

**DIRECTOR GENERAL, PROJECT SEABIRD, IHQ-MoD, NEW DELHI**  
**REQUEST FOR QUALIFICATION FOR FLEET BASE BUILDINGS, INFRASTRUCTURE & EQUIPMENT PACKAGE 1 (FBB-1)**  
**RFQ NO. DGSB/FBB-1/04 of 2019**

**EMPLOYER'S RESPONSE DATED 30 -JAN.-2020 TO PRE-APPLICATION QUERIES**

Query no.	RFQ Reference Section / Clause No.	Existing Provisions in the RFQ	As Provided by the Applicant		Employer's Response
			Reference to RFQ Document	one member	
(1)	(2)	(3)	(4)	(5)	(6)
1	-	-	General - Tax	Applicant understands that GST (Goods and Service Tax), if applicable, shall be reimbursed by the Employer, at the applicable rate, against each invoice.  Please confirm.	The Applicant's query is not applicable to the RFQ document. GST shall be applicable as per the provisions of the applicable statute at the relevant time.
2	-	-	General – Mobilization Advance	Considering the magnitude of the project and commensurate mobilization of huge manpower, plant and machinery, Applicant requests Employer to consider @10% interest free mobilization advance during RFP stage.  Please accept and give your concurrence.	The Applicant's query is not applicable to the RFQ document and may be examined at the tender stage.
3	-	-	General – Payment Schedule	Considering the magnitude of the Project and cash flow involved, Applicant request Employer to consider following Payment Schedule during RFP stage. (i). Payment against supply of materials at site for item like Reinforcement Steel, Structural Steel, Sheeting material, Electrical Equipment, HVAC and other major Equipment.  (ii). Payment against erection of material at site  (iii). Payment against completion of work at site.  Kindly consider	The Applicant's query is not applicable to the RFQ document and may be examined at the tender stage.
4	-	-	General Query	Please confirm whether the applicant is not required to pay any cost/charges for participation/submission of Pre-Qualification (RFQ).	The Applicant is not required to pay any cost towards the RFQ document .
5	-	-	General Query	If in case foreign/ Non-Indian companies/ parties are allowed to participate in a Bidding process either as a Single Bidder or in Joint Venture then please provide the list of eligible countries allowed participating for the RFQ & RFP Stage.	There is no published list of such countries but as a guideline, firms / agencies / companies of origin in countries inimical to interests of India would not be acceptable. The Applicant and / or his proposed Specialised Sub-contractor (if any) shall be subject to clearance of the Employer.
6	Notice Inviting Tender, sl. no. 4, page 1 of 1	4. Interested parties can download the RFQ document from the web at <a href="http://www.eprocure.gov.in">www.eprocure.gov.in</a> and <a href="http://www.indiannavy.nic.in">www.indiannavy.nic.in</a> .	NIT, Sl. No.4, page 1 of 1	Applicant understands that application can be submitted through downloaded document and no RFQ cost is involved for this submission. Please confirm.	The Applicant's understanding is correct. The Applicant is not required to pay any cost towards the RFQ document.



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7	Section 1, clause 1: Introduction, sub-clause 1.8, 1.8.1, page 8 of 95	1.8. Schedule of Pre-Qualification (PQ) Process	Section I, Cl. No. 1.8.1, page 8 of 95	The time given from the Queries Response date to Application submission date is 27 days. We request you to kindly schedule the RFQ submission date by at least 6 weeks after the issue of employer response to Queries.	Provision(s) of the RFQ document shall prevail.
8	Section 2: Instructions to Applicants, sub-clause 2.2 Eligibility of Applicants, page 9 of 95	2.2.1 For determining the eligibility of Applicants for pre-qualification, the following shall apply: .... 2.2.2 Joint Venture (JV) Applicants 2.2.3 Change in composition of the JV 2.2.4 Specialised Sub-contractors	Section 2, Clause 2.2, page 9 of 95	Please confirm whether the following entities can be considered as Eligible Applicants, either as a single entity or as any member of the (existing or intended) JV. <b>(considering they are meeting on their own all the criteria, and not borrowing experience from their subsidiary company or parent company)</b>  <b>1.Non-Indian or foreign company</b> <b>2.Indian Registered Company having Major Share Holding by Foreign/Non- Indian Company.</b>	It is clarified that Foreign / Non-Indian companies are eligible for participation in the RFQs, either as single entities or as JV partners. Similarly, Indian Registered Company having major share holding by Foreign / Non-Indian Company are eligible for participation in the RFQs, either as single entities or as JV partners.  Notwithstanding above, the work experience(s) of Group Companies, Parent Companies or Sister Companies, concessionaires and developers shall not be considered for evaluation. The Applicants are advised to strictly adhere to this requirement and submit the construction experience(s) of the Applicant or of the member(s) of JV only.
9	Section 2: Instructions to Applicants, sub-clause 2.2 Eligibility of Applicants, 2.2.4 Specialised Sub-contractors, 2.2.4.1 (ii) page 12 of 95  Section 3: Eligibility and Qualification Criteria, Clause 4, Criteria no. 4.4, Construction Experience in Additional Key Activities, page 33 to 34 of 95	(ii) Not more than one Specialised Sub-contractor shall be considered for each of the 'Additional Key Construction Activity' under 'Eligibility and Qualification Criteria No. 4.4 (Section 3)	Clause- 2.2.4.1 (ii), page 12 of 95  Section 3: Clause No.4.4, page 33 to 34 of 95	<b>For each key activity</b> , we request you to allow the bidder to propose two or more Specialised Sub-contractor at the RFQ stage.  The client should pre-qualify all such specialised sub-contractors who meet the minimum requirement.  However, the successful bidder (contractor), shall get the Key Activity executed through any one out of the qualified Specialised Sub-contractor.  <b>Please Clarify?</b>	Provision(s) of the RFQ document shall prevail. Not more than one Specialised Sub-contractor shall be considered for each of the 'Additional Key Construction Activity' under 'Eligibility and Qualification Criteria No. 4.4 (Section 3), as per sub-clause 2.2.4.1 (ii).



