

**Request for 'Expression of Interest' [EOI]
(Consulting Services-Consulting Firms' Empanelment)**

Country	INDIA
Name of Client	Ministry of Railways (Railway Board)
EOI Object:	Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects
EOI Notification Reference No.:	HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2] [hereafter known as EOI Notification Date]

1. Background

1.1 Railway Board, vide PED/Infra's correspondence no-2022/Infra/Misc/1 dated 23-02-2022, assigned the task of empanelment of consultants, to the DFCCIL, in categories separately namely (i) DPR preparation works & Detailed Designing works and (ii) PMC works; for the Indian Railways.

1.2 EOI First Round (Round-1)

- 1.2.1 In compliance, DFCCIL floated EOI Notification no-HQ/EN/WC/EDAM(EOI)/1/2022/2 dated-04-03-2022 [EOI-2]. As per the provision stipulated there in the referred EOI Document [Ref-Sub Para -6.3.6], **the referred EOI was open ended** and further, Consultants' Applications would be admissible thereafter as well which will be evaluated, **once every quarter and thus newly empanelled consultants would be added to the aforesaid approved list of empanelled Consultants**. As mentioned above and for the reference sake, let this EOI be referred as **-Round-1** of EOI Processing.
- 1.2.2 On the stipulated EOI Application submission deadline of date 06-05-2022, total 29 nos. Prospective Consultants submitted their EOI applications, seeking empanelment. One Consultant - Balaji Railroad Systems Private Limited - subsequently, withdrew their EOI Application for EOI-1 and thus were not considered during Evaluation.
- 1.2.3 As a result of successful Evaluation of submitted EOI Applications, **19 Consultants [EOI-2]** were adjudged as Eligible for empanelment.
- 1.2.4 Vide DFCCIL letter no- No-HQ/EN/WC/EDAM(EOI)/1/2022 (Computer no-13951) dated 14-06-2022, the results of evaluation of EOI-2 Applications were sent to Railway Board, seeking Railway Board directions to upload, in terms of EOI-2 Document Para no-6.3.5, the Evaluation results on DFCCIL Website.
- 1.2.5 Vide Letter no- No. 2022/CE-I/CT/07 New Delhi, Dated 28.06.2022, Railway Board directed the DFCCIL to upload the 'approved List of Consultants for IR' on DFCCIL web site with further directions that DFCCIL would keep the above EOIs open for evaluating the new applicants, every quarter and Panel will accordingly be appended. Also, at the end of two years DFCCIL will re-prepare the aforesaid panels 'ab initio' through fresh EOIs, under advice to Railway Board.
- 1.2.6 Accordingly, vide Ref no-No-HQ/EN/WC/EDAM(EOI)/1/2022 (Computer no-13951) dated-29-06-2022, the results of the Evaluation (**Round-1**) were uploaded on the DFCCIL Website.

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

- 1.2.7 As conveyed vide the Railway Board aforesaid letter dated 28-06-2022, the validity of the entire Panel of the approved/empanelled Consultants, including the current one and subsequent periodical additions (on quarterly basis) of the Consultants, would be for a period of two Years, which, commencing from the **29-06-2022**, would be up to **28-06-2024**.

1.3 EOI Second Round (Round-2)

- 1.3.1 Pursuant to above and as conveyed in EOI Document dated 04-03-2022 & as directed by Railway Board and as a part of First Quarter addition of Fresh empanelled Consultants, to the currently existing Panel of Approved list of Empanelled Consultants uploaded on DFCCIL website on 29-06-2022, eligible firms were invited, vide **EOI Notification no-HQ/EN/WC/EDAM(EOI)/1/2022/10 dated-10-08-2022 [EOI-2]**, to submit EOI Applications.
- 1.3.2 On the stipulated EOI Application submission deadline of date 26-09-2022 (Ref-item No-1 of Addendum no-3 dated 08-09-2022), total 11 nos. Prospective Consultants submitted their EOI applications, seeking empanelment (Round-2).
- 1.3.3 As a result of successful Evaluation of submitted EOI Applications, **08 Consultants [EOI-2]** were adjudged as Eligible for empanelment.
- 1.3.4 Vide DFCCIL letter no- No-HQ/EN/WC/EDAM(EOI)/1/2022 (Computer no-13951) dated 15-11-2022, the results of evaluation of EOI-2 Applications were sent to Railway Board, seeking Railway Board directions to upload, in terms of EOI-2 Document (**Round-2**) Para no-4.3.5, the Evaluation results on DFCCIL Website
- 1.3.5 Vide Letter no- No. 2022/CE-I/CT/07 New Delhi, dated 12-12-2022, Railway Board directed the DFCCIL to take action pursuant to Railway Board directions contained in the earlier Railway Board letter dated 28-06-2022. In this direction, Railway Board letter conveyed that DFCCIL would keep the relevant Panel open for evaluating the New Applicants, every quarter and Panel would, accordingly be appended. Accordingly the approved list (Round-2) was uploaded on the DFCCIL Web site.
- 1.3.6 In compliance of the above cited **Second Approved list of Consultants dated 13-12-2022** was uploaded on the DFCCIL.

1.4 EOI Third Round (Round-3)- Cancelled

- 1.4.1 Vide EOI Notification no- HQ/EN/WC/EDAM(EOI)/1/2022/12 Dated 10-01-2023 [EOI-1], Eligible Consultancy Firms were invited to submit their Expression of Interest.
- 1.4.2 On 20-01-2023, Pre-EOI Conference was held with potential Applicants. DFCCIL issued clarification to 25 nos. potential Applicant Consultants' Pre-EOI queries and issued Addendum no- 1 dated 25-01-2023 (03 items), both the documents were uploaded on DFCCIL Website.
- 1.4.3 As per administrative decision, this Third round of EOI was cancelled. The communication regarding cancellation of Third round of EOI was uploaded on DFCCIL Website on date 20.02.2023.

1.5 EOI Fresh Third Round (Round-3)

- 1.5.1 Pursuant to above and as conveyed in EOI Document **dated 10-08-2022 (Round-2)** & as directed Railway Board and as a part of second Quarter addition of Fresh empanelled Consultants, to the currently existing Panel of Approved list of Empanelled Consultants uploaded on DFCCIL website on 13-12-2022, eligible firms are invited to submit Expression of Interest (EOI) Applications.

- 1.5.2** Those Consultants, who were unsuccessful during the Empanelment process linked with EOI-2 Notification dated 04-03-2022 (Round-1) & 10-08-2022 (Round-2), shall, also, be eligible to participate in this EOI process.
- 1.5.3** Those Consultants, who were empanelled during the Empanelment process linked with EOI-2 Notification dated 04-03-2022 (Round-1) & 10-08-2022 (Round-2) but are desirous of improving their Eligibility limit of Participation in the IR Tenders for Consultancy, shall, also, be eligible to participate in this EOI process.
- 1.6** **Scope of PMC services** may include but not restricted/limited to the following services to successfully execute, within the stipulated completion period, the multi-disciplinary (Civil, Electric & S&T) Construction Works:-
- a) Project Management support.
 - b) Contract management.
 - c) Claims Management & resultant dispute resolution using various ADR techniques (Mediation, Conciliation & Arbitration)
 - d) Programme management.
 - e) Project budget and Finance management.
 - f) Dealing GST related matters.
 - g) Day to Day Supervision of the Works.
 - h) Ensuring Quality of the Works.
 - i) Ensuring Work site safety and Monitor Safety, Health and Environment (SHE).
 - j) Inspection/Testing and acceptance of the Material for incorporation in the Works.
 - k) Checking, reviewing & certifying & processing of interim monthly Payment, other related Payments and Final payment to the Contractor, duly ensuring all the requisite recoveries
 - l) Environmental Management.
 - m) Quality assurance and quality control (QA/QC).
 - n) Stakeholder coordination.
 - o) Endorsement and issue of Engineer's Non-Objection Certificate to Construction Drawings.
 - p) Testing and Commissioning of the Works.
 - q) Support preparation of manuals for operation and maintenance.
 - r) Support training of MOR personnel
 - s) Support of implementation of the action plan for labor protection, including HIV/AIDS prevention program, for construction workers

2.0 Applicable law, Dispute resolution & Court's jurisdiction

Note-

- (i) *From here on afterwards, the Provisions mentioned therein this EOI document shall refer, unless mentioned otherwise, to the **EOI Third Round (Round-3)**.*
- (ii) *In this document from here on afterwards, the Term 'Consultant' or 'Applicant' shall, unless specifically mentioned otherwise, shall refer the Participating entity seeking empanelment under this EOI Notification.*

- 2.1** This EOI shall be governed by Applicable Law which shall mean, all Indian Laws, Bye-Laws, Statutes, Rules, Regulations, Notifications, Orders, ordinances, guidelines, Codes, Notices,

directions, Judgments, decrees or other Requirements or Official directives and /or any Statutory Authority, in the Republic of India.

2.2 For this EOI Notification, the 'Parties' shall mean DFCCIL [Dedicated Freight Corridor Corporation of India with Address-DFCCIL Corporate Office, Fifth Floor, Supreme Court Metro Station Building Complex-New Delhi-110001], as **Client** and the Consultant submitting their Application for empanelment.

