



Project Seabird Phase IIA
RFQ: MWC-04: Construction of Covered Dry Berths,
Ship Transfer System on Rails, Landside Tunnels, MEP
Services and other Associated Works

**DIRECTOR GENERAL PROJECT SEABIRD
IHQ-MoD (NAVY)
NEW DELHI**

**REQUEST FOR QUALIFICATION (RFQ)
FOR
CONSTRUCTION OF COVERED DRY
BERTHS, SHIP TRANSFER SYSTEM ON
RAILS, LANDSIDE TUNNELS, MEP
SERVICES AND OTHER ASSOCIATED
WORKS (MWC-04)**

**PROJECT SEABIRD PHASE IIA,
NAVAL BASE KARWAR, KARNATAKA,
INDIA**

**RFQ NO.: DGSB/MWC-04/02 OF 2018
AUGUST 2018**





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Project Seabird Phase IIA
RFQ: MWC-04: Construction of Covered Dry Berths,
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GLOSSARY

Applicant	As defined in Clause 1.5.1
Application Due Date	As defined in Clause 1.4.4
Conflict of Interest	As defined in Clause 2.2.1 (c)
Employer	As defined in Clause 1.4.1
Estimated Cost	As defined in Clause 1.4.3
Project	As defined in Clause 1.2.1
Qualification	As defined in Clause 1.5.1
Qualification Stage	As defined in Clause 1.5.1
Request for Proposals	As defined in Clause 1.5.1
Similar Work(s)	As defined in Criteria No. 4.2 of Section 3
Specialised Subcontractor	As defined in Clause 2.2.4
Tender Documents	As defined in Clause 1.5.3
Tenderer	As defined in Clause 1.5.1
Tender Price	As defined in Clause 1.5.4
Tendering Process	As defined in Clause 1.5.1
Tender Stage	As defined in Clause 1.5.1
Tenders	As defined in Clause 1.5.3
Works	As defined in Clause 1.4.1

The words and expressions beginning with capital letters and defined in this document shall, unless repugnant to the context, have the meaning ascribed thereto herein above.





SECTION 1

1 INTRODUCTION

1.1 Background

1.1.1 In the year 1986, the Indian Navy established a Project, code named "Seabird", to undertake planning for the establishment of the third major Naval Base at Karwar (Karnataka), located about 120 km south of Panjim, Goa on the west coast of India. A Master Plan for Project Seabird was completed in April 1990.

1.1.2 The Master Plan recommended that the Naval Base at Karwar be developed in two phases. In Phase I, facilities and infrastructure were required to be developed for the basing of certain ships/ submarines and support/ yard craft.

1.1.3 Project Seabird Phase IIA works are now being planned to enable increased berthing for ships/ submarines and support/yard craft at Karwar. Accordingly, existing facilities at Karwar will require considerable augmentation for efficient basing, operations, maintenance and support of a large, modern fleet. The key Phase IIA facilities and infrastructure are expected to be delivered progressively over seven to eight years.

1.2 Objective of Project Seabird Phase IIA

1.2.1 Project Seabird Phase IIA works involve construction of a wide range of new facilities and augmentation of certain existing facilities in Naval Base Karwar (the "Project"). Detailed Project Reports (DPRs) have been prepared and the required facilities have been divided into various work packages based on nature of work, expertise required and location.

1.2.2 The envisaged facilities are intended to provide requisite berthing and operational Fleet Base facilities/ complexes for the operation, administration and Command & Control of capital warships/submarines and associated support/yard craft at the Naval Base, Karwar.

1.3 Project Site Description

1.3.1 The Project work is to be performed in the Naval Base, Karwar region including a large geographical area along the sea coast at Karwar.

1.4 Objective of Pre-Qualification

1.4.1 The President of India acting through Director General, Project Seabird (the "Employer") has decided to undertake Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (the "Works") under Contract Package MWC-04, through an item rate contract for construction and has decided to carry out the Tendering Process for selection of a Tenderer to whom the Contract may be



awarded.

Brief particulars of the Works are as follows:



FIGURE 1 – PROJECT SITES LOCATION IN SATELLITE MAPS – GOOGLE EARTH

Name of the Works	Indicative cost of Works (In INR crore)
Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (MWC-04)	859.53

The Employer intends to pre-qualify and short-list suitable Applicants in accordance with the procedure set out herein who will be eligible for participation in the Tender Stage and ultimately, for contract award.

- 1.4.2 General description of the proposed works is given in Section 6: Scope of Works. However, detailed descriptions of scope of works shall be provided with the Tender Documents.
- 1.4.3 Indicative construction cost of the Works (the “**Estimated Cost**”) is subject to revision.
- 1.4.4 The Employer shall receive Applications pursuant to this RFQ in accordance with the terms set forth herein as modified, altered, amended and clarified from time to time by the Employer. All Applications shall be prepared and submitted in accordance with such terms on or before the date specified in Clause 1.8 for submission of Applications (the “**Application Due Date**”).



1.5 Brief Description of Tendering Process

- 1.5.1 The Employer has adopted a two-stage tendering process (collectively referred to as the “**Tendering Process**”) for selection of the Tenderer for award of the Contract. The first stage (the “**Qualification Stage**”) of the process involves qualification (the “**Qualification**”) of interested parties who make an Application in accordance with the provisions of this RFQ (the “**Applicant**”, which expression shall, unless repugnant to the context). At the end of this stage, the Employer shall announce a list of all pre-qualified Applicants (the “**Tenderers**”) who shall be eligible for participation in the second stage of the Tendering Process (the “**Tender Stage**”) comprising of Request for Proposals (the “**Request for Proposals**” or “**RFP**”).
- 1.5.2 In the Qualification Stage, Applicants would be required to furnish all the information specified in this RFQ. Only those Applicants that are pre-qualified and short-listed by the Employer shall be invited to submit their Tenders for the Works.
- 1.5.3 In the Tender Stage, the Tenderers shall be called upon to submit their technical tender and financial tender (the “**Tenders**”) in accordance with the RFP and other documents to be provided by the Employer (collectively the “**Tender Documents**”). The Tender Documents for the Works will be provided to every pre-qualified Applicant (Tenderer).
- 1.5.4 The Contract shall be awarded to the Tenderer who is technically suitable as per the approved technical evaluation report from concerned competent authority and quoted the lowest Tender Price (the “**Tender Price**”). Details of the process to be followed at the Tender Stage and the terms thereof will be spelt out in the Tender Documents.

1.6 Queries to RFQ / Request for Clarification

- 1.6.1 Any queries or request for additional information concerning this RFQ shall be submitted in writing by speed post/ courier and by e-mail so as to reach the officer designated in Clause 2.10.4 by the Application Due Date specified in Clause 1.8. The envelopes/ communications shall clearly bear the following identification/ title:

“Queries/ Request for Clarification Information: RFQ for MWC-04 Contract Package”





1.7 Address for Submission/Opening of Applications

Director General

Project Seabird

Integrated HQs of MoD (Navy)

2nd Floor, West Block-5

R K Puram, New Delhi - 110066

Telephone No: 011 2617 7861, 011 2619 8232

Fax: 011 2610 0608

E-Mail Address: dgpsb@navy.gov.in

Website: www.indiannavy.nic.in / www.indiannavy.gov.in/www.defproc.gov.in

1.8 Schedule of Pre-Qualification (PQ) Process

The Employer shall endeavour to adhere to the following schedule:

S. No.	Event Description	Date
(a)	Last date for receiving queries	23-09-2018
(b)	Pre-Application Conference	04-10-2018 at 1000 hrs IST
(c)	Employer response to queries	23-10-2018
(d)	Application Due Date	15-11-2018 at 1500 hrs IST
(e)	Opening of Applications	15-11-2018 at 1530 hrs IST

1.9 Pre-Application Conference

A Pre-Application conference will be held to clarify the issues related to this RFQ. The date, time and venue of the Pre-Application Conference shall be:

Date and Time: As per S. No. (b) of Clause 1.8 above

Venue: AECOM Office,

3rd Floor, Tower A, Building No. 8,

DLF Cyber City, DLF Phase II,

Gurugram – 122002, Haryana, India





SECTION 2

2 INSTRUCTIONS TO APPLICANTS

2.1 Scope of Application

2.1.1 The Employer wishes to receive Applications for Qualification in order to short-list experienced and capable Applicants for the Tender Stage.

2.1.2 Short-listed Applicants may be subsequently invited to submit the Tenders for the Works.

2.2 Eligibility of Applicants

2.2.1 For determining the eligibility of Applicants for their pre-qualification hereunder, the following shall apply:

- (a) The Applicant for pre-qualification shall be a single entity. No Applicant can be a Specialised Subcontractor of another Applicant. However, the Applicant(s) can have common Specialised Subcontractor(s) in their Application.
- (b) An Applicant may be a private entity, government-owned entity.
- (c) An Applicant shall not have a conflict of interest (the "**Conflict of Interest**") that affects the Tendering Process. Any Applicant found to have a Conflict of Interest shall be disqualified. An Applicant shall be deemed to have a Conflict of Interest affecting the Tendering Process, if:
 - (i) the Applicants in two different Applications have controlling shareholders in common (however this provision is not applicable for government owned entity¹); or
 - (ii) the Applicant submits more than one Application for pre-qualification; or
 - (iii) the Applicant and/or his proposed Specialised Subcontractor (if any) has participated as a consultant in the preparation of the design or technical specifications of the Works that are subject of this RFQ; or
 - (iv) such Applicant, or any associate thereof receives or has received any direct or indirect subsidy, grant, concessional loan or subordinated debt from any other Applicant, or any associate thereof or has provided any such subsidy, grant, concessional loan

¹"Government owned entity" means an entity controlled by Central/State Government in India or any entity controlled by these Government(s)



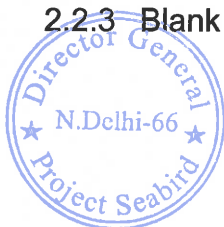


or subordinated debt to any other Applicant, or any associate thereof (however this provision is not applicable for government owned entity); or

- (v) such Applicant has the same Authorised Representative for purposes of this Application as any other Applicant.
- (d) An Applicant and his proposed Specialised Subcontractor (if any) shall not be under suspension from tendering by the Government ("the Government" means Central/State Government in India, or any entity controlled by it, or Government of the country where the Applicant, is incorporated) as the result of the execution of a Bid-Securing Declaration.
- (e) Any Applicant and his proposed Specialised Subcontractor (if any) who has been barred from tendering by the Government and the bar subsist as on the Application Due Date, would not be eligible to submit an Application.
- (f) In regard to matters relating to security and integrity of the country, the Applicant and his proposed Specialised Subcontractor (if any) should not have been charge-sheeted by any agency of the Government of India or any State in India or convicted by a Court of Law.
- (g) No investigation, related to security and integrity of the country, by a regulatory authority should be pending either against the Applicant or his proposed Specialised Subcontractor (if any) or against CEO / directors/ managers/ employees of Applicant or his proposed Specialised Subcontractor (if any).
- (h) No corporate debt restructuring is in process and/or no unresolved debt restructuring issues with the Banks/Institutions as of 30th September 2018 The Statutory Auditor's Certificate in this regard shall be furnished with the Application (refer to **FORM-12: DEBT**).
- (i) The Applicant and his proposed Specialised Subcontractor (if any) shall be subjected to Employer's security clearance and screening.
- (j) An Applicant shall provide such evidence of eligibility satisfactory to the Employer, as the Employer shall reasonably request.

2.2.2 Blank

2.2.3 Blank





2.2.4 Specialised Subcontractors

In case any Specialised Subcontractor(s) is proposed by the Applicant in his Application, it shall comply with the following additional requirements:

- (a) Not more than one (01) Specialised Subcontractor shall be considered for one key construction activity (applicable for Key Construction Activity No. 4 & 5), described in Criteria No. 4.3 of Section 3: Eligibility and Qualification Criteria.
- (b) Such Specialised Subcontractor(s) shall also meet the corresponding qualification requirements. The Applicant shall clearly identify such activities and submit details of his Specialised Subcontractor(s) and their credentials in the relevant Form(s).
- (c) No change of Specialised Subcontractor shall be permitted by the Employer during the Qualification Stage.
- (d) During Tender Stage, the Tenderer may be permitted only once, by the Employer, to change the Specialised Subcontractor(s).
- (e) For Key Construction Activity No. 4 and 5, wherein the Applicant is allowed to substantiate his experience through more than one contract, the Applicant can substantiate so with any kind of combination of the components of key construction activity, provided, all such contracts (having different components) shall have been executed in individual capacity, either by the Applicant himself or by the proposed Specialised Subcontractor, if any. No Applicant shall be allowed to combine his experience with proposed Specialised Subcontractor for any of the Key Construction Activity No. 4 & 5 mentioned under Criteria No. 4.3 of Section-3.
- (f) For the case described in paragraph (d) above, the request for change, along with the relevant documents, should be submitted to the Employer no later than 30 (thirty) days after the date of Invitation for Tender (IFT). In such cases, the Tenderer's qualification, as applicable on the Application Due Date, shall be again evaluated and the Tenderer should meet the qualification criteria, set forth in the RFQ Document failing which his request shall be rejected.
- (g) The Key Construction Activity No. 4 & 5 described in Criteria No. 4.3 of the Section 3: Eligibility and Qualification Criteria shall be executed only by the respective proposed Specialised Subcontractor(s), if any, duly approved by the Employer.

2.3 Applications and Costs Thereof

2.3.1 The Applicants shall be responsible for all of the costs associated with the



preparation of their Applications and their participation in the Tendering Process. The Employer will not be responsible or in any way liable for such costs, regardless of the conduct or outcome of the Tendering Process.

2.4 Right to Accept or Reject Any or All Applications/ Tenders

2.4.1 Notwithstanding anything contained in this RFQ, the Employer reserves the right to accept or reject any Application and to annul the Tendering Process and reject all Applications, at any time without any liability or any obligation for such acceptance, rejection or annulment, and without assigning any reasons thereof.

2.4.2 Employer reserves its right to call for original of the supporting documents or visit Applicant's offices/project sites (either completed or ongoing) for verification, if so deemed necessary and also to cross check for any details as furnished by the Applicants from their previous clients/consultants etc. Applicants shall have no objection whatsoever in this regard.

2.4.3 Employer reserve the right to make use of available in-house data/information, if any, also for evaluation of Pre-Qualification Applications.

2.4.4 The Employer reserves the right to reject any Application and/ or Tender if at any time a material misrepresentation is made or uncovered.

