

EOI-1 Clarifications dated 29-08-2022; on the Queries received, in c/w Pre EOI Application submission conference held on 18-08-2022 and in terms of Sub Para 2.3 of EOI Document, from Prospective Consultants

EOI Notification no.- HQ/EN/WC/EDAM(EOI)/1/2022/9 dated-10-08-2022 [EOI-1]-Empanelment of eligible consultants / Firms for undertaking consultancy services for Detailed Project Report (DPR) / Detailed Design Consultancy (DDC) including ROB for the Projects of Indian Railways

Note-In connection with the above referred EOI, following is Client’s clarification, tendered, in terms of EOI Document Para no-2.3, to the Prospective Consultant’s Queries, conveyed with respect to Pre-Proposal conference held on 18-08-2022 . The aforesaid DFCCIL’s clarifications, as appended in a similarly titled (Col no-8) Column of the below appended Table, are meant to be mere clarificatory, in nature & purpose and shall , thus, cast no impact (i.e. DFCCIL Clarifications shall not, per se, change any part of the EOI Document) on the EOI Document or the ensuing empanelment of the Consultants. No Part of aforesaid DFCCIL’s clarifications can be reproduced by the Prospective Consultants /empaneled Consultant to drive home a point or can be cited as a basis for any request/claim related with the concerned EOI process.

Consultants' Query							
SI. No.	Reference Section/Clause	EOI Page No.	Consultant Query With Justification	Existing Clause	Proposed amendment-Amended Clause	Date of Receiving	DFCCIL Clarification
1	2	3	4	5	6	7	8
1	2 Invitation for EOIs 2.1(vi)	page no 3 of 29	In general tendering of NHAI/MoRTH/BRO/Railway etc. the experience of firms after forming a JV ,will not be further reduced as per their Percentage participation(e.g 55:45) in the Tender. Hence it is requested to amend the last para of clause as :-	The experience of a JV, submitting EOI application for the empanelment, shall be the aggregate/sum of the respective Individual experiences of the Constituent Firms of that JV, after being accorded the weightage, equivalent to the respective Percentage participation of the said Constituent Consultancy Firms	The experience of a JV, submitting EOI application for the empanelment, shall be the aggregate/sum of the respective Individual experiences of the Constituent Firms of that JV, after	19.08.2022	No Change is envisaged in the EOI Documents’ Contents

		<p>If, the aforesaid two Consultancy Firms, 'X' & 'Y', both registered in India, subsequently form a JV, named, say, as X-Y JV [with 55:45; percentage Participation], to submit their [X -Y JV] Application for the empanelment, the respective experience, considered for the X-Y JV shall be as under; $= (0.4 \times E) + (0.3 \times F)$</p>	<p>in the referred JV (Applicant Consultant). To cite an example- if two Consultancy Firms, 'X' & 'Y', both registered in India, respectively claiming experience, in a Consultancy Work of Value- 'E', executed earlier by a JV A-X [with 60:40 percentage Participation] and in another Consultancy Work of value- 'F', executed earlier by a JV B-Y [with 70:30 percentage Participation], the respective /individual Experience of Consultancy Firms 'X' & 'Y' shall be treated, as under, for subsequent weighted accreditation; (a) Experience of X = $0.4 \times E$ (b) Experience of Y = $0.3 \times F$</p> <p>If, the aforesaid two Consultancy Firms, 'X' & 'Y', both registered in India, subsequently form a JV, named, say, as X-Y JV [with 55:45; percentage Participation], to submit their [X -Y JV] Application for the empanelment, the respective experience, considered for the X-Y JV shall be as under; $= 0.55 (0.4 \times E) + 0.45 (0.3 \times F)$</p>	<p>being accorded the weightage, equivalent to the respective Percentage participation of the said Constituent Consultancy Firms in the referred JV (Applicant Consultant). To cite an example- if two Consultancy Firms, 'X' & 'Y', both registered in India, respectively claiming experience, in a Consultancy Work of Value- 'E', executed earlier by a JV A-X [with 60:40 percentage Participation] and in another Consultancy Work of value- 'F', executed earlier by a JV B-Y [with 70:30 percentage Participation], the respective /individual Experience of Consultancy Firms</p>	
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					<p>'X' & 'Y' shall be treated, as under, for subsequent weighted accreditation;</p> <p>(a) Experience of $X = 0.4 \times E$</p> <p>(b) Experience of $Y = 0.3 \times F$;</p> <p>If, the aforesaid two Consultancy Firms, 'X' & 'Y', both registered in India, subsequently, form a JV, named, say, as X-Y JV [with 55:45; percentage Participation], to submit their [X -Y JV] Application for the empanelment, the respective experience, considered for the X-Y JV shall be as under;</p> <p>$= (0.4 \times E) + (0.3 \times F)$</p>		
2	2.1.1 Year of Establishment	Page no 9 of 29	As outside India experience of foreign firm are considered therefore it is requested to consider the establishment year in their respective country for marking criteria. As many Subsidiary firms	The Consultant shall, in their EOI Application, reflect the Year of establishment in India, in – Maximum Marks (MM) -10	<p>The Consultant shall, in their EOI Application, reflect the Year of establishment in India/outside India.</p> <p>Whereas the consultant's Firms</p>	19.08.2022	The Establishment of the entity, registered in India, shall be related to establishment /registration in India .

