## **Application Document**

for

Pre-qualification of Engineering, Procurement and Construction [EPC]/ Turnkey Contractor for Development of Power Distribution Project in Kwilu (Bandundu) Province of the Democratic Republic of Congo

> Export-Import Bank of India Date: March 24, 2017

#### INVITATION FOR EXPRESSION OF INTEREST FOR GOVERNMENT OF INDIA LINES OF CREDIT (LOC) PROJECTS

The Export-Import Bank of India (hereafter Exim Bank, or the Bank), on behalf of the Government of India (GOI), extends from time to time, concessional credit facilities under the Indian Development and Economic Assistance Scheme (IDEAS) to overseas governments/ their nominated agencies in developing countries for financing projects involving procurement of goods, civil works, consulting and non-consulting services to be contracted to Indian entities.

These Lines of Credit (LOCs) are governed by the Guidelines issued by the GOI from time to time. As per the extant guidelines issued vide letter no No. 21/3/2015-IDEAS dated December 07, 2015, the Bank is required to carry out a prequalification exercise and provide a list of prequalified bidders to the Borrower for invitation of bids for specific contract packages under the project(s) financed by the LOCs.

In pursuance to the above, the Bank invites Expressions of Interest from Indian entities for prequalification of EPC contractors for Development of Power Distribution Project in Kwilu (Bandundu) Province of the Democratic Republic of Congo (D.R. Congo) under an LOC extended to the Government of the Democratic Republic of Congo.

Completed applications in accordance with the provisions of the Application Document should be delivered physically by 1800 hours, April 25, 2017 at the following address:

Ms. Meghana Joglekar Deputy General Manager Export-Import Bank of India Lines of Credit Group Maker Chambers IV, Floor 8 222 Nariman Point Mumbai 400021 Ph: 91 – 22 – 2286 1564/ 1563 Email: eximloc@eximbankindia.in This Application Document [AD] consists of the following Parts:

#### Part I. Scope of EPC

This Part includes a summary description and other data on this pre-qualification process and of the prospective project to be contracted by the Borrower government subsequent to this pre-qualification.

#### Part II. Instructions to Applicants (ITA)

This Part provides information to the Applicants in preparing and submitting their Applications for Pre-qualification ("Applications") and the procedures for this pre-qualification process.

#### Part III. Data Sheet (DS) to ITA

This Part includes specific provisions that supplement Part II, Instructions to Applicants.

#### Part IV. Pre-qualification Criteria and Requirements

This Part specifies the criteria and requirements and the procedure to be used to determine how Applicants shall be pre-qualified and later to be invited to bid by Borrower government.

#### Part V. Forms

This Part includes the Application Submission Form and other forms required to be submitted with the Application.

#### Part VI Questionnaire for Applicants

This questionnaire requires the prospective Applicants to furnish certain basic information, and confirm certain facts relating to their firm/ joint venture with respect to past performance and prospective engagement.

## **Application Document**

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Pre-qualification of Engineering, Procurement and Construction [EPC]/ Turnkey Contractor for Development of Power Distribution Project in Kwilu (Bandundu) Province of the Democratic Republic of Congo

Invitation for Pre-Qualification No.: GOILOC-233/D.R.Congo/EPC:13 Issued on: March 24, 2017

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### PART I: SCOPE OF EPC

On behalf of the GOI Exim Bank had extended an LOC to the Government of D.R.Congo, for construction of the Kakobola Hydro Electric Power Plant (H.E.P) in Kwilu (Bandundu) Province in D.R.Congo. A project for Development of Power Distribution from the Kakobola H.E.P is being envisaged now, for which Exim Bank seeks applications for pre-qualification from eligible firms for provision of EPC Services. Refer Part II ITA 4 for eligibility provisions.

#### A] Description and Major Components of the Project

The scope of EPC contract for development of power distribution project to be undertaken under the GOI LOC is as follows:

Lot -1: Construction of 66 kV Transmission line

- a) 66 kV S/C line from PK-600 to Kikwit (around 63km)
- b) 66 kV S/C line from PK 600 to Idiofa (around 55km)
- Lot -2: Construction of 66/33 KV Substation at PK 600, Kikwit and Idiofa
  - a) 66/33 kV, 10 MVA Substation at PK-600+
  - b) 66/33 kV, 10 MVA Substation at KIKWIT
  - c) 66/33 kV, 10 MVA Substation at IDIOFA

Lot -3: Construction of 33 kV Transmission Line and Distribution Networks

#### 3.1: Construction of 33 kV Transmission Line & Distribution Networks

- a) 33 kV D/C line from Kakobola to PK-600 (around 40km)
- b) 33 kV S/C line from Kakobola to Gungu (around 31km)
- c) Power Distribution in Kikwit, Idiofa & Gungu
- d) 33 kV Switching Station at Gungu

#### **3.2: Additional Transmission and Distribution works**

- a) Power Distribution in Catholic Missions of ATEN and Totshi, plus PK 622 (MUKULU MBANSAMBA)
- b) 33 kV S/C line from PK 600 to PK 622 (around 22 km)
- c) 33 kV S/C line from PK 600 to Catholic Mission Aten (14 km)
- d) 33 kV S/C line from village Kitondolo (tapping on 33 kV line from Kakobola to PK-600 at village Kitondolo) to Catholic Mission Totshi (10 Km)

Brief description of the above project components is stated below:

#### <u>LOT-1</u>

#### a) 66 kV Single Circuit Line from PK- 600 (Intermediate Substation) to Kikwit Substation

- Approximate Line length from PK 600 to Kikwit is 63 Km.
- Supply of 63 Km single circuit ACSR "Wolf" conductor
- Supply of Material & Civil works for 63 Km of 66 kV Single circuit Line:
  - $\circ$  Towers.
  - Insulators, Hardware Fitting, Earth wires etc.
  - All Civil Works i.e. detailed Survey, casting of Foundation, erection of Tower, stringing of Conductor etc.
- Testing and Commissioning of Line.

#### b) 66 kV Single Circuit Line from PK- 600 (Intermediate Substation) to Idiofa Substation

- Approximate Line length from PK 600 to Idiofa is 55 Km.
- Supply of 55 Km single circuit ACSR "Dog" conductor
- Supply of Material & Civil works for 55 Km of 66 kV Single Circuit Line:
  - o Towers.
  - Insulators, Hardware Fitting, Earth wires etc.
  - All Civil Works i.e. detailed Survey, casting of Foundation, erection of Tower, stringing of Conductor etc.
- Testing and Commissioning of Line.

#### <u>LOT-2</u>

#### a) 66/33 kV Intermediate Substation at PK – 600

- 1 no. 33kV Indoor Switchgear panel comprise:
  - o 2 no. incoming bay
  - o 1 nos. outgoing bay
  - 1 no. station Transformer bay
  - o **1 no. CVT**
- 1 no. 10 MVA 66/33 kV Power Transformer
- 1 no. 66 kV Power Transformer bay with complete equipment
- 2 no. 66 kV Outgoing bay with complete equipment.
- 1 no. Bus CVT
- Wave Trap for communication system
- Control Room Building and Civil works complete in all respect

#### b) 66/33 kV Substation at Kikwit

- 1 no. 66 kV Incoming bay with complete equipment
- 1 no. Bus CVT,
- 1 no. 66 kV Power Transformer incoming bay with complete equipment
- 1 no. 10 MVA 66/33 kV Power Transformer
- 33kV Indoor Switchgear panel comprise:
  - o 1 no. incoming feeder bay

- 8 nos. outgoing feeder bay
- 1 no. station transformer bay
- o 1 no. Bus CVT
- Wave Trap for communication system
- Control Room Building and Civil works complete in all respect

#### c) 66/33 kV Substation at Idiofa

- 1 no. 66 kV Incoming bay with complete equipment
- 1 no. Bus CVT
- 1 no. 66 kV Power Transformer incoming bay with complete equipment
- 1 no. 2 MVA 66/33 kV Power Transformer
- 33kV Indoor Switchgear panel comprise:
  - o 1 no. incoming feeder bay
  - 4 nos. outgoing feeder bay
  - 1 no. station transformer bay
  - $\circ$   $\,$  1 no. Bus CVT  $\,$
- Wave Trap for communication system
- Control Room Building and Civil works complete in all respect

#### <u>LOT-3</u>

#### 3.1: Construction of 33 kV Transmission Line & Distribution Networks

#### a) 33 kV Double Circuit Line from Kakobola H.E.P – PK- 600 (Intermediate Substation):

- Approximate Line length from Kakobola H.E.P to PK 600 is 40 Km.
- Supply of material for construction of 70 Km of double circuit line i.e. Conductor ACSR "Wolf", Insulators, Hardware Fittings are already covered in the scope of Kakobola H.E.P out of which 40 km of line material i.e. Conductor, Insulators, Hardware Fittings will be utilized for this line.
- Supply of steel Poles & Civil works (Detailed Survey, casting of Foundation, erection of Poles, stringing of Conductor etc.) for 40 km of 33 kV Double circuit Line
  - o Steel Poles.
  - All Civil Works i.e. Details Survey, casting of Foundation, erection of Poles, stringing of Conductor etc.
- Testing and Commissioning of Line.