2.3 All the disputes, in connection with or arising out of this EOI Notification and related empanelment process shall be mutually & amicably settled using Alternate dispute resolution (ADR) techniques such as Negotiation/Mediation/Conciliation, failing which, the dispute shall, finally, be settled by (ad hoc Arbitration) Arbitration by the Parties. The Parties shall, through mutual selection, appoint a **sole Arbitrator**. In this direction, Parties may refer List of empaneled Arbitrators/Conciliators, as uploaded on DFCCIL Website. The Arbitration shall be subject to '**Arbitration & Conciliation Act 1996**' (as subsequently amended during 2015, 2019 & 2021 and as may be amended from time to time, in future). The Seat & Venue of Arbitration shall be New Delhi. The Cost of Arbitration shall be shared, equally, by the Parties. The Arbitral Award shall be final and binding on both the Parties. As an interest barring Clause, It is provided that no interest shall be payable by the Award Debtor (loosing Party) on any moneys due to the Winning Party.

2.4 In the matter of all the litigious disputes, arising out of the entire EOI process, Parties agree to the exclusive jurisdiction of adequately competent [as per Applicable Law] **Court of Delhi**.

3 **Invitation for EOIs**

3.1 The Ministry of Railways (Railway Board), now, invites **eligible Consultancy firms** including single entities, Companies, Partnership Firms/LLPs/JVs/Subsidiary Units of foreign Based Consultancy Firms or Foreign Based Consultancy Firms, **all registered in India** ("Consultant") under the relevant Indian Laws such as the Indian Company's Act 1956 / The Companies Act 2013 or Limited Liability Partnership Act 2008 etc., to express their interest, in being empanelled for the aforesaid 'Consultancy Services'.

3.1.1 In addition, for the Consultancy entities registered in India [ref-Para 3.1 (above) of EOI Document], the experience of Parent company's subsidiary/ Sister company of the Participating Consultant, in each case, can be aggregated to the said Consultant, only If;

The Parent company's subsidiary / Sister Company, which is, also, required to be registered in India, participates as the JV Partner with the aforesaid Consultant submitting Application for the empanelment-

3.1.2 Regarding the Consultants submitting EOI applications as Joint Venture (JV), following shall apply;

- i) The JV may be incorporated or unincorporated. **Consultant shall submit duly notarized JV agreement**, executed on Non-Judicial Stamp Paper, showing, specifically, the composition of JV and Percentage (**not to be less than 25% in case of Partner**) participation of each Constituent member. The submission of properly executed and a valid JV agreement, executed and notarised in India, shall be a **Pre-condition for the Consultants** submitting EOI applications as JV. **Any EOI Application, with participating Consultant being a JV, submitted without a JV agreement shall be rejected**
- ii) The JV shall be made between Consultancy Firms which are registered in India. JV shall be comprised by Lead Partner which shall be an entity having maximum participation Percentage in the JV and Partner with certain minimum Participation Percentage in the referred JV. The minimum Participatory percentage /stake for the Lead Partner and Partner has been, stipulated in the succeeding Para.

- iii) The minimum Participation (as Partner) of a constituent Consultancy Firm, in a JV & so reflected (in a visible manner), in a **properly executed & notarised JV agreement (to be submitted by the said JV)**, shall **not be less than (minimum) 25%**. **The aforesaid Minimum participation percentage In Case of Lead Partner shall not be less than 50%**.
- iv) In case of an Indian subsidiary, 100% owned by the foreign Based company, requiring accreditation of Parent Company's (**also registered in India**) credentials or vice versa, that Indian Subsidiary and its foreign Based (But also registered in India) Parent company can participate in the EOI, subject to the Sub Para 3.1.1, above.
- v) In case, the Work experience, claimed by the individual constituent Members of the JV (participating in the EOI), **pertained to the Works**, in which it [individual Constituent member] participated as JV/Consortium Member, the accreditation of such Work experience shall, only, be to the extent of that individual constituent's participation (expressed, clearly in percentage terms) in that respective JV/Consortium.
- vi) 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 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 x E
- (b) Experience of Y=0.3 x F;

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;

$$= 0.55 (0.4 \times E) + 0.45 (0.3 \times F)$$

Note-

- (i) *While claiming experience of Works, in which, the Consultant executed the Works as JV, the aforesaid Consultant **shall be required**, to mention in the Column No-5 of the Format given as **Form-4 the specific Percentage participation of the JV**, which executed the said concerned Works. In Case, the specific Percentage participation is not mentioned at the required place in Form-4, that Work **shall not be considered for Evaluation**.*
- (ii) *The Consultant, while claiming Experience of a Mega Project (with Project Management Consultancy (PMC) components), shall be required to mention the **specific Payment** out of the total Payment received by the Consultant which is, **specifically, attributable/allocable to PMC for Metro Railway, LRT, Mono-rail, High speed rail or multi-modal transit hub/DFCCIL Project Component of such Works/Mega Project**. In Case, such specific apportionment of Payment towards aforesaid components is not mentioned at the required place in Form-4, that Work **shall not be considered for Evaluation**.*

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

- vii) Any Change, post empanelment of the JV, in the constitution of the JV, unless subject to prior approval of the Indian Railway's Competent Authority, shall cause annulment of the aforesaid JV empanelment.
- viii) If, the aforesaid Consultancy Firms, registered in India, claim an experience of a Consultancy project, successfully completed / substantially completed, as on date of EOI Notification, in a Country outside India, **that experience**; substantiated by a valid Employer certification, which has been **duly apostilled by that origin Country**, in which the aforesaid Work, claimed, as work experience, was executed; **shall be accredited**, subject to all the applicable provisions, stipulated in this EOI Documents and as revised in subsequent Addendum, being, satisfactorily, met, by that claiming Consultant.
- ix) In case of such Work experience, as mentioned in preceding 'Note-viii' above, the Contract Price or Paid (to the Claiming Consultant) portion thereof, expressed (in the duly apostilled ,accompanying 'Experience certificate') in a Currency other than the INR, shall require to be converted to INR, based on the Reference rates, as published by **Financial Bench Marks India Pvt. Ltd (FBIL)**, corresponding to the date expressed as the 'date of successful completion or the 'date of experience certificate'(in case of substantially completed Works, as on date of EOI Notification), as mentioned in the Experience certificate issued by the original Contract Awarding entities/Employer."
- x) The JV Partners shall separately convey their Annual Turnover, in terms of Sub Para 2.4.1 (Financial Standing -Average Annual Turnover)-Section-1 (Minimum Eligibility Criteria) of Annexure-1 to EOI Document, in the Format given as **Form-3** (Average Annual Turnover). Their Combined Average Annual Turnover shall be worked out after apportioning the same on the basis of their respective intra JV Participation (expressed in % terms). An Example is cited, as under;

For example

If an Consultancy entity 'X' with Average Annual turnover of 'A' crores of INR & entity 'Y' with Average Annual turnover of 'B' crores of INR are submitting their EOI Application in a JV with respective Participation percentage as 60% (For entity X) and 40% (for entity Y); the combined Average Annual Turnover of the JV 'X-Y' shall be taken (for the purpose of the Evaluation) as ;

$$60\% \text{ of A} + 40\% \text{ of B i.e. } 0.6A+0.4B$$

Interested Consultants should provide the information demonstrating that they have the required qualifications and relevant experience to perform the Services. Empanelment will be subject to the consultants, satisfactorily, meeting the Empanelment criteria, attached as Annexure-1 to this EOI Notification, to prove their ability to perform the Consulting Services.

- 3.1.3 Each Consultant shall have a valid **PAN Number & GST Registration**. The details shall be mentioned in **Form-1** (attached).
- 3.1.4 In case of any Post Empanelment Change, in Consultant's constitution, in the name of the Consultant, or in the Key Personnel of the Consultant or any change, which have been the subject of Evaluation of the Consultant's Application for Empanelment, shall require prior approval of the Indian Railways. DFCCIL shall have no jurisdiction in such matters.
- 3.2 **Confidentiality-** Information relating to the evaluation of EOI Application and recommendation of resultant empanelment is confidential and the process is ongoing. As such, any information related with EOI Process shall not be disclosed to the Consultants or any other persons, in any manner.
- 3.2.1 Any attempt by a Prospective Consultant to influence the Client, in the evaluation of the EOI Application and resultant decision therefrom, may result in the rejection of its EOI Application. In

this direction, any attempt by the Consultant, to contact (through any means) any Officer other than **Key person/Nodal officer for Communication’ (as mentioned in Para-4.5, below)** , or any attempt at the submission of any written correspondence regarding this EOI Notification, to any authority/Official other than aforesaid **Key person/Nodal officer for Communication’**, if discovered, would constitute an attempt to influence the Client and may result in rejection of that Consultant’s EOI Application.

3.3 Pre-EOI Application Conference

3.3.1 The Pre-EOI Application conference shall be held on the **19-05-2023 (Friday)** or such date, as subsequently conveyed through a separate notification. Pre-EOI Conference shall be held through Virtual mode (Video Conference) through a link which shall be notified on the websites <https://dfccil.com/Home/ActiveTender> , or, <https://indianrailways.gov.in/railwayboard/> → [tenders](#) → [railway board tenders](#) → [all active tenders](#). However, those Consultants who are willing to attend the pre-EOI conference In person shall be allowed to attend (in person) the Pre EOI Conference on the above cited Date in Conference hall on the Fourth floor of the DFCCIL Corporate office. The Pre-EOI shall start at 1130 Hrs onwards on the aforesaid date.