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10	Section 2: Instructions to Applicants, sub-clause 2.9.2 Format and Signing of Application, line no. 4, page 15 of 95	The Applicant shall also provide two (2) scanned soft copies thereof, each copy on separate USB Flash Drive(s)/Pen Drive(s), in an envelope marked "ORIGINAL".	RFQ Section 2 ,Point no-2.9.2, page 15 of 95	Kindly allow for submission of scanned soft Copy Application in Electronic CD.	<p>The text in sub-clause no. 2.9.2, Format and Signing of Application, line no. 4, page 15 of 93 as reproduced below:</p> <p>"The Applicant shall also provide two (2) scanned soft copies thereof, each copy on separate USB Flash Drive(s) / Pen Drive(s), in an envelope marked "ORIGINAL"."</p> <p><b>shall be read as:</b></p> <p>"The Applicant shall also provide two (2) scanned soft copies thereof, each copy on a separate, single USB Flash Drive / Pen Drive / CD / DVD / External Hard Drive, in an envelope marked "ORIGINAL"."</p> <p>In this regard, please refer Addendum 1.</p>
11	Section 2: Instructions to Applicants, sub-clause 2.9.4 Format and Signing of Application, line no. 1, page 15 of 95	The Application shall contain machine numbers on all the pages and shall be in hard bound form only in a manner that does not allow replacement of any page.	RFQ Section 2 ,Point no-2.9.4, page 15 of 95	Kindly confirm submission in Spiral bound is also acceptable.	<p>The text in sub-clause 2.9.4 Format and Signing of Application, line no. 1, page 15 of 95 as reproduced below:</p> <p>"The Application shall contain machine numbers on all the pages and shall be in hard bound form only in a manner that does not allow replacement of any page."</p> <p><b>shall be read as:</b></p> <p>"The Application shall contain machine numbers on all the pages and shall be in hard bound / spiral binding / comb binding form only in a manner that does not allow replacement of any page."</p> <p>In this regard, please refer Addendum 1.</p>



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12	Section 2: Instructions to Applicants, sub-clause 2.9.4 Format and Signing of Application, line no. 1, page 15 of 95	2.9.4 The Application shall contain machine numbers on all the pages and shall be in hard bound form only in a manner that does not allow replacement of any page. The Applicants are further advised to prepare a table of contents at the beginning of each volume of documents referring to the page numbers of the indexed items.	ITA, Section-2, Clause No. 2.9.4, page 15 of 95	Applicant request employer to accept RFQ application in the form of spiral bound with hard cover / hard bound with machine numbering of all pages.  It is to mention that in all of your earlier RFQs like MWC02, MWC03, MWC04 and PMC01 you have accepted same submission format.  Please accept and give your concurrence.	The text in sub-clause 2.9.4 Format and Signing of Application, line no. 1, page 15 of 95 as reproduced below:  "The Application shall contain machine numbers on all the pages and shall be in hard bound form only in a manner that does not allow replacement of any page."  <b>shall be read as:</b>  "The Application shall contain machine numbers on all the pages and shall be in hard bound / spiral binding / comb binding form only in a manner that does not allow replacement of any page."  In this regard, please refer Addendum 1.
13	Section 2: Instructions to Applicants, sub-clause 2.9.2, page 15 of 95	2.9.2 The Applicant shall prepare 1 (one) original set of the Application (together with the documents required to be submitted pursuant to this RFQ) and clearly marked as "ORIGINAL". In addition, the Applicant shall submit 03 (three) copies of such Application and documents, which shall be marked as "COPY". The Applicant shall also provide two (2) scanned soft copies thereof, each copy on separate USB Flash Drive(s)/Pen Drive(s), in an envelope marked "ORIGINAL".  In the event of any discrepancy between the original and the copy, the original shall prevail.	2.9.2, page 15 of 95	Kindly confirm the procedure of Submission of Application.  Applicant have to follow the clause 2.9.2 or 2.11.1, we have to submit hard copies with Original and Copy with Pen drive OR it shall be consider if we submit it by mail only.	Applications submitted by electronic means (email / facsimile) are not acceptable. Provision(s) of the RFQ document shall prevail. Also, in this regard, please refer Addendum 1.



