance Line of Credit	

We further confirm that we are scheduled commercial bank having Net Worth more than INR 100 Crore.

Authorized Signatory of Bank

ANNEXURE -II-B

DECLARATION BY BIDDER REGARDING CONCURRENT COMMITMENT

I/We ----- age----- son of-----					
do hereby solemnly affirm and declare as follows for and on behalf of the Firm					
LIST OF EXISTING COMMITMENT AND ONGOING WORKS					
Sr. No.	Name of Works	Client Name & Address	Work Order Value (INR)	Work executed till date of submission of bid. Work done value. (INR)	Assessed value of commitments to be executed in next 12 months from the date of expiry of the Original Bid validity date. (INR)
(1)	(2)	(3)	(4)	(5)	(6)
Total of Column No (6)					
It is certified that the above particulars furnished are true and correct. If any information given is found to be misleading at the time of evaluation of the tender or at a later date, OIL will have the authority to take necessary action as per provision of the Contract and as per laid down procedure of the Company (OIL).					
Note:-					
i) This declaration shall be made letter head of Chartered Accountant duly Signed & Sealed and Stamp by the Bidder (AUTHORISED SIGNATORY HAVINGPOWER OF ATTORNEY) & to be Notarised.					
ii) The Concurrent Financial Commitment shall have to be for all Segments of Company's business operation, which contribute to the Turnover of the Company.					

Note: Accuracy level of assessed commitments as per total of column 6 above should be within +/- 10%

ANNEXURE -II-C

(TO BE EXECUTED BY THE AUTHORIZED SIGNATORY OF THE BIDDER ON THE
OFFICIAL LETTER HEAD OF THE BIDDER)

CERTIFICATE OF COMPLIANCE TO FINANCIAL CRITERIA

Ref.: Note under Clause 2.0 Financial Criteria of BEC-BRC of
Tender No. CPI6560P21

I _____ the authorized signatory(s) of
_____ (Company or Firm name with address) do
hereby solemnly affirm and declare/ undertake as under:

The balance sheet/Financial Statements for the financial year _____ have
actually not been audited as on the Original Bid Closing Date.

Yours faithfully,

For (type name of the firm here)

Signature of Authorized Signatory

Name:

Designation:

Phone No.

Place:

Date:

(Affix Seal of the Organization here, if applicable)

Note: This certificate is to be issued only considering the time required for
preparation of Financial Statements i.e. if the last date of preceding
financial/accounting year falls within the preceding six months reckoned from the
Original Bid Closing Date.

BID SECURITY DECLARATION

IFB No.: _____

TO

GM-PROJECTS- C&P

OIL INDIA LIMITED

P.O. DULIAJAN-786602 Assam, India

We hereby accept that if we withdraw or modify our bid during the period of its validity or in the event of award of contract, we fail to sign the contract or submit performance security within the deadline as defined in the tender document, Oil India Limited will suspend us for a period of two years without conducting any enquiry.

For M/s _____ (name of the firm here)

Signature of Authorized Signatory

Name: _____

Designation: _____

Phone No.: _____

Place: _____

Date: _____

(Affix Seal of the Organization here, if applicable)