

Pre-Bid queries for

DPR & Construction Supervision of Rail Flyover from Dadri Junction Station of DFCCIL to the proposed Freight Village at Dadri.

Sr. No.	Clause No.	Queries	Response from NICDC
1.	Clause No. 2.9.4 SI No. (a) Companies under Ministry of Railways/ Shipping which have the requisite experience & expertise for undertaking the said work involving in Preparation of Feasibility Studies/ DPRs/ Civil/ Track works, Bridges, Electrification and Signalling etc. are only eligible to bid.	Enabling only the PSUs under Ministry of Railways/Shipping and not giving a chance to Private Companies is out of fair and judicious practice(s) in public procurement policies and practices. We hence request you to kindly review the above and take an objective and justifiable decision to ensure that private bidders can also participate.	No change in the RfP document.
2.	Clause No. 2.9.4 SI No. (a) Companies under Ministry of Railways/ Shipping which have the requisite experience & expertise for undertaking the said work involving in Preparation of Feasibility Studies/ DPRs/ Civil/ Track works, Bridges, Electrification and Signalling etc. are only eligible to bid.	Request to consider the projects coming under Ministry of Road Transport and Highways which include the scope of planning designing and preparation of Feasibility report for ROBs coming under Road and Highway projects for eligibility purposes.	No change in the RfP document.
3.	Joint Venture and Consortium	Is JV/ Consortium/ In Association allowed for bidding? If not request to please allow and If yes request to kindly provide the eligibility criteria for JV/ Consortium/ In Association bidders	JV's are not allowed. No change in the RfP document.

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4.	EMD/ Bid Security = Rs. 10,00,000/-	Request to please reconsider the EMD amount. Also, as per the standard RFP released by MoRTH the EMD for consultancy tenders have been waived off, request to please consider the same or at least reduce the EMD amount to promote healthy competition.	No change in the RfP document.
5.	2.7.3 point 1: "The team proposed shall be permanent full-time employees of the firm."	As the assignment is specialized and requires Domain Experts. It is requested to allow the submission of Bids with Team Members who will give a consent of their presence for the assignment if the work is awarded to us.	No change in the RfP document.
6.	2.7.3 point 1: "The team proposed shall be permanent full-time employees of the firm."	As the proposed project is envisaged to be completed within a time frame of 3 to 4 years, it is requested to amend the clause as: The Team Leader should be a full-time employee of the firm. Overall, not more than 30% key personnel may belong to the sub-consultants engaged by the bidder.	No change in the RfP document.
7.	para 2.7.3 (sub-clause: 3 & 4) (pg-9) of the RFP, the composition of the proposed Team and Task Assignment to individual personnel shall be clearly stated.	However, as per our understanding this will be finalised at the time of negotiation as mentioned at para 2.11 (Negotiation) between Consultant and Client. Therefore, it is requested that these sub-clauses may be deleted.	Refer Corrigendum No. 1
8.	para 2.7.9 of pg-10 (sub-clause-1) staffing schedule of key staff and support staff to be provided along with the Technical Proposal in standard Format.	There is no standard format available in the RFP document. However, as per our understanding this will be finalised at the time of negotiation as mentioned at para 2.11 (Negotiation) between Consultant and Client. This may please be considered.	Refer Corrigendum No. 1

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9.	Forms 3E & 3F mentioned at para 2.8.4 (pg-11) to be submitted along with the Technical Proposal.	Forms 3E & 3F to be submitted along with the Technical Proposal are missing. May please confirm whether these forms are required to be submitted along with the Technical Proposal?	Refer Corrigendum No. 1
10.	Form 4D “Breakdown of Remuneration”: the name of all key staff and support staff to be provided including their position.	In our opinion this information is being asked to assess the number of officials going to be deployed by the Consultant with their monthly remuneration so that the client can judge reasonability of the Financial Offer made by the bidder and therefore, there is no need to ask name of officials (key & support) going to be deployed by the bidder on the project. This may please be considered.	Refer Corrigendum No. 1
11.	TOR: The Signalling work <u>may</u> be done by an entity nominated by DFCCIL as deposit work based on the discussions with DFCCIL during finalization of DPR.	It is understood that the Consultant will prepare the tentative SIP along with its approval from DFCCIL at the DPR stage. May please confirm whether the Construction Supervision and approvals for the S&T needs to be undertaken by the Consultant?	Consultant should prepare the tentative SIP at the DPR stage. Responsibility of taking final approval from DFCCIL and/or any other agency also lies with the consultant. The construction supervision and all other approvals, during the implementation stage will be decided based on the discussions with DFCCIL during DPR preparation stage. Refer Corrigendum No. 1 as well
12.		Whether the Construction Supervision and various approvals of the electrical OHE works needs to be undertaken by the Consultant?	Yes, understanding is correct. Refer Corrigendum No. 1 as well