3.3.2 Consultants, during the aforesaid Conference, can, if they choose to do so, present their queries on the EOI Notification to the Client, in writing within the **limiting period from three days prior to Conference date up to three days beyond held Conference date (query submission deadline)**. Consultants are requested to send/submit their queries, only, through E-Mail to above cited E Mail address empconsultantir@dfcc.co.in, **in PDF & also, in MS Word as prescribed in Form-6.**

3.3.3 Necessary clarification shall be provided to Prospective consultants’ Pre-EOI Application queries or any amendment to this EOI Notification (as deemed necessary), in writing, by uploading on the **website mentioned in ‘Para 3.3.1’ above** against this EOI Notification, as appended under “Active tenders” for the Prospective Consultants to download from. Necessary clarification along with an amendment to this EOI notification (if any) shall be provided/uploaded up to the **seventh day after the aforesaid query submission deadline.**

3.3.4 In this direction, the prospective consultants are requested to, frequently, visit the mentioned websites. No separate communication regarding the aforesaid DFCCIL Clarifications to Pre EOI Consultants’ queries & related Addenda to EOI Documents shall be made by the DFCCIL and **no Claim (by Prospective Consultants), for Consultants not getting the aforesaid information [regarding DFCCIL Clarifications to Pre EOI Consultants’ queries & related Addenda to EOI Documents] in time or otherwise, shall be admissible, in any manner.**

4 Preparation of EOI Application

4.1 Prospective consultants are requested to, first, carefully & thoroughly, peruse the contents of this EOI notification and prepare their EOI application, in terms of the provisions/stipulations, as made in this EOI notification. In Case of any doubt, Consultants are requested to seek clarifications, adopting procedure, as mentioned in the preceding **Para 3.3.**

4.2 Consultants shall be required to submit **covering letter**, in terms of **Form-7**, along with their EOI Application and other relevant documentation, as necessitated and required to be submitted in this EOI Document.

4.3 It is a mandatory precondition that each and all the pages of the EOI Application shall be uniquely numbered and self explanatorily, cross-referenced. The cross Referencing of all the pages shall be visibly reflected (the specific Page number, at which ‘a clearly described Document’ is placed in the EOI Application, shall be required to be mentioned, clearly, in “**Check List” (Annexure-2)**”, appended just after the aforesaid **Covering Letter**, to facilitate the Client in ready referral.

- 4.4 In addition, all the Pages i.e., each Page of the EOI Application shall be initialed, on the round stamp of the Consultant, by the same authorized representative of the Consultant who signs the EOI Application. At the required places, the Consultant shall fill the required details in the Signature block(s), appended thereunder.
- 4.5 During the period from issuance of this EOI Notification and till declaration of ‘approved list of empaneled Consultants for the Consultancy Services’, the DFCCIL’s ‘**Key person/Nodal officer for Communication**’ shall be ;

‘Key person/Nodal officer for Communication’	E Mail ID for communication and submittal of EOI Application
<p>Mr. Anil Kumar Sharma</p> <p>Position : JGM/Asset Management/WC, Room No. 410,4th Floor, Supreme Court Metro Station Building, New Delhi – 110001, INDIA</p>	<p>All Communications, required to be made through E Mail only, shall be made to the following E Mail address;</p> <p>empconsultantir@dfcc.co.in</p>

Important Note-

Any communication with any Officer /Authority, other than the above mentioned specific ‘Key Person / Nodal Officer for Communication with Client’ shall attract the provisions, as contained in sub Para 3.2.1, above.

5. Submission of EOI Application

- 5.1 In compliance with the EOI Documents, as contained in above cited EOI Notifications, the Consultant shall, submit, the color scan copy [(PDF) digital copy, while retaining the original Hard copy, for the Client’s scrutiny, as & when demanded by the Client) of their, duly serially numbered, cross referenced, Indexed (**Ref-Para 4.3**) & signed on each Page (**Ref-Para-4.4**] EOI Application, only through E mail to the designated (Ref- sub Para 3.3.2 of EOI notification) **E Mail ID “empconsultantir@dfcc.co.in”**. Consultant shall submit their EOI Application no later than/up to **1500 hrs on the date 08-06-2023 (Thursday)**.

In this Direction, it shall be mandatory on part of the prospective Consultant to submit a duly filled in ‘**Check List for Submission of Documents for EOI Application**’, in the form, as attached under **Annexure-2**.

Further, it is mentioned that in case of, Consultant finding it difficult to send File (containing Consultants' EOI Applications) through E Mail due to enhanced file size, Consultant can share, in their E Mail in conveyance of their EOI Application, the specific ‘**Google link**’ (**unrestricted access i.e. to be shared with anyone who opens the Google Link**) of the File containing the aforesaid EOI Application.

5.2 Post EOI Application Submission-Client seeking clarification of consultants

- 5.2.1 To assist in the examination, evaluation of the EOI Applications, the Client reserves the right to and may, at its discretion, ask any Consultant for a clarification of their EOI Application. Consultant shall provide, within the time frame conveyed by the client in their correspondence conveying the Post EOI Application submission Query, the requisite Consultant’s Clarification.
- 5.2.2 Any clarification submitted by a Consultant that is not in response to a request by the Client shall not be considered and may constitute an attempt, on Consultant’s part, to influence the Client (**Ref-Para**

3.2.1, above) in the evaluation of the EOI Application and resultant decision therefrom which may result in the rejection of concerned Consultant's EOI Application. The Employer's request for clarification and the response shall be in writing.

5.3 Client's evaluation of EOI Application

5.3.1 The Client shall examine the Consultants' EOI Applications, to confirm that all requisite documents, as requested in or as required in terms of this EOI notification, have been provided, and to determine the completeness of each document submitted.

5.3.2 The Client shall treat the information and documentation, as supplied by the consultant, in fulfilment of the eligibility criteria, in their EOI Application, as correct & complete, placing reliance on the Consultant's averments, made in their covering Letter [**Ref-Para 4.2, above**] & on the EOI Forms, as to their correctness and completeness. The Client shall not, during Evaluation of EOI Applications, make any attempt at separate verification/ authentication [from the issuing source] of the aforesaid information and documentation supplied by the Consultant. Any misrepresentation/deviation (from stated facts/Incorrect statements, if detected in the Consultant submitted EOI Application, shall result in rejection of the Consultant's EOI Application or cancellation /annulment of the Consultant empanelment with consequent Blacklisting/Banning of Business with that Consultant for a period up to five years from the EOI Application submission date, as the case may be.

5.3.3 Client shall, during their evaluation of the EOI application adopt a marking system [Called technical score out of Maximum Marks-100], as reflected in the criteria, attached as **Annexure-1** to this EOI Notification. The Consultant's empanelment shall be subject to consultant scoring a **minimum of 70 marks out of the maximum Marks of 100.**

5.3.4 Notwithstanding anything stated above or anywhere else in this EOI Notification, the Client reserves the right to assess the EOI Applicants' eligibility i.e., their capability and capacity to perform, should the circumstances warrant such assessment in the overall interest of the Client.

5.3.5 After Evaluation of Applications and assigning of technical Marks secured by the consultants, a list of the empaneled Consultants with Technical Score -70 and above, shall be prepared and shall constitute and be known as the '**Approved list of Consultants for IR' for undertaking consultancy services for the Project Management Consultancy Services for Indian Railway (IR) Projects EOI-2.** Such Approved list shall be uploaded on the websites (i) <https://dfccil.com> or (ii) <https://indianrailways.gov.in/railwayboard>, for onward engagement and be communicated to each of the Empaneled Consultant vide Email to their pre-conveyed 'E-Mail IDs' of their authorized Representatives.

5.3.6 All the consultants, borne on the 'Approved list of Consultants for IR', as displayed prominently on the DFCCIL Website "Active tender" shall be required, first of all, to **Register with IREPS [Indian Railways E-Procurement System] Application.**

5.3.7 This EOI continues to be open ended, meaning thereby, that after empanelment of Consultants, Further, Consultants' EOI Applications will be sought, through fresh subsequent notifications, thereafter, as well which will be evaluated once every quarter and thus newly empaneled consultants would be added to the aforesaid approved list of empaneled Consultants.

5.3.8 The Bidder shall submit a **duly notarized affidavit, executed on Non Judicial Stamp Paper**, stating that they are not liable to be disqualified as per this sub clause (using the Performa given in **Form-10** given at **Appendix to Annexure-1** to EOI Document) along-with the technical bid submission.

Encl: -

- 1. Annexure-1 - Empanelment criteria to this EOI Notification**
- 2. Appendix to Annexure - 1 (Formats to be filled)**

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Annexure 1 to EOI Document

Evaluation and Minimum Eligibility Criteria:

The evaluation of the proposals from Consultants for the Consultancy Services for the Project Management Consultancy (PMC) shall be carried out in the following stages:

- **Minimum Eligibility-** All the Consultants must qualify the Minimum Eligibility Criteria mentioned in Section-1 below, for further evaluation of the proposal
- **Evaluation Methodology-** The Evaluation of the Consultants capability is detailed in Section-2
- **Eligibility of participation for the Consultants-** The Eligibility of the empanelled consultants will be as per the criteria mentioned in Section-3

(II). EOI Applications Evaluation Sequence-

1	<p>EOI Applications' Evaluation Sequence The evaluation of the proposals from Consultants, seeking empanelment for the Consultancy Services for the Project Management Consultancy (PMC) for Indian Railways (IR) shall be carried out in following two stages</p> <ul style="list-style-type: none"> i) Evaluation of Administrative Requirements ii) Evaluation of Eligibility and Qualification Requirements
2	<p>Evaluation of Administrative Requirements</p> <ul style="list-style-type: none"> a) The following Administrative Requirements Items will be checked for substantial compliance: <ul style="list-style-type: none"> i) The original power of attorney, also containing specimen signature of the authorized person, for the EOI Application signatory shall be in the acceptable form [Form-9 or 9.1, as applicable] , duly executed on non-Judicial Stamp Paper and properly notarized. ii) All EOI Forms are duly serially numbered, cross referenced, Indexed (Ref-Para 4.3 & Para 5.1) & signed & Stamped on each Page (Ref-Para-4.4) of EOI Application. iii) No EOI Forms have been altered and are all signed. iv) The undertaking for proper & Complete downloading EOI document/ addendum/ corrigendum / clarifications is submitted (Form UT). v) One EOI Application per Consultant.
3	<p>Minimum Eligibility /Qualification Requirements Consultants, seeking empanelment must qualify in all the below listed requirements of Minimum Eligibility Criteria. Consultants not adjudged to have met the minimum eligibility criteria shall not be considered for empanelment and their EOI application shall be rejected.</p>