2.4.5 In case it is found during the evaluation of PQ Applications/Tenders or at any time before signing of the Contract, or if the work is awarded, or after its execution and during the period of subsistence thereof, including the Defects Notification Period, that the Applicant has made material misrepresentation, the Applicant shall be disqualified forthwith if not yet appointed as the Contractor. If the Applicant has already been issued the LOA or has entered into the Contract, as the case may be, the same shall, notwithstanding anything to the contrary contained therein or in this RFQ, be liable to be terminated without the Employer being liable in any manner whatsoever to the Applicant/Contractor and without prejudice to any other right or remedy which the Employer may have under this RFQ, the Tender Documents, the Contract or under applicable law.

2.5 Documents

2.5.1 Contents of the RFQ

This RFQ comprises of the following:

- Invitation for Qualification
- Section 1: Introduction
- Section 2: Instructions to Applicants





- Section 3: Evaluation and Qualification Criteria
- Section 4: Fraud & Corrupt Practices
- Section 5: Miscellaneous
- Section 6: Scope of Works
- Section 7: Forms
- Annexure-1: Exchange Rates
- Annexure-2: Format for Application for Visit to IHQ of MoD (Navy)/Naval Base Karwar

This RFQ should be read in conjunction with any Addendum issued in accordance with Clause 2.7.

The Applicant is expected to examine all instructions, appendices, forms and clauses in the RFQ and to furnish with its Application all information or documentation as required in the RFQ.

2.6 Pre-Application Queries and Request for Clarifications

2.6.1 Applicants requiring any clarification on the RFQ may notify the Employer in writing by speed post/ courier and by e-mail in accordance with Clause 1.6. In addition they are advised to provide an editable soft copy (MS Word) of the queries/request for clarifications raised by them.

2.6.2 The Applicants are further advised to use the following format for submitting their queries or request for clarification:

Name of the Applicant:					
Query No.	Applicant's Code*	Reference to RFQ		Existing Provision in the RFQ	Query or Clarification Sought
		Clause No.	Page No.		
(1)	(2)	(3)	(4)	(5)	(6)

* To be filled by the Employer





2.6.3 The Employer will upload responses to the queries/clarifications sought on the official website (www.indiannavy.nic.in / www.indiannavy.gov.in / www.defproc.gov.in) of the Employer, without identifying the source of queries.

2.6.4 The Employer reserves the right not to respond to any question or provide any clarification, in its sole discretion, and nothing in this Clause shall be taken or read as compelling or requiring the Employer to respond to any question or to provide any clarification.

2.7 Amendment of Request for Qualification

2.7.1 At any time prior to the Application Due Date, the Employer may, for any reason, whether at its own initiative or in response to clarifications requested by Applicant(s), modify the RFQ by the issuance of Addenda.

2.7.2 Any addendum issued shall be part of the RFQ and shall be uploaded on the official website (www.indiannavy.nic.in / www.indiannavy.gov.in / www.defproc.gov.in) of the Employer.

2.7.3 To give prospective Applicants reasonable time in which to take an addendum into account in preparing their Applications, the Employer may, at its discretion, extend the Application Due Date for the submission of the Application.

2.8 Preparation and Submission of Application

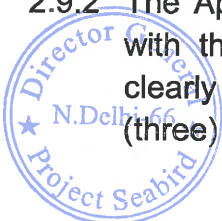
2.8.1 Language

The Application and all related correspondence and documents in relation to the prequalification process shall be in English language only. Supporting documents and printed literature furnished by the Applicant with the Application may be in any other language provided these are accompanied with translations of all the pertinent passages in the English language, duly authenticated and certified by the Applicant. Supporting materials, which are not translated into English, may not be considered. For the purpose of interpretation and evaluation of the Application, the English language translation shall prevail.

2.9 Format and Signing of Application

2.9.1 The Applicant shall provide all the information sought under this RFQ. Incomplete and /or conditional Applications shall be liable to rejection.

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 on a Compact Disc (CD), in envelope marked “ORIGINAL”. In the event of any discrepancy between the original and the copy, the original shall prevail.

2.9.3 The Application and its copy shall be typed or written in indelible ink. It shall be signed by the Authorised Representative of the Applicant who shall also initial each page of the Application (including each FORM) in blue ink. All the alterations, omissions, additions or any other amendments made to the Application shall be initialled by the person(s) signing the Application. Each page of the Application and attached documents should bear the seal of the Applicant. In case of printed and published documents, at-least the cover page or first page of the same shall be initialled and bear seal of the Applicant.

2.9.4 The Application shall contain machine number on all the pages and shall be in spiral or 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 in the beginning of each volume of documents referring the page numbers of the indexed items.

2.10 Sealing and Marking of Applications

2.10.1 The Applicant shall submit the Application in the format specified in **FORM-01: APPLICATION**, together with the documents specified in Clause 2.10.2, and seal it in an envelope and mark the envelope as “APPLICATION”. The Applicant shall seal the original and the copies of the Application, together with their respective enclosures, in separate envelopes duly marking the envelopes as “ORIGINAL” and “COPY”. The envelopes shall then be sealed in an outer envelope which shall also be marked in accordance with Clauses 2.10.3 and 2.10.4.

2.10.2 Each envelope shall contain:

- (a) Application for Pre-qualification in the prescribed format (**FORM-01: APPLICATION**) along with supporting documents;
- (b) Particulars of the Applicant (**FORM-02: PARTICULARS-1**);
- (c) In case the Applicant proposes Specialised Subcontractor(s), particulars of the Specialised Subcontractor(s) (**FORM-03: PARTICULARS-2**);
- (d) In case the Applicant proposes Specialised Subcontractor(s), Letter of Consent from the Specialised Subcontractor(s) (**FORM-04: CONSENT**);
- (e) Details of Historical Contract Non-Performance, Pending Litigation and Litigation History [(**FORM-05(A): NON-PERFO**, **FORM-05(B): LITIGATION** and **FORM-05(C): LITIGATION HIST**)]





- (f) Details of General Construction Experience (**FORM-06: EXP-1**)
- (g) Similar Works Experience details (**FORM-07: EXP-2**) along with supporting documents such as Client's Certificate etc.;
- (h) Construction Experience in Key Activities details (**FORM-08: EXP-3**); along with supporting documents such as Client's Certificate etc.
- (i) Financial Situation of the Applicant (**FORM-09:FIN-1**);
- (j) Average Annual Construction Turnover (**FORM-10: FIN-2**);
- (k) Details of Current Contracts Commitments (**FORM-11: CCC**);
- (l) Certificate for Corporate Debt Restructuring (**FORM-12: DEBT**);
- (m) Data and calculations for Tendering Capacity (**FORM-13: CAPACITY**);
- (n) Power of Attorney in favour of Authorised Representative (**FORM-14: POA-1**) along with extract of Board's Resolution or equivalent document in favour of the person executing the Power of Attorney;
- (o) In case the Applicant proposes Specialised Subcontractor(s), the Power of Attorney for authorised representative(s) of specialised subcontractor(s) (**FORM-15A: POA-3**) along with extract of Board's Resolution or equivalent document in favour of the person(s) executing the Power of Attorney;
- (p) Blank;
- (q) Check List as per format given in **FORM-17: CHECKLIST**;
- (r) Copy of Memorandum of Association and Articles of Association or equivalent documents, if the Applicant is a body corporate, and in case of partnership firm a copy of its partnership deed;
- (s) Copies of Applicant's Audited Balance Sheets or if not required by the laws of the Applicant's country, other Financial Statements² duly certified³ as acceptable to the Employer of the last five financial years;
- (t) Two (2) scanned soft copies of the Application on a Compact Disc (CD), in envelope marked "ORIGINAL";
- (u) Any other document required in accordance with the RFQ Document; and

² The Financial Statement submitted by the Applicant must mention Total Assets, Current Assets; Total Liabilities; Current Liabilities; Share Capital, Profit Before Taxes, Profit After Taxes

³ In case the accounts of the Applicant are not required to be statutorily audited, the Financial Statement shall be certified in accordance with local legislation.



- (v) Duly signed RFQ Document (Blank) and correspondence, addendum/ corrigendum issued by the Employer in relation to the subject RFQ, in token of receipt and acceptance (*in only one copy, which shall be submitted in a separate envelope*).

2.10.3 Each of the envelopes shall clearly bear the following identification:

“APPLICATION FOR QUALIFICATION: MWC-04 CONTRACT PACKAGE”

and shall clearly indicate the name and address of the Applicant. In addition, the Application Due Date should be indicated on the right hand corner of each of the envelopes.

2.10.4 Each of the envelopes shall be addressed to:

ATTENTION: Director General

ADDRESS: Project Seabird
Integrated HQs of MoD (Navy)
2nd Floor, West Block-5
R K Puram, New Delhi - 110066

TELEPHONE NO: 011 2617 7861
011 2619 8232

FAX: 011 2610 0608

E-MAIL ADDRESS: dgpsb@navy.gov.in

WEBSITE: www.indiannavy.nic.in / www.indiannavy.gov.in / www.defproc.gov.in

2.10.5 If the envelopes are not sealed and marked as instructed above, the Employer assumes no responsibility for the misplacement or premature opening of the contents of the Application and consequent losses, if any, suffered by the Applicant.

2.11 Submission of Applications

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 the above stated Clause 1.7 and no later than the deadline indicated in Clause

1.8.

2.11.2 Applications submitted by fax, telex, telegram or e-mail shall not be entertained and shall be rejected.





2.11.3 Applications received by the Employer after the specified time on the Application Due Date shall not be eligible for consideration and shall be returned unopened.

2.12 Modifications/ Substitution/ Withdrawal of Applications

2.12.1 The Applicant may modify, substitute or withdraw its Application after submission, provided that written notice of the modification, substitution or withdrawal is received by the Employer prior to the Application Due Date. No Application shall be modified, substituted or withdrawn by the Applicant after the Application Due Date.

2.12.2 The modification, substitution or withdrawal notice shall be prepared, sealed, marked, and delivered in accordance with Clause 2.10, with the envelopes being additionally marked "MODIFICATION", "SUBSTITUTION" or "WITHDRAWAL", as appropriate.

2.12.3 Any additional information supplied subsequent to the Application Due Date, unless the same has been expressly sought for by the Employer, shall not be considered for evaluation.

2.13 Opening of Applications

2.13.1 The Employer shall open all Applications at the place given in the above stated Clause 1.7 and at the date and time indicated in Clause 1.8.

2.13.2 The Employer shall prepare a record of the opening of Applications to include, as a minimum, the name of the Applicants. A copy of the record shall be distributed to all Applicants.

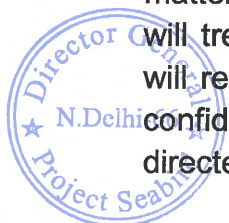
2.13.3 Applications for which a notice of withdrawal has been submitted in accordance with Clause 2.12 shall not be opened.

2.13.4 The Employer will subsequently examine and evaluate Applications in accordance with the provisions set out below.

2.14 Procedure for Evaluation of Applications

2.14.1 Confidentiality of Evaluation Process

Information relating to the examination, clarification, evaluation, and recommendation for the short-listed pre-qualified Applicants shall not be disclosed to any person who is not officially concerned with the process or is not a retained professional advisor advising the Employer in relation to or matters arising out of, or concerning the Tendering Process. The Employer will treat all information, submitted as part of Application, in confidence and will require all those who have access to such material to treat the same in confidence. The Employer may not divulge any such information unless it is directed to do so by any statutory entity that has the power under law to





require its disclosure or is to enforce or assert any right or privilege of the statutory entity and/ or the Employer or as may be required by law or in connection with any legal process.

2.14.2 Responsiveness

The Employer reserves the right to reject any Application which is non-responsive with reference to the stipulations stated in the RFQ Document and no request for alteration, modification, substitution or withdrawal shall be entertained by the Employer in respect of such Application. Provided, however, that the Employer may, in its discretion, allow the Applicant to rectify any infirmities or omissions if the same do not constitute a material modification of the Application.

2.15 Clarifications

2.15.1 To facilitate evaluation of Applications, the Employer may, at its sole discretion, seek clarifications from any Applicant regarding its Application. Such clarification(s) shall be provided within the time specified by the Employer for this purpose. Any request for clarification(s) and all clarification(s) in response thereto shall be in writing.

2.15.2 If an Applicant does not provide clarifications sought under Clause 2.15.1 above within the prescribed time, its Application shall be evaluated based on the information and documents available at the time of evaluation of Application.

2.16 Evaluation of Applications and Prequalification of Applicants

2.16.1 The Employer shall use the factors, methods, criteria, and requirements defined in Section 3: Eligibility and Qualification Criteria read in conjunction with Clause 2.14.2 of Section 2, to evaluate the qualifications of the Applicants along with Specialised Subcontractor(s) if any, and no other methods, criteria, or requirements shall be used. The Employer reserves the right to waive minor deviations from the qualification criteria if they do not materially affect the technical capability and financial resources of an Applicant to perform the contract.

2.16.2 All Applicants who's Applications substantially meet or exceed the specified qualification requirements will be prequalified by the Employer.

2.16.3 An Applicant may be "conditionally prequalified," that is, qualified subject to the Applicant submitting or correcting certain specified nonmaterial documents or deficiencies to the satisfaction of the Employer.

2.16.4 Applicants that are conditionally prequalified will be so informed along with the statement of the condition(s) which must be met to the satisfaction of the Employer within four (4) weeks after the date of Invitation for Tenders.





- 2.16.5 The Employer shall notify all Applicants in writing of the names of those Applicants who have been prequalified or conditionally prequalified. In addition, those Applicants who have not been qualified will be informed separately.
- 2.16.6 Promptly after the notification of the results of the prequalification, the Employer shall invite Tenders from all the Applicants that have been prequalified or conditionally prequalified.
- 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.
- 2.16.8 The qualifications of Specialised Subcontractor(s), only for corresponding key construction activities shall be considered in the evaluation of an Applicant.

2.17 Proprietary data

- 2.17.1 All documents and other information supplied by the Employer or submitted by an Applicant to the Employer shall remain or become the property of the Employer. Applicants are to treat all information as strictly confidential and shall not use it for any purpose other than for preparation and submission of their Application. The Employer will not return any Application or any information provided along therewith except the Applications received late pursuant to Clause 2.11.3 or Applications withdrawn pursuant to Clause 2.12.2.





SECTION 3

3 ELIGIBILITY AND QUALIFICATION CRITERIA

This Section contains all the methods, criteria, and requirements that the Employer shall use to evaluate Applications. The information to be provided in relation to each requirement and the definitions of the corresponding terms are included in the respective Application Forms.

