



MAHARASHTRA METRO RAIL CORPORATION LTD
(A joint venture of Govt. of India & Govt. of Maharashtra)

(Pune Metro Rail Project)
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Date: 29 November 2024

CORRIGENDUM-VI

Subject: Addendum-II (Modified Tender Conditions)

Tender No. **P2-Consul-01/2024 (NCB)**

Tender ID: **2024_MMRCL_1108038_1**

Name of Work: Engagement of General Consultant for Pune Metro Rail Project.

Reference: Tender Document dated 04 October 2024, Corrigendum-I dated 15 October 2024, Corrigendum-II Dated 23 October 2024, Corrigendum-III dated 11 November 2024, Corrigendum-IV dated 22 November 2024 and Corrigendum-V dated 22 November 2024.

The details of Corrigendum-VI are as follows

- (i) Annexure- A- First Stage - Minimum requirement of Eligibility (09 pages)
- (ii) Annexure-B- Criteria I- Consultancy Organization and firm's experience (01 page)
- (iii) Annexure-C- Revised Annexure-2 of Financial Proposal (01 page)
- (iv) Annexure-D- Readable copy of Tender Document Page No. 378. (01 page)



K. J. C. C. V.
29.11.24
(Executive Director/Procurement & Contracts),
Pune Metro Rail Project,
Maharashtra Metro Rail Corporation Limited.

First Stage- Minimum Requirement for Eligibility

No.	Subject	Requirement	Single Entity	Joint Venture/ Consortium			Documentation
				(existing or intended)			
				All Parties Combined	Other members	Lead member	
1	Eligibility						
1.1	Nationality	The Bidder must be a Single entity or JV/Consortium. If the bidder is 100% fully owned or subsidiary company of a Foreign Company and registered in India under Companies Act 2013, then for the purpose of evaluation of all parameters under Section-III A (Eligibility criteria) & Section-IV (Bidding Forms), the credentials of such Parent Foreign Company shall also be considered. A foreign company having established its permanent place of business in India and registered in India under Companies Act 2013 shall also be considered	Must meet requirement	Must meet requirement	Must meet requirement	Must meet requirement	Certificate of Incorporation or Registration certificate etc.
1.2	Conflict of Interest	No conflicts of interest in accordance with ITB 4.2 and Clause 4 of SECTION-III A: Eligibility Criteria	Must meet requirement	Must meet requirement	Must meet requirement	Must meet requirement	Form-1 (Letter of Bid)
1.3	Agency Eligibility	Not being ineligible to the Agency financing, as described in ITB 4.3	Must meet requirement	Must meet requirement	Must meet requirement	Must meet requirement	Form-3



No.	Subject	Requirement	Single Entity	Joint Venture/ Consortium			Documentation
				(existing or intended)			
				All Parties Combined	Other members	Lead member	
1.4	Government Owned Entity of the Borrower country	Meet conditions of ITB 4.3	Must meet requirement	Must meet requirement	Must meet requirement	Must meet requirement	Form-3
2.0	Historical Contract Non-Performance						
2.1	History of Non-Performing Contracts	Non-performance of a contract ¹ did not occur as a result of contractor's default in the past five (5) years.	Must meet requirement	Must meet requirement ²	Must meet requirement ²	Must meet requirement ²	Form-15
2.2	Suspension Based on absence of Bid Security	Not under suspension based on absence of a Bid Security pursuant to ITB 4.4 or withdrawal of a Bid pursuant to ITB 20.9.	Must meet requirement	N/A	Must meet requirement	Must meet requirement	Form-1
3.0	Financial Situation and Performance						

¹Non-performance, as decided by the Employer, shall include all contracts where (a) non-performance was not challenged by the consultant, including through referral to the dispute resolution mechanism under the respective contract, and (b) contracts that were so challenged but fully settled against the consultant. 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 Bidder have been exhausted.

²This requirement also applies to contracts executed by the Bidder as JV member.