#### b) 33 kV Single Circuit Line from Kakobola H.E.P to Gungu

- Approximate Line length from Kakobola H.E.P to Gungu is 31 km.
- Supply of Material for Construction of 30 Km of Line i.e. Conductor ACSR "Rabbit", Insulators, Hardware Fittings (expect poles) are already covered in the scope of Kakobola H.E.P.
- Supply of Steel poles for 30 km
- Civil Works i.e. casting of foundation, erection of poles, stringing of conductor etc. for 30 km of line length.
- Supply of Material & Civil works for 1 km of 33 kV Single circuit Line:
  - o Steel Poles.
  - Conductor ACSR " Rabbit"

- Insulators & Hardware Fittings.
- All Civil Works i.e. detailed Survey, casting of Foundation, erection of Poles, stringing of Conductor etc.
- Testing and Commissioning of Line.

#### c) Power distribution in Kikwit, Idiofa, Gungu

• Power Distribution System Includes 33 kV distribution network, 0.4 kV distribution network, 33/0.4 kV Distribution Substation and household connection.

#### d) 33 kV Switching Station at Gungu

- 33kV Indoor Switchgear panel comprise:
  - 1 no. incoming feeder bay
  - 3 nos. outgoing feeder bay
  - 1 no. station transformer bay
  - o 1 no. Bus CVT
- 1 no. 100 kVA, 33/0.4 kV Station Transformer
- Control Room Building and Civil works complete in all respect

#### 3.2: Additional Transmission and Distribution works

#### a) 33 kV S/C line from PK 600 to PK 622 (around 22 km)

- Approximate Line length from PK 600 to PK 622 is 22 km.
- Supply of Material & Civil works for 22 km of 33 kV Single circuit Line:
  - Steel Poles.
  - Conductor ACSR " Rabbit"
  - Insulators & Hardware Fittings.
  - All Civil Works i.e. detailed Survey, casting of Foundation, erection of Poles, stringing of Conductor etc.
- Testing and Commissioning of Line.

#### b) 33 kV S/C line from PK 600 to Catholic Mission Aten (14 km)

- Approximate Line length from PK 600 to **Catholic Mission Aten** is 14 km.
- Supply of Material & Civil works for 14 km of 33 kV Single circuit Line:
  - Steel Poles.
  - Conductor ACSR " Rabbit"
  - Insulators & Hardware Fittings.
  - All Civil Works i.e. detailed Survey, casting of Foundation, erection of Poles, stringing of Conductor etc.
- Testing and Commissioning of Line.
- c) 33 kV S/C line from village Kitondolo (tapping on 33 kV line from Kakobola to PK-600 at village Kitondolo) to Catholic Mission Totshi (10 Km)
  - Approximate Line length is 10 km.
  - Supply of Material & Civil works for 10 km of 33 kV Single circuit Line:
    - o Steel Poles.
    - Conductor ACSR " Rabbit"
    - Insulators & Hardware Fittings.

- All Civil Works i.e. detailed Survey, casting of Foundation, erection of Poles, stringing of Conductor etc.
- Testing and Commissioning of Line.
- d) Power Distribution in Catholic Missions of ATEN and Totshi, plus PK 622 (MUKULU MBANSAMBA)
  - Power Distribution System Includes 33 kV distribution network, 0.4 kV distribution network, 33/0.4 kV Distribution Substation and household connection.

**Note:** Rest of the transmission lines "Wolf and Dog" already supplied under Kakobola HEP shall be used for the transport and distribution lines in this area.

#### B] Site and other Data

D.R. Congo is a Central African country, bordered by Central African Republic & South Sudan on the north, Uganda, Rwanda, Burundi & Tanzania on the East, Republic of Congo on the West and Angola & Zambia on the South. D.R. Congo's physical area is 2.34 million sq kms making it Africa's second largest country. It has a 37 km Atlantic coastline and its dominating feature is the Congo River Basin, extending over 3.83 million sq kms. D.R. Congo has a population of over 77 million people and its capital city is Kinshasa. D.R. Congo's geographical position and vast physical area gives it a wide range of climates encompassing equatorial, tropical and mountainous. Its average rainfall is around 800 mm on the coast and more than 2000 mm in the Congo Basin. D.R. Congo's average annual temperature is between 24°C & 26°C, with extremes between 25°C & 30°C in the basin and between 15°C & 20°C in the uplands.

D.R. Congo is one of the few countries in the world with large hydroelectric resources. D.R. Congo's hydro-electric potential is around 100,000 MW of exploitable energy of which 44,000 MW is concentrated at the Inga site.

The project sites:

- a) Kakobola hydro-electric project is a run of the river scheme located near Kakobola village and it utilizes the natural water fall in the Lufuku River for power generation. The rating of Generator Transformers is 6.6 kV/33kV, 4500 kVA. The proposed switchyard site at the project site has a hilly terrain;
- b) The topography of the location of substation works, being PK-600, Kikwit & Idiofa and the switching station at Gungu, is plain with primarily sandy soil. The sites of substations at Kikwit & Idiofa and switching station at Gungu are owned by the Government, is connected with all-weather road, does not interfere with intensive land use like cropping and the location of residences, is sufficiently dispersed to provide a suitable separation distance to substation to avoid any potential noise or visual impact or any perceived health risk to residents;

c) Basic data on the locations are as follows:

TOWN/CITY	POPULATION	GENERAL LOCATION
Kikwit	1,030,599	Largest town & commercial centre of Kwilu (Bandundu) Province. It is situated at Road National Highway-1 at a distance of 525 KM from Kinshasa
Intermediate Substation at PK-600	N.A. (PK-600 is a milestone)	Situated at Road National Highway-1 at a distance of 600 KM from Kinshasa
Gungu	111,099	Village in Kwilu Province, located on the bank of Kwilu River. It is located at a distance of 186 KM south of Kikwit town.
Idiofa	190,514	Located at a distance of about 135 KM east of Kikwit and west of Lubue River.

- d) The part of the project area is relatively flat with undulations, with no forests. The general topography of the project area is hilly with hills of low height, gentle slopes, wide valleys, with number of rivers and natural streams. The transmission lines will mostly pass through terrain having grass, bushes and small trees. Some transmission lines may cross rivers, other small rivers & streams and the Inga-Katanga 500 kV HVDC transmission line. The proposed transmission line route is passing through land owned by the Government, due to which, *prima facie*, it is observed that there would be no problem for acquiring Right of Way for the project. Actual details of land acquisition shall be finalised only after detailed survey during implementation phase.
- e) Water would be available for civil works during construction as well as for drinking, sourced from natural streams/ rivers in the project area.
- f) There is no reliable source of electricity in the project area. Local sources of electricity available in towns, which are sourced from D.G sets and are available for limited duration, cannot be utilized for the project. Accordingly, major construction plant & machinery like concrete mixers, concrete vibrators, water pumps, etc., required for execution of civil works would be based on petrol/ diesel and not on electricity. D.G sets of appropriate capacity may be used for lighting and operating minor equipment

like drilling machine, etc. At the substation site, EPC contractor shall make their own arrangement for electricity during implementation period.

g) Coarse and fine aggregates required for construction of transmission, substation & distribution system may be met from streams/ rivers passing through the project area. The cement used can come from the local production in D.R Congo such as CILU, CIMKO, PPC or the EPC contractor can import from nearby countries.

#### C] Contract execution period

The duration of project is expected to be 12 months. Work on all the 3 lots shall be executed simultaneously.

#### D] GOI Guidelines

As per the GOI guidelines, goods and services for minimum 75% value of the contracts covered under these Lines of Credit, must be sourced from India. Applicants are advised to refer to the GOI guidelines mentioned above for details available at: <u>http://www.eximbankindia.in/assets/pdf/loc/GOI-Guidelines-on-LOC.pdf</u>

# Part II. Instructions to Applicants [ITA]

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#### Part II. Instructions to Applicants

#### A. General

- 1. Background

   The Export-Import Bank of India (hereinafter called "the Bank"), on behalf of the Government of India (GOI), extends from time to time, concessional credit facilities (hereinafter called "Lines of Credit") under the Indian Development and Economic Assistance Scheme (IDEAS) to overseas governments or their nominated agencies (hereinafter called "Borrower or Employer"), for financing projects to be executed by Indian entities.Payment by the Bank to the Indian exporters will be made only at the request of the Borrower and upon approval by the Bank, and will be subject, in all respects, to the terms and conditions of the credit (or financing) agreement.
- 2. Scope of Prequalification
   2.1 With reference to the Invitation for Prequalification (IFP) indicated in Part III, Data Sheet (DS), this Application Document ("Application Document") is being issued by the Bank to prospective applicants ("Applicants") interested in submitting applications ("Applications") for prequalification as per the scope described in Part I, I Scope of EPC and subject to the provisions of this Application Document.
- 3. Ethics and Integrity
  3.1 The Bank requires Applicants to participate in this prequalification process with the highest standards of integrity and ethics and prohibits any corrupt and / or fraudulent practices. It is strictly forbidden to the parties involved in the prequalification process, by themselves or by a third party, to offer, ask or accept for itself or for a third party, financial or non-financial advantage or even direct or indirect promise, as offsets for prequalification, if susceptible of being qualified as criminal unlawful acts in accordance with national laws of any party involved.
  - 3.2 In pursuance of article 3.1 above, Applicants shall permit the Bank to inspect all accounts, records and other documents relating to the submission of the Application, bid submission (in case prequalified), and contract performance (in the case of award), and to have them audited by auditors appointed by the Bank.
  - 3.3 If, in accordance with the administrative procedures of the Bank, it is demonstrated that an Applicant in this prequalification process, or during the subsequent bidding for the contract(s) has committed corrupt, fraudulent, or unethical practices, the Bank, inter alia, shall:
    - a. reject any Application for prequalification or proposal to award a contract in connection with the subsequent procurement process, as applicable; and/or