ELIGIBILITY AND QUALIFICATION CRITERIA		COMPLIANCE REQUIREMENTS		DOCUMENTATION	
Criteria No.	Subject	Requirement	Applicant	Specialised Sub-contractor	Submission Requirements
1	ELIGIBILITY				
1.1	Conflict between Applicant and Specialised Subcontractor	No Applicant is a Specialised Subcontractor of another Applicant or vice versa in accordance with Clause 2.2.1(a)	Must meet requirement	Must meet requirement	FORM-01: APPLICATION
1.2	Conflict of Interest	No conflicts of interest in accordance with Clause 2.2.1(c).	Must meet requirement	Must meet requirement	FORM-01: APPLICATION





ELIGIBILITY AND QUALIFICATION CRITERIA		COMPLIANCE REQUIREMENTS		DOCUMENTATION	
Criteria No.	Subject	Requirement	Applicant	Specialised Sub-contractor	Submission Requirements
1.3	Suspension Based on Execution of Bid Securing Declaration by the Government	Not under suspension based on execution of a Bid Securing Declaration in accordance with Clause 2.2.1(d)	Must meet requirement	Must meet requirement	FORM-01: APPLICATION
1.4	Barred by Government	Not barred by Government as on the Application Due Date in accordance with Clause 2.2.1(e)	Must meet requirement	Must meet requirement	FORM-01: APPLICATION
1.5	Not Charge Sheeted, or Convicted by a court of Law	Not charge sheeted by any agency of the Government / convicted by a court of Law in relation to Security and Integrity of the country in accordance with Clause 2.2.1(f)	Must meet requirement	Must meet requirement	FORM-01: APPLICATION





ELIGIBILITY AND QUALIFICATION CRITERIA		COMPLIANCE REQUIREMENTS		DOCUMENTATION	
Criteria No.	Subject	Requirement	Applicant	Specialised Sub-contractor	Submission Requirements
1.6	No Investigation, related to Security and Integrity of the Country	No investigation, related to security and integrity of the country, by a regulatory authority, is pending in accordance with Clause 2.2.1(g).	Must meet requirement	Must meet requirement	FORM-01: APPLICATION
1.7	Corporate Debt Restructuring	No corporate debt restructuring is in process and/or no unresolved debt restructuring issues with the Banks/ Institutions as on 30 th September 2018 in accordance with Clause 2.2.1(h)	Must meet requirement	Must meet requirement	FORM-12: DEBT



ELIGIBILITY AND QUALIFICATION CRITERIA		COMPLIANCE REQUIREMENTS		DOCUMENTATION	
Criteria No.	Subject	Requirement	Applicant	Specialised Sub-contractor	Submission Requirements
2	HISTORICAL CONTRACT NON-PERFORMANCE, PENDING LITIGATION AND LITIGATION HISTORY⁴				
2.1	History of Non-Performing Contracts	Non-performance of a contract ⁵ did not occur as a result of contractor's default between 1 st October 2013 and 30 th September 2018	Must meet requirement ⁶	N/A	FORM-05(A): NON-PERFO ⁷
2.2	Pending Litigation	Applicant's financial position and prospective long term profitability still sound according to criteria established in Criteria No. 3.1	Must meet requirement	N/A	FORM-05(B): LITIGATION ⁷

⁴ Related to Construction Business only.

⁵ Non-performance, as decided by the Employer, shall include all contracts where (a) non-performance was not challenged by the contractor, including through referral to the dispute resolution mechanism under the respective contract, and (b) contracts that were so challenged but fully settled against the contractor. Non-performance shall not include contracts where Employers decision was overruled by the dispute resolution mechanism. Non-performance must be based on all information on fully settled disputes or litigation, i.e. dispute or litigation that has been resolved in accordance with the dispute resolution mechanism under the respective contract and where all appeal instances available to the applicant have been exhausted.

⁶ This requirement also applies to contracts executed by the Applicant as JV member.

⁷ FORM-05(A), (B) and (C) should be duly certified by the Statutory Auditors of the Applicant.





ELIGIBILITY AND QUALIFICATION CRITERIA		COMPLIANCE REQUIREMENTS		DOCUMENTATION	
Criteria No.	Subject	Requirement	Applicant	Specialised Sub-contractor	Submission Requirements
2.3	Litigation History	(ii) below and assuming that 50% of all pending litigation will be resolved against the Applicant No consistent history of court/arbitral award decisions against the Applicant ⁸ between 1 st October 2013 and 30 th September 2018	Must meet requirement	N/A	FORM-05(C): LITIGATION HIST ⁷
3 FINANCIAL SITUATION AND PERFORMANCE					
3.1	Financial Capabilities	The audited balance sheets or, if not required by the laws of the Applicant's country, ⁹ other financial statements* acceptable to the Employer,	Must be submitted	N/A	Audited balance sheets/financial statements of the last five years

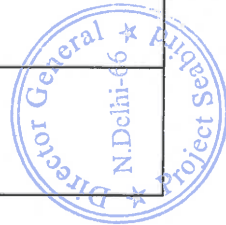
⁸ The Applicant shall provide accurate information on the related Application Form about any litigation or arbitration resulting from contracts completed or ongoing under its execution from 1st October 2013 to 30th September 2018. A consistent history of awards against the Applicant may result in disqualification of the Applicant.

⁹ In case the accounts of the Applicant are not required to be statutorily audited, the Financial Statement shall be certified in accordance with local legislation.





ELIGIBILITY AND QUALIFICATION CRITERIA		COMPLIANCE REQUIREMENTS		DOCUMENTATION	
Criteria No.	Subject	Requirement	Applicant	Specialised Sub-contractor	Submission Requirements
		<p>for the last 5 (five) financial years shall be submitted and must demonstrate the current soundness of the Applicant's financial position.</p> <p>* Note: The information submitted by the Applicant must mention Total Assets, Current Assets; Total Liabilities; Current Liabilities; Share Capital, Profit Before Taxes, Profit After Taxes</p>			
		<p>(i) The Applicant shall demonstrate that it has access to, or has available, liquid assets, lines of credit, and other financial means (independent of any contractual advance payment) sufficient to meet the construction cash flow requirements of Rs 72 crore</p>	Must meet requirement	N/A	FORM-09: FIN-1 & FORM-11: CCC





ELIGIBILITY AND QUALIFICATION CRITERIA		COMPLIANCE REQUIREMENTS		DOCUMENTATION	
Criteria No.	Subject	Requirement	Applicant	Specialised Sub-contractor	Submission Requirements
		(Rupees Seventy Two crore) for the subject contract after meeting its cash flow requirements for current contract commitments.			
		(ii) The Applicant shall have positive Net Worth at the close of the latest financial year	Must meet requirement	N/A	FORM-09: FIN-1
		(iii) Applicant has not incurred any loss in more than two financial years during the last five financial years.	Must meet requirement	N/A	FORM-09: FIN-1





ELIGIBILITY AND QUALIFICATION CRITERIA		COMPLIANCE REQUIREMENTS		DOCUMENTATION	
Criteria No.	Subject	Requirement	Applicant	Specialised Sub-contractor	Submission Requirements
3.2	Average Annual Construction Turnover	Minimum average annual construction turnover ¹⁰ equivalent to Rs 258 crore (Rupees Two Hundred Fifty Eight crore) calculated as total certified payments received for contracts in progress and/or completed within the last five (5) financial years, divided by five (5).	Must meet requirement	N/A	FORM-10: FIN-2
3.3	Tendering Capacity	The Applicant should have minimum available Tendering Capacity of Rs 860 crore (Rupees Eight Hundred Sixty crore) in accordance with the formula stated in FORM-13: CAPACITY	Must meet requirement	N/A	FORM-13: CAPACITY & FORM-11: CCC

¹⁰ If the annual construction turnover is not clearly stated in the Audited Balance Sheets / Financial Statements of the Applicant, specific certificate issued by its Statutory Auditors or in case the accounts of the Applicant are not required to be statutorily audited, certified in accordance with local legislation, should be submitted.
N.Delhi-56





ELIGIBILITY AND QUALIFICATION CRITERIA		COMPLIANCE REQUIREMENTS		DOCUMENTATION	
Criteria No.	Subject	Requirement	Applicant	Specialised Sub-contractor	Submission Requirements
4	EXPERIENCE				
4.1	General Construction Experience	Experience in construction contracts in the role of prime contractor and/or joint venture member/consortium member and/or sub-contractor for at least 48 months in the period starting 1 st October 2013 till Application Due Date.	Must meet requirement	N/A	FORM-06: EXP-1 ¹¹



¹¹ 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.



ELIGIBILITY AND QUALIFICATION CRITERIA		COMPLIANCE REQUIREMENTS		DOCUMENTATION	
Criteria No.	Subject	Requirement	Applicant	Specialised Sub-contractor	Submission Requirements
4.2	Similar Work(s) Experience ¹²	A minimum number ¹³ of similar works specified below that have been successfully ¹⁴ completed as a prime contractor or joint venture member ¹⁵ , or sub-contractor between 1 st October 2011 and Application Due Date: “ Similar Work(s) ” means work(s) pertaining to construction of Industrial Buildings or Storage Buildings	Must meet the requirement of at least 1 (one) contract of minimum value of Rs 688 crore (Rupees Six Hundred Eighty Eight crore) OR Must meet the requirement of at least 2 (two) contracts each of minimum value of Rs 430	N/A	FORM-07: EXP-2

¹² The Similar Works experience(s) of Group Companies, Parent Companies or Sister Companies, Concessionaire and Developers, 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.

¹³ Summation of number of small value contracts (less than the value specified under requirement) to meet the overall requirement will not be accepted.

¹⁴ Only such works shall be considered which are completed as evidenced by the client certificate. The cost of land shall not be considered to determine the cost of the works.

¹⁵ For contracts under which the Applicant participated as a member of a joint venture/consortium; or as a sub-contractor, only the Applicant's share, by value, shall be considered to meet this requirement.





ELIGIBILITY AND QUALIFICATION CRITERIA		COMPLIANCE REQUIREMENTS		DOCUMENTATION	
Criteria No.	Subject	Requirement	Applicant	Specialised Sub-contractor	Submission Requirements
		<p>or Assembly Buildings as described in IS: 875 (Part 2) - 1987 (reaffirmed 2003), comprising structural steel superstructures.</p> <p>The project components may also include EOT Cranes, Jib Booms, Elevators, Transfer Bogies, Cradles, Vertical Roll up Doors, Solar Power System and Mechanical, Electrical & Plumbing (MEP) works but their cost for evaluation purposes shall be limited to 40% of the value of the project.</p>	<p>crore (Rupees Four Hundred Thirty crore)</p> <p>OR</p> <p>Must meet the requirement of at least 3 (three) contracts each of minimum value of Rs 344 crore (Rupees Three Hundred Forty Four crore)</p>	N/A	FORM-07: EXP-2





Project Seabird Phase IIA
RFQ: MWC-04: Construction of Covered Dry Berths,
Ship Transfer System on Rails, Landside Tunnels, MEP
Services and other Associated Works

ELIGIBILITY AND QUALIFICATION CRITERIA		COMPLIANCE REQUIREMENTS		DOCUMENTATION	
Criteria No.	Subject	Requirement	Applicant	Specialised Sub-contractor	Submission Requirements
4.3	Construction Experience ¹⁶ in Key Activities	For the above and/or any other contracts completed and/or under implementation as prime contractor, joint venture member, or sub-contractor between 1 st October 2011 and Application Due Date, a minimum construction experience in the following key activities ¹⁷ :	Must meet requirement	N/A	FORM-08: EXP-3
		Key Construction Activity No. 1: Successfully completed construction of bored cast in situ or precast piles of			

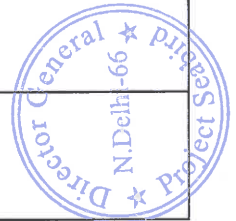
¹⁶ The construction experience(s) of Group Companies, Parent Companies or Sister Companies, Concessionaires and Developers shall not be considered for evaluation. The Applicants are advised to strictly adhere to this requirement and submit the construction experience(s) from the client(s) of the Applicant only.

¹⁷ Rate of production of any key activity can be demonstrated in one or more contracts combined if executed during same time period. The rate of production shall be the annual production rate for the key construction activity (or activities). For the rate of production, either the average during the entire period or in any one or more years during the period should be specified.



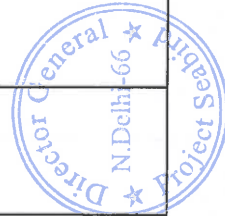


ELIGIBILITY AND QUALIFICATION CRITERIA		COMPLIANCE REQUIREMENTS		DOCUMENTATION	
Criteria No.	Subject	Requirement	Applicant	Specialised Sub-contractor	Submission Requirements
		minimum 600 numbers of diameter not less than 500 mm and embedment depth not less than 12 meter, in a period of continuous 12 months, in any one or more contract(s).			
		Key Construction Activity No. 2: Successfully completed fabrication and erection of structural steel works of minimum quantity of 9000 T, in any one or more but not exceeding three (03) contract(s).	Must meet requirement	N/A	FORM-08: EXP-3
		Key Construction Activity No. 3: Successfully completed erection of structural steel works of minimum quantity of 30T at a height of 42 m or	Must meet requirement	N/A	FORM-08: EXP-3





ELIGIBILITY AND QUALIFICATION CRITERIA		COMPLIANCE REQUIREMENTS		DOCUMENTATION	
Criteria No.	Subject	Requirement	Applicant	Specialised Sub-contractor	Submission Requirements
		above measured from ground level, in a single contract.			
		<p>Key Construction Activity No. 4: Successfully completed construction and laying of minimum five (05) Km of pressurised pipe network having minimum diameter 80 mm or above, in any one or more but not exceeding three (03) contract(s).</p>	<p>Must meet requirement This requirement can also be met through a Specialised Subcontractor</p>	<p>Must meet requirement (If proposed for Specialised Subcontractor)</p>	FORM-08: EXP-3
		<p>Key Construction Activity No. 5: Successfully completed electrical work comprising of construction of at least one (01) number of minimum rated capacity of 11/0.415 KV Sub-station, installation of minimum rated capacity of 11/0.415 KV switchgear and</p>	<p>Must meet requirement This requirement can also be met through a Specialised Subcontractor</p>	<p>Must meet requirement (If proposed for Specialised Subcontractor)</p>	FORM-08: EXP-3





ELIGIBILITY AND QUALIFICATION CRITERIA		COMPLIANCE REQUIREMENTS		DOCUMENTATION	
Criteria No.	Subject	Requirement	Applicant	Specialised Sub-contractor	Submission Requirements
		laying of HT/LT cables of minimum rated capacity of 11/0.415 KV of minimum length two (02) Km or above, in any one or more but not exceeding three (03) contract(s).			