Section-1: Minimum Eligibility Criteria

Factor	Minimum Eligibility Criteria		
Sub Section with Sub-Factor	Criteria		Documentation Required
	Requirement	Compliance Requirements	
1- Conflict of Interest	No- conflicts of interests as described below	Must meet requirement by the single entity/ By the incorporated JV / By each partner of the JV	‘Form of Covering letter to be submitted by the Consultant’- Form-7
1.1-Conflict of interest	<p>Conflict of interest</p> <p>A Consultant seeking empanelment or any of its constituents shall not have conflict of interest. The EOI Application of the Consultant found to have a conflict of interest shall be rejected. A Consultant seeking empanelment shall be considered to be in a conflict of interest with one or more parties in this EOI process, if, including but not limited to:</p> <ol style="list-style-type: none"> a) they have controlling shareholders in common; or b) they receive or have received any direct or indirect subsidy from any of them; or c) they have the same legal representative for purposes of this EOI Application; or d) they have a business relationship with each other, directly or through common third parties, that puts them in a position to have access to information about or influence on the EOI Application of another Consultant, or e) a consultant cannot participate as a single entity or as a partner of JV in more than one EOI Application in this EOI process. Participation by a Consultant in more than one EOI Application will result in the rejection of all the EOI Applications in which the aforesaid Consultant is involved. f) a Consultant or its constituents participated as a consultant in the preparation of the design or technical specifications of the contract that is the subject of the EOI Application; or g) a Consultant was affiliated for any period(s) during last two years before the date of issue of EOI Notification with a entity that has been hired (or is proposed to be hired) by the Employer as Engineer for the contract or for providing Non Consulting Services or for providing Goods. 		
2-Non-compliance of Requirement regarding (non) Banning and (no) Corrupt practices	Non-Compliant with the following Conditions	Must meet requirement by the single entity/ By the incorporated JV / By each partner of the JV	
2.1- Requirement regarding (non) Banning for Business/Bankruptcy/Insolvency/Poor Performance	<p>The EOI Application of Consultant seeking empanelment shall be rejected if ;</p> <ol style="list-style-type: none"> i) The Consultant or any of its constituents have been blacklisted/banned for business dealings with Indian Railways along with any of its attached and subordinate offices, with the banning being valid as on the last date of EOI Application , except in cases where such blacklisting/banning has been withdrawn by Competent Authority or has ceased on the aforesaid deadline, for which satisfactory evidence is to be produced ii) Any previous contract of the Consultant or of any of its constituents had been terminated for Consultant’s failure by at any time starting from 02 years before the deadline for EOI Application submission. iii) The Consultant or any of its constituents has suffered bankruptcy/insolvency or it is in the process of winding-up or there is a case of insolvency pending before any Court on the before the deadline for EOI Application submission or thereafter till finalization of EOI Process. 		

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

	<p>iv) The Consultant or any of its constituent(s) has been declared by Indian Railways along with any of its attached and subordinate offices to be a poor performer and the period of poor performance is still in force on the deadline for EOI Application submission.</p>		
<p>2.2- Corrupt Practices</p>	<p>Consultants or any of its constituents shall observe the highest standard of ethics during the EOI process and during subsequent implementation of Contracts awarded by Indian Railways/ its attached and subordinate offices. In pursuance of this policy:</p> <p>The EOI Application of Consultant seeking empanelment shall be rejected if the Consultant seeking empanelment is found ineligible on ground of corrupt Practices as defined below;</p> <p>In this direction :</p> <p>(i) “corrupt practice” means offering, giving, receiving, or soliciting, directly or indirectly, of anything of value to influence the action of any Consultant in the procurement process or the execution of a contract;</p> <p>(ii) “fraudulent practice” means a misrepresentation or omission of facts in order to influence a procurement process or the execution of a contract;</p> <p>(iii) “collusive practice” means a scheme or arrangement between two or more Consultants, with or without the knowledge of the then Employer, designed to influence the action of any Consultant in a procurement process or the execution of a contract;</p> <p>(iv) “coercive practice” means harming or threatening to harm, directly or indirectly, persons, or their property to influence their participation in a procurement process, or affect the execution of a contract;</p> <p>DFCCIL has the right to reject the EOI Application(s) if it determines that the Consultant has, directly or through an agent, engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the empanelment.</p>		
<p>2.3-Establishment and Certification of Firm</p>	<p>The Consultant’s Firm shall have been established (registered in India) for a minimum period of 05 Years from the EOI Notification date i.e. the period from Consultant’s Year of establishment to EOI Notification date shall be minimum Five years.</p>	<p>Must meet requirement by the single entity/ By each partner of the JV</p>	<p>Form-1</p> <p>In Case of Consultant being a JV, the Year of establishment shall require to be mentioned, separately, by each constituent member / Partner wise, in the Form-1 (Appendix to Annexure-1)</p>
<p>2.3.1- Availability of a valid ISO Certification</p>	<p>Availability of a valid ISO Certification</p>	<p>Must meet requirement by the single entity/ By each partner of the JV</p>	<p>Form-1</p> <p>With self-attested valid ISO Certification</p> <p>In Case of Consultant being a JV, the Availability of a valid ISO Certification shall require to be mentioned, separately, by each constituent member / Partner wise,</p>

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

			in the Form-1 (Appendix to Annexure-1)
2.4- Financial Standing- Net worth	Consultant's Firm shall furnish data regarding 'Net worth', calculated as the difference of Total assets and total liability for the Last five Years, average of such Net worth values (for the last five FYs) shall be assessed which is required to be positive . The FYs, during which Consultant registered negative Net worth, shall not exceed two.	Must meet requirement by the single entity/ By each partner of the JV	Form -2 (Appendix to Annexure-1) In Case of Consultant being a JV, the Net worth shall require to be mentioned, separately, by each constituent member / Partner wise, in the Form-2 (Appendix to Annexure-1)
2.4.1- Average Annual Turnover	The Average Annual Turnover for the last five years should be a minimum of Rs. 10 Crores. In Case of Consultant being, JV, each Constituent Member (Lead Partner and each of respective Partners) shall be required to, separately, furnish data regarding 'Average Annual Turnover' in the Format appended as Form-3 Refer sub Para 3.1.2.(x) of EOI Document	Must meet requirement by the single entity/ By partners of the JV jointly. In Case of JV, the Lead Partner to meet 50% of the Eligibility requirements and Constituent Partner / Member to meet 25% of the Eligibility requirements.	Form -3 (Appendix to Annexure-1)
2.5-Work experience	A Consultant seeking empanelment must have completed/substantially completed Minimum two Works of the following "Eligible Works", as contained in sub Para 2.5.1 below, during last 07 (seven) years ending last day of the month before the month of EOI submission as given below:	Must meet requirement by the single entity/ By partners of the JV jointly, as detailed under sub Paras 2.5.1	Form-4 (Appendix to Annexure-1)
2.5.1- Eligible Work-PMC	In order to be eligible for award of marks under this criterion, the Consultant shall submit, details of Number of, Project Management Consultancy Contracts (PMC) / General Consultancy Services (GC) /Engineering Services Consultant (ECS)/ Independent Engineer (IE)/ Authority Engineer (AE), successfully Completed / Substantially completed Works , during the last 7 years ending last day of the month before the month of EOI submission for Railway / Regional Railway Project/High Speed Railway / LRT/Metro Railway/DFCCIL Projects in INDIA and outside India [Outside India experience is subject to Note no-3.1.2 (viii) & (ix) (Sub Para title- 'Invitation of EOIs') , of the minimum	Must meet requirement by the single entity/ By partners of the JV jointly. In Case of JV, each of the JV Constituent Partner shall be required to show to have successfully completed/substantially completed at least one of the "Eligible Work" , during last 07	Form-4 (Appendix to Annexure-1) And Refer Note no- 2 & 3 (as appended below) regarding sub-Para 2.5

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

	<p>Contract value of INR 5.0 crores. The aforesaid details to be given in the Form 4, given in the Appendix.</p> <p>i.e. The Awarded Cost of the aforesaid Works shall not be less than INR 05 (Five) crores, in each case.</p> <p>Each PMC work must show to include Civil, Track, OHE and Signaling & telecommunication Works.</p> <p>In Case of foreign Based Consultancy Firm, the Eligible Work shall be Works of Providing Technical Consultancy Services for Railway infrastructure projects abroad.</p> <p>The value of eligible Projects completed /substantially completed abroad, in Currency other than INR, shall be first converted into INR based on the Reference rates, as published by Financial Bench Marks India Pvt. Ltd (FBIL), corresponding to the date expressed as the 'date of successful completion or the 'date of experience certificate'.</p>	<p>(seven) years ending last day of the month before the month of EOI submission.</p>	
<p>2.6- Minimum Key personnel on the Permanent payroll of the Consultant</p>	<p>The Consultant seeking empanelment shall show that they have Minimum Key personnel on the Permanent payroll of the Consultant.</p> <p>Marks for the above Key Personnel will be given only if he/she is employed with the Applicant Consultant seeking empanelment for more than 01 Year from the date of EOI</p>	<p>Must meet requirement by the single entity/ By partners of the JV jointly.</p>	<p>Form-5 (Appendix to Annexure-1)</p> <p>And,</p> <p>Duly signed CV of each of the Minimum Key personnel on the Permanent payroll of the Consultant shall be submitted in Form-8</p>