- b. declare an Applicant involved in corrupt practices, temporarily or permanently, ineligible to be awarded future contracts under Bank funding.
- 4. Eligibility of Applicants
   4.1 This prequalification exercise is open to only Indian Applicants in accordance with the provisions of ITA 4.4. Any form of association by the Applicant with ineligible entities either during this prequalification process or subsequent bidding process may be liable for rejection.
  - 4.2 For the purpose of applying the eligibility criteria listed in this article 4, "Applicant" would include the single entity or in case of a joint venture ("JV"), each member of the JV, involved or intended to be involved with this prequalification process (as mentioned in Form A.1.2 Applicant's/ JV Member's Information Form), for any part of the prospective contract(s) including related services.
  - 4.3 An Applicant may be a single entity or a combination of entities in the form of a JV either existing or with the intent to enter into a JV supported by a letter of intent listing out the names of all the JV members. In the case of a JV, all members shall be jointly and severally liable for the execution of the subsequent contract(s) in accordance with the respective contract terms. The JV shall be represented by an authorized representative who shall have the authority from all members of the JV so as to conduct all business for and on behalf of the JV during the prequalification process. The limit on the number of members in a JV would be as specified in the DS.
  - 4.4 This prequalification exercise is open to only Indian Applicants. An Applicant shall be deemed to be Indian if the Applicant is constituted, incorporated or registered in, and operates in accordance with the provisions of the laws of India, as evidenced by its articles of incorporation and its registration documents, as the case may be.
  - 4.5 An Applicant that has been debarred/ sanctioned by the Bank in pursuance of ITA 3.1, including debarment/ sanction by any government procuring entity/ corporation or Multilateral Development Agencies (MDA) in accordance with extant rules and procedures, shall be ineligible to be prequalified, during such period of time as the Bank/ sanctioning authority shall have determined.
  - 4.6 The list of debarred firms and individuals by certain leading MDAs is available as specified in the **DS**. This may not be an exhaustive list of debarred entities but those which are made available centrally on the respective MDA's website. Additionally, there could be lists

of debarred entities issued by various government departments/ procuring entities/ corporations and maintained offline.

- 4.7 An Applicant shall be ineligible to be prequalified if it has defaulted on any loan to any Bank/ Financial Institution (FI) or its account has been classified as Non-Performing Asset (NPA) with any Bank/FI or their companies/ promoters/ directors appear in Export Credit Guarantee Corporation (ECGC) Specific Approval List, Reserve Bank of India (RBI) Caution List, RBI Wilful Defaulter List (Suit filed as well as non-suit filed) and Credit Information Bureau India Ltd. (CIBIL) Defaulter List, updated from time to time. On being included in any of the above lists post the prequalification process, the Applicant shall immediately inform Exim Bank on the inclusion and reasons for inclusion thereof.
- 4.8 An Applicant shall furnish such evidence of eligibility satisfactory to the Bank, as the Bank shall reasonably request.

#### **B.** Composition of the Application Document

- 5. Contents of this Document
- 5.1 This Application Document consists of the Parts indicated below, and which should be read in conjunction with any Corrigendum issued in accordance with ITA 7.
  - Part I. Scope of EPC
    - Part II. Instructions to Applicants (ITA)
    - Part III. Data Sheet (DS) to ITA
  - Part IV. Prequalification Criteria and Requirements
  - Part V. Forms

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- Part VI. Questionnaire for Applicants
- 5.2 Unless obtained directly from the Bank, the Bank shall not be responsible for the completeness of the document, responses to requests for clarification, or Addenda to the Application Document in accordance with ITA 7. In case of any discrepancies, documents issued directly by the Bank shall prevail.
- 5.3 An Applicant is expected to study all instructions, and forms in the Application Document and to furnish with its Application all information or documentation as is required by the Application Document.
- 6. Clarifications
  6.1 A prospective Applicant requiring any clarification of the Application Document shall contact the Bank in writing at the Bank's address indicated in the DS. The Bank will respond in writing to any request for clarification provided that such request is received no later than fourteen (14) days prior to the deadline for submission of the applications. The Bank's response, at its discretion, may be put up on its

website and shall include a description of the inquiry (without identifying its source) and corresponding clarification. As a result of a clarification the Bank may, if necessary, amend the Application Document in accordance with the provisions of ITA 7.

- 6.2 Any modification to the Application Document that may become necessary as a result of the clarifications to the queries shall be made by the Bank exclusively through the use of a Corrigendum pursuant to ITA 7.
- 7. Corrigendum of Application 7.1 At any time prior to the deadline for submission of Applications, the Bank may amend the Application Document by issuing a Corrigendum.
  - 7.2 Any Corrigendum or Addenda issued shall be deemed to be part of the Application Document and shall be published on the Bank's website.
  - 7.3 Post Corrigendum, in order to allow sufficient time to the prospective Applicants in preparing their Applications, or for other good reason, the Bank may, at its discretion, extend the deadline for the submission of Applications in accordance with ITA 16.2.

#### C. Preparation, Submission and Opening of Applications

8.	Cost towards Application	8.1	The Applicant shall bear all costs associated with the preparation and submission of its Application. The Bank will in no case be responsible or liable for those costs, regardless of the conduct or outcome of the prequalification process.
9.	Language	9.1	The Application documentation and printed literature that are part of the Application, if in another language, shall be accompanied by an accurate translation of the relevant passages in English language, which shall be the governing language.
10.	Documents constituting the Application	10.1	<ul> <li>The Application shall comprise the following:</li> <li>(a) Application Submission Form, in accordance with ITA 11.1;</li> <li>(b) documentary evidence establishing the Applicant's eligibility, in accordance with ITA 12.1;</li> <li>(c) documentary evidence establishing the Applicant's qualifications, in accordance with ITA 13; and</li> <li>(d) any other document required as specified in the DS.</li> </ul>
11.	Application Submission Form	11.1	The Applicant shall complete an Application Submission Form as provided in Part V (Forms). This Form must be completed without any alteration to its format.

- 12. Documents Evidencing the Applicant's Eligibility
- 13. Documents Evidencing the Applicant's Qualifications
- 12.1 To establish its eligibility in accordance with ITA 4, the Applicant shall complete the eligibility declarations in the Application Submission Form and Forms A.1.1 and A.1.2, included in Part V (Forms).
- 13.1 To establish its qualifications in accordance with Part IV, Prequalification Criteria and Requirements, the Applicant shall provide the information requested in the corresponding Forms included in Part V without any alteration to the format. Applicant shall also complete the Questionnaire included in Part VI without any alteration to the questions. Each Form included in Part V and the Questionnaire in Part VI shall be duly signed by the authorized representative of the Applicant. In case of JV, authorized representative of the respective member shall sign. Non-compliance with this clause may result in summary rejection of the Application.
- 13.2 If an Applicant does not manufacture or produce the goods it offers to supply, it shall submit documentation related to Manufacturer's Authorisation as specified in the **DS**.
- 13.3 Wherever a monetary amount is to be stated, Applicant should indicate the USD equivalent using the rate of exchange determined as follows:
  - (a) for contracts signed in the current financial year, the exchange rate prevalent as on the date of Invitation for Prequalification (IFP) shall be used to arrive at the USD equivalent;
  - (b) for contracts signed prior to the current financial year, the exchange rate as on 31<sup>st</sup> March of the respective financial year in which the contract was signed shall be used to arrive at the USD equivalent
  - (c) Exchange rates shall be taken from the publicly available source identified in the **DS**. Any error in determining the exchange rates in the Application may be corrected by the Bank during evaluation.
  - (d) For data related to financial statements, the amounts shall be mentioned in Indian Rupees (INR). Equivalent amount in USD shall be arrived at using the exchange rate as on 31<sup>st</sup> March of respective financial year.
- 14.1 The Applicant shall prepare one original of the documents comprising the Application as described in ITA 10 and clearly mark it "ORIGINAL". The original of the Application shall be typed or written in indelible ink and shall be signed by a person duly authorized to sign on behalf of the Applicant. In case the Applicant is a JV, the Application shall be signed by all members of the JV.
- 14. Authorized Signatory and Number of Copies

15. Preparing the Application Envelope		) mention the name and address of the Applicant; and
		ne Bank will accept no responsibility for not processing any nvelope that was not prepared as required in ITA 15.1 above.
16. Application Submission Deadline	A <sub>l</sub> A	plicants may either submit their Applications by mail or by hand. pplications submitted electronically shall not be admissible. pplications shall be received by the Bank at the address and no ter than the deadline indicated in the <b>DS</b> .
	SL	ne Bank may, at its discretion, extend the deadline for the ubmission of Applications by amending the Application Document in accordance with ITA 7.
17. Late Applications	sh	plications received after the deadline for submission of applications nall not be admissible, and if received, shall be returned unopened o the Applicant.
18. Opening of Applications	sp	ne Bank shall open all Applications at the date, time and place becified in the <b>DS</b> . Applicants' representatives may be present uring opening.
D. Procedures for Evalu	ation of <i>i</i>	Applications
19. Evaluation to be Confidential	19.1	Information relating to the Applications, their evaluation and result shall be confidential and will not be disclosed to Applicants or any other person(s) not officially concerned with the prequalification process until the official notification of prequalification results is made in accordance with ITA 25.
	19.2	From the deadline for submission of Applications to the time of notification of the results of the prequalification in accordance with ITA 25, any Applicant who wishes to contact the Bank on any matter related to the prequalification process (except as specified in 20.1 below), may do so only in writing. Canvassing in any form will be grounds for disqualification.
20. Clarifications during Evaluation	20.1	During the evaluation of Applications, in case of ambiguity, the Bank may, at its discretion, ask an Applicant for a clarification of its Application, to be submitted within a stated reasonable period of time. Any request for clarification from the Bank and all clarifications

from the Applicant shall be in writing. Any clarification submitted by an Applicant that is not in response to a request by the Bank may not be considered.