Notes:

For other specialised works like Solar Power System, EOT Crane, Double Skin Roof Sheeting, Vertical Roll up Doors, Transfer Rails with fixtures & accessories and Ship Transfer System etc.; the Contractor shall execute these specialised works through pre-approved vendors only. The pre-approved vendors for the supply of Rails with fixtures & accessories shall also be responsible for supervising the installation of rails of the transfer system and integration of the same with existing transfer system. The list of the pre-approved vendors and/or minimum criteria for such vendors, if any, shall be provided in the Tender Documents.





SECTION 4

4 FRAUD AND CORRUPTION PRACTICES

- 4.1 The Applicants and their respective officers, employees, agents and advisers shall observe the highest standard of ethics during the Tendering Process. Notwithstanding anything to the contrary contained herein, the Employer may reject an Application without being liable in any manner whatsoever to the Applicant if it determines that the Applicant has, directly or indirectly or through an agent, engaged in 'corrupt, fraudulent, coercive or undesirable' practice in the Tendering Process.
- 4.2 Without prejudice to the rights of the Employer under Clause 4.1 hereinabove, if an Applicant is found by the Employer to have directly or indirectly or through an agent, engaged or indulged in any 'corrupt, fraudulent, coercive or undesirable practice during the Tendering Process, such Applicant shall not be eligible to participate in any tender or RFQ issued by the Employer during a period of 2 (two) years from the date such Applicant is found by the Employer to have indulged in any 'corrupt, fraudulent, coercive or undesirable' practice, as the case may be.
- 4.3 For the purposes of this Section 4, the following terms shall have the meaning hereinafter respectively assigned to them:
- (a) **“Corrupt practice”** means the offering, receiving, or soliciting, directly or indirectly, of anything of any value to influence the actions of a public official in the selection process or in contract execution;
 - (b) **“Fraudulent practice”** means a misrepresentation or omission of facts in order to influence a selection process or the execution of a contract;
 - (c) **“Collusive practice”** means a scheme or arrangement between two or more Applicants, with or without the knowledge of the Employer, designed to establish prices at artificial, non-competitive levels; and
 - (d) **“Coercive practice”** means harming or threatening to harm, directly or indirectly, person or their property to influence their participation in a procurement process, or affect the execution of a contract.





SECTION 5

5 MISCELLANEOUS

- 5.1 The Applicants shall ensure that all persons related to the RFQ Application have noted that the Indian Official Secret Act 1923 (XIX of 1923) applies to them and continues to apply perpetually, even after the pre-qualification process is over. An undertaking to this effect should be taken by the Applicant from all persons related to his PQ Application
- 5.2 The Tendering Process shall be governed by, and construed in accordance with, the laws of India and the courts in the State in which the Employer has its headquarters shall have exclusive jurisdiction over all disputes arising under, pursuant to and/ or in connection with the Tendering Process.





SECTION 6

6 DESCRIPTION OF WORKS

6.1 General

The Scope of Work as included in this document is indicative and general in nature. A more detailed Scope of Works will be included in the Tender Documents to be issued to Tenderers. The scope of work will include the following general aspects:

- (a) Construction of Four numbers Covered Dry Berths (CDB). Three berths approx. of 200 m length, 35 m span width and 65 m height (at eaves) and one berth approx. of 200 m length, 37 m span width and 65 m (at Eaves) height. Roof of the CDB will be Double skin roofing system along with insulation (Standing seam profile roofing system).
- (b) Construction of Rail System matching with existing one. This would include both longitudinal and cross transfer rails for longitudinal and transverse movement of Ships.
- (c) Procurement and Commissioning of Ship Transfer system along with two power units (one standby) along with 130 cradles for ship support on berth. This electro hydraulic system will include 68 nos. trolley (Each of 151 T Capacity).
- (d) Construction of Landside Tunnels.
- (e) Procurement, installation and commissioning of Services on CDB and Landside Tunnel.
- (f) Construction of G+2 storey Administrative building on both sides along the length of the CDB.
- (g) Procurement, installation and commissioning of Roof Top Solar Power System, EOT Cranes, Vertical Roll up Doors and lifts in CDB.
- (h) Alterations, diversions of utility services as required,
- (i) Operation/maintenance of the electromechanical items provisioned by the Contractor under this Contract for the duration as stipulated in the Contract.
- (j) Provision of putting a Buffer Stop ahead of 100 m from Sea facing side of Covered Dry Berth for existing 35 T Rail Mounted Crane (RMC) crane.
- (k) Services during Defects Notification Period.
- (l) Annual Maintenance Contract for Solar Power System, Lifts and Ship transfer system.

MWC04 Contractor will be expected to complete all works within the time





frame stipulated and considering the impacts of challenging weather due to monsoon season in the Karwar area during months of June through August. Contractor will also be required to execute the works in such a manner that priority work elements are completed according to incremental milestones established by the PMC and included in the approved Master schedule. The Contractor shall ensure proactive, timely, collaborative and effective coordination with various other works Contractors who shall be concurrently carrying out works forming part of this Project Seabird Phase IIA.

The Contractor must comply with conditions mentioned in the Environmental Clearance issued by Ministry of Environmental & Forest (MoEF), Government of India and PMC's Environmental Management Plan. The conditions will be included in the Tender Document and issued to all Tenderers.

In full recognition of these objectives and with full acceptance of the obligations, the Contractor shall execute the Works taking into account all liabilities and risks that may be involved.

The Employer may decide to take beneficial custody and accept portions of the work completed from the Contractor in a phased manner per the approved Master Schedule and/or the Handing-Over Plan.

In addition, the Contractor shall be required to undertake the rectification of defects appearing in the Permanent Works detailed below in the manner and to the standards within the time stipulated by the Contract.

6.2 Permanent Works

The permanent works shall include but not be limited to the construction, manufacture, supply, installation, testing and commissioning of:

6.2.1 Construction of CDB

The scope of construction shall include but not be limited to the construction, manufacture, supply, installation, testing and commissioning of:

- (a) Construction of CDB and Administrative Building, stairs, Elevators, crane rails etc. as required.
- (b) Installation, Operation and Maintenance of Roof Top Solar Power System (Photo voltaic Panels) (Min 3 MW Capacity).
- (c) Construction of Landside Tunnels for supplying services to the CDB.
- (d) Supply installation, testing and commissioning of equipment, cope points, cables, pipelines etc. for supplying services to the ships.
- (e) Procurement, installation, testing and commissioning of rails, and rail mounted Ship Transfer System compatible with the existing rails and Ship Transfer System.





- (f) The CDB, Ship Transfer System shall be manufactured, erected, supplied and commissioned as indicated in the Drawings, Specification or in the Contract Document.
- (g) Construction of approximately 200 meter roads along the Administrative Building.
- (h) Provision of putting a Buffer Stop for existing 35 T RMC Crane.

6.2.2 Landside Tunnels

The landside tunnels of approximate length of 220 m shall be constructed for providing services to the CDB building, as indicated in the Drawings, Specification or in the Contract Document.

6.2.3 EOT Cranes

The scope includes Procurement, installation, testing and commissioning of EOT Cranes for CDB as per brief details provided below:

- (a) 30 T capacity: 4 nos.
- (b) 10 T capacity: 4 nos.

6.2.4 Utilities

The scope shall comprise of supply, installation, testing and commissioning including all kinds of integration and interfacing of utilities comprising of equipment, cope points, cables, pipelines etc. for supplying the following services to Covered Dry Berths:

- (a) Electrical Services: Power supply to Ship cope points, cranes, other utilities and area lighting including provision of substations and switching station.
- (b) Potable Water System: Potable water supply to cope points and Administrative building. Water shall be provided through various connection points by others.
- (c) Fire Protection System: Fire protection system comprises of fire hydrants, sprinklers, AFF monitors, Portable fire extinguishers, gas fire suppression system etc for CDB, Administrative buildings & Tunnels as per CFEES requirements and approvals.
- (d) Fire Detection & Alarm System: Fire detection & Alarm system for entire CDB, Administrative building & Landside tunnels as per CFEES requirements and approvals.
- (e) Chilled Air System: Chilled Air System including supply of chilled air to cope points.
- (f) Portable Chilled Water System: Portable chiller units and supply of





Chilled Water to cope points.

- (g) Air Conditioning System: Air conditioning system for Administrative building.
- (h) Seawater Supply System: Seawater supply to cope points from the seawater pump house.
- (i) Ventilation & smoke Extraction System: Ventilation & Smoke extraction system for CDB & Administrative building as per CFEES requirements and approvals.
- (j) Sewage Collection and Disposal System: Ship sewage collection and disposal system through pressurised pipes up to nearest manhole.
- (k) Oily Bilge Collection and Disposal System: Ship oily bilge collection and disposal system through pressurised pipe including provision for Effluent Treatment Plant (ETP).
- (l) Low Pressure compressed Air System: Low pressure compressed air supply network to cope points including connection to the site network.
- (m) Tunnel Ventilation System: Ventilation and smoke extraction system inside landside tunnel as per CFEES requirements and approvals.
- (n) SCADA System: SCADA System for control & monitoring of services in CDB, Administrative buildings and Landside tunnels.
- (o) Drainage System: Drainage of the storm water from ship transfer bay, CDB and administrative building roof top and adjacent areas to the site storm water network.
- (p) Security & Communication System: Security & communication System for CDB, Administrative buildings and other adjacent areas.
- (q) Alterations, diversions of existing utility services if any.
- (r) Operation and maintenance of electromechanical equipment as part of MEP works after construction completion for a period of two years under Defect Notification Period (DNP).

6.3 Non-Permanent Works

Existing roads and work harbour may be used by the Contractor during the construction for transporting his materials, as designated and approved by the Employer. The Contractor may modify the existing facility provided by the Employer based on his requirement subject to review and approval of Employer.



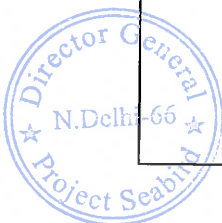


6.4 Salient Engineering Features of the Project

The indicative engineering features of the works under this prequalification are as given below:

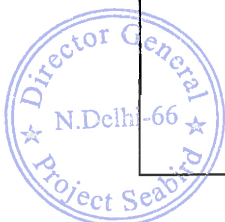
TABLE 6-1: SALIENT ENGINEERING FEATURES

S. No.	Description	Details
1	Civil and Structural Works	
	(a) CDB with Administrative Building	160 m wide (Three 35 m Span width and one 37 m Span Width) x 200 m long x 65 m height at eaves. Roof will be standing seam profile double skin system with insulation
	(b) Rail System	To match with existing Ship Transfer System Both Longitudinal and cross transfer rails for movement of ships
	(c) Ship Transfer System	Ship transfer system with Two Power units, 68 nos. (Each of 151 T Capacity) Transfer trolleys and 130 nos. cradles
	(d) Administrative Building	G+2 Structure along the length of the CDB
	(e) Structural supports for Roof Top Solar Power System (Photo Voltaic Panels).	On entire roof of CDB.
	(f) Landside Tunnel	200 meter long Tunnel
	(g) Chiller plants, pump house, switching stations, transformers, SCADA area.	Chilled Air Plant of roof top of Administrative buildings and all other services housed inside Administrative Buildings.





S. No.	Description	Details
2	Utility Services	
	(a) Electrical Services	Power supply to Ship cope points, cranes, other utilities and area lighting including provision of substations and switching station
	(b) Potable Water System	Potable water supply to cope points and Administrative Building. Water shall be provided through various connection points by others
	(c) Fire Protection System	Fire protection system comprises of fire hydrants, sprinklers, AFF monitors, Portable fire extinguishers, Clean gas, Fire suppression system etc for CDB, Administrative buildings & Tunnels as per CFEES requirements and approvals.
	(d) Fire Detection & Alarm System	Fire detection & Alarm system for entire CDB, Administrative building & Landside tunnels as per CFEES requirements and approvals.
	(e) Chilled Air System	Chilled Air System including supply of chilled air to cope points.
	(f) Portable Chilled Water System	Portable chiller units and supply of Chilled Water to cope points.
	(g) Air Conditioning System	Air conditioning system for Administrative building.
	(h) Seawater Supply System	Seawater supply to cope points from the seawater pump house.
	(i) Ventilation & smoke	Ventilation & Smoke extraction





S. No.	Description	Details
	Extraction System	system for CDB & Administrative building as per CFEES requirements and approvals.
	(j) Sewage Collection and Disposal System	Ship sewage collection and disposal system through pressurised pipes up to nearest manhole.
	(k) Oily Bilge Collection and Disposal System	Ship oily bilge collection and disposal system through pressurised pipe to Effluent Treatment Plant (ETP).
	(l) Low Pressure Compressed Air System	Low pressure compressed air supply to cope points connected to site network.
	(m) Tunnel Ventilation System	Ventilation system including smoke extraction system inside landside tunnel.
	(n) SCADA System	SCADA System for control & monitoring of services in CDB, Administrative buildings and Landside tunnels.
	(o) Drainage System	Drainage of the storm water from ship transfer bay, CDB and administrative building roof top and adjacent areas to the site storm water network.
	(p) Security & Communication System	Security & communication System for CDB, Administrative buildings and other adjacent areas.
3	EOT Cranes	
	(a) 30 T capacity : 4 nos	At ~50 m level in CDB





S. No.	Description	Details
	(b) 10 T capacity : 4 nos.	At ~50 m level in CDB

6.5 Utilities

The existing utilities have generally been identified as part of the field data collected by the Employer. However, there is always a possibility of some unidentified utilities being detected by the Contractor during the course of Data Collection or during the construction. All known utilities will be detailed in the Tender Document. If any utilities are required to be diverted or altered in order to carry out the subject works, then this shall be the responsibility of the Contractor. However, the Contractor shall be responsible to relocate all identified and any possible unidentified utilities. Removal of unidentified utilities, if necessary, will be treated as a variation.

6.6 Interfacing with Other Works Contractors

The CDB, Ship Transfer System, landside tunnel and other associated works construction Contractor (MWC-04) appointed through this RFQ exercise followed by the Tendering process shall be required to interface, coordinate activities and schedule and cooperate with design consultant for dockyard and fleet base buildings works contractors of Project Seabird Phase IIA (including the other Marine Works contractors) engaged for construction of other piers and onshore infrastructure. This interface and coordination will be accomplished in such a way that minimizes conflict, interference, maximizes cooperation and mutual support between all consultants and contractors so as to maintain project schedules

6.7 Construction Period

The allowed construction period for the works to be performed and completed, ready for use by the Employer, under this contract package shall be around 36 months from the date of contract award.

The Contractor shall be required to plan various components of work in such a sequence that the complete work is commissioned in the required time from the date of award of contract. If required by the Employer, priority works may be identified which will require early and/or phased completion. These, if any, will be detailed in the Tender Documents.