1. Note No-1- regarding 2.4 (above)-

- (i) In case of a Financially sound Consultant, submitting EOI Application, being wholly owned entity of Government [Entity, wholly owned by a National Government, other than Indian Government, must be **registered** [Ref- Para 3.1 (Invitation for EOI)], **in India**, entirely funded or which is, regularly, receiving financial support from the aforesaid National Government, the requirement of “**Net Worth**” shall not be applicable and as such entities are not required to submit the details in the ‘**Form-2**’
- (ii) Instead, below the aforesaid **Form-2**, such entity may submit a self-attested statement to the effect as under;
- (iii) ***That We*** (name of the Consultant, as mentioned on the Registration Certificate), **being fully cognizant of Facts, hereby aver that We are a ‘Non Stock’ Government owned entity which is entirely funded by that Government or which, regularly, receives financial support from the Government.**~~[strike whichever is not applicable]~~
- (iv) Note- The aforesaid/ concerned entities are required to attach **Government shareholding / Government Ownership certificate** and in case of the owner Government, being other than Indian Government, such entities are required to submit (in addition) a valid **Registration** [to establish the said entity being registered in India- (Ref- Para 3.1 (Invitation for EOI)], **Certificate.**”
- (v) In Case of Consultant being, **JV**, each Constituent Member (**Lead Partner and each of respective Partners**) shall be required to, separately, furnish data regarding ‘**Net worth**’ in the Format appended as **Form-2** and shall be required to, separately and independently, meet the minimum eligibility requirement under Para 2.4.

2. Note No-2- regarding Sub Para 2.5 above

- (i) The work is considered to be **substantially completed** if **90% or more** of the work is physically completed which is to be substantiated by a certificate from the employer who has awarded the work to the Consultant.
- or
- (ii) If **90% of payment of the awarded contract value** or revised contract value whichever is lower has been received by the Consultant. This is to be substantiated by a certificate from the employer who has awarded the work to the Consultant.
- (iii) Only work executed as main consultant to the employer shall be considered/evaluated. Works executed as sub-consultant to a main consultant shall not be considered.
- (iv) Execution of eligible work for a Main contractor to the Employer for a design & build contract shall also be considered. However, in such a case in addition to the satisfactory completion certificate issued by the main Contractor, Consultant seeking empanelment has to submit documentary evidence signed by Director of the main Contractor that main contractor was engaged by the employer for execution of construction activities for the same work and work is completed successfully, without which such works shall not be considered.
- (v) For completed eligible Works, value of work done shall be updated to last day of the previous month of EOI submission price level assuming **5%** inflation for Indian Rupees every year and **2%** for foreign currency portions per year (compounded). In case the value of the completed works is in a currency other than Indian Rupees, the value of work in foreign currency shall be converted into equivalent Indian Rupees by adopting SBI TT selling rates as prevailing on 28 days before the latest date of submission of EOI Application.
- (vi) In case it is found during the evaluation of EOI Application or at any time thereafter the empanelment of Consultant that the Consultant has made material misrepresentation or has given any materially incorrect or false information, In their EOI Application or any Documents attached thereto (in substantiation of claimed fulfilment of eligibility criteria), the Empanelment of the Consultant shall be annulled with immediate effect and the said Consultant , adjudged to have engaged in material misrepresentation or to have given in any incorrect information in their EOI Application, may be disqualified and banned for further business dealings for a period of 05 years with the Employer/Indian Railways.
- (vii) Consultants are directed to ensure strict compliance with **Note (i) & (ii) to Sub Para (vi) of Para-3.1.2** of EOI Document.

3. Note no-3- regarding Documentation required sub-Para 2.5

In substantiation of claimed Experience, the Consultant seeking empanelment shall be required to submit the following Documentation, as applicable;

(i) In Case of “successfully completed Works”

a) Self-Attested Copies of completion certificates of eligible Works, mentioning;

(i) Name of Work

(ii) Contract Agreement number

(iii) Name of Contractor

(iv) Contract Amount

(v) Value of Completed Work

(vi) In case of DBLS work, the PMC Portion of the Value of completed work

(vii) In case of executing Agency being JV/Consortium, the Consultant Participation, in % terms

and;

(viii) Certifying successful completion of the (eligible) Work and also, certifying;

a) In case of Successful completion of **PMC Work**- Certificate shall mention successfully completed PMC Work and mention the PMC work to include Civil, Track, OHE & Signaling and telecommunication Works.

b) Certificate must have been issued, by the original Contact Awarding Authorities like Railway / Regional Railway Authorities/High Speed Railway Authority/ Metro Railway Authority/DFCCIL or the Main contractor to the Employer for a design & build contract (DBLS Contract).

c) In case of eligible work done in the aforesaid DBLS contract, in addition to the above stated satisfactory completion certificate issued by the main Contractor, Consultant seeking empanelment has to submit documentary evidence signed by Director of the main Contractor that the aforesaid main contractor was engaged by the concerned Employer for execution of construction activities for the same work and work is completed successfully.

(ii) In Case of “Substantially Completed Works”

Completion Certificate, showing, **in addition to the details as mentioned above**, also the details of ‘Value of Substantially completed Work’ and Certifying successful substantial completion of the (eligible) Work(s) , as mentioned above and issued by relevant Authorities , as mentioned above

Section-2: Evaluation Methodology

2.1 Establishment and Certification of Firm (Sub Section 2.3 of section-1-Minimum Eligibility Criteria)

2.1.1 Year of Establishment-The Consultant shall, in their EOI Application, reflect the Year of establishment in India, in Form-1. The Consultant’s Firm shall have been established (**registered in India**) for a **minimum period of 05 Years from the EOI Notification date i.e. the period from Consultant’s Year of establishment to EOI Notification date shall be minimum Five years.**

*Note-In Case of Consultant being, JV; each Constituent Member (Lead Partner and each of respective Partners) shall be required to, separately, furnish data regarding ‘Year of establishment in India’ (in the Format appended as **Form-1**) and must show to meet the minimum eligibility criteria;*

2.1.2 Availability of ISO Certification- Maximum Marks -05

S.no	Parameter	Marking criteria	Maximum Marks
1	Availability of a valid ISO Certification	(If valid ISO Certificate available)= 5 Marks If Not available= 0 Marks	5

Consultant shall furnish the required information in the **Form-1**, given in Appendix to Annexure-1;

Note-In Case of Consultant being, **JV**; **Following shall apply in case of ‘data regarding ‘Availability of a valid ISO Certification’**

- a) Each Constituent Member (**Lead Partner and each of respective Partners**) shall be required to, separately, furnish data regarding “**Availability of a valid ISO Certification**” in the Format appended as **Form-1**;
- b) **In Case, one of the JV Constituent Member does not score Marks for want of production of a valid ISO Certification**, the Total marks awarded to JV shall be zero.

2.2 Financial Standing -Average Annual Turn over-(Max Marks 20)

Consultant shall furnish the Annual turnover Data for the last five years, in **Form 3**, given in Appendix. The average of these Annual Turnover amounts shall be worked and be subject to assessment as below:

S.no	Average Annual Turnover	Marking criteria	Maximum Marks
1.	>=Rs.10 crores < =20 crores	10	20
2.	> Rs 20 crores < =30 crores	12	
3.	>Rs.30 crore and <= Rs.50 crores	15	
4.	>Rs.50 crores	20	

Note-In Case of Consultant being, **JV**; **Following shall apply in case of ‘data regarding ‘Average Annual Turnover’**

- a) Each Constituent Member (**Lead Partner and each of respective Partners**) shall be required to, separately, furnish data regarding “**Annual turnover Data**” in the Format appended as **Form-3**;
- b) The Evaluation / assessment of the ‘Average Annual Turnover’ of the JV Consultant shall be in terms of the **Para 3.1.2.(x) [Invitation for EOIs]**

2.3 Work Experience (Max Marks 30)

In order to be eligible for award of marks under this criterion, the Consultant shall submit, details of Number [**Minimum two Works**] of, Project Management Consultancy Contracts (PMC) / General Consultancy Services (GC) /Engineering Services Consultant (ECS)/ Independent Engineer (IE)/ Authority Engineer (AE), **successfully completed/ substantially completed**, during the **last 07 (seven) years ending last day of the month before the month of EOI submission** for Railway/Regional Railway Project/High Speed Railway/LRT/ Metro Railway/DFCCIL projects in INDIA and outside India [Outside India experience is **subject to Note no-3.1.2 (viii) & (ix)** (Sub Para title-‘**Invitation of EOIs**’), of the **minimum Contract value of INR 5.0 crores**. The aforesaid details to be given in the **Form 4**, given in the Appendix.