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13.	BOQ (Financial Quotation)	As per RFP requirement, BOQ (Financial Quotation) will be prepared as per downloaded XLS document and the same file with the same name to be uploaded while uploading the financial bids. It is mentioned here that there is no BOQ XLS file along with the RFP document. May please provide the same.	The consultants are requested to prepare the financial proposal as mentioned in the RfP document and upload the same in xls file on CPP Portal.																		
14.	Milestones	<p>As the activity mentioned at SN-1 is a major milestone and will require adequate time, suggested revision of the time frame for part-A is proposed as under:</p> <table border="1" data-bbox="772 657 1621 1295"> <thead> <tr> <th data-bbox="772 657 840 783">SN</th> <th data-bbox="846 657 1444 783">Activity</th> <th data-bbox="1451 657 1621 783">Timelines D- Start date</th> </tr> </thead> <tbody> <tr> <td data-bbox="772 788 840 914">1</td> <td data-bbox="846 788 1444 914">Approval of general layout plan and final location survey by DFCCIL /concerned stakeholders</td> <td data-bbox="1451 788 1621 914">D+3 Months</td> </tr> <tr> <td data-bbox="772 919 840 1045">2</td> <td data-bbox="846 919 1444 1045">Approval of draft DPR including ESP, L-sec, design computations and detailed estimate</td> <td data-bbox="1451 919 1621 1045">D+4 Months</td> </tr> <tr> <td data-bbox="772 1050 840 1176">3</td> <td data-bbox="846 1050 1444 1176">Approval of final DPR incorporating comments/suggestions received from all stakeholders</td> <td data-bbox="1451 1050 1621 1176">D+5 Months</td> </tr> <tr> <td data-bbox="772 1181 840 1307">4</td> <td data-bbox="846 1181 1444 1307">Approval of tender documents</td> <td data-bbox="1451 1181 1621 1307">D+6 Months</td> </tr> <tr> <td data-bbox="772 1311 840 1375">5</td> <td data-bbox="846 1311 1444 1375">Appointment of EPC contractor</td> <td data-bbox="1451 1311 1621 1375">D+9 Months</td> </tr> </tbody> </table> <p data-bbox="772 1342 1196 1375">This may please be considered.</p>	SN	Activity	Timelines D- Start date	1	Approval of general layout plan and final location survey by DFCCIL /concerned stakeholders	D+3 Months	2	Approval of draft DPR including ESP, L-sec, design computations and detailed estimate	D+4 Months	3	Approval of final DPR incorporating comments/suggestions received from all stakeholders	D+5 Months	4	Approval of tender documents	D+6 Months	5	Appointment of EPC contractor	D+9 Months	Refer Corrigendum No. 1
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15.	Payment Schedule	<p>the consultancy fee to be paid to consultant is proposed to be revised as under.</p> <table border="1" data-bbox="770 405 1617 960"> <thead> <tr> <th data-bbox="770 405 837 489">SN</th> <th data-bbox="837 405 1397 489">Activity</th> <th data-bbox="1397 405 1617 489">Percentage of total fee</th> </tr> </thead> <tbody> <tr> <td data-bbox="770 489 837 619">1</td> <td data-bbox="837 489 1397 619">Approval of general layout plan and final location survey by DFCCIL /concerned stakeholders</td> <td data-bbox="1397 489 1617 619">20%</td> </tr> <tr> <td data-bbox="770 619 837 748">2</td> <td data-bbox="837 619 1397 748">Approval of draft DPR including ESP, L-sec, design computations and detailed estimate</td> <td data-bbox="1397 619 1617 748">20%</td> </tr> <tr> <td data-bbox="770 748 837 877">3</td> <td data-bbox="837 748 1397 877">Approval of final DPR incorporating comments/suggestions received from all stakeholders</td> <td data-bbox="1397 748 1617 877">20%</td> </tr> <tr> <td data-bbox="770 877 837 916">4</td> <td data-bbox="837 877 1397 916">Approval of tender documents</td> <td data-bbox="1397 877 1617 916">20%</td> </tr> <tr> <td data-bbox="770 916 837 960">5</td> <td data-bbox="837 916 1397 960">Appointment of EPC contractor</td> <td data-bbox="1397 916 1617 960">20%</td> </tr> </tbody> </table> <p>This may please also be considered, keeping in view the justification given in the above para.</p>	SN	Activity	Percentage of total fee	1	Approval of general layout plan and final location survey by DFCCIL /concerned stakeholders	20%	2	Approval of draft DPR including ESP, L-sec, design computations and detailed estimate	20%	3	Approval of final DPR incorporating comments/suggestions received from all stakeholders	20%	4	Approval of tender documents	20%	5	Appointment of EPC contractor	20%	Refer Corrigendum No. 1.
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16.	2.17.2 List of minimum key personnel/ staff	The educational qualifications for Team Leader are restrictive that expert should be a Graduate in Engineering/Planning with Post Graduate in Management. As the project is a rail infrastructure work, it is proposed that, the team leader should be a Graduate and having minimum 20 years of experience in the field of management of rail infrastructure and/or rail operation.	Refer Corrigendum No. 1.																		