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14	Section 2: Instructions to Applicants, sub-clause 2.10 Sealing and Marking of Applications, 2.10.2, page 16 of 95	(x) All Indian Applicants must submit long-term credit rating from a Reserve Bank of India-approved credit rating agency or any reputed international agency for foreign firms. The credit rating should be as of the quarter ending September 2019. In case of JVs, both JV members to submit their credit rating separately. It is mandatory for firms to submit credit rating. Note that even though credit rating is not a qualifying criterion, the Employer reserves the right to delete the requirement of credit rating or specify a minimum credit rating during the Tender Stage.	2.10.2 (x), page 16 of 95	<p>Obtaining credit rating from the reputed agency approved by the reserve bank of India is a time taking process. (usually it takes more than a month)</p> <p>Hence, we request you to kindly consider credit rating obtained in the calendar year 2019. Please confirm?</p> <p>The clause states that it is mandatory to submit credit rating. However at the same time the clause also mentions that it is not a qualifying criterion. These two statements are contradictory Please clarify?</p> <p>Since this is the Request to Pre-qualification (RFQ) stage, we request you to specify the minimum credit rating during the RFQ stage itself or Delete it, so that there is no ambiguity during tender stage.</p>	The requirement of submission of the Credit Rating as per the provision in the RFQ is mandatory, however, is not a qualifying criteria at this stage. Accordingly, provision(s) of the RFQ document shall prevail.
15	Section 2: Instructions to Applicants, sub-clause 2.11.1, page 17 of 95	2.11.1 Applicants may either submit their Applications by mail or by hand. Applications shall be received by the Employer at the address given in Clause 1.7 and no later than the deadline stated in Clause 1.8.	2.11.1, page 17 of 95	<p>Kindly confirm the procedure of Submission of Application.</p> <p>Applicant have to follow the clause 2.9.2 or 2.11.1, we have to submit hard copies with Original and Copy with Pen drive OR it shall be consider if we submit it by mail only.</p>	Applications submitted by electronic means (email / facsimile) are not acceptable. Provision(s) of the RFQ document shall prevail. Also, in this regard, please refer Addendum 1.
16	Section 2: Instructions to Applicants, 2.16. Evaluation of Applications and Prequalification of Applicants, page 19 of 95	2.16.7 Tenderers shall be required to provide a Tender Security acceptable to the Employer in the form and an amount to be specified in the Tender Documents, and the successful Tenderer shall be required to provide a Performance Security as specified in the Tender Documents.	2.16.7, page 19 of 95	<p>We request the Client to only charge/penalise the Appointed Contractor for the performance of the project through a Performance Security Bond and therefore only make / keep a provision of performance security bond and remove the requirement of submission of Tender Security / EMD by Applicants at the bid submission stage.</p> <p>NB: As a Group Policy, we do not submit Tender Security/ EMDs as part of tenders.</p>	Proposal is not acceptable. Provision(s) of the RFQ document shall prevail.



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17	Section 3: Eligibility and Qualification Criteria, Clause 2, Criteria no. 2.1, History of Non-Performing Contracts, page 22 of 95	Non-performance of a contract <sup>4</sup> did not occur as a result of Contractor's default in the last five (5) years preceding the last date of the completed financial year quarter previous to the date on which RFQ was issued.	2, page 22 of 95	<p>With respect to any ongoing litigation and litigation history (for last 5 years)- As we have signed NDAs with all our Clients and considering that any litigations are confidential information, we therefore request the Client to confirm;</p> <p>A) Whether Applicant can submit an affidavit declaration specifically stating that;</p> <p>a. in the last five-year non-performance of contract did not occur due to Applicant's default. and</p> <p>b. Applicant's financial position and long term profitability will remain sound, inspite of the fact if 50% of all pending litigations are decided against Applicant and</p> <p>c. there is no consistent history of adverse court orders or arbitration proceedings in the last 5 years.</p>	Provision(s) of the RFQ document shall prevail. FORM-05(A), FORM-05(B) and FORM-05(C) should be duly certified by the Statutory Auditors of the Applicant or of the JV member(s) in case the Applicant is a JV.
18	Section 3: Eligibility and Qualification Criteria, Clause 2, Pending Litigation, page 23 of 95	<p>2.2 Pending Litigation</p> <p>Applicant's financial position and prospective long-term profitability still sound according to the criteria established in Criteria No. 3.1(ii) below and assuming that 50% of all pending litigation will be resolved against the Applicant.</p>	Section 3 Clause 2.2 Note 6, page 23 of 95	<p>With regard to Arbitrations, please note that on 30th August, 2019, Section 42A is inserted in the Arbitration and Conciliation Act, 1996 which reads as follows –</p> <p>"42A. Confidentiality of information. – Notwithstanding anything contained in any other law for the time being in force, the arbitrator, the arbitral institution and the parties to the arbitration agreement shall maintain confidentiality of all arbitral proceedings except award where its disclosure is necessary for the purpose of implementation and enforcement of award."</p> <p>Accordingly our statutory auditors informed that they are not supposed to certify the information regarding pending litigations in form 5B. Hence request you to remove form 5B.</p>	<p>The RFQ does not require details of any confidential information.</p> <p>Provision(s) of the RFQ document shall prevail.</p>