6.8 Other Data

6.8.1 Geotechnical Data

Geotechnical investigation works related to this Project is completed. Data will be made available to the Tenderers prior to issue of Tender Documents. Investigations works shows that the subsurface strata near to the future pier locations is predominantly comprised of granular soils consisting of silty sand to clayey silts with varying amounts of fine sand and silt. The granular soils are generally silty sand and classified as SM or SP according to the Unified Soil Classification System. Traces of stiff clay are observed in certain borehole locations and certain depths above the weathered rock, with a plasticity index of less than 15. Approximately 2 meters of weathered rock is observed almost in every borehole location. After correlating the observed rock data, the average UCS of rock is found to be 25MPa and RQD varies from 25% to 50%. The geotechnical report shall be provided through Tender Documents.

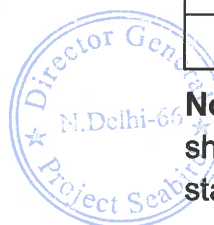
6.8.2 Wind

The mean monthly wind speed at Karwar, based on the available Indian Meteorological Department data (1980 to 2010), is summarized below:

TABLE 6-2: MONTHLY AVERAGE WIND SPEED RANGES

Month	Wind Speed Range (km/h)
January	6.4
February	6.8
March	8.5
April	9.9
May	12.0
June	11.9
July	15.6
August	12.9
September	8.2
October	5.8
November	5.3
December	5.5

Note: All the temporary structures used for Construction and Erection purpose shall also be designed for Basic Design Wind Speed of 39 m/s for ensuring stability and strength of the structures.





6.8.3 Current

Based on available field data (taken from 22 November 2011 to 22 December 2011, and from 31 March 2012 to 30 April 2012) at the Project site off Arge Cape (outside of the harbour), the averaged current speed ranges from 0.1m/s to 0.54m/s.

The currents flow parallel to the southern Breakwater, reversing direction during flood and ebb phases of the tide; the flood currents are in a north-westward direction during the flood tide and south-eastward direction during the ebb tide. The magnitude of the currents indicate that the flood currents are stronger (0.54 m/s) than the ebb currents (0.15 m/s).

6.8.4 Temperature, Humidity and Rainfall

At an average the annual variation of maximum temperature at Karwar is from 30⁰C to 35⁰C. The month of August being the lowest in range due to the extreme rains and overcast skies. The annual range of minimum temperature is about 16⁰C to 23⁰C, January being the lowest and May being the highest.

The highest average monthly temperature recorded was 36.4⁰C in January of 2011. The lowest recorded was 15.8⁰C also in January of 2011.

The Relative Humidity (RH) always remains high in Karwar, being a coastal region. In general it is highest in the morning and lesser in the afternoon hours. The monsoon months see continuous high relative humidity due to the substantial rainfall, and reaches up to RH of 100%. The minimum is average monthly relative humidity occasionally observed in the months of December through February and can be as low as RH is 23%.

At an average, Karwar receives about 3163.5mm rainfall annually and wettest year records have shown annual rainfall up to 5319mm. June through August being the highest rainfall period accounting for more than 2500mm rainfall.





SECTION 7

7.1 Forms

This section contains forms to be submitted with the Application as applicable.





FORM-01: APPLICATION
APPLICATION FOR PRE-QUALIFICATION

(Refer Clause 2.10.1)

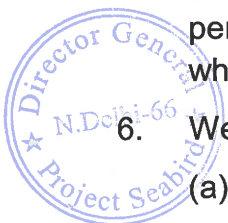
Dated:.....

To,
The Director General, Project Seabird
Integrated HQs of MoD (Navy)
2nd Floor, West Block-5
R K Puram, New Delhi – 110066

Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

Dear Sir,

1. With reference to your RFQ document no. DGSB/MWC-04/02 of 2018, we having examined the RFQ document and understood its contents, hereby submit our Application for Qualification for the aforesaid works. The Application is unconditional and unqualified.
2. We acknowledge that the Employer will be relying on the information provided in the Application and the documents accompanying the Application for pre-qualification of the Applicants for the aforesaid work, and we certify that all information provided in the Application and Forms submitted with the Application is true and correct; nothing has been omitted or concealed which could render such information misleading, and all documents accompanying such Application are true copies of their respective originals.
3. This statement is made for the express purpose of qualifying as a Tenderer for the construction of the aforesaid works.
4. We shall make available to the Employer any additional information it may find necessary or require to supplement or authenticate our Application.
5. We acknowledge the right of the Employer to reject our Application without assigning any reason or otherwise and hereby waive, to the fullest extent permitted by applicable law, our right to challenge the same on any account whatsoever.
6. We declare that
(a) we have examined and have no reservations to the RFQ document,





- including any addendum, corrigendum issued by the Employer;
- (b) we are not a Subcontractor of any other Applicant applying for this pre-qualification, pursuant to Clause 2.2.1(a) of the RFQ Document;
 - (c) we including any of the proposed Specialised Subcontractor(s) do not have any conflict of interest pursuant to Clause 2.2.1(c) of the RFQ Document;
 - (d) we have not directly or indirectly or through an agent engaged or indulged in any 'corrupt, fraudulent, coercive or undesirable' practice, as defined in Section 4 of the RFQ Document, in respect of any tender or Request for Proposal issued by or any agreement entered into with the Employer or any other public sector enterprise or any Government, Central or State;
 - (e) we hereby certify that we have taken steps to ensure that in conformity with the provisions of Section 4 of the RFQ Document, no person acting for us or on our behalf within our control and knowledge has engaged or will engage in any 'corrupt, fraudulent, coercive or undesirable' practice; and
 - (f) we including any proposed Specialised Subcontractor(s) 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)]¹⁸, as a result of the execution of a Tender-Securing Declaration.
 - (g) we including any proposed Specialised Subcontractor(s) 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)]¹⁸ and no bar subsists as on the Application Due Date.
 - (h) in regard to matters relating to security and integrity of the country, we including any proposed Specialised Subcontractor(s) have not been charge-sheeted by any agency of the Government of India or any State in India or convicted by a Court of Law.
 - (i) to the best of our knowledge and belief no investigation, related to security and integrity of the country, by a regulatory authority is pending either against us or against any proposed Specialised Subcontractor(s); or against our CEO; or any of our directors/managers/ employees of us or of any proposed Specialised



¹⁸ Country means other than India where the Applicant is incorporated



Subcontractor(s).

- (j) we undertake that in case due to any change in facts or circumstances during the Prequalification / Tendering Process, we are attracted by the provisions of disqualification in terms of the provisions of this RFQ, we shall intimate the Employer of the same immediately.
7. We do not plan to subcontract any key construction activities./ We plan to subcontract the following key construction activities*:

Key construction activity no(s). as given at Criteria No. 4.3 of Section 3	Description of key construction activity / Requirement	Proposed Specialised Subcontractor's Name

[* strike out whichever is not applicable]

8. We understand that you may cancel the pre-qualification process at any time and that you are neither bound to accept any Application that you may receive nor to invite the Applicants for Tendering for the works, without incurring any liability to the Applicants, in accordance with Clause 2.4.1 of the RFQ document.
9. Checklist in FORM-17: CHECKLIST, duly filled and signed, is enclosed.

For and on behalf of [*Name of the Applicant*]

.....

[Signature]

[Seal of the Applicant]

.....

[Name of the person duly authorized to sign the Application on behalf of the Applicant]

.....

[Designation of the person signing the Application]

.....

[Date DD/MMM/YYYY]





FORM-02: PARTICULARS-1
PARTICULARS OF THE APPLICANT

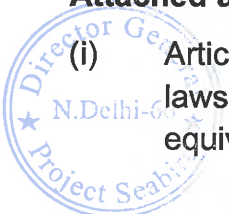
(Refer Clause 2.10.2 (b))

Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

1. (a) Applicant's Name:
(b) Blank
(c) In case Specialised Subcontractor(s) are proposed, name of each Specialised Subcontractor:
 - (i)
 - (ii)
- (d) Applicant's country of registration:
(e) Applicants year of incorporation:
(f) Applicant's Legal Address in country of registration:
(g) Address for Correspondence:
2. Particulars of the Authorised Representative of the Applicant:
 - (a) Name:
 - (b) Designation:
 - (c) Company:
 - (d) Address:
 - (e) Telephone & fax Number:
 - (f) E-Mail Address:
3. In case the Applicant has proposed Specialised Subcontractor(s) it shall complete FORM-03: PARTICULARS-2 to provide information relating to each Specialised Subcontractor(s).

Attached are copies of original documents of:

- (i) Articles of Incorporation/Registration in conformity with the provisions of the laws of the country where the Applicant is incorporated/registered (or equivalent documents of constitution of the Applicant)





FORM-03: PARTICULARS-2

PARTICULARS OF THE SPECIALISED SUBCONTRACTORS²⁰

(Refer Clause 2.10.2(c))

Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

1. (a) Applicant's Name:
- (b) Specialised Subcontractor's Name:
- (c) Specialised Subcontractor's country of registration:
- (d) Specialised Subcontractor's year of incorporation:
- (e) Specialised Subcontractor's Legal Address in country of registration:
- (f) Address for Correspondence:
- (g) In case of Specialised Subcontractor, proposed for Key Construction Activity of:
2. Particulars of the Authorised Representative of the Specialised Subcontractor:
 - (a) Name:
 - (b) Designation:
 - (c) Company:
 - (d) Address:
 - (e) Telephone & Fax Number:
 - (f) E-Mail Address:

Attached are copies of original documents of:

- (i) Articles of Incorporation/Registration in conformity with the provisions of the laws of the country where the Specialised Subcontractor is incorporated/registered (or equivalent documents of constitution of the Specialised Subcontractor)
- (ii) (a) Memorandum of Association and (b) Article of Association, or equivalent documents. In case of a partnership firm a copy of the partnership

²⁰ In case the Applicant proposes Specialised Subcontractor(s), it shall complete a separate FORM-03: PARTICULARS-2 to provide information relating to each Specialised Subcontractor.



deed shall be submitted.

- (iii) In case of government-owned entity¹⁹ documents establishing:
 - a. Legal and financial autonomy
 - b. Operation under commercial law
- (iv) Organisational chart and List of Board of Directors.

For and on behalf of *[Name of the Applicant]*

.....
[Signature] *[Seal of the Applicant]*

.....
[Name of the person duly authorized to sign the Application on behalf of the Applicant]

.....
[Designation of the person signing the Application]

.....
[Date DD/MMM/YYYY]





FORM-04: CONSENT

LETTER OF CONSENT FROM THE SPECIALISED SUBCONTRACTOR(S)²¹

(Refer Clause 2.10.2(d))

Dated:.....

To,
The Director General, Project Seabird
Integrated HQs of MoD (Navy)
2nd Floor, West Block-5
R K Puram, New Delhi – 110066

Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

Dear Sir,

1. With reference to your RFQ document dated, we have examined the RFQ document and understood its contents.
2. We declare and undertake that
 - (a) *[insert name of Specialised Subcontractor]* having its office at *[insert registered address of the Specialised Subcontractor]* is willing to participate as Specialised Subcontractor for *[insert description of key construction activity(ies) as given at Criteria No. 4.3 of Section 3]* with *[insert name of the Applicant]* in their Application for this project;
 - (b) We, pursuant to Clause 2.2.1(a) of the RFQ Document, are not submitting any Application for this pre-qualification.
 - (c) We do not have any conflict of interest pursuant to Clause 2.2.1(c) of the RFQ Document;
 - (d) We have not directly or indirectly or through an agent engaged or indulged in any 'corrupt, fraudulent, coercive or undesirable' practice,

²¹ This form shall be omitted in case no Specialised Subcontractor(s) is proposed by the Applicant. In case the Applicant proposes Specialised Subcontractor, this form shall be submitted by each Specialised Subcontractor in their letter head.



as defined in Section 4 of the RFQ Document, in respect of any tender or Request for Proposal issued by or any agreement entered into with the Employer or any other public sector enterprise or any Government, Central or State;

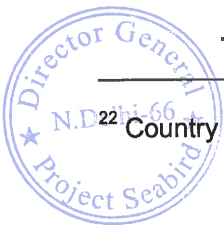
- (e) we hereby certify that we have taken steps to ensure that in conformity with the provisions of Section 4 of the RFQ Document, no person acting for us or on our behalf within our control and knowledge has engaged or will engage in any 'corrupt, fraudulent, coercive or undesirable' practice; and
- (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)]*²², 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)]*¹⁸ and no bar subsists as on the Application Due Date.
- (h) in regard to matters relating to security and integrity of the country, we have not been charge-sheeted by any agency of the Government of India or any State in India or convicted by a Court of Law.
- (i) to the best of our knowledge and belief no investigation, related to security and integrity of the country, by a regulatory authority is pending either against us or against our CEO or any of our directors/ managers/ employees.
- (j) we undertake that in case due to any change in facts or circumstances during the Prequalification / Tendering Process, we are attracted by the provisions of disqualification in terms of the provisions of this RFQ, we shall intimate the Employer of the same immediately.

For and on behalf of *[insert name of the Specialised Subcontractor]*

.....

[Signature] *[Seal of the Specialised Subcontractor]*

[Signature]



.....
Country means where the Specialised Subcontractor is incorporated



*[insert name of the person duly authorized to sign the Application on behalf
of the Specialised Subcontractor]*

.....
[insert designation of the person signing the Application]

.....
[Date DD/MMM/YYYY]





FORM-05(A): NON-PERFO

(Eligibility and Qualification Criteria No. 2.1)

HISTORICAL CONTRACT NON-PERFORMANCE

Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

[The following table shall be filled in for the Applicant]

Applicant's Name: *[insert full name]*.....

Date: *[insert day, month, year]*.....

Details of the Contract(s) not performed from 1st October 2013 to 30th September 2018 specified in Section 3, Eligibility and Qualification Criteria No. 2.1 is as follows.

Date, month & Year	Non-performed portion of contract	Contract Identification	Total Contract Amount (currency), INR Equivalent (exchange rate*)
<i>[insert date]</i>	<i>[insert amount (currency), INR Equivalent (exchange rate*) and percentage of the Contract Amount]</i>	Contract Identification: <i>[indicate complete contract name/ number, date and any other identification]</i> Name of Employer: <i>[insert full name]</i> Address of Employer: <i>[insert street/city/country]</i> Reason(s) for non-performance: <i>[indicate main reason(s)]</i>	<i>[insert amount]</i>
<i>[insert date]</i>	<i>[insert amount (currency), INR Equivalent (exchange</i>	Contract Identification: <i>[indicate complete contract name/ number, date and any other identification]</i> Name of Employer: <i>[insert full name]</i> Address of Employer: <i>[insert</i>	<i>[insert amount]</i>





Date, month & Year	Non-performed portion of contract	Contract Identification	Total Contract Amount (currency), INR Equivalent (exchange rate*)
	<i>rate*) and percentage of the Contract Amount]</i>	<i>street/city/country]</i> Reason(s) for non-performance: <i>[indicate main reason(s)]</i>	
<i>[insert date]</i>	<i>[insert amount (currency), INR Equivalent (exchange rate*) and percentage of the Contract Amount]</i>	Contract Identification: <i>[indicate complete contract name/ number, date and any other identification]</i> Name of Employer: <i>[insert full name]</i> Address of Employer: <i>[insert street/city/country]</i> Reason(s) for non-performance: <i>[indicate main reason(s)]</i>	<i>[insert amount]</i>

According to the information, explanations and documents provided by the Applicant to us, we certify that the above information is correct to the best of our knowledge and belief.