3.1 (a)	Financial Capabilities (cash flow)	The Bidder shall demonstrate that it has access to, or has available, liquid assets, unencumbered real assets, lines of credit, and other financial means (independent of any contractual advance payment) sufficient to meet the construction cash flow requirements estimated as INR 15.99 Crore for the subject contract.	Must meet requirement	Must meet requirement	Must meet Min. 20% (Twenty) of the requirement	For Lead Member: Must meet Min. 51% (Fifty-one) of the requirement	Form-18
3.1 (b)	Bid Capacity	<p>Evaluation of Bid Capacity: -</p> <p>The Bidders will be qualified only if their available bid capacity is more than the INR 479.68 Crore as per MAHA-METRO assessment. Available bid capacity will be calculated based on the following formula: Available Bid Capacity= 2xAxN – B Where, A = Maximum of the value of construction works executed in any one year during the last 07 (seven) financial years reckoned up to 31st March'2024 (Updated to price level of 31 March 2023 assuming 5% (for INR portion) and 2% (for foreign currency portion) inflation per year compounded annually)</p> <p>N = Number of years prescribed for completion of the present work</p>	Must meet requirement	Must meet requirement	Must meet Min. 20% (Twenty) of the requirement	For Lead Member: Must meet Min. 51% (Fifty-one) of the requirement	Form-17 & Form-19



		<p>B = Value of existing commitments as on first day of the month of this Bid submission i.e. for on-going construction works during completion period of proposed work.</p> <p>Proportionate value will be taken if it falls during the financial year.</p> <p>Note:</p> <ol style="list-style-type: none"> The available bid capacity should be more than 479.68 Cr. A certificate issued from a Statutory Auditor certifying A and B value must be enclosed with the Technical bid. The certificate must be with UDIN 					
3.1 (c)	Net Worth	<p>Net worth of Bidder ending 31st March'2024 should be minimum INR 159.89 Crores.</p> <p>Note: Statutory Auditor's certificate required to be enclosed with bid. The certificate must be with UDIN.</p>	Must meet requirement	Must meet requirement	Must meet Min. 20% (Twenty) of the requirement	For Lead Member: Must meet Min. 51% (Fifty-one) of the requirement	Form-16
3.1 (d)	Net Profit	<p>Summary sheet of audited balance sheets for the last 5 (five) years (FY 2019-20, 20-21, 21-22 , 22-23 & 23-24) shall be submitted and must demonstrate the current financial position and indicate it's prospective long-term profitability.</p>	Must meet requirement	N/A	Must meet requirement	Must meet requirement	Form-16



		<p>The Bidder must have made Net Profit before tax during any two of the last 5 financial years i.e. (FY 2019-20, 20-21, 21-22 , 22-23 & 23-24)</p> <p>Note:</p> <ol style="list-style-type: none"> 1. Statutory Auditor's certified summary sheet of each year need to be enclosed with bid. The certificates must be with UDIN 2. Copy of audited balance sheets also need to be submitted along with the bid. 3. Relaxation of Net profit for wholly owned entity (Corporation/Body/Authority etc) of Government may be applicable for other than Lead Member. However, such Govt company shall submit its ownership details which shall be substantiated by the bidder with supporting documents. 					
3.2	Average Annual Turnover	<p>Minimum average annual turnover of INR 191.87 Crores within the last 5 (five) years</p> <p>Note:-</p> <ol style="list-style-type: none"> 1. Last five years shall be (FY 2019-20, 20-21, 21-22, 22-23 & 23-24) 2. In case of Companies, which follow Financial Year as Calendar Year (January to 	Must meet requirement	Must meet requirement	Must meet Min. 20% (Twenty) of the requirement	For Lead Member: Must meet Min. 51% (Fifty-one) of the requirement	Form-17



		<p>December), data for 2023 shall be treated equivalent to the data of FY 2022-23 and so on.</p> <p>3. Copies of audited balance sheets duly certified by Statutory Auditor's along with summary sheet/ notes of balance sheets need to be enclosed with bid. The certificate must be with UDIN</p>					
4.0	Experience						
4.1	General Experience - Consultancy Services	Experience under Consultancy Services in the role of prime consultant or JV/Consortium member, for at least last 07 (Seven) years, ending up to one month prior to bid submission date.	Must meet requirement.	Must Meet requirement.	Must Meet requirement.	Must Meet requirement.	Form-20
4.2	Specific Experience - (a) Consultancy Services	<p>A minimum of *Similar Consultancy contracts specified below that have been satisfactorily completed/Executed as a prime consultant as single entity or joint venture/ Consortium member during last 07 (Seven) years i.e., up to one month prior to bid submission date.</p> <p>(a) Should have completed/ executed the consultancy of value equivalent to at least INR 383.74 Crores under a Single Contract</p> <p>OR</p>	Must meet requirement	Must meet requirement	Must meet Min. 20% (Twenty) of the requirement	For Lead Member: Must meet Min. 51% (Fifty-one) of the requirement	Form-21