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19	FORM-10: FIN-2, AVERAGE ANNUAL TURNOVER, page 70 of 95  Section 3: Eligibility and Qualification Criteria, Clause 3, Criteria no. 3.2, Average Annual Turnover, page 26 of 95	*** Total INR equivalent for 5 years divided by the 5.  Minimum average annual turnover <sup>8</sup> equivalent to Rs. 248 Crores (INR Two Hundred and Forty Eight Crores) calculated from the audited accounts submitted for the five (5) years, as total certified payments received for contracts in progress and/or completed within the last five (5) financial years, divided by five (5).	Section 7 Forms FORM-10-FIN 2 Average Annual Turnover, page 70 of 95 and 71 of 95	We understand that Average Annual Turnover for past 5 financial years is required. Kindly Clarify?	The existing provisions in the RFQ (Section 3: Eligibility and Qualification Criteria, Clause 3, Criteria no. 3.2, Average Annual Turnover, page 26 of 95) clearly indicates " <i>Minimum average annual turnover equivalent to Rs. 248 Crores (INR Two Hundred and Forty Eight Crores) calculated from the audited accounts submitted for the five (5) years, as total certified payments received for contracts in progress and/or completed within the last five (5) financial years, divided by five (5).</i> "
20	Section 3: Eligibility and Qualification Criteria, Clause 4, Criteria no. 4.2, Similar Work(s) Experience, page 28 of 95	A minimum number <sup>11</sup> of similar works specified below that have been satisfactorily completed as a prime contractor or joint venture member <sup>12</sup> or sub-contractor <sup>12</sup> , in the period from 1st (Month in which RFQ is issued) 2009 till Application due date.	4.2, page 28 of 95	We understand that all projects completed between November 2009 (i.e. when RFQ was issued) till February 2020 will be considered for evaluation. Please confirm	A minimum number of similar works satisfactorily completed, as specified in Criteria no. 4.2, as a prime contractor or joint venture member or sub-contractor between 1st. November 2009 till Application due date will be considered for evaluation.
21	Section 3: Eligibility and Qualification Criteria, Clause 4, Criteria no. 4.2, Similar Work(s) Experience, foot note 10, page 28 of 95	Similar Work(s) Experience <sup>10</sup> : <sup>10</sup> The Similar Works experience(s) of Group Companies, Parent Companies or Sister Companies shall not be considered for evaluation. The Applicants are advised to strictly adhere to this requirement and submit the Similar Works experience(s) from the client(s) of the Applicant or of the member(s) of JV only.	4.2, page 28 of 95	We would request the Client to consider the credentials of Group Companies, Parent Companies or Sister Companies for evaluation as we strongly believe that during the execution stage, such companies can also input their specific previous experience & expertise gained on similar projects and add real value to the project	Provision(s) of the RFQ document shall prevail. To allow consideration of the credentials of Group Companies, Parent Companies or Sister Companies for the proposed purpose, provision has been made in the RFQ to form a JV as an Applicant.



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22	Section 3: Eligibility and Qualification Criteria, Clause 3, Criteria no. 4.3, Construction Experience in Key Activities, sub sl. no. 1, page 32 of 95	1) Execution of RCC-framed buildings, with a minimum built-up area of 10,000 Cum in any single contract.	4.3 (1), page 32 of 95	Bidder understands that 10,000 Cum RCC Quantity of RCC framed buildings will be considered for evaluation. Please confirm.	The text in Section 3: Eligibility and Qualification Criteria, Clause 3, Criteria no. 4.3, Construction Experience in Key Activities, sub sl. no. 1, page 32 of 95 as reproduced below:  "1) Execution of RCC-framed buildings, with a minimum built-up area of 10,000 Cum in any single contract."  <b>shall be read as</b>  "1) Execution of RCC-framed buildings, with a minimum RCC Quantity of 10,000 Cum in any single contract."  In this regard, please refer to Addendum no. 1.
23	Section 3: Eligibility and Qualification Criteria, Clause 3, Criteria no. 4.3, Construction Experience in Key Activities, sub sl. no. 3, page 32 of 95	Procurement, supply and installation / erection of equipment with or without auxiliaries for a minimum value of Rs. 10 Crores (INR Ten Crores) in any single contract.	Eligibility & Qualification Criteria Serial No-4.3- Construction Experience in Key Activities sub clause-3, page 32 of 95	Kindly confirm which all equipment to be considered for this.	All equipment incorporated / fitted / installed as part of the permanent works including MEP (Mechanical, Electrical & Plumbing) shall qualify.
24	Section 3: Eligibility and Qualification Criteria, Clause 3, Criteria no. 4.3, Construction Experience in Key Activities, sub sl. no. 1, page 32 of 95	1) Execution of RCC-framed buildings, with a minimum built-up area of 10,000 Cum in any single contract.	Eligibility and Qualification Criteria – Criteria No.4.3: Construction Experience in Key Activities – No.1), page 32 of 95	We request you to kindly change the Built-up area from Cum to Sqm	The text in Section 3: Eligibility and Qualification Criteria, Clause 3, Criteria no. 4.3, Construction Experience in Key Activities, sub sl. no. 1, page 32 of 95 as reproduced below:  "1) Execution of RCC-framed buildings, with a minimum built-up area of 10,000 Cum in any single contract."  <b>shall be read as</b>  "1) Execution of RCC-framed buildings, with a minimum RCC Quantity of 10,000 Cum in any single contract."  In this regard, please refer to Addendum no. 1.