The text ‘**minimum Contract value**’, as appearing, in the first sub-Para of Para 2.3, above, **shall mean the total Contract Amount, as referred in the respective & relevant Experience certificate (issued by the respective Client), submitted by the Consultant for that Work (claimed as Work experience).**

Marking Criteria (Maximum Marks 30)

S.no	No of Eligible Projects (Railway / Regional Railway Project/High Speed Railway / LRT/Metro Railway/DFCCIL Projects) successfully completed/substantially completed during the last 7 years(from EOI Notification Date)	Marking criteria	Maximum Marks	Documents required
1.	02-05 Projects of Rs. 05 crs & above or; 02-04 Projects of Rs. 08 crores and above	10 marks	30	Eligibility Criteria & Eligible Works – Ref – Sub Para 2.5 of Section-1: Minimum Eligibility Criteria Regarding Other Conditions and Documentation required, Ref- Note no-2 & 3 regarding Para 2.5
2	06-09 Projects of Rs. 05 crs & above or; 05-07 Projects of Rs. 08 crores and above	20 marks		
3	10 Projects or more of Rs. 05 crs. & above or; Above 07 projects of Rs. 08 crs and above 03 Projects and above of Rs. 50 crores & above or; 02 Projects and above of Rs. 100 crores & above	30 marks		

2.4 Key personnel on the Permanent payroll of the Consultant (Max Marks 45)

2.4.1 Consultants Employee Strength (Max Marks 10)

(Permanent employees with the firm working for more than one year in PMC /GC/ESC /IE/AE projects)

Permanent employees with the firm working for more than one year in PMC /GC/ESC /IE/AE projects	Marks
>=25 employees to <=50 employees	05
>50 employees to <=100 employees	07
>100 employees	10

Details, of the Permanent Employees, during the (FY) Year 2021-22 & 2020-21, to be given in a self-attested Tabular statement, in the Format, contained in **Form-5.1** (attached)

2.4.2 Key Expert (Max Marks 35)

(Key Personnel on Permanent Roll of the Consultant)

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

Sn	Key Expert Position	Minimum Requirement for Proposal of Position		Additional Marks in case of more qualification than minimum requirement	Relevant Experience (Minimum)	Marking Criteria	Max. Marks Allocation
		Minimum Qualification Requirement	Marks for min. qualification				
1	Team Leader/ Chief Resident Engineer / Project Director	Bachelor's degree in Civil/Electrical/ Electronics and Communication Engineering or equivalent from a recognized University / Institution.	02	01 mark - for Post Graduate in Civil/Electrical/ Electronics and Communication Engineering	<p>Total Experience – Minimum 15 Years of experience post-bachelor's degree in Civil/Electrical/ Electronics and Communication Engineering or equivalent from a recognized University / Institution.</p> <p>Relevant Experience- Minimum 5 years of experience in leading (In-Charge) Project Management Team for PMC/GC/IE/AE/ECS for railway/metro Projects or with Construction Project Team for Railway / Regional Railway Project/High Speed Railway /LRT/ Metro Railway Projects</p>	<p>Relevant Experience (post-bachelor's degree;)</p> <p>< 05 years -0 Mark 05 years – 0.5 Mark</p> <p>0.25 Marks for every 1 year of additional experience beyond 05 years, subject to maximum of 1.5 mark for additional experience</p>	5
2	Resident Engineer (Civil)	Graduate in Civil Engineering from a recognized University/ Institution.	01	-	<p>Total Experience – Minimum 10 years of experience in case of Bachelor's degree</p> <p>Relevant Experience - At least 5 years' experience in execution/ supervision of Railway / Regional Railway Project/High Speed Railway /LRT/ Metro Railway Projects with Project Management Consultant or with Construction Project Team as In-Charge or one level below In charge One level below In-charge.</p>	<p>Relevant Experience</p> <p>< 05 years – 0 Mark 05 years – 0.5 Mark</p> <p>0.25 Marks for every 1 year of additional experience beyond 05 years, subject to maximum of 1.5 mark for additional experience</p>	3

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

3	Resident Engineer (Bridge)	Degree in Civil Engineering from a recognized University/ Institution.	01	-	<p>Total Experience- Minimum 10 years of experience in case of Bachelor's degree</p> <p>Relevant Experience At least 5 years' experience in execution/ supervision of Railway such as Railway / Regional Railway Project/High Speed Railway /LRT/ Metro Railway Projects etc. with Project Management Consultant or with Construction Project Team.</p>	<p>Relevant Experience</p> <p>< 05 years – 0 Mark 05 years – 0.5 Mark</p> <p>0.25 Marks for every 1 year of additional experience beyond 05 years, subject to maximum of 1.5 Mark for additional experience</p>	3
4	Resident Engineer (S&T)	Graduate in Electronics and Communication Engineering from a recognized University/ Institution. Note:- If he/she is retired in Gazetted grade, his/her minimum educational qualification may be 'three years Diploma' in relevant discipline.	01	-	<p>Total Experience- Minimum 10 years of experience in case of Bachelor's degree</p> <p>Relevant Experience At least 5 years' experience in installation/ Maintenance of S&T Systems of Railway / Regional Railway Project/High Speed Railway /LRT/ Metro Railway Projects</p>	<p>Relevant Experience</p> <p>< 05 years – 0 Mark 05 years – 0.5 Mark</p> <p>0.25 Marks for every 1 year of additional experience beyond 05 years, subject to maximum of 1.5 Mark for additional experience</p>	3
5	Resident Engineer (Electrical)	Graduate in Electrical Engineering from a recognized University/ Institution Note: If he/she is retired in Gazetted grade,	01	-	<p>Total Experience- Minimum 10 years of experience in case of Bachelor's degree</p> <p>Relevant Experience- At least 5 years' experience in Maintenance/Construction of OHE & PSI Works of Railway Projects/Metro Projects.</p>	<p>Relevant Experience</p> <p>< 05 years – 0 Mark 05 years – 0.5 Mark</p> <p>0.25 Marks for every 1 year of additional</p>	3

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

		his/her minimum educational qualification may be 'three years Diploma' in relevant discipline.				experience beyond 05 years, subject to maximum of 1.5 Mark for additional experience	
6	Expert - Contract Management	Graduate in Civil Engineering from a recognized University/ Institution.	01 Mark	-	<p>Total Experience- Minimum 10 years of experience in case of Bachelor's degree in or 15 years in case of Diploma.</p> <p>Relevant Experience At least 5 years professional experience in Contract Management of Railway/ Metro/Highway project.</p>	<p>Relevant Experience</p> <p>< 05 years – 0 Mark</p> <p>05 years – 0.5 Mark</p> <p>0.25 Marks for every 1 year of additional experience beyond 05 years, subject to maximum of 1.5 Mark for additional years of experience</p>	3
7	Expert-Alignment and Survey	Graduate in Civil Engineering from a recognized University/ Institution.	01 Mark	-	<p>Total Experience- Minimum 10 years of experience in case of Bachelor's degree in or 15 years in case of Diploma.</p> <p>Relevant Experience At least 5 years' Experience in professional experience in the field of alignment design of Railway/ Metro/Highway projects, also using & conversant with Autodesk 3D Civil/ Bentley Rail Track or Similar software</p>	<p>Relevant Experience</p> <p>< 05 years – 0 Mark</p> <p>05 years – 0.5 Mark</p> <p>0.25 Marks for every 1 year of additional experience beyond 05 years, subject to maximum of 1.5 Mark for additional years of experience</p>	3
8	Sector Expert/ Civil/ P-Way	Diploma in Civil/Electrical/ and Mechanical Engineering from a recognized	01 Mark	0.25 Mark - for Graduate in Civil/Electrical/ and Mechanical Engineering	<p>Total Experience- Minimum 5 years of experience in case of Bachelor's degree</p> <p>Relevant Experience At least 3 years' experience in track laying in</p>	<p>Relevant Experience</p> <p>< 03 years – 0 Mark</p> <p>03 years – 0.5 Mark</p>	3

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

		University/ Institution.			construction/Doubling/Gauge Conversions of Railway Lines or Track Renewals	0.25 Marks for every 1 year of additional experience beyond 05 years, subject to maximum of 1.25 Mark for additional years of experience	
9	Sector Expert/ Bridge/ Substructure	Graduate in Civil Engineering from a recognized University/ Institution.	01 Mark	-	Total Experience- Minimum 5 years of experience in case of Bachelor's degree in or 10 years in case of Diploma Relevant Experience At least 3 years' experience in the Construction of Bridges for the substructure of major/important bridges works for the Railway/Metro/Highway Infrastructure Project.	Relevant Experience < 03 years – 0 Mark 03 years – 0.5 Mark 0.25 Marks for every 1 year of additional experience beyond 03 years, subject to maximum of 1.5 Mark for additional years of experience Mark for additional years of experience	3
10	Sector Expert/ Bridge/ Superstructure	Graduate in Civil Engineering from a recognized University/ Institution.	01 Marks	-	Total Experience- Minimum 5 years of experience in case of Bachelor's degree in or 10 years in case of Diploma. Relevant Experience At least 3 years' experience in Construction, Fabrication/ Launching of Superstructure of Steel Girders for the Railway/Metro/Highway Infrastructure Project.	< 03 years – 0 Mark 03 years – 0.5 Mark 0.25 Marks for every 1 year of additional experience beyond 03 years, subject to maximum of 0.5 Mark for additional years of experience	2
11	Quality Control Expert	Graduate in Civil Engineering from a recognized University/ Institution.	01 Marks		Total Experience- Minimum 5 years of experience in case of Bachelor's degree in or 10 years in case of Diploma. Relevant Experience At least 3 years' experience in Quality Assurance/Control Engineer heading or assisting the head of the Quality	< 03 years – 0 Mark 03 years – 0.5 Mark 0.25 Marks for every 1 year of additional experience beyond 03 years, subject to maximum of 0.5	2

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

					Assurance/Control team on a Railway/Road project	Mark for additional years of experience	
12	Railway Operations & Safety Expert	Bachelor's Degree in Science and/ or three years diploma in Engineering field from a recognized University/ Institution.	01 Marks		<p>Total Experience- Minimum 10 years of experience in case of Bachelor's degree in or 15 years in case of Diploma</p> <p>Relevant Experience At least 5 years' experience as a Safety Officer/SHE officer in Railway/Metro projects with Project Management Consultancy or executing agency.</p>	<p>< 05 years – 0 Mark 05 years – 0.5 Mark</p> <p>0.25 Marks for every 1 year of additional experience beyond 05 years, subject to maximum of 0.5 Mark for additional years of experience</p>	2
Total Marks							35 Marks

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

Note:

- 1) Weightage / Marks for the above Key Personnel will be given only if he/she is employed (on permanent roll having EPF A/c) with the Applicant Firms for more than 01 Year from the date of EOI.

