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AMRAVATI POWER TRANSMISSION COMPANY LIMITED

5th Floor, East Wing, Tower-B, Worldmark - 1, Aerocity, New Delhi -110037

Notice Inviting Bid (NIT)

NIT: APTCL/400 KV TL/ERS/NIT/16-17/01 Date- 28.11.2016

Amravati Power Transmission Company Limited (APTCL/Owner), invites sealed Bids from eligible Bidders for supply of Emergency Restoration System (ERS) required for **400 kV Quad Moose Double Circuit Transmission Line from Amravati to Akola-II.**

Detailed bidding document can be downloaded from our website www.rattanindia.com or can be requested at email id: bhupinder.s1@rattanindia.com / sranjan@rattanindia.com .

Last date of Submission: 08.12.2016

General Manager (C&C)
Amravati Power Transmission Company Limited

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INSTRUCTIONS TO BIDDERS

1 Introduction

Amravati Power Transmission Company Limited (APTCL)/Owner invites sealed Bids from the eligible Bidders for Supply of Emergency Restoration System (ERS) of 400 kV Transmission Lines associated with evacuation of power from 5 X 270 MW Thermal Power Project, Amravati Maharashtra.

The Owner reserves the right to split the scope of work and award the contract(s) to one or more Bidder(s) on the basis of least evaluated cost to it.

All Capitalised words and expressions used in these Instructions to Bidder but not defined herein shall have the meaning as ascribed to them in the GCC.

2 General Instructions

It will be imperative for each Bidder to fully inform himself of all local conditions and factors which may have any effect on supply of materials covered under these documents and specifications. It is deemed that the Bidder has visited the site and obtained all relevant details.

It is understood and agreed that all necessary factors have properly been understood and considered by the Bidder while submitting the Bid. No claim whatsoever including those for financial adjustment or time schedule to the Contract awarded will be entertained by the Owner, which are based on the lack of such clear information or its effect on the cost of the works to the Bidder.

The laws, rules and regulations of the Government (Central as well as State) and all Government Authorities in India, having jurisdiction over the work shall govern the work of this Contract with the same force and effect as if incorporated in full into the Contract Documents. Where such laws, rules and regulations conflict with the Contract Documents, the more stringent requirements as interpreted by the Owner or his authorized representative shall govern. Should such conflict require changes in the Contract Documents, the Contractor shall promptly notify the Owner.

The Bidder shall be deemed to have carefully examined this instruction to Bidder, General Conditions of Contract and Special Conditions of Contract, Technical Specifications & any other document and also to have satisfied himself as to the nature and character of the works to be executed and, where necessary to the Site conditions and other relevant matter/details.

3 Submission of Bid

The Bids shall be submitted by the Bidders in line with requirements specified in the Bid Documents.

4 Qualification Requirement for Bidders

The Bidder must fulfill the following technical and financial qualification requirement (Eligibility Criteria):

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a) Technical Criteria

1. The bidder shall be a manufacturer/manufacturer partner/authorized supplier of manufacturer of Emergency Restoration System and should have manufactured, tested and supplied at least 1 ERS in India. The Bidder should have service / regional office in India.
2. Bidder shall submit the satisfactory evidence in support of their capability and adequacy of resources to carry out the contract effectively. Necessary information about the financial and technical resources, organization and experience to undertake the manufacturing and supply of such equipment shall be submitted by the Bidder as an evidence of his capability for satisfaction of the Employer.
3. The Bidder shall submit along with his bid a list of major contracts for supply of similar material executed/being executed by him.

b) Financial Criteria

Average annual turn over of the Bidder for last three (3) years should not be less than Rs. 50 Crores.

5 Bid Documents

The Bid document comprises the following documents:

Part A: NIT

Instructions to Bidders
Forms and Schedules

Part B: Conditions of Contract

General Conditions of Contract
Special Conditions of Contract

Part C: Technical

Technical Specifications consists of Section I, II & III

The technical specifications of the Works are as specified in PART C of the Bid document (Technical Specifications). The bidder may propose higher technical specification and technology proven elsewhere

The Bid Issuing Officer shall intimate the Bidder for any alteration in the Bid documents including issuing of any Corrigendum thereto.

6 Amendment to the Bid documents

At any time prior to the deadline for submission of Bids, Owner may, for any reason, modify the Bid documents by issue of an addendum.

The addendum will be uploaded on Owner's website and sent in writing or by cable or facsimile to all prospective Bidders who have confirmed their participation. Prospective Bidders shall promptly acknowledge same by cable, or facsimile to Owner.