			are registered 5 to 6 years back.	<table border="1"> <thead> <tr> <th>Sl No</th> <th>Years of Establishment</th> <th>Marks</th> </tr> </thead> <tbody> <tr> <td>1</td> <td>>= 5 years <= 10 years</td> <td>5</td> </tr> <tr> <td>2</td> <td>>= 10 years <= 15 years</td> <td>7</td> </tr> <tr> <td>3</td> <td>More than 15 years</td> <td>10</td> </tr> </tbody> </table>	Sl No	Years of Establishment	Marks	1	>= 5 years <= 10 years	5	2	>= 10 years <= 15 years	7	3	More than 15 years	10	shall have been established for a minimum period of 5 Years from the EOI Notification date but consultancy firms are mandatory to registered in India having Valid PAN Number and GST Registration		
Sl No	Years of Establishment	Marks																	
1	>= 5 years <= 10 years	5																	
2	>= 10 years <= 15 years	7																	
3	More than 15 years	10																	
3	2.3 Work Experience (Max Marks 40)	Page no 10 of 29	Kindly Clarify the marking criteria if a Firm is having experience of 4 projects of Rs 2 crores and 5 projects of Rs 5 crores.	<p>Marking Criteria (Maximum Marks 40; Minimum Marks-20 Marks)</p> <table border="1"> <tbody> <tr> <td>04-07 Projects of R. 2 crores & above Or 02-04 Projects of R. 5 crores and above</td> <td>20 Marks</td> </tr> <tr> <td>08-12 Projects of R. 2 crores and above Or 05-06 Projects of R. 5 crores and above</td> <td>30 Marks</td> </tr> <tr> <td>Above 12 Projects of R. 2 crores and above Or Above 06 Projects of R. 5 crores and above</td> <td>40 Marks</td> </tr> </tbody> </table>	04-07 Projects of R. 2 crores & above Or 02-04 Projects of R. 5 crores and above	20 Marks	08-12 Projects of R. 2 crores and above Or 05-06 Projects of R. 5 crores and above	30 Marks	Above 12 Projects of R. 2 crores and above Or Above 06 Projects of R. 5 crores and above	40 Marks	Kindly Clarify the marking criteria if a Firm is having experience of 4 projects of Rs 2 crores and 5 projects of Rs 5 crores.	19.08.2022	<p>In terms of Section 2.3 (at Page 10 of 29, EOI-1 Document), It is conveyed that;</p> <p>The EOI Document is amply clear which provides for an entity having experience of 05 Projects of INR 5.0 crs ,to be awarded 30 Marks.</p> <p>For an entity having experience of 04 Projects of INR 2.0 crs ,to be awarded 20 Marks.</p> <p>An Entity completing both 05 Projects of 05 Crs and 04 Projects of INR 2.0 Crs may be awarded 30 Marks, only.</p>						
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4	2.4 S.no 1 Civil Engineering Expert.	Page no 12 of 29	The development of power project sites in remote area the construction of roads &	Minimum 10 years professional experience in the field of Railway Metro/Highway infrastructure studies such as	Minimum 10 years professional experience in the field of Railway	19.08.2022	As regards, the inclusion of "Power", No Change is envisaged.												

	Relevant Experience (Minimum)		bridges infrastructure is inevitable, therefore we understand that the power projects will also be considered under this criteria. Also In many Highway/Railway/Power Projects ,Project Manager , Resident Engineer, Engineering Manager etc. are the senior most positions therefore you are requested to consider these positions under this criteria.	Feasibility Study, Preliminary and Detailed Engineering Studies, Front-end Engineering and Design etc., out of which at least 5 years' experience, preferably. as Team Leader.	Metro/Highway/ Power infrastructure studies such as Feasibility Study, Preliminary and Detailed Engineering Studies, Front-end Engineering and Design etc., out of which at least 5 years' experience, preferably. as Team Leader/ Project Manager /Sr. Highway Engineer/Engineering Manager.		Further, please refer serial no-2 of Addendum no-2 dated 29-08-2022
5	Form 4 S.no 6	Page no 19 of 29	As many clients does not mention Intra JV participation percentage in their certificate therefore you are requested to consider the Self undertaking for declaration of Intra JV participation percentage.	It is unambiguously, conveyed and so agreed by the Parties (EOJ Applicant & DFCCIL) that in case of a Work being executed by a JV, the intra JV Participation Percentage must be mentioned (by the EOJ Applicant) for that work. In case of an executed Work, claimed (by the EOJ Applicant) as experience in the above Form-4; If the Client/DFCCIL is not able to ascertain, from the Form-4 and submitted documentation, the intra JV participation percentage, then, in such cases, the Client , during their Evaluation, would ignore the concerned Work (claimed as work experience) and would not accredit the	It is unambiguously, conveyed and so agreed by the Parties (EOJ Applicant & DFCCIL) that in case of a Work being executed by a JV, the intra JV Participation Percentage must be mentioned (by the EOJ Applicant) for that work. In case of an executed Work, claimed (by the EOJ Applicant) as experience in the above Form-4; If	19.08.2022	Mentioning the Intra JV Percentage Participation is a mandatory requirement. In Case, Client Certificate does not mention the same, the Consultants are requested to refer other Authenticated Document like LOA or Payment Certificate which clearly provide the (work specific) Intra JV Percentage Participation. The Consultant are, also, required to fill in the 'Intra JV Percentage Participation' in Col-5 of the Form-4 (at Page 18 of 29)

				related experience to the Claiming entity (EOI Applicant).	the Client/DFCCIL is not able to ascertain, from the Form-4 and submitted documentation, the intra JV participation percentage, then, in such cases, the Consultant should give a Self undertaking for declaration of Intra JV participation percentage.		
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