

# BID QUALIFICATION CRITERIA PIPELINE WORKS@LEH IRD

## **BID QUALIFICATION CRITERIA:**

Hindustan Petroleum Cooperation Ltd. (HPCL) has a proposal to augment tankage capacity at Leh Depot by an additional 1800KL ( 180KL X10 tanks).

### **SCOPE OF WORK**

- The scope of this tender involves supply, fabrication erection of product and modification in fire water pipeline along with associated civil and mechanical works to complete the piping jobs inside Leh Depot in all respect.
- Job also includes supply and/or installation of valves etc.

## **BIDDER'S QUALIFICATION CRITERIA**

### **1.0 FINANCIAL**

**Annual Turnover:** shall meet the minimum prescribed pre-qualification requirement as follows:

Average Annual financial turnover, as per audited balance sheet and Profit & Loss account, during the last three financial years ending March 22 shall be **at least Rs. 26 lakhs.**

For the vendors following financial year closing at the end of December, the last 3 financial years ending with the respective quarter of 2022 will be considered.

### **2.0 TECHNICAL**

**The bidder should have successfully carried out and completed**

**#similar works as defined below in the last 7 years ending 30.04.2022 as per any of the following:**

Sl. No.	I.	OR	II.	OR	III.
	One (1) similar (*) completed works each costing not less than the following amount (In Rs.)		Two (2) similar (*) completed works each costing not less than the following amount (In Rs.)		Three (3) similar (*) completed works each costing not less than the following amount (In Rs.)
1	69 Lakhs		43.2 Lakhs		34.5 Lakhs

**\*Definition of Similar completed Works:**

Applicant shall have experience of having successfully carried out and completed similar Job of Product and/ or Hydrant piping works/ tank fabrication, equipment erection, testing and commissioning with associated civil works in oil / petroleum / Petrochemical / chemical industries during last 7 years, which may include supply of pipe, fittings and accessories.

For this purpose, the similar jobs shall be considered as a single job during the stated period if the job(s) is:

- a. Carried out at single installation through a single or multiple purchase orders, **or**
- b. Carried out at multiple locations through a single purchase order or against call-up orders, **or**
- c. Carried out at multiple locations through multiple purchase orders but through a single bidding process.

Note:

- Both the above criteria to be met for qualification of applicants.
- Criteria for prior experience and prior turnover to be relaxed by 15% for Micro and Small Enterprises subject to meeting the prescribed quality and technical specification of the tendered items/services.

**3.0** Parties who are affiliates of one another can decide which Affiliate will make a bid. Only one affiliate may submit a bid. Two or more affiliates are not permitted to make separate bids directly or indirectly. If 2 or more affiliates submit a bid, then any one or all of them are liable for disqualification.

However up to 3 affiliates may make a joint bid as a consortium, and in which case the conditions applicable to a consortium shall apply to them.

“Affiliate” of a Party shall mean any company or legal entity which:

- (a) Controls either directly or indirectly a Party, or
- (b) Which is controlled directly or indirectly by a Party; or
- (c) Is directly or indirectly controlled by a company, legal entity or

Partnership firm which directly or indirectly controls a Party “Control” means actual control or ownership of at least a 50% voting or other controlling interest that gives the power to direct, or cause the direction of, the management and material business decisions of the controlled entity.

**4.0** Bids may be submitted by:

- a) A single person/ entity (called sole bidder);
- b) A newly formed incorporated joint venture (JV) which has not completed 3 financial years from the date of commencement of business;
- c) A consortium (including an unincorporated JV) having a maximum of 3 (three) members;
- d) An Indian arm of a foreign company.

**5.0** Fulfillment of Eligibility criteria and certain additional conditions in respect of each of the above 4 types of bidders are stated below, respectively:

- a) The sole bidder (including an incorporated JV which has completed 3 financial years after date of commencement of business) shall fulfill each eligibility criteria.
- b) In case the bidder is a newly formed and incorporated joint venture and which has not completed three financial years from the date of commencement of business, then either the said JV shall fulfill each eligibility criteria or any one constituent member/ promoter of such a JV shall fulfill each eligibility criteria. If the bid is received with the proposal that one constituent member/ promoter fulfils each eligibility criteria, then this member/promoter shall be clearly identified and he/it shall assume all

obligations under the contract and provide such comfort letter/guarantees as may be required by Owner. The guarantees shall cover inter alia the commitment of the member/ promoter to complete the entire work in all respects and in a timely fashion, being bound by all the obligations under the contract, an undertaking to provide all necessary technical and financial support to the JV to ensure completion of the contract when awarded, an undertaking not to withdraw from the JV till completion of the work, etc.