(i) In Substantiation, the Consultant is required to **submit, the following documents** [each document to be certified by the Consultant as “True Copy”] **along with CV [in Form-8] of each of such Key Personnel**, mentioned above ;

- 2) latest, as issued [& duly certified by the Consultant, as True copy'] Salary slip of each of the said professionals with details like Description of the Employer, Employee No., Year of Employment, PF Account No. (PF Account No. is not, a mandatory requirement) mentioned therein and the associative details of salary, clearly mentioning therein.

And/or;

Form-16.

And /or

Form 26-AS of the professional

- 3) **Non submission of the above cited document** (as mentioned above in preceding Para) **along with CV [in Form-8] of Each Key Personnel, in isolated cases**, shall result in marks, allocated to such Professionals (in this document above) being deducted by the Client. **Non submission of the above cited document along with CV [in Form-8] of each Key Personnel, in case of all the above-mentioned Professional positions**, may result in the Consultant’s EOI Application, being rejected by the DFCCIL.
- 4) Any one or more specific noncompliance, with the above minimum eligibility requirements, per se, shall not result in rejection. Client shall assume that Consultant shall, if the need arises, engage more Professionals of requisite educational Qualification and Work Experience for the Physical execution of Consultancy Services Contract, as & when awarded, post Empanelment to the respective consultant, by the Indian Railways.
- 5) Post empanelment, any Change/replacement [with a suitable Professional having equivalent or better qualification and experience, as compared to the Professional being replaced] of “Key Personnel on the Permanent Payroll of the Consultant” shall be subject to prior approval of the Indian Railways.
- 6) DFCCIL-Client/Employer reserves the right to, independently, assess the CVs and the documents, attached therewith.
- 7) Consultant shall and so solemnly aver, that **the Consultant shall not outsource/ Sublet the Consultancy Works, as awarded by the IR in Future after empanelment unless prior approval is sought and given by Indian Railways or the concerned IR subordinate offices.**
- 8) Post empanelment and upon a Consultancy Work being awarded by IR or any of its subordinate offices, Consultant **shall not replace any of the Minimum Key Personnel unless approved in Advance by IR** or the concerned Sub Ordinate office awarding the Works.
- 9) In Case of prior Approval being given by IR or the concerned Sub Ordinate office awarding the Works, the Replacement of any of the Minimum Key personnel on the Permanent payroll of the Consultant shall be made **with a suitable Professional having Equivalent or better qualification and experience (as compared to the Professional being replaced).**

Distribution of maximum Marks

s.n	Eligibility criteria	Max Marks
(i)	Availability of a valid ISO Certification	05
(ii)	Average Annual Construction turn over	20
(iii)	Work Experience	30
(iv)	Minimum Key personnel on the Permanent payroll of the Consultant	45
	Total	100

Section -3 : Eligibility of Participation for the Consultants

The Consultant shall eligible for the projects as per the marks obtained by the Consultant in the section 2 'Evaluation Methodology' shall be as below –

Eligibility of (Post Empanelment) Participation in Future IR Consultancy Contract

S.No.	Marks Obtained by the Consultant	Class of Empaneled Consultants	Eligibility (Contract Value)
1	< 70 Marks	Ineligible for the empanelment	Ineligible for the empanelment
2	70-80 Marks	Class-C	Eligible for IR Consultancy Works of value up to 02 crores
3	81-90 Marks	Class- B	Eligible for IR Consultancy Works of Value up to 10 Crores
4	91-100	Class-A	Eligible for all values of IR Consultancy Works

Appendix to Annexure-1

Form—1

EOI Notification no-HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023

Ref-Section-1 (Minimum Eligibility criteria) with Sub Section-2.3 (Establishment and certification of firm), Sub Section 2.3.1 (Availability of ISO Certification) of Annexure-1 and Sub Para 3.1.3 (requirement of PAN Number & GST Registration) of Request for ‘Expression of Interest’ [EOI]

1. Consultant Name-

1.1 Single Entity, Lead Partner or Partner *(strike whichever is not applicable)-*

1.2 In Case of Lead Partner , the Name of Consultant Entity- **JV Participation (%)**-

1.3 In Case of First Partner, the Name of Consultant Entity- **JV Participation (%)**-

1.4 In Case of Second Partner, the Name of Consultant Entity- **JV Participation (%)**-

(In Case of 1.2,1.3 & 1.4 above, strike whichever is not applicable)

S. No.	Parameter	Marking criteria	Document required in support	Description of document attached	Attached Documents placed at Page no — Of EOI Application
1	Year of Establishment	Submission mandatory	Self-attested copy of the Firm Registration		
2	Valid ISO Certification	MM-05 (Submission mandatory)	Self-attested copy of the ISO Certification		
3	GSTIN No.	Submission mandatory	Self-attested copy of GST Registration Certificate		
4	PAN Card no.	Submission mandatory	Self-attested copy of PAN Card		

MM-Maximum Marks

Note-In Case of Consultant being, **JV**; **Following shall apply in case of ‘data regarding ‘Availability of a valid ISO Certification’**

- a) Each Constituent Member (**Lead Partner and each of respective Partners**) shall be required to, separately, furnish the above required data in this **Form-1**;

Full Signature on Claiming Consultant’s round Stamp	
Signature in initials	
Name	
Designation	
Cell phone number	
E Mail ID	

Ref- Sub Section- 2.4 (Minimum Eligibility criteria-Financial Standing) of Annexure-1 and Note-1 below Table of Section-1

EOI Notification no-HQ/EN/WC/EDAM(EOI)/1/2022/14 dated 09-05-2023

1. Consultant Name-

1.1 Single Entity, Lead Partner or Partner *(strike whichever is not applicable)-*

1.2 In Case of Lead Partner, the Name of Consultant Entity- **JV Participation (%)**-

1.3 In Case of First Partner, the Name of Consultant Entity- **JV Participation (%)**-

1.4 In Case of Second Partner, the Name of Consultant Entity- **JV Participation (%)**-

(In Case of 1.2, 1.3 & 1.4 above, strike whichever is not applicable)

Financial Data	FY-1 (2021-22)	FY-2 (2020-21)	FY-3 (2019-20)	FY-4 (2018-19)	FY-5 (2017-18)
Net Worth (NW)					

Note –

- i. FY shall mean Financial Year. The data in the above Form shall be certified by the Independent Chartered Accountant.
- ii. In Case of Consultant being, **JV**, each Constituent Member (**Lead Partner and each of respective Partners**) shall be required to, separately, furnish data regarding ‘**Net worth**’ in this **Form-2**.
- iii. The FYs, during which Consultant [i.e. Single Entity or each Constituent Member of JV] registered **negative Net worth, shall not exceed two.**
- iv. In case, the Consultant [i.e. Single Entity or each Constituent Member of JV] fails to submit data for the FY 2021-22, the Consultant shall be awarded ‘Nil’ marks on this parameter during Evaluation.
- v. In case of a Financially sound Consultant, submitting EOI Application, being wholly owned entity of Government [Entity, wholly owned by a National Government, other than Indian Government, must be **registered** [Ref- Para 2.1 (Invitation for EOI)], **in India**, entirely funded or which is, regularly, receiving financial support from the aforesaid National Government, the requirement of “**Net Worth**” shall not be applicable and as such entities are not required to submit the details in the ‘**Form-2**’, such entity may submit, here under Form-2, a self-attested statement to the effect as under;

“That We (name of the Consultant, as mentioned on the Registration Certificate), being fully cognizant of Facts, hereby aver that We are a ‘Non Stock’ Government owned entity which is entirely funded by that Government or which , regularly, receives financial support from the Government.[strike whichever is not applicable]”

Note to (v) above- The aforesaid/ concerned entities are required to attach **Government shareholding / Government Ownership certificate** and in case of the owner Government, being other than Indian Government, such entities are required to submit (in addition) a valid **Registration** [to establish the said entity being registered in India- (Ref- Para 2.1 (Invitation for EOI)], **Certificate.**”

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

Verified by Chartered Accountant

Signature on Stamp	
Date of CA's signature	
CA's Name	
CA's UDIN	
CA's firm	
CA/CA's Firm Address	
CA's contact number	
CA's E Mail	

Full Signature on Claiming Consultant's round Stamp	
Signature in initials	
Name	
Designation	
Cell phone number	
E Mail ID	

EOI Notification no-HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023

Ref-Sub Section-2.4 (Minimum Eligibility criteria-Financial Standing) with Sub Section-2.4.1 (Financial Standing - Average Annual Turnover) of Annexure-1

1. Consultant Name-

1.1 Single Entity, Lead Partner or Partner *(strike whichever is not applicable)-*

1.2 In Case of Lead Partner , the Name of Consultant Entity- **JV Participation (%)**-

1.3 In Case of First Partner, the Name of Consultant Entity- **JV Participation (%)**-

1.4 In Case of Second Partner, the Name of Consultant Entity- **JV Participation (%)**-

(In Case of 1.2,1.3 & 1.4 above, strike whichever is not applicable)

Financial Data	FY-1 (2021-22)	FY-2 (2020-21)	FY-3 (2019-20)	FY-4 (2018-19)	FY-5 (2017-18)	Average Annual Turn Over
Information from Audited Balance sheet						
Annual Turn over						

Note - The data in the above Form shall be certified by the Independent Chartered Accountant.