.....(Signature of the Statutory Auditor)

.....(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:



Notes:

- (i) Non-performance, as decided by the Employer, shall include all contracts where
 - (a) non-performance was not challenged by the contractor, including through referral to the dispute resolution mechanism under the respective contract; and
 - (b) contracts that were so challenged but fully settled against the contractor. Non-performance shall not include contracts where Employer's decision was overruled by the dispute resolution mechanism.

Non-performance must be based on all information on fully settled disputes or litigation, i.e. dispute or litigation that has been resolved in accordance with the dispute resolution mechanism under the respective contract and where all appeal instances available to the applicant have been exhausted.
- (ii) Data of non-performance of contracts related to construction contracts only shall be given.
- (iii) This requirement also applies to contracts executed by the Applicant as JV member.
- (iv) FORM-05(A) should be duly certified by the Statutory Auditors of the Applicant
- (v) * Refer Annexure-1 for source of exchange rate.





FORM-05(B): LITIGATION

(Eligibility and Qualification Criteria No. 2.2)

PENDING LITIGATION

Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

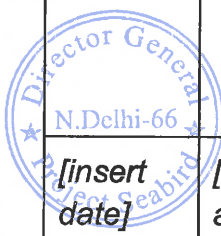
[The following table shall be filled in for the Applicant]

Applicant's Name: *[insert full name]*.....

Date: *[insert day, month, year]*.....

Details of Pending Litigation up to 30th September 2018, in accordance with Section 3, Eligibility and Qualification Criteria No. 2.2 are as follows:

Date, month & Year of dispute	Amount in dispute (currency), INR Equivalent (exchange rate*)	Contract Identification	Total Contract Amount (currency), INR Equivalent (exchange rate*)
<i>[insert date]</i>	<i>[insert amount]</i>	<i>Contract Identification: [indicate complete contract name, number, date and any other identification]</i> <i>Name of Employer: [insert full name]</i> <i>Address of Employer: [insert street/city/country]</i> <i>Matter in dispute: [indicate main issues in dispute]</i> <i>Party who initiated the dispute: [indicate "Employer" or "Contractor"]</i> <i>Status of dispute: [Indicate if it is being treated by the Adjudicator, under Arbitration or being dealt with by the Judiciary]</i>	<i>[insert amount]</i>
<i>[insert date]</i>	<i>[insert amount]</i>	<i>Contract Identification: [indicate complete contract name, number, date</i>	<i>[insert amount]</i>





Date, month & Year of dispute	Amount in dispute (currency), INR Equivalent (exchange rate*)	Contract Identification	Total Contract Amount (currency), INR Equivalent (exchange rate*)
		<p><i>and any other identification]</i> <i>Name of Employer: [insert full name]</i> <i>Address of Employer: [insert street/city/country]</i> <i>Matter in dispute: [indicate main issues in dispute]</i> <i>Party who initiated the dispute: [indicate "Employer" or "Contractor"]</i> <i>Status of dispute: [Indicate if it is being treated by the Adjudicator, under Arbitration or being dealt with by the Judiciary]</i></p>	
[insert date]	[insert amount]	<p><i>Contract Identification: [indicate complete contract name, number, date and any other identification]</i> <i>Name of Employer: [insert full name]</i> <i>Address of Employer: [insert street/city/country]</i> <i>Matter in dispute: [indicate main issues in dispute]</i> <i>Party who initiated the dispute: [indicate "Employer" or "Contractor"]</i> <i>Status of dispute: [Indicate if it is being treated by the Adjudicator, under Arbitration or being dealt with by the Judiciary]</i></p>	[insert amount]

According to the information, explanations and documents provided by the Applicant to us, we certify that the above information is correct to the best of our knowledge and belief.





..... (Signature of the Statutory Auditor)

..... (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:

Notes:

- (i) The Applicant shall provide accurate information about all pending litigation and / or arbitration cases resulting from contracts completed or ongoing under its execution.
- (ii) The Applicant shall also provide details of pending litigation referred in paragraph (i) above, which has been accounted for in the submitted latest audited Balance Sheet as follows:
 - (a) The claims and suits lodged against the company for which the company has not accounted for the liability in its books as the matter is pending with arbitration/ courts and the same has not been finally settled up to the date of Balance Sheet and the company is sure that the decision will not go against the company. **(Please indicate the page no. of the Audited Balance Sheet where these amounts have been reflected).**
 - (b) The claims and suits lodged by the company against customers/ suppliers for recovery of dues and the matter is pending with arbitration/ courts and the company has accounted for the claims as receivable in its books of account considering the decision will be in favour of the company. **(Please indicate the page no. of the Audited Balance Sheet where these amounts have been reflected).**
- (iii) FORM-05(B) should be duly certified by the Statutory Auditors of the Applicant
- (iv) *Refer Annexure-1 for source of exchange rate.





FORM-05(C): LITIGATION-HIST

(Eligibility and Qualification Criteria No. 2.3)

LITIGATION HISTORY

Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

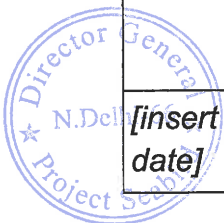
[The following table shall be filled in for the Applicant]

Applicant's Name: *[insert full name]*.....

Date: *[insert day, month, year]*.....

Details of Litigation History between 1st October 2013 to 30th September 2018 in accordance with Section 3, Eligibility and Qualification Criteria No. 2.3 are as follows:

Date, month & Year of award	Amount of Award (currency), INR Equivalent (exchange rate*)	Contract Identification	Total Contract Amount (currency), INR Equivalent (exchange rate*)
<i>[insert date]</i>	<i>[insert amount]</i>	Contract Identification: <i>[indicate complete contract name, number, date and any other identification]</i> Name of Employer: <i>[insert full name]</i> Address of Employer: <i>[insert street/city/country]</i> Matter in dispute: <i>[indicate main issues in dispute]</i> Party who initiated the dispute: <i>[indicate "Employer" or "Contractor"]</i> Status of dispute: <i>[Indicate if it is being treated by the Adjudicator, under Arbitration or being dealt with by the Judiciary]</i>	<i>[insert amount]</i>
<i>[insert date]</i>	<i>[insert amount]</i>	Contract Identification: <i>[indicate complete contract name, number,</i>	<i>[insert amount]</i>





Date, month & Year of award	Amount of Award (currency), INR Equivalent (exchange rate*)	Contract Identification	Total Contract Amount (currency), INR Equivalent (exchange rate*)
		<p><i>date and any other identification]</i> <i>Name of Employer: [insert full name]</i> <i>Address of Employer: [insert street/city/country]</i> <i>Matter in dispute: [indicate main issues in dispute]</i> <i>Party who initiated the dispute: [indicate "Employer" or "Contractor"]</i> <i>Status of dispute: [Indicate if it is being treated by the Adjudicator, under Arbitration or being dealt with by the Judiciary]</i></p>	
[insert date]	[insert amount]	<p><i>Contract Identification: [indicate complete contract name, number, date and any other identification]</i> <i>Name of Employer: [insert full name]</i> <i>Address of Employer: [insert street/city/country]</i> <i>Matter in dispute: [indicate main issues in dispute]</i> <i>Party who initiated the dispute: [indicate "Employer" or "Contractor"]</i> <i>Status of dispute: [Indicate if it is being treated by the Adjudicator, under Arbitration or being dealt with by the Judiciary]</i></p>	[insert amount]



According to the information, explanations and documents provided by the



Applicant to us, we certify that the above information is correct to the best of our knowledge and belief.

..... (Signature of the Statutory Auditor)
..... (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:

Notes:

- (i) * Refer Annexure-1 for source of exchange rate.
- (ii) The Applicant shall provide accurate information about any litigation or arbitration resulting from contracts completed or ongoing under its execution over the last five years.
- (iii) This may be noted that under this category only cases of arbitration /litigation finally settled against the Applicant should be listed. If the case is pending at any level of arbitration or judiciary, the same should be listed in Pending Litigation and NOT under Litigation History. A consistent history of awards against the Applicant may result in rejection of the Application.
- (iv) FORM-05(C) should be duly certified by the Statutory Auditors of the Applicant.





FORM-06: EXP-1

GENERAL CONSTRUCTION EXPERIENCE²³

(Eligibility and Qualification Criteria No. 4.1)

Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

[The following table shall be filled in for the Applicant]

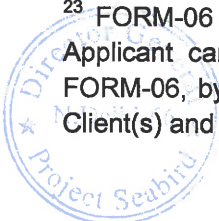
Applicant's Name: *[insert full name]*.....

Date: *[insert day, month, year]*.....

[Identify contracts that demonstrate continuous construction work starting 1st October 2013 till Application Due Date pursuant to Section-3, Eligibility and Qualification Criteria No. 4.1. List contracts chronologically, according to their commencement (starting) dates.]

Starting Date	Ending Date	Contract Identification	Role of Applicant
<i>[indicate date]</i>	<i>[indicate date]</i>	Contract name: <i>[insert full name]</i> Brief Description of the Works performed by the Applicant: <i>[describe works performed briefly]</i> Amount of contract: <i>[insert amount in currency, mention currency used, exchange rate and INR equivalent*]</i> Name of Employer: <i>[indicate full name]</i> Address: <i>[indicate street/number/town or city/country]</i>	<i>[insert "Prime Contractor" or "JV Member of Contractor" or "Sub-contractor"]</i>

²³ 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.





Starting Date	Ending Date	Contract Identification	Role of Applicant
		Contract name: <i>[insert full name]</i> Brief Description of the Works performed by the Applicant: <i>[describe works performed briefly]</i> Amount of contract: <i>[insert amount in currency, mention currency used, exchange rate and INR equivalent*]</i> Name of Employer: <i>[indicate full name]</i> Address: <i>[indicate street/number/town or city/country]</i>	<i>[insert "Prime Contractor" or "JV Member of Contractor" or "Sub-contractor"]</i>
		Contract name: <i>[insert full name]</i> Brief Description of the Works performed by the Applicant: <i>[describe works performed briefly]</i> Amount of contract: <i>[insert amount in currency, mention currency used, exchange rate and INR equivalent*]</i> Name of Employer: <i>[indicate full name]</i> Address: <i>[indicate street/number/town or city/country]</i>	<i>[insert "Prime Contractor" or "JV Member of Contractor" or "Sub-contractor"]</i>

* Refer Annexure-1 for date and source of exchange rate.

According to the information, explanations and documents provided by the Applicant to us, we certify that the above information is correct to the best of our knowledge and belief.

(Applicable in case of form being certified by the Statutory Auditor of the Applicant)

..... *(Signature of the Statutory Auditor)*

..... *(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:



FORM-07: EXP-2

SIMILAR WORKS EXPERIENCE²⁴

(Eligibility and Qualification Criteria No. 4.2)

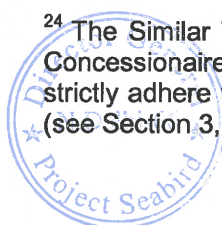
Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

[The following table shall be filled in for contracts performed by the Applicant]

Applicant's Name: *[insert full name]*

Similar work No. <i>[insert number] of [insert number of similar works required]</i>	Information		
Description of the similarity in accordance with similar work as defined in Section 3, Eligibility and Qualification Criteria No. 4.2			
Contract Identification	<i>[insert contract name and number, if applicable]</i>		
Award date	<i>[insert day, month, year]</i>		
Completion date	<i>[insert day, month, year]</i>		
Role in Contract <i>[check the appropriate box]</i>	Prime Contractor <input type="checkbox"/>	Member in Joint Venture of Contractors <input type="checkbox"/>	Sub-contractor <input type="checkbox"/>

²⁴ The Similar Works experience(s) of Group Companies, Parent Companies or Sister Companies, Concessionaire and Developers, shall not be considered for evaluation. The Applicants are advised to strictly adhere to this requirement and submit the Similar Works experience(s) of the Applicant only (see Section 3, Eligibility and Qualification Criteria No. 4.2).





Similar work No. <i>[insert number] of [insert number of similar works required]</i>	Information	
Total Contract Amount	<i>[insert total contract amount in local currency]</i>	INR <i>[insert Exchange rate and total contract amount in INR equivalent]*</i>
Total Contract Amount after accounting for escalation as per provision given below **	<i>[insert total contract amount in INR after escalation]</i>	
If member in a joint venture or sub-contractor, specify participation in total contract amount	<i>[insert a percentage amount]</i>	<i>[insert total contract amount in local currency]</i> <i>[insert exchange rate and total contract amount in INR equivalent]*</i>
Employer's Name:	<i>[insert full name]</i>	
Address: Telephone/fax number E-mail:	<i>[indicate street / number / town or city / country]</i> <i>[insert telephone/fax numbers, including country and city area codes]</i> <i>[insert e-mail address, if available]</i>	

For and on behalf of *[Name of the Applicant]*

.....

[Signature]

[Seal of the Applicant]

.....

[Name of the person duly authorized to sign the Application on behalf of the Applicant]

.....

[Designation of the person signing the Application]

.....

[Date DD/MMM/YYYY]





* Refer Annexure-1 for source of exchange rate.

**For completed works, escalation @ 7% per annum (applied from the date of completion of the works until 30th September 2018) shall be considered for equating the works of the previous years to the current year for Indian Rupees (INR).