- 20.2 If an Applicant does not provide (within the time allowed) clarifications and/or documents requested as per the Bank's request for clarification, its Application shall be evaluated based on the information and documents available at the time of evaluation of the Application.
- 21. Determination of Responsiveness of Applications
   21.1 The Bank may reject any Application which is not responsive to the requirements of the Application Document and may not subsequently be made responsive by correction of the causes of non-responsiveness or by substitution or resubmission of the Application or part thereof.

#### E. Evaluation of Applications and Pre-qualification of Applicants

- 22. Evaluation of Applications
   22.1 The Bank shall use the criteria and requirements defined in Part IV, Prequalification Criteria and Requirements, to evaluate the qualifications of the Applicants, and no other methods, criteria, or requirements shall be used. The Bank reserves the right to waive minor deviations from the prequalification criteria if they do not materially affect the technical capability and financial resources of an Applicant to perform the contract.
  - 22.2 The qualification and experience of sub-contractors(s), if any, proposed by the Applicant will not be considered for evaluation of the Application.
  - 22.3 Only the qualifications of the Applicant, in the capacity as prime contractor/ member of JV to the project employer, shall be considered. In particular, the qualifications of a parent or other affiliated company that is not party to the Applicant under a JV in accordance with ITA 4.3 shall not be considered.
  - 22.4 The qualification and experience of the Applicant for execution of contracts in-house or for a parent/ promoter/ group concerns or for Special Purpose Vehicles (SPVs), set up by the Applicant or its group companies, shall not be considered.
- 23. Bank's Right to<br/>Accept or Reject<br/>Applications23.1The Bank reserves the right to accept or reject any Application, and<br/>to annul the prequalification process and reject all Applications at<br/>any time, without thereby incurring any liability to the Applicants.

- 24. Pre-qualification of Applicants24.1 All Applicants, whose Applications substantially meet or exceed the specified qualification requirements, will be prequalified by the Bank.
- 25. Notification of Prequalification25.1 The Bank shall notify the result of the prequalification process through a letter to the prequalified Applicants and to the applicants not meeting the prequalification criteria.
  - 25.2 Applicants that have not been prequalified may write to the Bank no later than 7 calendar days after the date of intimation by the Bank, of the result of prequalification, to request clarifications regarding the grounds on which they were not prequalified.
- 26. Subsequent26.1The Bank shall forward the list of prequalified firms to the BorrowerInvitation for Bidsfor subsequent invitation of bids.

# Part III. Data Sheet (DS) to ITA

A. General				
ITA 2.1	The identification of the Invitation for Pre-qualification [IFP] is:			
11A 2.1	GOILOC-233/D.R.Congo/EPC:13			
	The Bank is:			
	Export-Import Bank of India			
	Maker Chamber IV, 8th Floor			
	222 Nariman Point			
	Mumbai – 400 021			
	Ph: +91 – 22 – 2286 1564/1563			
	Email: eximloc@eximbankindia.in			
	Website: www.eximbankindia.in			
ITA 4.3	The lead partner of the JV shall be the one with the highest share in the JV			
	which shall not be less than 26%. The maximum number of other members			
	in the JV shall be such that each of the other members should have at least			
	20% share. The JV can be either an incorporated JV company or an			
	unincorporated consortium/ association [JVCA] based on a memorandum of			
	understanding. In case of unincorporated JVCA, the share shall be			
	determined based on the share in the proceeds of the contract [in terms of			
	percentage] being bid for. In other words, if prequalified and invited to bid,			
	the share of JV members in the contract in terms of value shall be in the			
	proportion as stated above.			
	The Letter of Intent to enter into a JV or JV agreement should contain, inter			
	alia, the following:			
	- Names of the Lead Partner and each of the other members			
	- Percentage share of each JV member			
	- Confirmation of Joint and Several Liability of all members of the JV			
	The JV is permissible at PQ Stage only. The JV which is prequalified will be			
	sustained for the entire bidding process. JV among prequalified Consultants			
	and non-prequalified Consultants or any other entity is not allowed			
	subsequent to prequalification stage.			
ITA 4.6	A list of debarred firms and individuals by:			
	the World Bank is available on the website:			
	http://www.worldbank.org/debarr			
	The Asian Development Bank is available on the website:			
	http://lnadbg4.adb.org/oga0009p.nsf/sancALLPublic?OpenView&count=99			
	<u>9</u>			
	the African Development Bank is available on the website:			
	http://www.afdb.org/en/projects-and-			
	operations/procurement/debarment-and-sanctions-procedures/			

the European Bank for Reconstruction and Development is available on the website: <u>http://www.ebrd.com/pages/about/integrity/list.shtml</u>
the Inter-American Development Bank is available on the website: <u>http://www.iadb.org/en/topics/transparency/integrity-at-the-idb-group/sanctioned-firms-and-individuals,1293.html</u>

B. Contents of the Application Document		
ITA 6.1	For <b>clarification purposes,</b> the Bank's address is: Ms. Meghana Joglekar Deputy General Manager Lines of Credit Group Maker Chambers IV, Floor 8 222 Nariman Point Mumbai 400021	
	Fax: +91-22-2282 3394 Email: <u>eximloc@eximbankindia.in</u> Website: <u>www.eximbankindia.in</u>	
	C. Preparation, Submission & Opening of Applications	
ITA 10.1 (d)	<ul> <li>The applicant shall forward its application along with a covering letter clearly indicating the name of the project and the Prequalification Reference No.</li> <li>The Applicant shall submit with its application, the following additional documents as attachment to the Application Submission Form:</li> <li>The Applicant shall submit a copy (self-attested on all pages) of Power of Attorney in favour of the person who has been authorized, through an appropriate Company Board Resolution or equivalent document, to sign on behalf of the Applicant. Copy (self-attested) of such relevant company Board Resolution or equivalent document should also be attached.</li> <li>In case the Applicant is a JV, the Applicant shall submit a copy (self-attested on all pages) of Powers of Attorney for each member of the JV along with a copy (self-attested) of relevant Board Resolutions or equivalent documents.</li> </ul>	
ITA 13.2	Undertaking related to Manufacturer's Authorisation in accordance with Form E.4.1 included in Part V of this Application Document.	

ITA 13.3	The source for determining exchange rates is: For conversion of foreign currency / Indian rupees (INR) to US Dollar, the Applicants shall use the Reference Rates of Foreign Currency published by Reserve Bank of India ( <u>www.rbi.org.in</u> ) In case a particular currency rate is not published by Reserve Bank of India,
	then the selling rate of such currency shall be taken from the following website: <u>http://www.oanda.com</u>
ITA 14.1	Additionally One (1) copy in digital – in USB flash/ pen drive shall also be submitted.
	The prequalification application document shall be submitted in spiral or hard bound form only and not as loose sheets in plastic folders. All the pages shall be machine numbered and a table of contents shall be included in the beginning of each volume of documents referring the page numbers of the indexed items.
ITA 16.1	The deadline for Application submission is:
	Date: April 25, 2017
	Time: 18:00 hrs
	For application submission purposes only, the Bank's address is:
	Bank's address is the same as that indicated in 2.1
	Attention: Ms. Meghana Joglekar, Deputy General Manager
ITA 18.1	The opening of the Applications shall be at the Bank's address as that indicated in 2.1
	Date: April 26, 2017
	Time: 15:00 hrs

# Part IV. Pre-qualification Criteria and Requirements

This Part contains all the criteria, requirements and procedures that the Bank shall use to evaluate Applications. The information to be provided in relation to each requirement and the definitions of the corresponding terms can be referred to in the respective Forms.