- c) In case the bidder(s) is/are a consortium (including an unincorporated JV), then the following conditions shall apply:
  - 1) Each member in a consortium may only be a legal entity and not an individual person;
  - 2) **The Bid shall specifically identify and describe each member of the consortium;**
  - 3) The consortium member descriptions shall indicate what type of legal entity the member is and its jurisdiction of incorporation (or of establishment as a legal entity other than as a corporation) and provide evidence by a copy of the articles of incorporation (or equivalent documents);
  - 4) One participant member of the consortium shall be identified as the “Prime member” and contracting entity for the consortium;
  - 5) This prime member shall be solely responsible for all aspects of the Bid/ Proposal including the execution of all tasks and performance of all consortium obligations;
  - 6) The prime member shall fulfil each eligibility criteria;
  - 7) A commitment shall be given from each of the consortium members in the form of a letter signed by a duly authorized officer clearly identifying the role of the member in the Bid and the member’s commitment to perform all relevant tasks and obligations in support of the Prime/lead member of the Consortium and a commitment not to withdraw from the consortium;
  - 8) No change shall be permitted in the number, nature or share holding pattern of the Consortium members after pre-qualification, without the prior written permission of the Owner.
  - 9) No change in project plans, timetables or pricing will be permitted as a consequence of any withdrawal or failure to perform by a consortium member;
  - 10) No consortium member shall hold less than 25% stake in a consortium;
  - 11) Entities which are affiliates of one another are allowed to bid either as a sole bidder or as a consortium only;
  - 12) Any person or entity can bid either singly or as a member of only one

consortium.

- d) In case the bidder is an Indian arm (subsidiary, authorized agent, branch office or affiliate) of a foreign bidder, then the foreign bidder shall have to full fill each eligibility criteria. If such foreign company desires that the contract be entered into with the Indian arm, then a proper back to back continuing (parent company) guarantee shall be provided by the foreign company clearly stating that in case of any failure of any supply or performance of the equipment, machinery, material or plant or completion of the work in all respects and as per the warranties/ guarantees that may have been given, then the foreign company shall assume all obligations under the contract. Towards this purpose, it shall provide such comfort letter/guarantees as may be required by Owner. The guarantees shall cover inter alia the commitment of the foreign company to complete the entire work in all respects and in a timely fashion, being bound by all the obligations under the contract, an undertaking to provide all necessary technical and financial support to the Indian arm or to render the same themselves so as to ensure completion of the contract when awarded, an undertaking not to withdraw from the contract till completion of the work, etc.

## **7. Information/Documents required along with bid:**

- 1) Title, style and postal address of the firm.
- 2) Communication particulars including telephone numbers, fax numbers and e- mail address.
- 3) Following documents are required to be submitted as proof of meeting Bid Qualification Criteria [Clause no. 1 (Financial)]:
  - (a) Notarized copies of Audited Annual Reports/Balance sheet & Profit and Loss account for the financial year as per clause 1 (Financial) of this BQC.
- 4) Following documents are required to be submitted as proof of meeting bid qualification criteria [Clause no. 2 (Technical) and Clause No. 3.0)]
  - a) Notarized copy or original Purchase/work Order /certified bills from client/owner / project consultants along with their completion certificate/proof of delivery. The Purchase/work Order and completion certificate/proof of delivery should mention the details of supplies carried out by the bidder so as to enable us to identify whether the bidder meets the technical criteria stipulated above or not.

- b) Any other document certified by the owner/client (for whom the job has been executed) specifically having mention of the jobs carried out in support of meeting the technical criteria stipulated above.

The applicant shall be in a position to furnish the original documents towards copies submitted in respect of Clause No. 1 and 2 as and when required and asked to produce during the process of evaluation.

- 8. Offers received from following vendors shall not be considered for evaluation and shall be rejected:
  - a. HPCL reserves the right to reject the bidders offer, if HPCL had an unsatisfactory performance of job executed by such bidders.
  - b. Vendors whose purchase orders for any previous works have been terminated by HPCL.
  - c. Vendors who are blacklisted or Holiday listed by HPCL as of due date of this tender.
- 9. The work is to be executed at Leh, Ladakh. Since the work has to be executed in the state of UT Ladakh tenderer needs to be well aware of the climatic conditions /geographical location of Leh Ladakh.
- 10. Documents (PO copies & completion certificates) of sub contracted jobs shall be accepted only if the bidder submits documentary evidence that the sub-contractor has been approved or recognized by the client/owner (company issuing the main purchase order), and that the main job has been completed i.e., copy of completion certificate of the main job issued by the owner/client to the main contractor to be submitted. This document is not required if the completion certificate of the sub contracted work is issued or certified by the client/owner.