In case of currencies other than INR, for equating the works of the previous years to the current year, an escalation of 2% per annum on the foreign currency amount shall first be applied (applied from the date of completion of the works until 30th September 2018). The resulting amount shall then be converted in to INR using the exchange rate applicable on 30th September 2018 (Refer Annexure-1 for source of exchange rate)





FORM-08: EXP-3

CONSTRUCTION EXPERIENCE IN KEY ACTIVITIES²⁵

(Eligibility and Qualification Criteria No. 4.3)

Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

[The following table shall be filled in for contracts performed by the Applicant/Specialised Subcontractor (as applicable)]

[Each and every key construction activity and in case of more contracts pursuant to Criteria 4.3 of Section 3, each contract details, shall be filled in separate form]

Applicant's Name: *[insert full name]*

Specialised Subcontractor's Name (if proposed): *[insert full name]*

Key Construction Activity No.: *[insert respective key construction activity no. and description as given at Eligibility and Qualification Criteria No. 4.3 in Section 3]*

Details of key construction activity executed under the contract:

	Information
Contract Identification	<i>[insert contract name and number, if applicable]</i>
Employer's Name	<i>[insert full name]</i>
Employer's Address: Telephone/fax number: E-mail:	<i>[indicate street/ number/ town or city/ country] [insert telephone/ fax numbers, including country and city area codes] [insert e-mail address, if available]</i>
Contract awarded to	<i>[insert name of firm to whom the contract was awarded]</i>
Contract Award date	<i>[insert day, month, year]</i>
Contract Completion date	<i>[insert day, month, year]</i>

²⁵ The construction experience(s) of Group Companies, Parent Companies or Sister Companies, Concessionaire 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 only (see Section 3, Eligibility and Qualification Criteria No. 4.3).





	Information		
Total Contract Amount	<i>[insert total contract amount in contract currency(ies)]</i>	INR <i>[insert exchange rate* and total contract amount in INR equivalent]</i>	
Role in Contract <i>[check the appropriate box]</i>	Sole Contractor <input type="checkbox"/>	Member in Joint Venture of Contractors <input type="checkbox"/>	Sub-contractor <input type="checkbox"/>
Applicant's/Specialised Subcontractor's participation (in percentage) in Contract	100% (in case of Contractor being a single entity).% (in case of Contractor being a JV)		100% (in case of Sub-contractor being a single entity).% (in case of Sub-contractor being a JV)
Description and details of key construction activity executed under the Contract:			
Key construction activity no. ** and its start/ completion date as per contract or client's certificate	Component of Key Construction Activity: <i>[insert description of key construction activity]</i> Quantity: <i>[insert number of such key construction activities executed]</i> Key activity start date: <i>[insert start date]</i> Key activity completion date: <i>[insert completion date]</i>		
In case of Key Construction Activity No. 1 and its start/ completion date*** as per contract or client's certificate	Key activity start date: <i>[insert start date]</i> Key activity completion date: <i>[insert completion date]</i>		
	Total quantity in the contract (i)	Percentage participation (ii)	Actual Quantity Performed





	Information		
			(i) x (ii)
Year 1*	[insert quantity]	[insert percentage]	[insert quantity]
Year 2*	[insert quantity]	[insert percentage]	[insert quantity]
.....	[insert quantity]	[insert percentage]	[insert quantity]
Year 7* *Insert actual year 2011 or FY 2011-12 or any other continuous period of 12 months etc.	[insert quantity]	[insert percentage]	[insert quantity]

Supporting documents submitted for the key construction activity along with this form.

[insert here the description of supporting document annexed with this form to substantiate the key construction activity]

1.
2.
3.

For and on behalf of [Name of the Applicant]

.....
 [Signature] [Seal of the Applicant]

.....
 [Name of the person duly authorized to sign the Application on behalf of the Applicant]

.....
 [Designation of the person signing the Application]





.....
[Date DD/MMM/YYYY]

* Refer Annexure-1 for date and source of exchange rate.

** For Key Construction Activity No. 1, 2, 3, 4 & 5, in case of Applicant's/Specialised Subcontractor's role in contract is/was as a member of Contractor's/ Sub-contractor's JV, it shall substantiate that the key construction activity was in his scope under the contract. This substantiation could be through the client's certificate or Joint Venture agreement or other appropriate document.

*** In case date is not provided/ substantiated, the date of start/ completion of contract shall be presumed to be the date of start/ completion of the key construction activity.





FORM-09: FIN-1

FINANCIAL SITUATION OF THE APPLICANT

(Eligibility and Qualification Criteria No. 3.1)

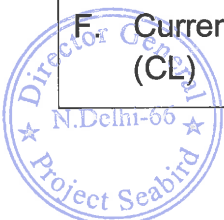
Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

[The following table shall be filled in for the Applicant]

Applicant's Name: *[insert full name]*

1. Financial data

Type of Financial information in (currency)	Historic information for previous 5 (Five) Years (amount in currency, exchange rate*, INR equivalent)				
	Year 5	Year 4	Year 3	Year 2	Year 1
Statement of Financial Position (Information from Balance Sheet)					
A. Total Assets (TA) (Excluding Deferred Expenditure and Losses)					
B. Total Outside Liabilities (TL) (Long Term Liabilities and Current Liabilities and Provisions)					
C. Revaluation Reserve					
D. Net Worth = A - B - C					
E. Current Assets (CA)					
F. Current Liabilities and Provisions (CL)					





Type of Financial information in (currency)	Historic information for previous 5 (Five) Years (amount in currency, exchange rate*, INR equivalent)				
	Year 5	Year 4	Year 3	Year 2	Year 1
G. Working Capital = E - F					
H. Proposed specific line of credit agreed by commercial Bank and/or any other source of finance for the subject contract	N/A	N/A	N/A	N/A	
I. Total Available Working Capital (G+H) for the subject contract	N/A	N/A	N/A	N/A	
J. Working Capital requirements for current contract commitments [Total of col. 14 of Form-11: CCC]	N/A	N/A	N/A	N/A	
K. Sources of Finance for current contract commitments (Total of column 15 of Form-11: CCC)	N/A	N/A	N/A	N/A	
L. Working Capital available after meeting the Working Capital requirements for current contract commitments (I-J+K)	N/A	N/A	N/A	N/A	
III. Financial Soundness					
M. Net worth					
N. Profit before taxes					
O. Profit after taxes					

2. Financial documents

- (a) The Audited Balance Sheets, Profit and Loss Account and cash flow statement 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 above statements of the Applicant.

- (b) The Applicant shall attach copies of the Audited Balance Sheets or, if not required by the laws of the Applicant's country, other Financial Statements for 5 (five) years preceding the Application Due Date, which shall:
- (i) reflect the financial situation of the Applicant, and not an affiliated entity (such as parent company or group member);
 - (ii) be statutorily audited or in case the accounts of the Applicant are not required to be statutorily audited, certified in accordance with local legislation;
 - (iii) be complete, including all notes attached thereto;
 - (iv) correspond to accounting periods already completed and audited (no statements for partial periods shall be requested or accepted).

Note:

1. *Year 1 will be the latest completed financial year, preceding the Application Due Date. Year 2 shall be the year immediately preceding Year 1 and so on. For the avoidance of doubt, financial year shall, for the purposes of the Application hereunder, mean the accounting year followed by the Applicant in the normal course of its business.*
2. *If the most recent set of Balance Sheet or the Financial Statement, as the case may be, is for a period earlier than 12 months from the date of application, justification should be provided for the same..*





FORM-10: FIN-2

AVERAGE ANNUAL CONSTRUCTION TURNOVER²⁶

(Eligibility and Qualification Criteria No.3.2)

Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

[The following table shall be filled in for the Applicant]

Applicant's Name: *[insert full name]:*

ANNUAL CONSTRUCTION TURNOVER			
Year (Financial year to be indicated by Applicant)	Amount Currency	Exchange rate**	INR equivalent
<i>[indicate financial year]</i>	<i>[insert amount and indicate currency]</i>		
		Average Annual Construction Turnover ***	

According to the information, explanations and documents provided by the Applicant to us, we certify that the above information is correct to the best of our knowledge and belief.

..... *(Signature of the Statutory Auditor)*

²⁶ The Annual Construction Turnover of Group Companies, Parent Companies or Sister Companies, Concessionaire and Developers shall not be considered for evaluation. The Applicants are advised to strictly adhere to this requirement and submit the Balance Sheets, specific certificate issued by its Statutory Auditors or in case the accounts of the Applicant are not required to be statutorily audited, certified in accordance with local legislation, certificate(s) issued by the clients in the name of the Applicant only.





..... (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:

* Annual Construction Turnover should be substantiated through (i) Audited Balance Sheets of the relevant financial years, provided the figures, are stated in the Balance Sheet(s) or (ii) Specific certificate(s) issued by its Statutory Auditors or in case the accounts of the Applicant are not required to be statutorily audited, certified in accordance with local legislation or (iii) Certificate(s) issued by the Clients

** Refer Annexure-1 for date and source of exchange rate.

*** Total INR equivalent for 5 years divided by the 5.





FORM-11: CCC

CURRENT CONTRACT COMMITMENTS

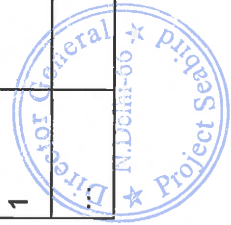
(Eligibility and Qualification Criteria No. 3.1 & 3.3)

Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

[The following table shall be filled in for the Applicant]

Applicant's Name: *[insert full name]*

S. No.	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)
		Name of the Contract	Joint venture Percentage Share (%)	Commencement Date as per Contract	Completion Date as per Contract	Period of completion of work (in months)	Total Contract Value with currency	Currency Conversion Rate	Converted Contract Value (in INR crore)	Work done up to 30 th September 2018 (in INR crore)	Value of works outstanding as on 30 th September 2018 [Col. 9 minus Col. 10] (in INR crore)	Converted Contract Value Share of Applicant (in INR crore)	Value of works outstanding as on 30 th September 2018 (in INR crore)	Working Capital requirement for 3 months* Share of Applicant (in INR crore)	Fund based line of credit sanctioned for these contracts (in INR crore)
1															
(A) List all current contracts in progress which have started before the closing of the latest submitted Audited Balance Sheet															
															N/A



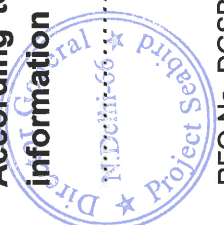


Project Seabird Phase IIA
RFQ: MWC-04: Construction of Covered Dry Berths,
Ship Transfer System on Rails, Landside Tunnels, MEP
Services and other Associated Works

S. No.	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)
		Name of the Contract	Joint venture Percentage Share (%)	Commencement Date as per Contract	Completion Date as per Contract	Period of completion of work (in months)	Total Contract Value with currency	Currency Conversion Rate	Converted Contract Value (in INR crore)	Work done up to 30 th September 2018 (in INR crore)	Value of works outstanding as on 30 th September 2018 [Col. 9 minus Col. 10 (in INR crore)]	Converted Contract Value Share of Applicant (in INR crore)	Value of works outstanding as on 30 th September 2018 Share of Applicant (in INR crore)	Working Capital requirement for 3 months* Share of Applicant (in INR crore)	Fund based line of credit sanctioned for these contracts (in INR crore)
Total (A)						N/A									
(B) List all current contracts in progress which have been started or to be started after the closing of the latest submitted Audited Balance Sheet															
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	
1															
...															
Total (B)															
Total (A+B)															

According to the information, explanations and documents provided by the Applicant to us, we certify that the above information is correct to the best of our knowledge and belief.

..... (Signature of the Statutory Auditor)





..... (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:

Note:

1. Applicants should provide information on their current commitments on all construction contracts that have been awarded, or for which a letter of intent or acceptance has been received, or for contracts approaching completion, but for which an unqualified, full completion certificate has yet to be issued even if completion of such works spills over beyond completion period of this contract.
2. For the purpose of conversion of foreign currency into Indian Rupees (INR), Applicants shall use the Foreign Currency Reference Rates published on 30th September 2018. Refer Annexure-1 for source of Exchange rate.
3. The working capital requirements for 3 months shall be calculated on the basis of period of completion of work (i.e. dividing the value of work by period (in months) of completion to execute the work and multiplying by three).
4. The Documentary evidence of the amount and source of funds indicated in column 15 shall be submitted by the Applicant. In the absence of the supporting documentary evidence, the amount of funds indicated in column 15 against respective works shall not be considered.
5. The financial data in above prescribed format (FORM- 11: CCC) shall be certified by the Statutory Auditors of the Applicant or in case the accounts of the Applicant are not required to be statutorily audited, certified in accordance with local legislation.





FORM-12: DEBT

CERTIFICATE FOR CORPORATE DEBT RESTRUCTURING

(Eligibility and Qualification Criteria No. 1.7 and Clause 2.2.1(h))

Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

TO WHOM SO EVER IT MAY CONCERN

This is to certify that [*Applicant's legal name with address*], is not under the process of Corporate Debt Restructuring and/or [*Applicant's legal name with address*] resolved all debt restructuring issues with the Banks/Institutions as on 30th September 2018

According to the information, explanations and documents provided by the Applicant to us, we certify that the above information is correct to the best of our knowledge and belief.

..... (*Signature of the Statutory Auditor*)

..... (*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:

Note: *The information in above prescribed format (FORM-12:DEBT) shall be certified by the Statutory Auditors of the Applicant or in case the accounts of the Applicant are not required to be statutorily audited, certified in accordance with local legislation.*





**FORM-13: CAPACITY
TENDERING CAPACITY**

(Eligibility and Qualification Criteria No. 3.3)

Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

Maximum annual construction turnover in the last five (5) financial years	Value of works outstanding as on 30 th September 2018 (in INR crore)	No. of years prescribed for Completion of the works for which tenders are invited	Available Tendering Capacity (in INR crore)	Remarks [minimum available Tendering Capacity shall be Rs 860 crore]
A	B	N	(A x 3 x 2 – B)	
Amount as per FORM-10:FIN-2	Total as per Column 13 of FORM-11:CCC	3		

Note:

Minimum Available Tendering Capacity of Rs. 860 crore (Rupees Eight Hundred Sixty crore) for construction work

Available Tendering Capacity= (A x 3 x 2) – B;

For and on behalf of *[Name of the Applicant]*

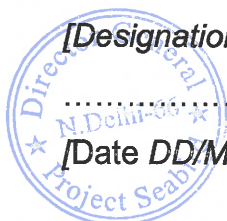
.....
[Signature]

.....
[Seal of the Applicant]

.....
[Name of the person duly authorized to sign the Application on behalf of the Applicant]

.....
[Designation of the person signing the Application]

.....
[Date DD/MMM/YYYY]





FORM-14: POA-1

**FORMAT FOR POWER OF ATTORNEY FOR SIGNING OF APPLICATION AND
TENDER²⁷**

(Refer Clause 2.10.2(n))

Know all men by these presents, We..... [name of the firm and address of the registered office] do hereby constitute, nominate, appoint and authorise Mr/ Ms [name], son/daughter/wife of and presently residing at, who is presently employed with us and holding the position of, as our true and lawful attorney (hereinafter referred to as the "Attorney") to do in our name and on our behalf, all such acts, deeds and things as are necessary or required in connection with or incidental to submission of our application for pre-qualification and submission of our Tender for the Works proposed by the (the "Employer") including but not limited to signing and submission of all applications, Tenders and other documents and writings, participate in Pre-Applications and other conferences and providing information/ responses to the Employer, representing us in all matters before the Employer, signing and execution of all contracts including the Contract Agreement and undertakings consequent to acceptance of our Tender, and generally dealing with the Employer in all matters in connection with or relating to or arising out of our Tender for the said Contract and/ or upon award thereof to us and/or till the entering into of the Contract Agreement with the Employer.