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#### Contents

#### A. General

A.1 Nationality	
Requirement:	<ul> <li>The Applicant's Nationality shall be in accordance with ITA 4.4</li> <li>Documentation and Attachments to be submitted as mentioned below</li> </ul>
Documentation to be submitted	Form A1.1 and A1.2
Attachments to be submitted	<ul> <li>Articles &amp; Memorandum of Association, Certificate of Incorporation/ Partnership Deed of the Applicant (and each of the JV members) in accordance with ITA 4.4</li> <li>In case of JV, letter of intent to form JV or JV agreement, in accordance with ITA 4.3 and documents as above for each member of the JV</li> </ul>

A.2. Eligibility		
Requirement:	<ul> <li>The Applicant shall not be under declaration as ineligible, as described in ITA 4.5</li> <li>Documentation and Attachments to be submitted as mentioned below</li> </ul>	
Documentation to be submitted:	Application Submission Form	
Attachments	<ul> <li>Application Submission Form</li> <li>The Applicant shall submit a copy [self-attested on all pages] of Power of Attorney in favour of the person who has been authorized, through an appropriate Company Board Resolution or equivalent document, to sign on behalf of the Applicant. A copy [self-attested] of such relevant company Board Resolution or equivalent document should also be attached.</li> <li>In case the Applicant is a JV, the Applicant shall submit a copy [self-attested on all pages] of Power of Attorneys for each member of the JV along with copy [self-attested] of relevant Board Resolutions or equivalent documents.</li> <li>For an Applicant as a single entity or in case of JV, for each member:         <ul> <li>Permanent Account Number [PAN]: Self attested copy</li> <li>TIN/ Service Tax Registration details, as applicable: Self attested copy</li> <li>Documentary proof for being on the approved list of Project</li> </ul> </li> </ul>	

#### **B.** Past Contract Performance and Litigation

B.1 Past Contract Non-performance	
Requirement:	<ul> <li>There shall be no instance of contract<sup>1</sup> non-performance as a result of Applicant's default since April 01, 2012 (in case of JV, each member shall meet the requirement).</li> <li>Documentation and Attachments to be submitted as mentioned below</li> </ul>
Documentation to be submitted:	Form B.1.1
Attachments to be submitted:	Documents establishing details included in Form B.1.1

B.2 Pending Contract Litigation	
Requirement:	<ul> <li>Applicant shall have a *positive adjusted net worth determined as per the financial statements for the financial year (FY 2015-16) and the contractual litigation value as considered below net of provision made in the audited financial statements for FY 2015-16:         <ul> <li>Litigation value shall be deemed to be 25% of the aggregate value pending litigation across all contracts and net of provisions, this value shall be deducted from the net worth to arrive at the adjusted net worth.</li> </ul> </li> <li>Documentation and Attachments to be submitted as mentioned below.</li> <li>*Note: Net worth - [25% of Litigation Value - provisions already made] = positive</li> </ul>
Documentation to be submitted:	Form B.2.1
Attachments to be submitted:	Documents establishing details included in Form B.2.1

B.3 Contract Litigation History								
Requirement:	•	There	shall	be	no	consistent	history	of
		•				decisions at the Applica	related nt <sup>2</sup> since <b>A</b>	to <b>pril</b>
		<b>01, 201</b> require	•	ise of	JV, ea	ch member s	hall meet	the

<sup>&</sup>lt;sup>1</sup>Contract 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.

<sup>&</sup>lt;sup>2</sup> 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 over the last five years. A consistent history of awards against the Applicant or any member of a joint venture may result in failure of the application.

	• The aggregate amount of awards against the
	<ul> <li>Applicant, if any, since April 01, 2012 shall not exceed 25% of the net worth as per the latest financial statements.</li> <li>Documentation and Attachments to be submitted as mentioned below</li> </ul>
Documentation to be submitted:	Form B.3.1
Attachments to be submitted:	Documents establishing details included in Form B.3.1

### C. Financial Status and Capacity

C.1 Financial Status	
Requirement:	(i) The audited balance sheets and profit & loss account/ annual report for the last 5 financial years [FY 2011-12 to FY 2015-16] shall be submitted and must demonstrate the current soundness of the Applicant's financial position and indicate its prospective long-term profitability in terms of:
	a. Positive net worth for each of the last five financial years;
	<ul> <li>b. Positive profit (i.e. Profit Before Tax) for at least 2 out of last 5 financial years;</li> </ul>
	c. Annual EPC Revenue in atleast one (1) of the last five (5) financial years as defined above, be equal to or more than <b>USD 34.5 million</b> .
	In case of JVCA, requirement [a] and [b] above shall be met by each member and requirement under [c], each member shall meet at least 25%, lead member shall meet at least 40% and all members together shall meet 100%.
	(ii) The Applicant 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 project cash flow requirements of ongoing contracts, including the present contract, net of the Applicants' other commitments. Minimum required liquidity <sup>3</sup> for execution of the contract shall be <b>USD 8.6 million</b> .
	In case of JVCA, for requirement (ii) above, each member shall meet at least 25%, lead member shall meet at least 40% and all members together shall meet 100%.

<sup>&</sup>lt;sup>3</sup> Prevailing exchange rate on the deadline for submission of the applications would be applied

Documentation to be submitted:	<ul> <li>(iii) Documentation and Attachments to be submitted as mentioned below</li> <li>Form C.1.1 and Form C.1.2 both certified by the Statutory Auditor of the Applicant [in case of JV, for each member of the JV]</li> </ul>
Attachments to be submitted:	<ul> <li>The Applicant and its parties shall provide copies of audited financial statements for the last five years [FY 2011-12 to FY 2015-16]. The financial statements shall: <ul> <li>a) reflect the financial situation of the Applicant or in case of JV for each member, and not an affiliated entity [such as parent company or group member].</li> <li>b) be independently audited and certified by the Statutory Auditor/ Chartered Accountant in accordance with applicable legislation.</li> <li>c) be complete, including all notes to the financial statements.</li> <li>d) correspond to accounting periods already completed and audited.</li> </ul> </li> <li>Supporting documents for additional financial means for likely future commitments</li> </ul>

C.2 Value of ongoing contracts	
Requirement	<ul> <li>Aggregate annual residual value of all ongoing contracts shall not be more than 350% of the highest annual turnover in last 5 years [FY 2011-12 to FY 2015-16]. In case of JV, this shall apply to each member.</li> <li>Documentation and Attachments to be submitted as</li> </ul>
	mentioned below
Documentation to be submitted:	Form C.2.1
Attachments to be submitted:	<ul> <li>(a) Statement of Credit Facilities sanctioned &amp; availed and unutilised limits that are in force [including Source, Purpose, Amount, Validity Period];</li> <li>(b) Contract-wise statement of non-funded facilities [such as Bank Guarantees] availed for execution of contracts [including Contract Title, Source/ Bank, Purpose, Amount, Validity Period]</li> </ul>

#### D. Experience

D.1 General Experience	
Requirement:	<ul> <li>Experience in Design Engineering/ Construction/ EPC contracts related to Power Transmission &amp; Distribution in the role of prime contractor or JV member to the project employer, in India, during the last 7 years, starting April 2010 and up to application submission deadline (in case of JV, each member shall meet the requirement).</li> </ul>
	<ul> <li>Documentation and Attachments to be submitted as mentioned below.</li> </ul>
Documentation to be submitted:	Form D.1.1 (to be prepared separately for experience in India and experience outside India)
Attachments to be submitted:	Final Acceptance Certificate/ Completion Certificate/ Testimonial Letters issued by the employer for each contract listed in Form D.1.1

D.2 Specific Experience	Refer Pa	Refer Part I: Scope of EPC for details			
Requirement:	contrac contrac complet	At least the number and value of similar EPC/ turnke contracts as mentioned below, in the role of prim contractor or JV member to the project employe completed between <b>April 01</b> , <b>2010 and applicatio</b> <b>submission deadline</b> :			
			No. of Contracts	Value <sup>4</sup> of <u>Each</u> Contract (USD million)	
	(	Option I	3	13.8	
			OR		
	(	Option II	2	17.2	
			OR		
	(	Option III	1	27.6	
	demons a)	trate expe constructio minimum v	rience involvin on of transmiss oltage level o	sion/ distribution li	nes at a
		evel of Substations	-	d 33/0.4kV Distr	ibution
	-	constructio voltage lev		ng Station at a mi	nimum

<sup>&</sup>lt;sup>4</sup> In case of contracts in INR, the exchange rate of 31<sup>st</sup> March of the FY in which the contract was signed, shall be used to arrive at the USD equivalent

	<ul> <li>d) construction of distribution system of 33kV and 0.4 kV.</li> </ul>
	In case of JVCA, requirement shall be met by the JVCA on a combined basis i.e. contract values of each member shall not be aggregated but number of contract(s) by individual members meeting the value and technical aspects can be aggregated to meet the requirement on number of contracts.
	Subcontractors' experience and resumes shall not be taken into account in determining the bidder's compliance.
	Notwithstanding the above, each member of JVCA shall demonstrate experience of at least one contract of 50% of the value indicated under Option I above demonstrating experience, inter alia, in one or more of the technical aspects mentioned in (a) to (d) above
	(ii) Documentation and Attachments to be submitted as mentioned below
Documentation to be submitted:	Form D.2.1
Attachments to be submitted:	Final Acceptance/ Completion Certificate/ Testimonial Letter issued by the employer for each contract listed in Form D.2.1

#### E. Quality Assurance

Result of evaluation to the following criteria may lead to full prequalification or conditional prequalification

E.1 Quality Management System	
Requirement:	ISO Accredited Management System is desirable
Documentation to be submitted:	Form E.1.1
Attachments to be submitted:	Self-attested copy of ISO Accredited Management System Certificate valid as on the deadline for submission of application