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(1)	(2)	(3)	(4)	(5)	(6)
25	Section 3: Eligibility and Qualification Criteria, Clause 4, Criteria no. 4.3, Construction Experience in Key Activities, page 32 of 95	For the above and/ or any other contracts completed as prime contractor, joint venture member or subcontractor, experience in the following works in the Institutional buildings project or commercial project or residential project or industrial project or infrastructure projects or combination of any of the above projects, in the period from 1st (Month in which RFQ is issued) 2009 till application due date.  1) Execution of RCC-framed buildings, with a minimum RCC quantity of 10,000 Cum in any single contract. 2) Execution of Structural Steel buildings, with a minimum Structural Steel Tonnage of 850 MT in any single contract. 3) Procurement, supply and installation / erection of equipment with or without associated auxiliaries for a minimum value of Rs. 10 Crores (INR Ten Crores) in any single contract.	4.3, page 32 of 95	We understand that the Applicant will qualify under Clause 4.3 if the Applicant has constructed / executed all the mentioned key activities either together in one single project, or separately in different projects. Please confirm.	The Applicant's understanding is correct. The Applicant will qualify under Clause 4.3 if the Applicant has constructed / executed each of the mentioned key activities either together in one single project or separately in different projects or in any combination thereof.
26	Section 3: Eligibility and Qualification Criteria, Clause 4, Criteria no. 4.3, Construction Experience in Key Activities, page 32 of 95	3) Procurement, supply and installation / erection of equipment with or without associated auxiliaries for a minimum value of Rs. 10 Crores (INR Ten Crores) in any single contract.	4.3, page 32 of 95	We assume "Associated Auxillaries" refers to items such as Lifts, DG Sets, Escalators, MEP (HVAC, Fire Fighting), etc. Please confirm	All equipment incorporated / fitted / installed as part of the permanent works including MEP (Mechanical, Electrical & Plumbing) shall qualify.
27	Section 3: Eligibility and Qualification Criteria, Clause 4, Criteria no. 4.3, Construction Experience in Key Activities, page 32 of 95	1) Execution of RCC-framed buildings, with a minimum RCC quantity of 10,000 Cum in any single contract.	4.3, page 32 of 95	Kindly confirm the unit of Built-up-area is it CUM or SQM.	The text in Section 3: Eligibility and Qualification Criteria, Clause 3, Criteria no. 4.3, Construction Experience in Key Activities, sub sl. no. 1, page 32 of 95 as reproduced below:  "1) Execution of RCC-framed buildings, with a minimum built-up area of 10,000 Cum in any single contract."  <b>shall be read as</b>  "1) Execution of RCC-framed buildings, with a minimum RCC Quantity of 10,000 Cum in any single contract."  In this regard, please refer to Addendum no. 1.



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			Reference to RFQ Document	one member	
(1)	(2)	(3)	(4)	(5)	(6)
28	Section 3: Eligibility and Qualification Criteria, Clause 4, Criteria no. 4.3, Construction Experience in Key Activities, page 32 of 95	4.3 Construction Experience in Key Activities  1) Execution of RCC-framed buildings, with a minimum built-up area of 10,000 Cum in any single contract.	Section 3: Clause No.4.3, page 32 of 95	We understand that Execution of RCC-framed buildings, with a 1) Execution of RCC-framed buildings, with alminimum Concrete of 10,000 Cum in any minimum built-up area of 10,000 cum in anysingle contract.  Please clarify it is RCC Quantity & not the built-up area.	The text in Section 3: Eligibility and Qualification Criteria, Clause 3, Criteria no. 4.3, Construction Experience in Key Activities, sub sl. no. 1, page 32 of 95 as reproduced below:  "1) Execution of RCC-framed buildings, with a minimum built-up area of 10,000 Cum in any single contract."  <b>shall be read as</b>  "1) Execution of RCC-framed buildings, with a minimum RCC Quantity of 10,000 Cum in any single contract."  In this regard, please refer to Addendum no. 1.
29	Section 3: Eligibility and Qualification Criteria, Clause 4, Criteria no. 4.3, Construction Experience in Key Activities, page 32 of 95	1) Execution of RCC-framed buildings, with a minimum built-up area of 10,000 Cum in any single contract.	Section 3 Clause 4.3.1), page 31 of 95	Kindly clarify whether the requirement is RCC Quantity of 10,000 Cum or Built-up area of 10,000 Sqm. in any single contract	The text in Section 3: Eligibility and Qualification Criteria, Clause 3, Criteria no. 4.3, Construction Experience in Key Activities, sub sl. no. 1, page 32 of 95 as reproduced below:  "1) Execution of RCC-framed buildings, with a minimum built-up area of 10,000 Cum in any single contract."  <b>shall be read as</b>  "1) Execution of RCC-framed buildings, with a minimum RCC Quantity of 10,000 Cum in any single contract."  In this regard, please refer to Addendum no. 1.
30	Section 3: Eligibility and Qualification Criteria, Clause 4, Criteria no. 4.4, Construction Experience in Additional Key Activities, page 33 of 95	Must meet requirement (This requirement can also be met through a Specialised Sub-contractor proposed by the Applicant, who shall meet the requirement given under Sl. No. 2.2.4 in Section 2).	4.4, page page 33 of 95	We understand that works that were part of the scope of work of the Prime Contractor, but were executed through a subcontractor appointed by the Prime Contractor will qualify under Clause 4.4. Please confirm.	The Applicants understanding is correct. The work that were part of the scope of work of the Prime Contractor, but were executed through a subcontractor appointed by the Prime Contractor shall qualify under Clause 4.4.  Further it is calrified that, the Applicant can meet the requirement given under Sl. No. 2.2.4 in Section 2 on his own while having worked as a Prime Contractor or as a Sub- Contractor and / or the same can also be met through a Specialised Sub- Contractor proposed by the Applicant.  Also, the Specialised Sub-contractor proposed by the Applicant shall meet the requirement given under Sl. No. 2.2.4 in Section 2.