	<p>(b) Should have completed/ executed the consultancy of value equivalent to at least INR 239.84 Crores each under minimum two contracts OR</p> <p>(c) Should have completed/ executed the consultancy of value equivalent to at least INR 191.87 Crores each under minimum three contracts</p> <p>Note: - 1.*Similar consultancy work means a “General Consultant/ Project Management Consultant” for an Urban rail-based Mass Rapid Transit System project (fully elevated /fully underground /elevated and at grade/ elevated and underground) excluding LRT/TRAM/ Monorail Systems. The works shall include both Civil and System design /design review/proof checking, assistance in Contract and tender Management, construction, supervision, and installation and commissioning. 2. Client certificate should clearly mention % extent of completion with relevant dates, scope of work and payment amount received. 3. Substantially completed 80% of the General Consultancy Services shall be accepted.</p>	<p>Must meet requirement</p> <p>Must meet requirement</p>	<p>Must meet requirement</p> <p>Must meet requirement</p>	<p>Must meet Min. 20% (Twenty) of the requirement</p> <p>Must meet Min. 20% (Twenty) of the requirement</p>	<p>For Lead Member: Must meet Min. 51% (Fifty-one) of the requirement</p> <p>For Lead Member: Must meet Min. 51% (Fifty-one) of the requirement</p>	
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1. Special Notes:

- i. For eligibility conditions mentioned at Clause 4.2 i.e., Technical Eligibility criteria for JV/Consortium; Form-38 is compulsorily to be filled and submitted. According to this Annexure, JV/consortium members/ partners/ bidders have to provide their information related to past experience or nature of consultancy work undertaken by them. Here, nature of consultancy work means "General Consultancy/Project Monitoring Consultancy" Through this Form-38, the Authorized Signatory shall give undertaking that after award of this tender, each member of JV/consortium shall undertake the consultancy work of the same nature in which he has gained expertise in past and on grounds of which he has been found eligible under the technical eligibility criteria.
- ii. Similar works would mean the works as per the scope of work of the subject tender. JV/Consortium must collectively satisfy 100 per cent of the criteria of clauses mentioned above, for which purpose the client vetted/certified figures for each of the members shall be added together to arrive at the consortium's total number of stations for Technical Eligibility. Full (100%) experience for previous works of the JV/consortium shall be considered, only if the claiming member of the JV/consortium has at least 65% share in that consortium for the relevant referred Work, else proportionate quantum of experience of previous works up to the percentage share of participation in the subject Consortium/JV shall be considered. However, if any member has less than 20% share in that consortium, he cannot claim any experience.
- iii. Details such as brief description of the project, type of station (elevated / underground), capacity of the station designed, scope of services rendered need to be submitted as per formats provided in Form-20 & Form-21 on the basis of duly vetted/certified credential certificate of the Client/Owner/Employer.
- iv. Existing JV/Consortium already worked/working in any department & meeting the eligibility criteria of *Similar work, mentioned in Section-III of Bid Document, can bid with the same JV configuration as a Single Entity.
- v. The JV/Consortium member having maximum % contribution in proposed JV should be treated as Lead Member.
- vi. The mentioned experience must be supported by duly signed and stamped certificate as detailed at note-iii from the employer. Bidder shall submit the contact details of issuing authority of the certificates for verification.
- vii. Credential certificates issued by Government Organizations / Semi Government Organizations of Central or State Government; or by Public Sector Undertakings / Autonomous Bodies or Central or State Government; or by Public Ltd. Companies listed in Stock Exchange in India or Abroad shall only be accepted for assessing the eligibility of Bidder.
- viii. In case the work is executed for Public Ltd. Company listed in Stock Exchange in India or Abroad, copy of work order, bill of quantities, bill wise details of payment received certified by C.A., T.D.S. certificate for all payments received and copy of final/last bill paid by client shall also be submitted.
- ix. In case the work is executed for private client (Design and Build contractors to whom actual work is awarded by govt. organization mentioned in viii & ix above) copy of work order, bill of quantities, bill wise details of payment received certified by CA, TDS certificates for all payments received and copy of final/last bill paid by client shall be submitted.
- x. The non-substantial member/s shall not be considered for evaluation which means that their financial soundness and work experience shall not be considered for evaluation of JV/Consortium. However, for the JV/Consortium to qualify, non-substantial member of the



Annexure-A

JV/consortium must have experience of at least one completed/Executed project of "General Consultant/ Project Management Consultant for an Urban rail-based Mass Rapid Transit System project (fully elevated /fully underground /elevated and at grade/ elevated and underground) excluding LRT/TRAM/ Monorail Systems. The works shall include both Civil and System design /design review/proof checking, assistance in Contract and tender Management, construction, supervision, and installation and commissioning". The non-substantial member must have received consultancy fees of value equivalent to INR 50 Cr or more in last seven year upto 31/03/24 from at least one project of General consultancy or Project Management consultancy work pertaining to similar work experience.