E.2 Contractor's Equipment	
Requirement:	The applicant must confirm that it can avail and deploy following key tools & plants/ equipment (indicate whether owned or leased), for execution of the scope of work as defined above:
	Lot-1
	Details of equipment
	Tension Puller Equipment
	Aerial Roller
	Winch Machine
	Sag Bridge for 66 kV
	Chicago grip
	Hydraulic Crimp Tool Machine
	D Shackle
	Conductor Joining Socks
	OPGW Cable Joining Socks
	Single Block Pulley with Bearing
	Double Block Pulley with Bearing
	Lot-2
	Details of equipment
	Winch Machine
	Hydraulic Crimp Tool Machine
	D Shackle
	Single Block Pulley with Bearing
	Double Block Pulley with Bearing
	Primary Injection Kit
	Relay testing Kit
	Cable Jolting Machine
	Transformer Oil Testing Machine
	<u>Lot-3</u>
	Details of equipment
	Tension Puller Equipment
	Aerial Roller
	Winch Machine
	Sag Bridge for 33 kV
	Chicago grip
	Hydraulic Crimp Tool Machine
	D Shackle

	Conductor Joining Socks
	Transformer Oil Testing Machine
	Single Block Pulley with Bearing
	Double Block Pulley with Bearing
	Primary Injection Kit
	Relay testing Kit
	Cable Jolting Machin
	The Applicant must confirm that it can avail and deploy all the key temporary equipment, facilities and resources required for the Construction Services and the contractor shall be responsible for the detailed design of the civil work & provide all drawings, specification & other information necessary for the civil work.
	Note: The above list of equipment is an indicative list. The complete list of equipment would be made available at
Documentation to be submitted:	<i>Tender stage.</i> Form E.2.1 (to be submitted lot-wise)
Attachments to be submitted:	<ul> <li>Self-attestation of Form E.2.1</li> <li>Letter of Intent/ Memorandum of Understanding/ documents demonstrating that the above equipment can be arranged at site.</li> </ul>

E.3 Skilled Human					
Resources Requirement:		ist demonstrate that meet the following re	-	y personnel	for the ke
	<u>Lot-I</u>				
	Proposed Position	Minimum Desirable Qualification/ Experience in Power Transmission	Total Experience (years)	Experience in similar works (years)	Number of Positions required
	Project Manager	Projects Degree in Electrical Engineering/ Civil Engineering	15	10	1
	Specialist	Civil HTA	7	5	1
	Specialist in Design	HTA line with voltage greater, less or equal to 66 kV	7	5	1
	Supervision Specialist	HTA position with voltage greater than or equal to 66 kV	7	5	1
	Specialist	Surveyor	7	5	1
	Specialist Lot-2	Telecommunication	7	5	1
	Proposed Position	Minimum Desirable Qualification/ Experience in Power Transmission	Total Experience (years)	Experience in similar works (years)	Number of Positions required
	Project Manager	Projects Degree in Electrical Engineering/ Civil Engineering	15	10	1
	Specialist	Civil HTA	7	5	1
					. –

			.			
		greater or equal 66kV	to			
	Supervision Specialist	HTA position wi voltage great than or equal to	er		5	1
		kV				
	Specialist	Surveyor	7		5	1
	Specialist	Telecommunication	on 7		5	1
	<u>Lot-3</u>					
	Proposed	Minimum	Total		perience	Number
	Position	Desirable	Experience			of
		Qualification/ Experience in Power Transmission Projects	(years)		orks ears)	Positions required
	Project Manager	Degree in Electrical Engineering/ Civil Engineering	15		10	1
	Specialist	Civil HTA	7		5	1
	Specialist in Design	HTA line with voltage greater, less or equal to 33kV	7		5	1
	Supervision Specialist	HTA position with voltage greater than or equal to 33kV	7		5	1
	Specialist	Surveyor	7		5	1
Documentation to be submitted: Attachments to be		be submitted lot-		dert	aking to or	agage & donlou
submitted:	<ul> <li>The applic personnel</li> </ul>	ant is required to s as above	udmit an ur	laert	aking to er	igage & deploy
	mentioned experience accreditat	ve mentioned staff d therein. CVs sho e in the sector and s ions and knowle , countries of work	uld, inter al should also l edge of la	ia, ir ist pr angua	ncorporate rofessional	e qualifications, memberships/

E.4 Manufacturer's Authorisation	
Requirement:	<ul> <li>In the case of an Applicant who offers to supply and/or install equipment in accordance with Part I of the Application Document that the Applicant did not manufacture or otherwise produce, the Applicant shall submit an undertaking to submit Manufacturers' Authorization(s) for all major equipment in favour of the Applicant to bid for the subsequent contract confirming warranty support, in the event of prequalification and submission of bid by the Applicant.</li> <li>Documentation to be submitted as mentioned below</li> </ul>
Documentation to be submitted:	Form E.4.1

#### NOTE:

Sr. No.	Description	Remarks
۱.	General	Evaluation on Pass/ Fail basis
	Past Contract Performance and Litigation	Evaluation on Pass/ Fail basis
).	Financial Status and Capacity	Evaluation on Pass/ Fail basis
	Experience	Evaluation on Pass/ Fail basis
	Quality Assurance	Full or Conditional
		prequalification

# Part V. Forms

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## **Application Submission Form**

Date: [insert day, month, and year] IFP No. and title: [insert IFP number and title]

To: [insert full name of Bank]

We, the undersigned, apply to be prequalified for the referenced IFP and declare that:

- (a) We have examined and have no reservations to the Application Document, including Corrigendum No(s).\_\_\_\_\_, issued in accordance with Instructions to Applicants (ITA) 7: [insert the number and issuing date of each corrigendum or "nil" if no corrigendum is issued].
- (b) We meet the eligibility requirements as stated in ITA 4.1, we have not been currently debarred/ sanctioned in accordance with ITA 4.5;
- (c) We confirm that we have not defaulted in any loan to any Bank/FI and our account has not been classified as Non-Performing Asset (NPA) with any Bank/FI. We further confirm that none of our companies/promoters/directors appear in ECGC Specific Approval List, RBI Caution List, RBI Willful Defaulter List (Suit filed as well as non-suit filed) and CIBIL Defaulter List, updated from time to time. On being included in any of the above lists, we shall immediately inform Exim Bank on the inclusion and reason for inclusion thereof, in accordance with ITA 4.7;
- (d) We understand that you may cancel the prequalification process at any time and that you are neither bound to accept any Application that you may receive nor to invite the prequalified Applicants to bid for subsequent contract(s) subject to this prequalification process, without incurring any liability to the Applicants, in accordance with ITA 23.1.
- (e) All information, statements and description contained in the Application are in all respect true, correct and complete to the best of our knowledge and belief. We understand that misrepresentation of facts in our Application and contravention to ITA 3, inter alia, may lead to rejection of our Application/ cancellation of prequalification.

Signed [insert signature(s) of an authorized representative(s) of the Applicant]

Name [insert full name of person(s) signing the Application]

In the capacity of [insert capacity of person(s) signing the Application]

Address [insert street number/town or city/country address]

Dated on [insert day number] day of [insert month], [insert year]

[For a joint venture, all members shall sign. Failure to comply with this requirement may result in rejection of Application]

## Form A.1.1 Applicant Information Form

[to be filled by Applicant if being a Single Entity or as Lead member of JV]

Date: [insert day, month, year] IFP No. and title: [insert IFP number and title] Page[insert page number]of [insert total number]pages

Applicant's name	

[insert full name]

In case of Joint Venture (JV), name of each member:

[insert full name of each member in JV]

Applicant's country\* of registration:

[indicate country of Constitution]

Applicant's actual year of incorporation:

[indicate year of Constitution]

Applicant's legal address [registered in India]:

[insert street/ number/ town or city/ country]

Applicant's authorized representative information

Name: [insert full name]

Address: [insert street/ number/ town or city/ country]

Telephone/Fax numbers: [insert telephone/fax numbers, including country and city codes]

E-mail address: [indicate e-mail address]

1. Attached are copies of original documents of

- Articles & Memorandum of Association, Certificate of Incorporation (or equivalent documents of constitution or association), and/or documents of registration of the legal entity named above, in accordance with ITA 4.4.
- □ In case of JV, letter of intent to form JV or JV agreement, in accordance with ITA 4.3.
- 2. Included are the organizational chart, a list of Board of Directors with their complete designation in case of nominee directors, and the beneficial ownership with respective shareholding and nationality of shareholders.

\* Note: Applicant's attention is drawn to ITA 4.1 pursuant to which this prequalification process is open to only Indian firms.

### Form A.1.2

# **Applicant's/ JV Member's Information Form**

[The following form is in addition to Form A.1.1 (in case the Applicant is a JV)], and shall be completed separately to provide information relating to each JV member

Date: [insert day, month, year] IFP No. and title: [insert IFP number and title] Page [insert page number] of [insert total number] pages

Applicant name:
[insert full name of the JV]
Applicant's JV Member's name:
[insert full name of Applicant's JV Member]
Applicant's JV Member's country* of registration:
[indicate country of registration]
Applicant JV Member's date of constitution:
[indicate date of constitution in dd/mmm/yyyy]
Applicant JV Member's legal address registered in India:
[insert street/ number/ town or city/ country]
Applicant JV Member's authorized representative information
Name: [insert full name]
Address: [insert street/ number/ town or city/ country]
Telephone/Fax numbers: [insert telephone/fax numbers, including country and city codes]
E-mail address: [indicate e-mail address]
1. Attached are copies of original documents of Articles & Memorandum of Association, Certificate of Incorporation (or equivalent documents of constitution or association), and/or registration documents of the legal entity named above, in accordance with ITA 4.4.