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**REQUEST FOR QUALIFICATION FOR FLEET BASE BUILDINGS, INFRASTRUCTURE & EQUIPMENT PACKAGE 1 (FBB-1)**  
**RFQ NO. DGSB/FBB-1/04 of 2019**

**EMPLOYER'S RESPONSE DATED 30 -JAN.-2020 TO PRE-APPLICATION QUERIES**

Query no.	RFQ Reference Section / Clause No.	Existing Provisions in the RFQ	As Provided by the Applicant		Employer's Response
			Reference to RFQ Document	one member	
(1)	(2)	(3)	(4)	(5)	(6)
31	Section 3: Eligibility and Qualification Criteria, Clause 4, Criteria no. 4.3, Construction Experience in Key Activities, page 33 to 34 of 95	For the above and / or any other contracts completed as prime contractor, joint venture member, or subcontractor, experience in the following works in the Institutional buildings project or commercial project or residential project or industrial project or infrastructure projects or combination of any of the above projects, in the period from 1st (Month in which RFQ is issued) 2009 till Application due date.....	Section 3: Clause No.4.3, page 33 to 34 of 95	<b>During Execution Stage:</b> If Specialised Sub-contractor (appointed by the main contractor) fails to perform (due to any reasons) then the contractor should be allowed to replace existing specialised Sub- contractor with another Specialised Sub- contractor (after due approval by the Employer).  Please confirm?	The Applicant's query is not applicable to the RFQ document. However, in this regard sub-clause 2.2.4.1 (iv) may be referred.
32	Section 6: Scope of Work, sub-clause 6.2: General Considerations, paragraph no. 3, page 38 of 95	Contractor(s) must comply with all conditions set out in the Environmental Clearance issued by Ministry of Environmental & Forest (MoEF), Government of India and Employer's Environmental Management Plan. These conditions will be included in the Tender Document and issued to all Tenderers.	General	Kindly confirm Environmental Clearance has been obtained.	The environmental clearances have been obtained by the Employer.
33	Section 3: Eligibility and Qualification Criteria, Clause 4, Criteria no. 4.1, General Construction Experience, page 28 of 95  FORM-04: CONSENT, LETTER OF CONSENT FROM THE SPECIALISED SUBCONTRACTOR, page 49 to 50 of 95	Experience in construction contracts in the role of prime contractor, joint venture member/ consortium member, subcontractor for at least 48 months in the period starting 1st(Month in which RFQ is issued) 2014 till Application due date.  -----  (f) We have not been suspended by the Government of India or any State Government in India or by the Government of the .....[name of the country(ies)] <sup>18</sup> , as a result of the execution of a Tender – Securing Declaration. (g) We are not barred by the Government of India or any State Government in India or by the Government of the .....[name of the country (ies)] and no bar subsists as on the Application Due Date.	Section 7 Forms FORM -04 CONSENT, page 49 to 50 of 95	Please confirm the following:  1) Foreign/Non-Indian companies/agencies are allowed for Specialised Subcontractor work? 2) If yes, please confirm the list of countries? 3) If Indian entities/Agency/Company is Specialised Sub-contractor then please suggest, what to fill in 2 (f) & 2 (g) (i.e. <b>Government of the .....</b> ) 4) Please confirm whether one Specialised Sub-contractor can give their consent to more than one bidder for the same package?	Serial-wise response to the Applicant's queries are as follows:  1) It is clarified that Specialised Sub-contractors can also be Foreign / Non-Indian companies.  2) There is no published list of such countries but as a guideline, firms / agencies / companies of origin in countries inimical to interests of India would not be acceptable. The Applicant and / or his proposed Specialised Sub-contractor (if any) shall be subject to clearance of the Employer.  3) If the Specialised Sub-contractor is an Indian entity, then "Government of the ....." to be mentioned as "Government of the -Not Applicable-".  4) It is confirmed that one Specialised Sub-contractor can give its consent to more than one Applicant for the same RFQ.



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**RFQ NO. DGSB/FBB-1/04 of 2019**

**EMPLOYER'S RESPONSE DATED 30 -JAN.-2020 TO PRE-APPLICATION QUERIES**

Query no.	RFQ Reference Section / Clause No.	Existing Provisions in the RFQ	As Provided by the Applicant		Employer's Response
			Reference to RFQ Document	one member	
(1)	(2)	(3)	(4)	(5)	(6)
34	FORM -05 (A) NON-PERFORMANCE, page 51 of 95  FORM-05(B): LITIGATION, page 53 of 95  FORM-05 (C): LITIGATION-HIST, page 56 of 95	(Signature of the Statutory Auditor) ..... UDIN ..... Full Name of the Statutory Auditor: Name of the Statutory Auditor's Firm: Complete Address of the Statutory Auditor's Firm: Telephone/fax numbers, including country and city codes: E-mail of the Statutory Auditor: Seal of the Statutory Auditor): Membership No. of the Statutory Auditor:	Section 7 Forms FORM -05 (A) NON-PERFORMANCE  FORM-05(B): LITIGATION  FORM-05(C): LITIGATION HIST  page 52 of 95 to 58 of 95	Kindly allow this form to be only signed by Authorised Signatory along with Company Secretary of the Bidder instead of Statutory Auditor.  Statutory Auditors generally does not take responsibility for certifying such information (which is non-financial). Please consider?  OR  We request you to kindly allow certification of this FORM-O5 (A), (B) & (C): <b>NON- PERFORMANCE HISTORICAL CONTRACT NON-PERFORMANCE by Registered Chartered Accountant (CA) or Statutory Auditors.</b> Kindly consider?	Provision(s) of the RFQ document shall prevail. The applicable forms should be duly certified by the Statutory Auditors of the Applicant or of the JV member(s) in case the Applicant is a JV.
35	FORM 5 (A), 5(B), 5 (C), 6, 10, 11, 12, Pages 51, 53, 56, 59, 70, 72 & 75 of 95	FORM 5 (A), 5(B), 5 (C), FORM 6, FORM 10, FORM 11, FORM 12, Pages 51, 53, 56, 59, 70, 72 & 75 of 95	FORM 5 (A), 5(B), 5 (C), FORM 6, FORM 10, FORM 11, FORM 12, Pages 51, 53, 56, 59, 70, 72 & 75 of 95	Considering that infrastructure Clients generally allow Applicants to submit required forms certified by either Chartered Accountant Firms or Statutory Auditor Firms; Can we request the Client to confirm if the Applicant can submit the forms duly certified by either any Chartered Account firm (whole-time practice) or Statutory Auditor Firm	Provision(s) of the RFQ document shall prevail. The applicable forms should be duly certified by the Statutory Auditors of the Applicant or of the JV member(s) in case the Applicant is a JV.  Further reference to issue of FORM-06 is also subsequently covered as given below:  a) Submission of FORM-06 is mandatory.  b) If FORM-06 is not duly certified by the Statutory Auditors of the Applicant, then the Applicant is required to substantiate the 'General Construction Experience', which it has claimed through FORM-06 (in case not duly signed by the Statutory Auditor), by submitting copies of Work Order(s)/ LOI(s)/ LOA(s)/ Client's Certificate(s) issued by the Client(s) and duly signed and stamped by the Authorised Representative of the Applicant.



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**RFQ NO. DG/SB/FBB-1/04 of 2019**

**EMPLOYER'S RESPONSE DATED 30 -JAN.-2020 TO PRE-APPLICATION QUERIES**

Query no.	RFQ Reference Section / Clause No.	Existing Provisions in the RFQ	As Provided by the Applicant		Employer's Response
			Reference to RFQ Document	one member	
(1)	(2)	(3)	(4)	(5)	(6)
36	Section 3: Eligibility and Qualification Criteria, Clause 4, Criteria no. 4.1, General Construction Experience, label column no. 8, foot note no. 9, page 28 of 95 and Section 7: Forms, FORM-06: EXP-1, GENERAL CONSTRUCTION EXPERIENCE <sup>19</sup> , foot note no. 19, page 59 of 95	<sup>9</sup> FORM-06 should be duly certified by the Statutory Auditors of the Applicant. Alternatively, the Applicant can substantiate the 'General Construction Experience', which it has claimed through FORM-06, by submitting copies of Work Order(s)/ LOI(s)/ LOA(s)/ Client's Certificate(s) issued by the Client(s) and duly signed and stamped by the Authorised Representative of the Applicant.  and  <sup>19</sup> FORM-06 should be duly certified by the Statutory Auditors of the Applicant or of the JV member(s) in case the Applicant is a JV.	Section-7, FORM-06: EXP-1 General Construction Experience and Section-3, EQC requirement vide Note 9, page 59 of 95 and 28 of 95	Bidder understands that certification of Form-06 by Statutory Auditors is not mandatory. It can also be done by submitting copies of Work Orders/LOI/LOA/Client Certificates duly signed and stamped.  Please confirm.	Submission of FORM-06 is mandatory.  If FORM-06 is not duly certified by the Statutory Auditors of the Applicant, then the Applicant is required to substantiate the 'General Construction Experience', which it has claimed through FORM-06 (in case not duly signed by the Statutory Auditor), by submitting copies of Work Order(s)/ LOI(s)/ LOA(s)/ Client's Certificate(s) issued by the Client(s) and duly signed and stamped by the Authorised Representative of the Applicant.
37	Section 3: Eligibility and Qualification Criteria, Clause 4, Criteria no. 4.1, General Construction Experience, page 28 of 95  FORM-06: EXP-1, GENERAL CONSTRUCTION EXPERIENCE, page 59 of 95	Experience in construction contracts in the role of prime contractor, joint venture member/ consortium member, subcontractor for at least 48 months in the period starting 1 <sup>st</sup> (Month in which RFQ is issued) 2014 till Application due date.  (Signature of the Statutory Auditor) ..... UDIN ..... Full Name of the Statutory Auditor: Name of the Statutory Auditor's Firm: Complete Address of the Statutory Auditor's Firm: Telephone/fax numbers, including country and city codes: E-mail of the Statutory Auditor: Seal of the Statutory Auditor): Membership No. of the Statutory Auditor:	Section 3: Clause No. 4.1, Page 28 of 95 & 59 of 95	Kindly allow this form to be only signed by Authorised Signatory of the Bidder instead of Statutory Auditor. OR We request you to kindly allow certification of this FORM-06: EXP-1 by <b>Registered Chartered Accountant (CA) or Statutory Auditors.</b> Please consider?	Submission of FORM-06 is mandatory.  If FORM-06 is not duly certified by the Statutory Auditors of the Applicant, then the Applicant is required to substantiate the 'General Construction Experience', which it has claimed through FORM-06 (in case not duly signed by the Statutory Auditor), by submitting copies of Work Order(s)/ LOI(s)/ LOA(s)/ Client's Certificate(s) issued by the Client(s) and duly signed and stamped by the Authorised Representative of the Applicant.