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In order to provide the prospective Bidders reasonable time to take the addendum into account in preparing their Bids, Owner may, at its discretion, extend the deadline for the submission of Bids as stated above.

7 Pre-bid Discussions

To clarify the queries of the Bidders, a Pre-bid conference may be scheduled.

8 Cost of Bid Preparation

The Bidder must bear all cost associated with the preparation and submission of its Bid. The Owner, in no case, will be responsible or liable for those cost regardless of the conduct or outcome of the bidding process.

9 Validity of Bid

The Bid submitted shall be deemed to constitute an offer between the Bidder and Owner whereby such Bid shall remain open for acceptance by Owner for a period of **4 (four) months from the date of submission of the Bid**, during which period the Bidder shall not withdraw his Bid or amend, impair or derogate therefrom. The validity of prices for spares and Tool & tackles shall be kept open for a period not less than 3 (three) years after the date of issue of Letter of Award.

Notwithstanding above, Owner may require the Bidder to extend the validity period of his Bid, as required. The request and response thereto shall be made in writing. If the Bidder agrees to such extension request, the validity of Bid-guarantee shall also be suitably extended by him. A Bidder accepting the request will not be required or permitted to modify the Bid or the prices.

10 Earnest Money Deposit (EMD)

Each Bid shall be accompanied by Earnest Money Deposit (EMD) of **Rs 5,00,000 (Rupees Five Lacs only)** in the form of Bank Guarantee/ Demand Draft in favour of the Owner. The EMD shall be submitted in a separate envelope super-scribed as EMD.

The Bank Guarantee towards EMD shall be issued from a Scheduled /Nationalized Bank (except co-operative banks) in India or a branch of an International bank to be accepted by the Owner situated in India and registered with the Reserve Bank of India as scheduled foreign bank, drawn in favour of APTCL.

EMD shall remain valid for a period of 30 (thirty) days beyond the original bid validity period, and beyond any extension subsequently requested.

After evaluation of Bids, EMD of unsuccessful Bidders shall be returned. EMD of the successful Bidder may be adjusted against the retention money/ performance guarantee. Any Bid without EMD shall not be treated as valid and is liable for rejection.

In case the Bidder (i) withdraws his offer after acceptance or (ii) fails to furnish the performance security (iii) withdraws/amends his offer during its Validity Period or (iii)

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acts in violation of the terms and conditions of the Bid documents; the EMD so submitted shall be forfeited.

No interest is payable on the Earnest Money Deposit.

11 Preparation of Bid

Before submission of the Bid, the Bidders are requested to make themselves fully conversant with the Bid documents, site conditions, local conditions and other relevant information so that no ambiguity may arise in these respects subsequent to the submission of the Bid.

Bids must be submitted in the attached prescribed forms and/or copies thereof. The schedules shall be filled in, item for item, in accordance with the instructions and notes supplementary thereto.

The Bidders shall submit the technical data sheets for all the items covered under the scope. In addition, a set of technical and illustrative literature must accompany each copy of the Bid explaining clearly and definitely the items offered and the works to be executed under the Bid documents.

Should there be any discrepancy or any doubt or obscurity regarding the meaning of any of the clauses of the Bid documents or instructions contained therein, the Bidder must set forth in writing such discrepancy, doubt or obscurity, and submit the same to the Bid Issuing Officer as soon as possible, but not later than 15 (fifteen) days before the date fixed for Bid Submission.

Each Bidder shall submit its Bid in **Quadruplicate** together with the schedules/annexure/formats duly filled in by ink or by typing, with the price rates and amount and giving all the information and particulars asked for. Each copy of the Bid shall be complete in all respects.

The Bid prepared by the Bidder and all correspondence and documents relating to the Bid exchanged between the Bidder and Owner shall be in the English. The rates should be filled in figures as well as words. No erasers or overwriting is permissible. All corrections must be initialed by the authorized representative of the Bidder.

Canvassing in any form is strictly prohibited and any Bidder found to have resorted to canvassing shall be liable to have his Bid rejected summarily.

If the Bidder deliberately gives any wrong information in its Bid to create circumstances for the acceptance of its Bid, The Owner reserves the right to reject such Bid.

The Bid documents are not transferable.

The Bid submitted by a Bidder shall become the property of Owner and the Owner shall have no obligation to return the same to the Bidder.

Conditional bids shall not be accepted even though the rates quoted are the lowest.

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The Bid shall be typed or written in indelible ink and shall be signed by the authorized representative of the Bidder. The Bidder should ensure that every page of the Bid including the downloaded Bid documents is signed by the authorised representative of the Bidder with stamp (seal).

The Bid documents must be submitted as they are issued, without any alterations of form, additions, conditions or assumptions not called for, conditional bids, incomplete pricing of Bills of Quantities, erasures or irregularities of any kind, failing which Bid may be rejected.

The complete Bid shall be without alterations, interlineations or erasures, except those to accord with instructions issued by the Owner, or as necessary to correct errors made by the Bidder, in which case such corrections shall be initialed by the person signing the Bid.

Any Bid which is incomplete, obscure or irregular or only for a part of the schedule, is liable to rejection.

12 Method of Submission of Bid

The Bid should be submitted in two parts as described below:

PART-1 in a separate sealed envelope should contain EMD, all documents related to Eligibility Criteria and Techno-commercial Bid. The envelope should be super scripted as **'Non Financial Bid'**

PART-2 should contain the price bid and the envelope should be superscribed, as **'Financial Bid'**. The price bid shall indicate the rates and actual quantum of taxes considered to arrive at the Contract Price (separately for goods and services) in a format specified. Failure to do so would lead to immediate rejection of the Bid.

Part-I and Part-II shall be individually sealed and super scribed as indicated above and should be enclosed in the main cover duly sealed and super scribed with name of Bidder, Bid No., Package No. and Due date & time of opening.

The completed Bid in one (1) original and **three (3) copies** with all its accompaniments must be enclosed in a sealed box and delivered in person or sent by Registered Post or Courier to the Bid Issuing Officer unless otherwise instructed to the contrary, to reach on or before the date and hour fixed for receiving the Bid.

Date and Time of Submission	08.12.2016 on or before 14:00 Hrs (IST)
Date and Time of Opening	09.12.2016 at 15:00 Hrs (IST)

Price bids received in open condition and through fax and/or email shall be rejected.

In the event of any discrepancy between the original and the copies, the original shall govern.

If the envelope is not sealed and marked as instructed above, the Owner assumes no responsibility for its misplacement or premature opening of contents of the Bids.

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No Bidder is entitled to legally proceed against the Owner or claim any compensation in this regard.

The Bid may be submitted by registered post/speed post/courier or in person. Bids submitted in any other modes shall not be accepted. Owner shall not be responsible for any kind of postal delay or non-delivery of documents sent either by the Bidder. Any Bid received after prescribed deadline shall not be opened.

13 Modifications and Withdrawal of Bids

The Bidder may modify or withdraw its Bid after Bid submission, provided that the modification or notice of withdrawal is received in writing by the Owner prior to the prescribed deadline for submission of Bids.

The Bidder's modification or notice of withdrawal shall be prepared, sealed, marked and dispatched in accordance with the provisions for the submission of Bids. A notice of withdrawal may also be sent by fax, telex or e-mail but shall be followed by a signed confirmation copy, postmarked not later than the deadline for submission of Bids. If the envelope is not sealed and marked as instructed above, the Owner assumes no responsibility for its misplacement or premature opening of contents of the Bids and no Bidder is entitled to legally proceed against the Owner or claim any compensation in this regard.

No Bid can be modified subsequent to the deadline for submission of Bids and shall be treated as non-responsive and be rejected. No Bid may be withdrawn in the interval between the deadline for the submission of bids and the expiration of the Bid Validity Period specified herein.

14 Opening of Bids

15.1 The Bids shall be opened on the appointed date in the manner described hereunder:

Non Financial Bid will be opened first, on the date, time and place as specified in the Bid in presence of those Bidders who wish to attend. If the amount and mode of EMD submitted, satisfy the requirements of Owner then the Bids will be considered for further assessing of Eligibility Criteria. The Bidder meeting the eligibility criteria shall be considered as technically qualified.

15.2 Financial Bid containing price bid of the technically qualified Bidders will be opened at a later date with prior intimation only to those Bidders whose Bids are being considered.

15 Price Basis and Currency

For goods of Indian origin, the supply price shall mean the price of the goods, quoted ex-factory, ex-showroom, ex-warehouse or off the shelf, as applicable including all customs duties, sales and other taxes already paid or payable on cost of raw materials used in the manufacture or assembly.

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For goods of foreign origin, the supply price shall mean the price of goods quoted CIF port of entry (Mumbai), excluding import duties. Price Break-ups for ocean freight and marine insurance shall be indicated.

In both cases, the charges for inland transportation, insurance and other local costs incidental to delivery to the final destination (from port of entry or ex-factory as the case may be) shall be shown separately.