2. Included are the organizational chart, a list of Board of Directors, and the beneficial ownership.

\* Note: Applicant's attention is drawn to ITA 4.1 pursuant to which this prequalification process is open to only Indian firms

### Form B.1.1/ B.2.1/ B.3.1

# Past Contract Non-Performance, Pending Litigation and Litigation History

[Each of the following tables shall be filled in for the Applicant and for each member of a Joint Venture]

Applicant's Name: [insert full name] Date: [insert day, month, year] Joint Venture Member Name:[insert full name] IFP No. and title: [insert IFP number and title] Page [insert page number] of [insert total number] pages Information pertaining to : [Insert name of JV leader or JV member/s]

	Form B.1.1							
	Non-Performed	Contracts in accordance with Part IV, Prequalification Crit	teria and					
		Requirements						
	ract non-performan lirements, Sub-Facto	ce did not occur since the date specified in Part IV, Prequalification or B.1.	on Criteria and					
	ract(s) not perform irement B.1	ed since the date specified in Part IV, Prequalification Criteria an	d Requirements,					
Year	Year Non-performed Contract Identification Total Contract portion of contract contract Identification Amount (current value, currency, exchange rate and US\$ equivalent)							
[insert financial year]	[insert amount and percentage]	Contract Identification: [indicate complete contract name/ number, date, value and any other identification] Name of Employer: [insert full name] Address of Employer: [insert street/city/country] Reason(s) for non-performance: [indicate main reason(s)]	[insert amount in USD equivalent and specify exchange rate and date]					

Form B.2.1										
Р	Pending Litigation, in accordance with Part IV, Prequalification Criteria and Requirements									
	ated below.	<i>,</i> ,	· ,							
Year of dispute	Amount in dispute (currency)	Contract Identification	Total Contract Amount (currency), USD Equivalent (exchange rate)	Amount of specific provision already made, if any						
[insert year]	[insert amount]	Contract Identification: [indicate complete contract name, number, date, value and any other identification] Name of Employer: [insert full name] Address of Employer: [insert street/city/country] Matter in dispute: [indicate main issues in dispute] Party who initiated the dispute: [indicate "Employer" or "Contractor"] Status of dispute: [Indicate if it is being treated by the Adjudicator, under Arbitration or being dealt with by the Judiciary]	[insert amount]	[insert amount in USD equivalent and specify exchange rate]						

Form B.3.1								
Litiga	Litigation History, in accordance with Part IV, Prequalification Criteria and Requirements							
No lit	igation since the date specif	ied in Part IV, Prequalification Criteria and Requiremen	ts, Sub-Factor B.3.					
□ Litiga indicated belo		ith Part IV, Prequalification Criteria and Requirements, S	Sub-Factor B.3 as					
Year of award								
[insert financial year]	[insert percentage]	Contract Identification: [indicate complete contract name, number, date, value and any other identification] Name of Employer: [insert full name] Address of Employer: [insert street/city/country] Matter in dispute: [indicate main issues in dispute] Party who initiated the dispute: [indicate "Employer" or "Contractor"] Result of dispute: [Indicate if resolution was treated by the Adjudicator, under Arbitration or dealt with by the Judiciary and whether resolved in favour or against the Applicant]	[insert amount in USD equivalent and specify exchange rate and date]					

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### Form C.1.1

# **Financial Status and Capacity**

[The following table shall be filled in for the Applicant and for each member of a Joint Venture and shall be certified by the statutory auditor. Failure to comply with this requirement may result in rejection of the Application]

> Applicant's Name: [insert full name] Date: [insert day, month, year] Joint Venture Member Name:[insert full name] IFP No. and title: [insert IFP number and title] Page [insert page number] of [insert total number] pages Information pertaining to : [Insert name of JV leader or JV member/s]

#### 1. Financial data

Type of Financial information in	Historic information for previous 5 years,									
(currency)										
		(amount in Indian Rupees)								
	FY 2011-12	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16					
Statement of Financial Position	n (Information fi	rom Balance She	eet)							
Total Assets (TA)										
Total Liabilities (TL)										
Total Equity										
Current Assets (CA)										
Current Liabilities (CL)										
Working Capital (WC)										
Net Worth (NW)										
	Informa	ation from Incor	ne Statement							
Total Revenue (TR)										
Profits Before Taxes (PBT)										
		Cash Flow	v Information	I						
Cash Flow from Operating Activities										
Cash Flow from Investments										
Cash Flow from Financing Activities										

Part V. Forms

#### 2. Sources of Finance

[The following table shall be filled in for the Applicant and each partner in case of a Joint Venture]

Specify sources of finance to meet the cash flow requirements for works currently in progress

A. Details of Credit Facilities available to the Applicant

Sr	Type of Facility	Sanctioned	Utilised Limit	Unutilised Limit
No		Limit		
	Fund Based Limits			
	a.			
	b.			
	с.			
	Total Fund Based			
	Non-fund Based Limits			
	а			
	b			
	С			
	Total Non –fund Based			
	Total Fund and Non-			
	Based Limit			

B. <u>Details of Other Liquid Assets such as fixed deposits, other liquid assets and any other financial means</u> which may be used meet the cash flow requirements for works currently in progress by the Applicant

Sr No	Type of Liquid Assets	Amount
1.		
2.		
3.		

#### 3. Financial documents

The Applicant and its parties shall provide copies of audited financial statements for last five years [FY 2011-12 to FY 2015-16] pursuant to Part IV, Prequalification Criteria and Requirements, Sub-factor C.1. The financial statements shall:

- (a) reflect the financial situation of the Applicant or in case of JV for each member, and not an affiliated entity (such as parent company or group member).
- (b) be independently audited or certified in accordance with local legislation.
- (c) be complete, including all notes to the financial statements.
- (d) correspond to accounting periods already completed and audited.
- □ Attached are copies of financial statements for the **five** years required above; and complying with the requirements.
- □ Please note that printed Audited Annual Reports are to be certified by the Statutory Auditors duly signed and stamped.

# Form C.1.2 Annual EPC/Turnkey Turnover

[The following table shall be filled in for the Applicant and for each member of a Joint Venture and shall be certified by the Statutory Auditor. Failure to comply with this requirement may result in rejection of the Application.]

Applicant's Name: [insert full name] Date: [insert day, month, year] Joint Venture Member Name:[insert full name] IFP No. and title: [insert IFP number and title] Page [insert page number] of [insert total number] pages Information pertaining to : [Insert name of JV leader or JV member/s]

	Annual Turnover Data								
Year	EPC/ Turnkey Turnover Amount (INR)			Total Turnover	EPC Turnover as	Exchange rate*	EPC Turnover in		
	Contra cts in India	Overseas Contracts	Total EPC Turnover	(INR)	% of Total Turnover	(v/s USD)	USD equivalent		
	[A]	[B]	C = [A+B]	[D]	C/D*100	[E]	C/E		
2011-2012									
2012-2013									
2013-2014									
2014-2015									
2015-2016									
	Total:	Total:	Total:						

\* Refer ITA 13 for source of exchange rate. Exchange rate prevalent on 31<sup>st</sup> March shall be used to calculate turnover for respective financial year

### Form C.2.1

# **Ongoing Contracts**

[The following table shall be filled in for the Applicant and for each member of a Joint Venture and shall be certified by the Statutory Auditor. Failure to comply with this requirement may result in rejection of the Application.]

> Applicant's Name: [insert full name] Date: [insert day, month, year] Joint Venture Member Name:[insert full name] IFP No. and title: [insert IFP number and title] Page [insert page number] of [insert total number] pages

Information pertaining to : [Insert name of JV leader or JV member/s]

Contract Identification	Role of Applicant	Start Date	Contractual Completion Date	Intended/ Revised Completion Date	Residual period for completion	Residual value of Work	Annual Residual value of Work
1	2	3	4	5	6	7	8
Contract Ref: Brief Title of the works: Amount of contract: [insert amount in currency, mention currency used, exchange rate and US\$ equivalent*] Name & Address of Employer:	[insert "Prime Contractor" or "JV Member"]				[Insert period in years starting from Application Submission Deadline. In case less than a year,	[Insert value in US\$ equivalent including amount billed but pending payment up	[Insert value in US\$ equivalent] [7 divide by 6]
							[Insert Total for all Contracts]

\* Exchange rate prevalent as on the date of Invitation for Prequalification (IFP) shall apply to ascertain residual value in equivalent USD. Refer ITA 13.3 for source of exchange rate

### Form D.1.1

### **General Experience**

[The following table shall be filled in for the Applicant and in the case of a JV Applicant, each Member]

Applicant's Name: [insert full name] Date: [insert day, month, year] Joint Venture Member Name:[insert full name] IFP No. and title: [insert IFP number and title] Page [insert page number] of [insert total number] pages Information pertaining to : [Insert name of JV leader or JV member/s]

[Identify contracts that demonstrate experience pursuant to Part IV, Prequalification Criteria and Requirements, Sub-Factor D.1. List contracts chronologically, according to their commencement (starting) dates and attach Final Acceptance Certificates.]