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**RFQ NO. DG/SB/FBB-1/04 of 2019**

**EMPLOYER'S RESPONSE DATED 30 -JAN.-2020 TO PRE-APPLICATION QUERIES**

Query no.	RFQ Reference Section / Clause No.	Existing Provisions in the RFQ	As Provided by the Applicant		Employer's Response
			Reference to RFQ Document	one member	
(1)	(2)	(3)	(4)	(5)	(6)
38	FORM-08: EXP-3; Construction Experience in Key Activities, sub sl. no. 2, page 63 & 64 of 95	Table Row 7, Column 1: Quantity (RCC Quantity / Tonnage / Cost as applicable) performed under the contract [insert extent of participation indicating RCC Quantity / Tonnage / Cost of Activity successfully completed in the role performed] Table Row 7, Column 2: Total RCC Quantity / Cost in the contract (i) Table Row 8, Column 1: RCC Quantity of RCC-framed buildings.	FORM-08: EXP-3 – Construction Experience in Key Activities – No.1, page 63 & 64 of 95	Description of Activity meeting construction experience in Key Activities under Eligibility and Qualification Criteria is stated as Built-up Area of RCC framed buildings. We request you to kindly clarify which information is to be furnished by us against Key Activities No.1 in FORM-08: EXP-3	The text in Section 3: Eligibility and Qualification Criteria, Clause 3, Criteria no. 4.3, Construction Experience in Key Activities, sub sl. no. 1, page 32 of 95 as shown below:  "1) Execution of RCC-framed buildings, with a minimum built-up area of 10,000 Cum in any single contract."  <b>shall be read as</b>  "1) Execution of RCC-framed buildings, with a minimum RCC Quantity of 10,000 Cum in any single contract."  In this regard, please refer to Addendum no. 1.
39	Section 2: Instructions to Applicants, sub-clause 2.9.4 Format and Signing of Application, line no. 1, page 12 of 95  Section 3: Eligibility and Qualification Criteria, Clause 3, Criteria no. 4.4, Construction Experience in Additional Key Activities, page 33 of 95  Section 7: Forms, FORM-08A: EXP-4, CONSTRUCTION EXPERIENCE IN ADDITIONAL KEY ACTIVITIES, page 65 of 95	..... Applicants Name: [insert full name] Date: [insert day, month, year] JV Member's Name: [insert full name]....	Section 2, Clause 2.2.4, Section 3 Clause 4.4, pages 12 of 95, 33 of 95 & 65 of 95	Bidder understands that in FORM-08A: EXP-4, in place of Applicant's Name, name of nominated Specialised Sub-contractor (if proposed) on behalf of the main Applicant should suffice.  Please clarify and approve.	For clarity, the text in Para 1, Form-08A on page 65 of 95 as reproduced below:  "Applicants Name: [insert full name] Date: [insert day, month, year] JV Member's Name: [insert full name]"  <b>shall be read as</b>  Applicants Name: [insert full name] / JV's Name (if applicable): [insert full name]  Specialised Sub-Contractor name (if applicable): [insert full name]  In this regard, please refer to Addendum no. 1.



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Query no.	RFQ Reference Section / Clause No.	Existing Provisions in the RFQ	As Provided by the Applicant		Employer's Response
			Reference to RFQ Document	one member	
(1)	(2)	(3)	(4)	(5)	(6)
40	FORM-11: CCC, FINANCIAL CONTRACT COMMITMENTS, page 72 of 95	(Signature of the Statutory Auditor) ..... UDIN ..... Full Name of the Statutory Auditor: Name of the Statutory Auditor's Firm: Complete Address of the Statutory Auditor's Firm: Telephone/fax numbers, including country and city codes: E-mail of the Statutory Auditor: Seal of the Statutory Auditor): Membership No. of the Statutory Auditor:	Section 7 Forms FORM-11-CCC LIST OF ALL CURRENT, page 72 to 73 of 95	We request you to kindly allow certification of this FORM-11: CCC by Registered Chartered Accountant (CA) or Statutory Auditors.	Provision(s) of the RFQ document shall prevail. The applicable forms should be duly certified by the Statutory Auditors of the Applicant or of the JV member(s) in case the Applicant is a JV.
41	Form-11: CCC(Financial Contract Commitments), page 72 & 73 of 95	In the table title in Column no 10, 11, 13, it is stated that "...the last date of the last completed Financial Year Quarter...."	Form-11: CCC(Financial current commitments), page 72 & 73 of 95	Bidder understand that the Last date of the last completed financial year Quarter is 30th Sep 2019. Kindly confirm.	The Applicant's understanding that the last date of the last-completed financial-year-quarter is 30 Sep. 2019 is correct.  The text in table title in Column no 10, 11, 13 in page no. 70 of 93 & page no. 71 of 93 as reproduced below:  "the last date of the last completed Financial Year Quarter"  shall be read as  "the last date of the last completed Financial Year Quarter i.e. 30 Sep. 2019"  In this regard, please refer Addendum 1.
42	FORM-12: DEBT, CERTIFICATE FOR CORPORATE DEBT RESTRUCTURING, page 75 of 95	(Signature of the Statutory Auditor) ..... UDIN ..... Full Name of the Statutory Auditor: Name of the Statutory Auditor's Firm: Complete Address of the Statutory Auditor's Firm: Telephone/fax numbers, including country and city codes: E-mail of the Statutory Auditor: Seal of the Statutory Auditor): Membership No. of the Statutory Auditor:	Section 7 Forms FORM-12-DEBT, page 75 of 95	We request you to kindly allow certification of this FORM-11: CCC by Registered Chartered Accountant (CA) or Statutory Auditors.	Provision(s) of the RFQ document shall prevail. The applicable forms should be duly certified by the Statutory Auditors of the Applicant or of the JV member(s) in case the Applicant is a JV.