AND we hereby agree to ratify and confirm all acts, deeds and things done or caused to be done by our said Attorney pursuant to and in exercise of the powers conferred by this Power of Attorney and that all acts, deeds and things done by our said Attorney in exercise of the powers hereby conferred shall and shall always be deemed to have been done by us.

IN WITNESS WHEREOF WE,, THE ABOVE NAMED PRINCIPAL HAVE EXECUTED THIS POWER OF ATTORNEY ON THIS DAY OF 20.....

For

[Signature, name, designation and address]

Accepted



²⁷To be submitted in original.



.....
[Signature]

[Name, Title and Address of the Attorney]

Witnesses:

- 1.
- 2.

(Notarised)

Notes:

1. *The mode of execution of the Power of Attorney should be in accordance with the procedure, if any, laid down by the applicable law and the charter documents of the executant(s) and when it is so required, the same should be under common seal affixed in accordance with the required procedure.*
2. *Wherever required, the Applicant should submit for verification the extract of the charter documents and documents such as a board or shareholders' resolution/ power of attorney in favour of the person executing this Power of Attorney for the delegation of power hereunder on behalf of the Applicant.*
3. *For a Power of Attorney executed and issued overseas, the document will also have to be legalised by the Indian Embassy and notarised in the jurisdiction where the Power of Attorney is being issued. However, the Power of Attorney provided by Applicants from countries that have signed the Hague Legislation Convention 1961 are not required to be legalised by the Indian Embassy if it carries a conforming Apostille certificate.*





Project Seabird Phase IIA
RFQ: MWC-04: Construction of Covered Dry Berths,
Ship Transfer System on Rails, Landside Tunnels, MEP
Services and other Associated Works

FORM-15: POA-2
POWER OF ATTORNEY FOR LEAD MEMBER OF JV

NOT APPLICABLE





FORM-15A: POA-3

**POWER OF ATTORNEY FOR AUTHORISED REPRESENTATIVE OF
SPECIALISED SUBCONTRACTOR²⁸**

(Refer Clause 2.10.2(o))

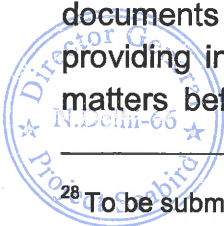
Whereas the (“the Employer”) has invited applications from interested parties for the works (the “Works”).

Whereas,, (the “Applicant”) is interested in Tendering for the Works in accordance with the terms and conditions of the Request for Qualification document (RFQ), Tendering Document and other connected documents in respect of the Works, and

Whereas, the Employer has permitted Applicants to include Specialised Subcontractor(s) in their Application, and the Applicant has approached us and we have shown our interest to participate as Specialised Subcontractors in its Application, and as it is necessary for the Specialised Subcontractor to designate a person with all necessary power and authority to do for and on behalf of the Specialised Subcontractor, all acts, deeds and things as may be necessary in connection with the Applicant’s Application and Tender for the Works and its execution.

NOW THEREFORE KNOW ALL MEN BY THESE PRESENTS

Know all men by these presents, We..... [*name of the specialised subcontractor and address of the registered office*] do hereby constitute, nominate, appoint and authorise Mr/ Ms [*name*], son/daughter/wife of and presently residing at, who is presently employed with us and holding the position of, as our true and lawful attorney (hereinafter referred to as the “Attorney”) to do in our name and on our behalf, all such acts, deeds and things as are necessary or required in connection with or incidental to submission and/or expression of our consent, willingness, declaration and undertaking etc. required pursuant to Applicant’s application for pre-qualification and submission of their Tender for the Works proposed by the (the “Employer”) including but not limited to signing and submission of all applications, documents and writings, participate in Pre-Applications and other conferences and providing information/ responses to the Applicant/ Employer, representing us in all matters before the Applicant/ Employer, and generally dealing with the Applicant/



²⁸To be submitted in original.



Employer in all matters in connection with or relating to or arising out of the Applicant's Application and Tender for the said Contract and/ or upon award thereof to the Applicant and/or till the entering into of the Contract Agreement with the Employer.

AND we hereby agree to ratify and confirm all acts, deeds and things done or caused to be done by our said Attorney pursuant to and in exercise of the powers conferred by this Power of Attorney and that all acts, deeds and things done by our said Attorney in exercise of the powers hereby conferred shall and shall always be deemed to have been done by us.

IN WITNESS WHEREOF WE,, THE ABOVE NAMED PRINCIPAL HAVE EXECUTED THIS POWER OF ATTORNEY ON THIS DAY OF 20.....

For

[Signature, name, designation and address]

Accepted

.....

[Signature]

[Name, Title and Address of the Attorney]

Witnesses:

1.

2.

.....

[Executants]

[To be executed by the Specialised Subcontractor]



(Notarised)



Notes:

1. *The mode of execution of the Power of Attorney should be in accordance with the procedure, if any, laid down by the applicable law and the charter documents of the executant(s) and when it is so required, the same should be under common seal affixed in accordance with the required procedure.*
2. *Also, wherever required, the Specialised Subcontractor should submit for verification the extract of the charter documents and documents such as a board or shareholders' resolution/ power of attorney in favour of the person executing this Power of Attorney for the delegation of power hereunder on behalf of the Specialised Subcontractor.*
3. *For a Power of Attorney executed and issued overseas, the document will also have to be legalised by the Indian Embassy and notarised in the jurisdiction where the Power of Attorney is being issued. However, the Power of Attorney provided by Specialised Subcontractor from countries that have signed the Hague Legislation Convention 1961 are not required to be legalised by the Indian Embassy if it carries a conforming Apostille certificate.*





Project Seabird Phase IIA
RFQ: MWC-04: Construction of Covered Dry Berths,
Ship Transfer System on Rails, Landside Tunnels, MEP
Services and other Associated Works

FORM-16: JV-JTA
JOINT TENDERING AGREEMENT FOR JOINT VENTURE

NOT APPLICABLE





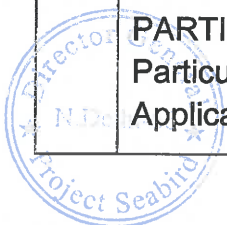
FORM-17: CHECKLIST

**CHECK LIST FOR THE INFORMATION TO BE FURNISHED BY THE APPLICANT
ALONG WITH APPLICATION**

(Refer Clause 2.10.2(q))

Subject: Application for Pre-Qualification for Construction of Covered Dry Berths, Ship Transfer System on Rails, Landside Tunnels, MEP Services and other Associated Works (Contract Package- MWC-04)

S. No.	Description	Ref.	Put ✓ or X as Applicable	Page No.	Remarks
1.	One original set of Application in spiral/hard bound	Clause 2.9.2 & 2.9.4			
2.	Three copies of Application in spiral/hard bound	Clause 2.9.2 & 2.9.4			
3.	Two scanned soft copies in Compact Disc (CD).	Clause 2.9.2			
4.	All pages are machine numbered and signed by Authorised Representative on each page of the Application including each FORM and other attachments in blue ink.	Clause 2.9.3 & 2.9.4			
5.	FORM-01: APPLICATION - Application for Pre-Qualification	Clause 2.10.2(a)			
6.	FORM-02: PARTICULARS-1 - Particulars of the Applicant	Clause 2.10.2(b)			





S. No.	Description	Ref.	Put ✓ or X as Applicable	Page No.	Remarks
7.	Copy of Certificate of Incorporation and/or registration documents with Memorandum of Association, Articles of Association / Partnership deed	Clause 2.10.2(r)			
8.	Copy of documents establishing legal, financial autonomy and operation under commercial law, in case of government-owned entity.	FORM-02: PARTICULARS-1			
9.	FORM-3: PARTICULARS-2 - Particulars of the Specialised Subcontractor(s), if any	Clause 2.10.2(c)			
10.	Copy of Certificate of Incorporation and/or registration documents with Memorandum of Association, Articles of Association / Partnership deed	FORM-03: PARTICULARS-2			
11.	Copy of documents establishing legal, financial autonomy and operation under commercial law, in case of government-owned entity.	FORM-03: PARTICULARS-2			





S. No.	Description	Ref.	Put ✓ or X as Applicable	Page No.	Remarks
12.	FORM-4: Letter of Consent from the Specialised Subcontractor(s)	2.10.2(d)			
13.	FORM-05(A): NON-PERFO, FORM-05(B): LITIGATION and FORM-05(C) LITIGATION HIST for Historical Contract Non-Performance, Pending Litigation and Litigation History	Clause 2.10.2(e)			
14.	FORM-06: EXP-1 - General Construction Experience	Clause 2.10.2(f)			
15.	FORM-07: EXP-2 - Similar Works Experience	Clause 2.10.2(g)			
16.	Certificate(s) from client of the Applicant for which Similar Works Experience are being claimed in FORM-07: EXP-2	Clause 2.10.2(g)			
17.	FORM-08: EXP-3 - Construction Experience in Key Activities	Clause 2.10.2(h)			
18.	Certificate(s) from client of the Applicant for which Construction Experience in Key Activities are being claimed in FORM-08: EXP-3	Clause 2.10.2(h)			





S. No.	Description	Ref.	Put ✓ or X as Applicable	Page No.	Remarks
19.	FORM-09: FIN-1 - Financial Situation of the Applicant	Clause 2.10.2(i), Criteria No. 3.1 & read with Foot Note 9 in Section 3.			
20.	Audited Balance Sheets or, if not required by the laws of the Applicant's country, other Financial Statements for 5 (five) years preceding the Application Due Date.	Criteria No. 3.1 & read with Foot Note no 9 in Section 3.			
21.	FORM-10: FIN-2 - Average Annual Construction Turnover.	Clause 2.10.2(j), Criteria No. 3.2 & read with Foot Note no 10 in Section 3.			
22.	FORM-11: CCC - Current Contract Commitments; duly certified by a Statutory Auditor or certified in accordance with local legislation	Clause 2.10.2(k)			
23.	FORM-12: DEBT - Certificate for Corporate Debt Restructuring; duly certified by a Statutory Auditor or certified in accordance with local legislation	Clause 2.10.2(l), read with Note of FORM-12.			
24.	FORM-13: CAPACITY - Calculation of Available Tendering Capacity.	Clause 2.10.2(m) & Criteria No. 3.3			



S. No.	Description	Ref.	Put ✓ or X as Applicable	Page No.	Remarks
		of Section 3			
25.	FORM-14: POA-1 - Power of Attorney for signing the Application & Tender (In Original)	Clause 2.10.2(n)			
26.	Extract of charter documents and documents such as a board or shareholder's resolution/power of attorney in favour of the person executing Power of Attorney for the delegation of power on behalf of the Applicant	Clause 2.10.2(n), read with Note 2 of FORM-14: POA-1			
27.	Power of Attorney (legalised by the Indian Embassy), in case of Power of Attorney executed and issued overseas, and notarised in the jurisdiction where the Power of Attorney is being issued. Or Apostille certificate in terms of Hague Legislation Convention 1961	Note 3 of FORM-14: POA-1			
28.	FORM-15A: POA- 3 - Power of Attorney for authorised representative of Specialised	Clause 2.10.2(o)			



S. No.	Description	Ref.	Put ✓ or X as Applicable	Page No.	Remarks
	Subcontractor(s)				
29.	Extract of charter documents and documents such as a board or shareholder's resolution/power of attorney in favour of the person executing Power of Attorney for the delegation of power on behalf of the Specialised Subcontractor(s)	Clause 2.10.2(o), read with Note 2 of FORM-15A: POA-3			
30.	Power of Attorney (legalised by the Indian Embassy), in case of Power of Attorney executed and issued overseas, and notarised in the jurisdiction where the Power of Attorney is being issued. Or Apostille certificate in terms of Hague Legislation Convention 1961	Note 3 of FORM-15A: POA-3			
31.	FORM-17: CHECKLIST	Clause 2.10.2(q)			
32.	Duly signed RFQ (Blank)	Clause 2.10.2(v)			
33.	Duly signed correspondence, addendum, corrigendum issued by the Employer in relation to the Subject	Clause 2.10.2(v)			





S. No.	Description	Ref.	Put ✓ or X as Applicable	Page No.	Remarks
	RFQ, in token of receipt and acceptance				
34.	Any other document required to be submitted as per the RFQ				

Note: The Applicants are advised NOT to submit company brochures, profile or similar literature of their organisation, because such material shall not be considered for evaluation.





Annexure-1

EXCHANGE RATES

Wherever requires an Applicant to state a monetary amount, Applicants should indicate the INR equivalent using the rate of exchange determined as follows:

1. For construction turnover or financial data required for each year - exchange rate prevailing on the last day of the respective Financial Year (in which the amounts for that year is to be converted) was originally established.
2. Value of single contract - Exchange rate prevailing on the date of the contract.
3. For the purpose of conversion of foreign currency to Indian rupees (INR), the Applicants shall use the reference rates of foreign currency published by:
 - (a) Reserve Bank of India (www.rbi.org.in).
 - (b) In case the exchange rate is not published by Reserve Bank of India, then the "selling rate" of such currency shall be taken from the web site: <http://www.oanda.com>.
 - (c) In case a particular currency rate is not available on the above website also, then the "mid-market" rate of such currency shall be taken from the following internet web site: <http://www.xe.com>.
4. Any error in determining the exchange rates in the Application may be corrected by the Employer.





Annexure-2

**FORMAT FOR APPLICATION FOR SITE VISIT TO IHQ MoD (NAVY) / NAVAL
BASE KARWAR**

1. Name:
2. Occupation:
3. Sex:
4. Firm's Name:
5. Date of Birth:
6. Nationality:
7. Parent's Name:
8. Present Address:
9. Permanent Address:
10. Addresses in India:
11. Passport No.:
 - (a) Place of Issue Date of Issue
 - (b) Issuing Authority Valid up to
12. Whether previously visited in IN Ships/ Establishments:

Place	Date of Visits	Purpose
-------	----------------	---------
13. Proposed date(s) of visit:
14. Purpose of visit
15. Mobile No.

Note: In case of foreign nationals, scanned copy of valid passport is required to be attached and for Indian nationals, scanned copy of government issued valid Photo ID proof is required to be attached.