#### 1. Experience within India

Contract Identification	Start Date	Initial Contractual End Date	Actual Completion Date and Reasons for delay, if any	Role of Applicant
Contract name: [insert full name] Brief Description of the works performed by the	[indicate date as dd/ mmm/ yyyy]	[indicate date as dd/ mmm/ yyyy]		[insert "Prime Contractor " or "JV Member"]
Applicant: [describe works performed briefly] Amount of contract: [insert amount in currency, mention currency used, exchange rate and US\$ equivalent*] Name of Employer: [indicate full name] Address: [indicate street/number/town or city/country]				

\* Refer ITA 13 for date and source of exchange rate

\* Final Acceptance Certificate to be attached for each contract, in an orderly fashion

#### 2. Experience outside India

Contract Identification	Country of Work Execution	Start Date	Initial Contractual End Date	Actual Completion Date and Reasons for delay, if any	Role of Applicant
Contract name: [insert full name] Brief Description of the works performed by the Applicant: [describe works performed briefly] Amount of contract: [insert amount in currency, mention currency used, exchange rate and US\$ equivalent*] Name of Employer: [indicate full name] Address: [indicate street/number/town or city/country]		[indicate date as dd/ mmm/ yyyy]	[indicate date as dd/ mmm/ yyyy]	[indicate date as dd/ mmm/ yyyy]	[insert "Prime Contractor " or "JV Member"]

\* Refer ITA 13 for date and source of exchange rate.

\* Final Acceptance Certificate to be attached for each contract, in an orderly fashion

### Form D.2.1

### **Specific EPC Experience**

[The following table shall be filled in for contracts performed by the Applicant, and each member of a Joint Venture, as applicable]

Applicant's Name: [insert full name] Date: [insert day, month, year] Joint Venture Member Name:[insert full name] IFP No. and title: [insert IFP number and title] Page [insert page number] of [insert total number] pages Information pertaining to : [Insert name of JV leader or JV member/s]

#### Information

	[insert number] of [insert number of similar contracts required]			
[insert contract name and number, if applicable]				
[dd/mmm/yyyy]				
Contractual: [dd/mmm/yyyy]		Actual: [dd/mmm/yyyy]		
Prime Contractor 🗆		Member in JV口		
[insert total contract amount in contract currency]		US\$ [insert Exchange rate and total contract amount in US\$ equivalent]*		
[insert a percentage amount]	[insert total contract amount in local currency]	[insert exchange rate and total contract amount in US\$ equivalent]*		
Employer's Name: Address: Telephone, fax number, E-mail:				
[Name the Sec	tor/ Sub-sector][Brie	fly mention the similarity in terms		
of sectoral characteristics]				
owing attribute	25			
[insert capacity/ physical size of key work items]				
[insert description of complexity in accordance with the technical aspects mentioned under Part IV D.2]				
[insert specific aspects of the methods/ technology involved in the contract]				
[insert execution rates for key items]				
[insert other characteristics as appropriate]				
	Contractual: [c Prime Co [insert total con contract currer [insert a percentage amount] Employer's Na Address: Telephone, fax [Name the Sec of sectoral cha pwing attribute [insert desc [insert desc	[dd/mn         Contractual: [dd/mmm/yyyy]         Prime Contractor □         [insert total contract amount in contract currency]         [insert a percentage amount]         [insert otal contract amount in amount]         [contract amount]         [contract amount in local currency]         Employer's Name:         Address:         Telephone, fax number, E-mail:         [Name the Sector/ Sub-sector][Brie] of sectoral characteristics]         pwing attributes         [insert description of complexity aspects mentione         [insert specific aspects of the meter con         [insert execution]		

*Note: Rate implies the quantity executed in unit time e.g. cubic metres of earthwork per annum, etc* \* Refer ITA 13 for date and source of exchange rate.

\* Final Acceptance Certificate to be attached for each contract, in an orderly fashion

### Form E.1.1

# **Certified Management System**

[The following table shall be filled in for the Applicant and in the case of a JV Applicant, each Member]

Applicant's Name: [insert full name] Date: [insert day, month, year] IFP No. and title: [insert IFP number and title] Page [insert page number] of [insert total number] pages Information pertaining to : [Insert name of JV leader or JV member/s]

ISO Accredited	Process/ Discipline	Certification Start	Certification Valid	Certifying
Management	Certified/	Date	up to	Organization
System	Inclusions			
[indicate the management system accreditation]	[indicate certificate identification number and mention which process or discipline has been certified and inclusions]	[dd/mmm/yyyy]	[dd/mmm/yyyy]	[indicate the name of the certifying organization and contact details]

Copy of Certificate(s) of Management System to be attached

### Form E.2.1

# **Contractor's Equipment Details**

[The following table shall be filled in for the Applicant and in the case of a JV Applicant, on combined basis]

Applicant's Name: [insert full name] Date: [insert day, month, year] Joint Venture Member Name:[insert full name] IFP No. and title: [insert IFP number and title] Page [insert page number] of [insert total number] pages

Equipment	Make/ Model	Capacity	Number	If owned, date	If leased, valid
Туре				of purchase	up to
[mention the generic name/ type of equipment]	[indicate make/ model of equipment]	[indicate capacity of equipment]	[indicate number available]	[dd/mmm/yyyy] or mention as "intend to purchase"	[dd/mmm/yyyy] or mention as "intend to lease"

Above Form shall be self-attested

### Form E.3.1

### **Skilled Human Resources**

[Furnish details for key staff pursuant to Part IV, Pre-qualification Criteria and Requirements, Sub-Factor E.3. In case of JVCA, this shall be on a combined basis]

Applicant's Name: [insert full name] Date: [insert day, month, year] Joint Venture Member Name:[insert full name] IFP No. and title: [insert IFP number and title] Page [insert page number] of [insert total number] pages

Position	Name of key staff	Academic Qualification	Specialization	Years of Experience	Experience in Countries

CV of each personnel listed in Form E.3.1 to be attached

### Form E.4.1

# Manufacturer's Authorisation (Undertaking)

[The following form shall be filled in for the Applicant and in the case of a JV Applicant, on combined basis by the lead partner]

Date: [insert day, month, year] Joint Venture Member Name:[insert full name] IFP No. and title: [insert IFP number and title] Page [insert page number] of [insert total number] pages Information pertaining to : [Insert name of JV leader or JV member/s]

We, [insert Applicant's full name and in case of JVCA, insert names of all members] hereby undertake, in the event that we are prequalified and invited to submit a bid, to submit manufacturer's authorization(s) in our favour:

- (a) to bid for the supply of equipment for the tender under reference;
- (b) confirming guarantee/ warranty support for the equipment bid for by us
- (c) confirming that the equipment being bid for to be supplied shall be new and unused.

[To be attested by the authorized representative of the Applicant and in case of a JVCA, by the lead member on behalf of the JV members]

# Part VI. Questionnaire for Applicants

Name of Applicant: [In case of JV, to be filled in each partner separately]

IFP No.: [insert IFP No.]

	Eligibility, Confirmation and Other Important Information	<u>Response</u>
1.	Is your firm, either singly or in joint venture currently empanelled or prequalified as an EPC contractor. If yes, please provide details of Client, Country and Scope of EPC. Attach additional sheets, if needed.	Confirm: Yes/No
2.	Export-Import Bank of India (Bank) requires that Applicants and their affiliates observe the highest standard of ethics during the selection and execution of contracts. In this context, any action taken by an Applicant or its affiliate to influence the prequalification process for undue advantage is improper. Confirm that Applicant and its JV partners, if applicable, have not engaged in any unethical practices in competing for this prequalification.	Confirm: Yes/No
3.	Confirm that no official of the Bank has received or will be offered by your firm/organization or agents, any direct or indirect benefit arising from this prequalification or any resulting contracts.	Confirm: Yes/No
4.	Has your firm been suspended or debarred by any Multilateral Agency, or any government or government procuring entity, or a UN agency? If Yes, provide details, including date of reinstatement, if applicable. Attach additional sheets, if needed.	Yes/No
5.	Has your firm/organization ever filed or petitioned for bankruptcy? (If Yes, furnish details of the case including filing date and current status.). Attach additional sheets, if needed.	Yes/No
6.	Has your firm/ any JV partner been penalized for delay in contractual performance in the last 5 years prior to Application submission deadline. If yes, please provide details in a separate sheet, as necessary.	Yes/No
7.	Has there been a termination of your contract for non-performance in the last 5 years prior to the month preceding the month of Application Submission Deadline? If Yes, please describe in detail in a separate sheet, as necessary.	Yes/No
8.	Please confirm that you agree to the provisions of the Government of India guidelines dated 7 <sup>th</sup> December 2015 on IDEAS Lines of Credit	Confirm: Yes/ No

\* Note: To confirm, print "Yes", else "No"

#### Certificate of eligibility and authority to sign Prequalification application

I, [*Name of Authorized Signatory*], certify that I am [*Title*] and Authorized Signatory of [*Name of Applicant or JV member as applicable*]. By signing the Application Submission Form under IFP No [*insert IFP No.*] I also certify that all information stated here and in the Application Document is accurate and true and that signing the Application Submission Form is within the scope of my powers as [*Title*] and Authorized Signatory.

(Signature)

[*Name of Authorized Signatory*] [*Title* of Authorized Signatory]

Date: