

Clarifications to the Queries of Prospective Bidders for the Project “Design-Build-Operate & Transfer Municipal Solid Waste Management Project for the City of Berhampur Municipal Corporation in the State of Odisha”

Pre-bid Meeting for the Project was held on 17th March 2017 at 11:00 AM at OUIDF office under the Chairmanship of Special Secretary HUDD cum Secretary OUIDF. List of participants is given in the Annexure.

The queries raised by the participants were discussed in the pre-bid meeting. The prospective Bidders also submitted written queries by e-mail and the clarifications for the same are given below.

| Sr. No. | Pre-Bid Query | Clause No. reference | Clarification |
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| 1 | It is hereby requested to consider all qualification criteria to be collectively met by Joint Venture | 2.1 (1,2,3&4)- Qualification Criteria | No Change |
| 2 | It is hereby requested that the mentioned work under site plan should be undertaken after the award of Contract. The quantum of work is huge and require substantial cost and time. | Bid Data Sheet- ITB 3.3,3.3(b)(ii) | No Change. No detail design is required. The schematic plan of implementation is required for technical evaluation. |
| 3 | Request you to kindly provide Schedule I as mentioned in the document. | Appendix 2 : Terms and Procedure of Payment | Schedule 1 is provided in bid document page no. 163-165 |
| 4 | Request you kindly state the fee of Adjudicator, also clarify as the fee will be borne by whom. | Section 6- Award of Contract 6.7 Adjudicator | The Fees for the Adjudicator is mentioned on page 47, in the Bid Data Sheet (ITB 6.7) |
| 5 | Kindly Clarify the percentage of segregated waste received at the Transfer Stations as this will impact the design of the TS | Section 1(1.1 A) Secondary Transfer | At present mixed waste would be received at TS and the design should be able to transport and process segregated waste separately as and when made available. |
| 6 | As is the standard practice in all | General | Clause 1.9 of GC and |

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| | PPP Projects, Independent Engineer is appointed for certification of quantities and bills of the Concessionaire. Request you to kindly incorporate the provision for appointment of Independent Engineer under the Contract Agreement. | | clause 7.22 of GC provides provision for appointment of IE and rights of Independent Engineer under the Contract Agreement. |
| 7 | Statement in both the sections in contradictory. Kindly clarify the limit of JV members. | Section 1(1.2.1) - Eligible bidders and Bid Data Sheet(ITB 1.2.1) | <p>In ITB 1.2.1, it is specified that "Unless specified in the BDS, there is no limit on the number of members in a JV."</p> <p>In page no 42, of Bid Data Sheet, In clause no ITB 1.2.1, it is clearly mentioned that "The number of members of a JV bidder shall be limited to 3"</p> <p>Accordingly the limit of JV Member is 3(three) only</p> |
| 8 | Request you to remove the restriction on sub-contracting of works while retaining the primary obligation of meeting the Contractual requirements with the Concessionaire. | Bid Data Sheet(ITB 3.3(f)) | No Change |
| 9 | Kindly elaborate on the other Financial Statements acceptable to the Owner. | Information Form(1A) Point no.7 | The financial Statements mentioned in Information Form 1A is mandatory. In case, the bidder's country does not require audited financial statements, |

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| | | | they shall be certified by Chartered Accountants of Institute of Chartered Accountants of India. |
| 10 | Request you to kindly consider only CVs of Key Personnel for Tender Purpose. Other Supporting documentation may be sought by the successful bidder at the time of execution of Contract Agreement. This will enable better participation. | General Page No.66 | Under Section 3 - Preparation of Bids, Clause 3.3(e) and Appendix to ITB :Qualifying Criteria 1.7, CVs of Supporting People is not required. |
| 11 | The details such as capacity/area, make & technical specifications, type of structure etc should be kept open for bidding purpose. The same can be submitted by the successful bidder at the time of detailed design engineering post award of Contract. | Information Form(7) | No Change; Bidder has to providethese details on an approximate basis to ensure that the minimum development obligation would be fulfilled by them. Actual figures would be approved by Independent Engineer during the detail design stage subject to meeting the Minimum Development Obligation. |
| 12 | Please clarify if there is any Grant available for the project. If yes then what will be the mode of payment. | General | The initial capital expenditure will be provided by Berhampur Municipal Corporation in Design Build Period |
| 13 | We suggest that as the project is of MSW processing the experience required should be relaxed to MSW processing by any technology (and not specific to Windrow composting). We request you to | Clause 1.5 (a) - Qualifying criteria | Please refer Addendum |

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| | kindly relax this technical parameter to "(a) Bidder shall have a satisfactorily running plant operational for at least one year of at least one Municipal Solid Waste Treatment Facility with Windrow Composting technology of 100 TPD capacity or Bidder has satisfactorily completed construction and 2 years of operation of at least one municipal solid waste treatment facility of 200 TPD capacity;" | | |
| 14 | Change in the criteria to "Bidder or its nominated sub-contractor has at least one satisfactorily operational Municipal Solid Waste Disposal Facility (Scientific Landfill of 20 TPD capacity) for at least one year" | Clause 1.5(b) - Qualifying criteria | No Change |
| 15 | Request to relax providing Bank Guarantee for Rs. 35 Lakhs towards Bid Security at the time of submission of tender documents. We agree to submit the Bank Guarantee within 15 days after the award of the contract. An undertaking to this effect shall be submitted along with the tender documents signed by our Managing Director | Clause 3.4 : Technical Section - Part II - Bid Security and Bid Document Fees | No change |
| 16 | According to Bid Document, Rs.10,000 plus 5% VAT are required for the Bid Document. What is the purpose of this fee? Is this a tender processing fee or document fee because we already have the tender document? | Para 1 - Invitation to Bid - Cost of Bid Document | No change |
| 17 | In the current document, it is mentioned that the main bidder is required to have the operational experience of 100 TPD waste processing facility and a 20 TPD | Clause 1.5 - Qualifying criteria | Joint venture is allowed |

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| | landfill for one year. In the previous tender, Joint Venture was allowed. Is it still possible to apply with a Joint Venture having this experience? | | |
| 18 | Financial Turnover of Rs. 40 Crore for the past three financial years has been made as eligibility Criteria in the tender. A net worth of Rs. 4 Crore is also required for being eligible. Since, we are registered as a startup according to Start-up India Initiative by the Honourable Prime Minister , we request you to support us and waive these conditions for us to apply. | Invitation to Bid, Clause 2(B) Financial. And Appendix to ITB- Qualification Criteria Clause 1.6 - Financial Capabilities | No change |
| 19 | Order of private company For design, build and operate of compost plant and landfill should be allowed. | Invitation to Bid, Clause 2(A) Technical. And Appendix to ITB- Qualification Criteria Clause 1.6 - Specific Experience in Municipal Solid Waste Management | In Clause no. 1.5 of Appendix to ITB: Qualification Criteria “ The Bidder shall provide evidence (Certified by the relevant and respective Employer/Owner) that during 5 years preceding the Bid Submission “ So Work order of private company for design, build and operation of compost plant and landfill will be considered. Municipal Solid Waste means ‘Solid Waste’ as defined under SWM Rules 2016 |
| 20 | As for the experience in design, development, construction and commissioning of the facility, all | 2.1 (2) Appendix to ITB- | No Change |

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| | the joint venture partners combined shall meet the criteria specified in section 1.4 (i) & 1.4 (ii) | Qualification Criteria, at page 40 | |

Sd/28.03.2017
Commissioner
Berhampur Municipal Corporation