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17.	2.17.2 List of minimum key personnel/ staff	The educational qualifications for Railways and Logistics Expert are restrictive that expert should have a degree in <u>transport planning/ engineering from reputed institution</u> . The experts who have domain knowledge of these fields and have worked in Railways/ major logistics companies like CONCOR but do not have the mentioned educational qualifications will not be eligible. It is proposed that ex-Railway Officers or railway officer on deputation working with the firm having experience of railway operation and logistics of minimum 15 years of experience may be allowed for eligible for this position.	Refer Corrigendum No. 1.
18.	General	As per our understanding of the scope of the work, assessment of financial & economical rate of return including project structuring & funding is not required to be undertaken. Therefore, Financial Expert may not be included in the key personnel list. This may please be considered	Refer Corrigendum No. 1.
19.	2.17.2 List of minimum key personnel/ staff	There is no requirement of urban planner expert as there is hardly any urban infrastructure development and integration works in this project. This may please be considered.	Refer Corrigendum No. 1.
20.	2.17.2 List of minimum key personnel/ staff	It is not clear from the scope of work whether there is any requirement of market analysis and survey related to product mix etc including econometric analysis in the proposed project. Inclusion of Industry Analyst cum Market Expert in the project team may be reconsidered.	Refer Corrigendum No. 1.
21.	2.17.2 List of minimum key personnel/ staff	As there is requirement of S&T work in the DPR, Indian Railway officer preferably an IRSSE officer having experience of S&T	Refer Corrigendum No. 1.

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		works in similar nature of project may please be included in the list of key personnel. This may please be considered.	
22.	2.17.2 List of minimum key personnel/ staff	For undertaking the electrical works, Indian Railway officer preferably an IRSEE officer having experience of electrical works in similar nature of project may please be included in the list of key personnel. This may please be considered.	Refer Corrigendum No. 1.
23.	Scope of work	For smooth execution of the project during construction supervision period, it is requested a suitable office space including water, electricity supply, communication facility etc. may please be considered at the site.	No change in the RfP document.
24.	Pg. 5 - Clause 2.1.16, Pg. 6 - Clause 2.1.21, Pg. 7 - Clause 2.5.1, Pg. 17- Clause 2.7.6:	RFP Processing fee and Bid Security: The submission date should be extended until 3 rd week of April 2020 in lieu of March Financial Year ending difficulties.	No change in the RfP document.
25.	Pg. 8 – Clause 2.6.2	Joint Venture is not mentioned here. Is JV allowed? Pg. 26, Pg. 57 Clause j), Pg. 60, Clause 6.1.8.10 a), Pg. 63, Clause 6.5.1, Pg. 71, Clause 6.5.9 c) do mention the Joint Venture.	No change in the RfP document.
26.	Clause No. 2.9.4 SI No. (a) Companies under Ministry of Railways/ Shipping which have the requisite experience & expertise for undertaking the said work involving in Preparation of Feasibility Studies/ DPRs/ Civil/ Track works, Bridges, Electrification and Signalling etc. are only eligible to bid.	Private Companies other than those falling under Ministry of Railway/ Shipping may please be allowed to bid.	No change in the RfP document.

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27.	Clause No. 2.9.4 No. (a) Companies under Ministry of Railways/ Shipping which have the requisite experience & expertise for undertaking the said work involving in Preparation of Feasibility Studies/ DPRs/ Civil/ Track works, Bridges, Electrification and Signalling etc. are only eligible to bid.	Kindly confirm whether only firms registered with Ministry of Railway/ Shipping can participate in this tender? We request DMICDC to consider firms empanelled under Indian Ports Association as eligible to participate.	Yes, firms registered with Ministry of Railway/ Shipping can only participate in this tender. No change in the RfP document. No change in the RfP document.
28.	Clause 2.9.4 (c) Experience of Construction Supervision/ PMC for railway projects like up gradation of rail lines, railway yards, Rail Over Bridges etc. The minimum project cost should be Rs. 100 crore.	We request you to reduce the project cost to Rs. 80 crore as criteria appears to be very high.	No change in the RfP document.
29.	GCC, Clause 6.1.8.10 References to a person (or to a word importing a person) shall be construed so as to include: a) Individual, firm, partnership, trust, joint venture, company	We presume that formation of Consortium / Joint-Venture is allowed. Kindly clarify.	Formation of Consortium / Joint-Venture is not allowed. No change in the RfP document.
30.	SCC Clause 6.5.8 (b) and (c) Third Party Liability Professional Liability Insurance	Kindly confirm whether umbrella insurance policies for Third Party Liability and Professional Liability, of adequate coverage, maintained by Consultant will be accepted. This is the standard industry practice. Kindly consider.	Umbrella insurance policies for Third Party Liability and Professional Liability, of adequate coverage, maintained

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			<p>by Consultant will be accepted with the condition that cover note should highlight the name of the project along with DMICDC as the beneficiary.</p> <p>No change in the RfP document.</p>
31.	Clause 6.8.1 Consultancy Fee: part - I	Kindly consider 10% advance payment against ABG of equivalent value since advance payments to the various survey agencies for mobilization is required to be made.	No change in the RfP document.
32.	Clause 6.8.1 Consultancy fee. The payments during the construction period will be released on pro-rata basis based on the construction progress made by the contractor. The same will be finalized in consultation with the client during the appointment of EPC contractor.	<p>If the progress is slow due to no fault on part of the Consultant, payments to Consultant based on construction progress will affect the cash flow of the Consultant. Therefore, we request you to split the payment into three parts during Construction period:</p> <p>10% Mobilization Advance against ABG of equivalent amount</p> <p>70% payment in equal monthly instalments</p> <p>Balance 20% in Pro-rata basis based on construction progress to be discussed and mutually agreed upon</p>	No change in the RfP document.
33.	Clause No. 2.9.4	<p>There are no criteria mentioned regarding the Turnover of the bidder.</p> <p>We request the client to kindly clarify if there are any criteria for turnover of the bidder, our suggestion for the same is as described below “The bidder should have an annual average turnover of the last 3 years for at least INR 25 Crores”</p>	<p>The criteria regarding the Turnover of the bidder is not required.</p> <p>No change in the RfP document.</p>

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34.	<p>Clause No. 2.17.2: List of Minimum Key Personnel/Staff Team Leader: The team leader should be a Graduate in Engineering/ Planning with Post graduate in Management with an extensive and varied experience in handling large scale projects.</p>	<p>We request the client to please consider Post Graduation in Relevant Engineering Field as well. “The team leader should be a Graduate in Engineering/ Planning with Post Graduate in Management/ Master's in relevant engineering field with an extensive and varied experience in handling large scale projects.”</p>	Refer Corrigendum No. 1
35.	<p>Clause No. 2.5.1: Bid Security A bid security in the form of a Demand Draft/ Bank Guarantee, from a scheduled Indian Bank in favour of ‘Delhi Mumbai Industrial Corridor Development Corporation Limited’, valid for 180 (one hundred and eighty) days from the PDD, payable at New Delhi, for the sum of Rs. 10,00,000/- (Rupees Ten Lakh Only) shall be required to be submitted by each Applicant (“Bid Security”).</p>	<p>As per the Public Procurement Policy “Special Provisions for Micro and Small Enterprises (MSEs)” MSEs registered with District Industries Centers/ Khadi and Village Industries Commission/ Khadi and Village Industries Board/ Coir Board/ National Small Industries Corporation/ ‘Udyog Aadhaar’ – are exempted from the payment of RFP document fee and proposal security. (Copy of the Office Memorandum attached for your ready reference) The same is being followed in consultancy tenders of RVNL (Rail Vikas Nigam Limited), IWAI (Inland Water Authority of India), WAPCOS, IRCON, RITES etc.</p>	No change in the RfP document.
36.	<p>Clause no. 2.1.21: RFP Processing Fee: The RFP submissions shall be accompanied by a Bank Draft of INR 1,00,000.00 (Indian Rupees One Lakh only) plus</p>	<p>If Company is registered under MSME while making application for Government Tender, bidder is exempted from Tender fee, EMD & security deposit. In line of above, please give exemption from Processing Fee for those bidders who have MSME Registration Certificate</p>	No change in the RfP document.

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	GST @18% in favour of “Delhi Mumbai Industrial Corridor Development Corporation Limited”, payable at New Delhi, India, as a non-refundable RFP processing fee (the “RFP Processing Fee”)	OR RFP Processing Fee: The RFP submissions shall be accompanied by a Bank Draft of INR 1,00,000.00 (Indian Rupees One Lakh only) plus GST @18% in favour of “Delhi Mumbai Industrial Corridor Development Corporation Limited”, payable at New Delhi, India, as a refundable RFP processing fee (the “RFP Processing Fee”)	
37.	Clause no. 2.5.1 A bid security in the form of a Demand Draft/ Bank Guarantee, from a scheduled Indian Bank in favour of ‘Delhi Mumbai Industrial Corridor Development Corporation Limited’, valid for 180 (one hundred and eighty) days from the PDD, payable at New Delhi, for the sum of Rs 10,00,000/- (Rupees Ten Lakh Only) shall be required to be submitted by each Applicant (“Bid Security”)	If Company is registered under MSME while making application for Government Tender, bidder is exempted from Tender fee, EMD & security deposit. In line of above, please give exemption from EMD for those bidders who have MSME Registration Certificate	No change in the RfP document.
38.	Clause No. 2.9.4, Point no. (c) Experience of Construction Supervision/PMC for railway projects like up gradation of rail lines, railway yards, Rail Over Bridges etc. The minimum project cost should be Rs. 100 crore	Experience of Construction Supervision / PMC for railway projects like up gradation of rail lines, railway yards, Rail Over Bridges etc. The minimum project cost should be Rs. 100 crore The Project Cost of the assignment considered for qualification / evaluation for better competitive participation.	No change in the RfP document.

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39.	Clause No. 6.8 Payments to the consultants	Kindly modify the Payment schedule Table and Mobilization Advance should be given 10-15% as Team should be deploying at the site.	No change in the RfP document.
40.	General	Kindly also clarify whether Office for the Consultant should be provided at Corporate office or site?	No change in the RfP document.
41.	Clause No. 2.9.4: Minimum Qualification Criteria	<p>The clause may be modified as follows: Railway PSUs which have the requisite experience for undertaking the said work involving Preparation of Feasibility Studies/ DPRs/ Civil/ Track works, Bridges, Electrification and Signalling etc. are only eligible to bid.</p> <p>Justification: The present work requires preparation of DPR and construction supervision of the Rail Siding Project, which is in the domain knowledge of Indian Railways and the PSUs incorporated for Railway Infrastructure Projects.</p>	No change in the RfP document.
42.	Clause No. 2.18: List of Minimum Key Personnel/ Staff	<p>The clause may be modified as follows: The company on its roll should have at least 5 Railway Officials having experience of working on Planning/ Construction of New Rail Line/ Gauge Conversion/ Doubling projects.</p> <p>Justification: The present work requires permission of DPR and construction supervision of the Rail Siding Project which is in the domain knowledge of Indian Railways.</p>	Refer Corrigendum No. 1