Criteria-I Consultancy Organization and Firm's Experience (Total 30 Marks)

	Scoring Methodology					Remarks- Consortium	Combined
	100%	75%	50%	25%			
Consultant Organization (Number of Years in Business) (For Single Entity/Lead member of JV/Consortium) Max Marks-10	>10	9 ≤ 10 Year	8 ≤ 9 Year	7 ≤ 8 Years		Certificate from Auditor/Chartered Accountant. The Period shall be considered from the date of Certificate of Incorporation / Statutory Registration Certificate / Shop Act License Certificate (as the case may be) of the Bidder.	
Experience of the Consultant (Single Entity/Consortium/JV) Max Marks-20	Scoring Methodology					Remarks- Consortium	Combined
	100%	75%	50%	25%			
Large Civil Projects in Relevant sectors over the past 10 Years (Projects value in Cr) (Single Entity/Consortium/JV) Max Marks-5	More than 800Cr	701-800	601-700	500-600		Certificate from Auditor/Chartered Accountant	
Relevant Viaduct Projects(Cumulative Length) in last 10 years (Single Entity/Consortium/JV) Max Marks-5	More than 50 KM	41-50 KM	31-40 KM	20-30 KM		Certificate from Auditor/Chartered Accountant	
Relevant/Related Tunnel Projects(Cumulative lengths) in last 10 years.(Single Entity /Consortium/JV) Max Marks-5	More than 10 KM	8.1-10KM	6.1-8 KM	4-6 KM		Certificate from Auditor/Chartered Accountant	
Regular Employee Strength (Single Entity Consortium/JV) Max Marks-5	More than 1000	801-1000	601-800	400-600		Regular Employees in consortium. Certificate from Auditor/Chartered Accountant and HR Head.	



Annexure-C

REVISED ANNEXURE-2 OF FINANCIAL PROPOSAL

S. No	Position/Grade	No of Posts	Man-Month	Unit Rate per month (Excluding GST)	Total Amount (Excluding GST)
	<i>a</i>	<i>b</i>	<i>c</i>	<i>d</i>	<i>e=c*d</i>
1.	Project Director-K1	1	48		
2.	Deputy Project Director-System-K1	1	48		
3.	K1	27	947		
4.	K2	13	445		
5.	K3	53	1651		
6.	K4	141	4026		
7.	K5	152	4488		
	Total	388	11,653		

Note: The detailed of Experts Qualification, Experience and total man months for each category have been given in Appendix I of Corrigendum-IV.



The Employer, the Contractor, the Employer's Personnel and the Contractor's Personnel shall not request advice from or consultation with the Member regarding the Contract, otherwise than in the normal course of the DB's activities under the Contract and the Dispute Board Agreement. The Employer and the Contractor shall be responsible for compliance with this provision, by the Employer's Personnel and the Contractor's Personnel respectively.

The Employer and the Contractor undertake to each other and to the Member that the Member shall not, except as otherwise agreed in writing by the Employer, the Contractor, the Member and the Other Members (if any):

- (a) be appointed as an arbitrator in any arbitration under the Contract;
- (b) be called as a witness to give evidence concerning any dispute before arbitrator(s) appointed for any arbitration under the Contract; or
- (c) be liable for any claims for anything done or omitted in the discharge or purported discharge of the Member's functions, unless the act or omission is shown to have been in bad faith.

**5. General Obligations
of the Employer
and the Contractor**

The Employer and the Contractor hereby jointly and severally indemnify and hold the Member harmless against and from claims from which he is relieved from liability under the preceding paragraph.

Whenever the Employer or the Contractor refers a dispute to the DB under Sub-Clause 20.4 of the Conditions of Contract, which will require the Member to make a site visit and attend a hearing, the Employer or the Contractor shall provide appropriate security for a sum equivalent to the reasonable expenses to be incurred by the Member. No account shall be taken of any other payments due or paid to the Member.