For goods of Indian origin, sales tax, excise duty and other taxes as applicable at prevailing rate as on date of Bid shall be shown separately, and for goods of foreign origin, customs duties are to be shown separately. Further, the taxes & duties applicable on inland transportation, erection testing & commissioning works and civil works is to be quoted separately.

Price shall be quoted by the Bidder (foreign or Indian) in either of the following currencies (a) US Dollar, (b) EURO, (c) Indian Rupees.

However, the component of the quoted price which the Bidder expects to spend in India shall invariably be stated in Indian Rupees. In case of foreign currency, any conversion charge which may be incurred at the time of payment shall be borne by the concerned Bidder.

16 Workmanship, Materials and Components

The Bidder shall comply with all workmanship, materials and components specified in the Bid documents during execution of the Contract.

Unless otherwise specified, the Indian Standard or Code of Practice as applicable on the date of invitation to Bid or, if an Indian Standard/Code is not available, the applicable British or American Standard or Code of Practice or standard code nominated Bid documents will be applicable; or

Other standards or Codes of Practice as proposed by the Bidder in Deviation Schedules of particular information provided that these standards or codes of practice are equivalent to or superior to the relevant Indian or British standard/code. Two copies in English of each standard and Code of Practice proposed by the Bidder, other than Indian and British Standards and Codes of Practice shall be provided by the successful Bidder within a period of 28 days of the issue of the letter of acceptance.

If the Bid documents supplied by the Owner do not contain particulars of materials and work which are necessary for the proper completion of the Works, and the intention to include, which is nevertheless reasonably to be inferred, all such materials and work shall be supplied and executed by the Bidder. The Owner will furnish with reasonable expedition, after receiving a request in writing therefore, such details as are necessary.

17 Additional Information

The Owner does not guarantee the correctness of interpretations, deductions or conclusions which are given as additional information to the Bid documents or in any reports, maps, drawings, diagrams or in other reference information available to the

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Bidder from the Owner or otherwise. The statements of fact contained in the additional information have been produced as found, communicated to, ascertained or otherwise learned by the Owner.

18 Evaluation of Bid

The Bids received and accepted will be evaluated by the Owner commercially and technically so as to make a selection in the best interest of Owner for the complete Work covered under this Bid Documents.

Owner will evaluate Bids in the following steps:

- a) Step-1
The Earnest Money Deposit (Bid Guarantee) shall conform to the requirements set forth in this instruction to Bidders with respect of the amount and mode. A Bid will be rejected outright if Bid Guarantee does not satisfy the requirements as stated above.
- b) Step-2
Qualification documents of the Bidders shall be checked.
- c) Step-3
Detailed technical evaluation of only qualified Bidders will be done.
- d) Step-4
Price Bid of only technically acceptable Bids will be opened. The date of which will be intimated to the Bidders at an appropriate time.

If there is a discrepancy between total Bid Amount and sum of breakdown of Total Price or between figures and words, Owner's decision shall prevail and shall be binding on the Bidder.

19 Clarifications on Bids

During Bid evaluation, the Owner may, at its discretion, ask the Bidder for a clarification of its bid. The request for clarification and the response shall be in writing, and no change in the price or substance of the Bid shall be sought, offered or permitted.

In case of Bidder fails to submit the replies for the clarifications or not entertaining the clarifications, the Bid of same may be considered as non-responsive.

20 Rate of Exchange for Evaluation

To facilitate evaluation and comparison, the Owner will convert all Bid Prices to Indian Rupees at the B.C. selling exchange rate established by the Reserve Bank of India for similar transaction on the date of 14 (fourteen) days prior to opening of Price Bids.

21 Award of Contract

The Bids received and accepted will be evaluated by Owner according to the procedure detailed in the relevant clauses of this section. The acceptance of a Bid

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and award of Contract to one or more than one Bidder, if considered necessary, rests with Owner. It shall not be obligatory on the part of Owner to accept the lowest Bid.

Owner would be at liberty to accept any Bid, lowest or otherwise, in whole or in part and to reject any or all the Bids received, without assigning any reason, and no explanation can be demanded from any Bidder in respect thereto.

22 Rejection of Bids

The submission of any Bid in response to this Bid Documents shall constitute an agreement that the Bidder will have no cause of action or, claim against Owner for rejection of his Bid. Owner will always be at liberty to reject or accept any Bid or, Bids at his sole discretion and any such actions will not be called into question and the Bidder shall have no claim in this regard against Owner.

23 Signing of Contract

After the Owner notifies the successful Bidder that its Bid has been accepted, the Owner and the selected Bidder shall sign the Contract for the Facilities/Works in the form and manner as provided by the Owner.