Note-

1. In Case of Consultant being, **JV**; **Following shall apply in case of ‘data regarding ‘Average Annual Turnover’**
 - a. Each Constituent Member (**Lead Partner and each of respective Partners**) shall be required to, separately, furnish data regarding ‘**Annual turnover**’ in this **Form-3**;
 - b. The Evaluation / assessment of the ‘Average Annual Turnover’ of the JV Consultant shall be in terms of the **Para 3.1.2.(x)** [Invitation for EOIs].
2. In Case the Consultant fails to submit Average Annual turnover for the FY 2021-22, the Consultant shall be awarded ‘Nil’ marks on this parameter during Evaluation.

Verified by Chartered Accountant

Full Signature on Claiming Consultant’s round Stamp	
Signature in initials	
Name	
Designation	
Cell phone number	
E Mail ID	

EOI Notification no-HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023

Ref- Sub Section -2.5 (Minimum Eligibility Criteria-Work Experience) with Sub Section -2.5.1 (Work experience) of Annexure-1

1. Consultant Name-

1.1 Single Entity, Lead Partner or Partner *(strike whichever is not applicable)-*

1.2 In Case of Lead Partner , the Name of Consultant Entity- **JV Participation (%)**-

1.3 In Case of First Partner, the Name of Consultant Entity- **JV Participation (%)**-

1.4 In Case of Second Partner, the Name of Consultant Entity- **JV Participation (%)**-

(In Case of 1.2,1.3 & 1.4 above, strike whichever is not applicable)

Sn	Description of eligible Consultancy (Ref-2.5.1-Section-1) contracts of Minimum Contract Value- INR 5.0 Crores –	Project includes Civil, Track, OHE and Signalling & telecommunication (Yes/No)	Contract Agreement number & Date	Commencement Date & Completion date	Contract Amount (in Crores of INR)	Portion of Contract Amount pertaining to Eligible Consultancy (PMC) component of the Works (in Crores of INR)	Role on the Assignment ;As Prime Contractor .JV/Consortium Partner	In case of JV, specific % Participation & Role in JV/Consortium]	Whether successfully completed/ / substantially completed	Contractual Payment received by the Claiming Consultant till 30-04-2023(in Crores of INR)	Portion of Payment received (Col-11) pertaining to Eligible Consultancy Components	Document submitted in substantiation	Documents placed at Page no — Of EOI Application
[1]	[2]	[3]	[4]	[5]	[6]	[7]	[8]	[9]	[10]	[11]	[12]	[13]	[14]

Note-

- (i) Regarding Eligibility Criteria & Eligible Works, refer Sub Para 2.5 of Section-1: Minimum Eligibility Criteria for strict compliance.
- (ii) Regarding Other Conditions and documentation required, refer-Note no-2 & 3 regarding Para 2.5

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

Signature on Claiming Consultant's round Stamp	
Name	
Designation	
Cell phone number	
E Mail ID	

EOI Notification no-HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023

Ref- Sub Section -2.4 of Section-2 of Annexure-1 (Key Personnel on the Permanent payroll of the Consultant)

Consultant Name-

sn	Key Expert position	Name of expert	Description of Educational Qualification with Year of Passing	Claimed Work Experience (Period-from Year -to Year)	Documents placed at Page-No-
					(i) CV at- (ii) Salary Slip at- and/or, (iii) Form-16 at- and/or, iv) Form-26AS at-

Note-

(i) Client would, normally, not be scrutinizing / verifying (from respective source) any Professional's CV **for Authentication of the details, mentioned therein the said Professional's CV (submitted by the Consultant)** and would be relying upon the Data furnished by the Consultant in their EOI Application **but reserves the right to seek, at any point of time, the original certification of any Professional, for further scrutiny and if considered necessary, the verification from source.**

(i) **Consultant Averment**

We, the Consultant, hereby aver that all the information, provided by us in this Form-5 is, being premised upon Professional's relevant Certificates (viewed in original), correct and authentic. We, the Consultant, are fully responsible for the correctness for the information, submitted by us and we accept that any misinterpretation or misrepresentation, subsequently detected and so adjudged (by the Client), in this Form may lead to our disqualification, during Client Evaluation of the EOI Applications and Post empanelment, empanelment shall be annulled/cancelled with consequent Blacklisting/Banning of Business with that Consultant for a period up to five years from the EOI Application submission date, as the case may be.

We, the Consultant, further, aver that the above cited Key Personnel on the Permanent payroll of the Consultant shall, always, be available for execution of any Indian Railway Consultancy Contracts, awarded Post empanelment to the Consultant. Any change in such Key Personnel shall be subject to prior approval of the Indian Railway's Competent Authority.

Signature on Claiming Consultant's round Stamp	
Name	
Designation	
Cell phone number	
E Mail ID	

Form-5.1

Permanent employees with the Consultant firm working for more than one year in PMC /GC/ESC /IE/AE projects:

EOI Notification no-HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023

Ref-Para-1.4(Eligibility criteria) with Para-2.4.1 (Permanent employees with the firm working for more than one year in PMC /GC/ESC /IE/AE projects) of Annexure-1

Financial Year	2022-23	2021-22
No. of Employee		

Signature on Claiming Consultant's round Stamp	
Name	
Designation	
Cell phone number	
E Mail ID	

Ref-Para-3.3.2 (Pre EOI Application Conference) of notification

FORMAT FOR CONSULTANT'S (PRE- EOI SUBMISSION) QUERY

(To be submitted through E Mail [empconsultantir@dfcc.co.in], both in PDF & MS Word)

EOI Notification no-HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023

Name of the Consultant Firm:

Name of the Authorized Representative:

Designation:

Cell phone number:

E-Mail ID:

Date of Pre-EOI Submission conference:

Sl. No.	Reference Section / Clause	EOI Page No.	Consultant Query with Justification	Existing Clause	Proposed amendment- Amended Clause

Signature on Claiming Consultant's round Stamp	
Name	
Designation	
Cell phone number	
E Mail ID	

Format of 'Covering Letter' to be submitted by the Consultants

To,

Mr. Praveen Kumar
Executive Director/Asset Management/WC
Room No. 505, DFCCIL Corporate Office
5th Floor, Supreme Court Metro Station Building,
New Delhi - 110001, INDIA

Ref- EOI for Empanelment of eligible consultants / Firms for undertaking consultancy services for Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects [EOI-2] -**EOI Notification no- HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023**

Dear Sir,

We, the Consultant;

comprised by a single Entity (Mention the full Name of the Consultant with complete postal address) or by a JV comprised by [mention the full name of the JV with JV's Postal address , Name of Lead Partner , Name of First Partner and Name of second Partner (as applicable) along with their respective postal Addresses with their respective JV Participation percentage] and;

being represented (for all intent & purpose, in relation with this EOI) by **Mr.** [insert Name of Authorised Signatory with Designation; a duly Notarised Power of Attorney (POA), in whose Favour, duly executed, in Form-9 or Form- 9.1 (as applicable), by the Consultant's Competent Authority (who has been Authorised by the Consultant's Board of Directors (BoD) to delegate the Authority and issue 'Power of Attorney'), is attached along with this Consultant's covering Letter] , in full cognizance of and in complete agreement with the EOI Notification [**No- HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023**] as amended through all subsequently issued Addenda, except as reflected specifically, clause wise under a separately given Consultant's Statement titled "Statement of Deviation with the EOI Notification and all subsequently issued Addenda", are, hereby, submitting our EOI Application, through E mail, for the empanelment. In case of no 'Statement of Deviation', being submitted by us, our EOI application shall be deemed to be in strict accordance with/in compliance with the aforesaid EOI notification notwithstanding anything mentioned to the contrary in our EOI application.

We, the consultant, undertake, to aver that

- a) Our EOI Application has been prepared after thorough application of mind and due diligence.
- b) Our EOI Application is complete in all respect, in terms of EOI Notification. All the required substantiating Documents have been attached and the required averments have been appended in this EOI Application.
- c) We, the consultant, are, fully aware that We shall be, fully, responsible for any omission or any deficiency in information, required averments or documentation.
- d) We, the Consultant shall desist from submitting, after formally submitting our EOI Application, any information or any document unless specifically asked by the Client.
- e) We, the Consultant, fully meet (in letter & spirit) the eligibility criteria, as stipulated in **Annexure-1 of the EOI Document** , as amended vide subsequently issued Addenda.
- f) We, the consultant, undertake, to observe, at all times, the Indian laws against fraud and corruption, including bribery, in force at the time of EOI Application submission.

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

- g) We, the consultant, unequivocally, convey that We have not been Blacklisted/Debarred/sanctioned by any Union Govt. / State Govt./ Ministry of Railways/ any multi-lateral Funding Agency. Further, We, the consultant, are not ineligible for this EOI, under Indian Laws.
- h) We, the consultant, hereby declare that all the information, statements, averments & Documents provided/made/attached in this EOI application is correct and authentic. We, the Consultant are fully responsible for the correctness of the information, statements, averments & Documents, submitted by us and we accept that any misinterpretation or misrepresentation contained in this Proposal may lead to rejection of the our (Consultant's) this EOI Application or cancellation /annulment of the Consultant empanelment with consequent Blacklisting/Banning of Business with that Consultant for a period up to five years from the EOI Application submission date, as the case may be.
- i) We the Consultant understand that if the certificates regarding empanelment criteria submitted by us are found to be forged/false or incorrect any time after empanelment that our empanelment shall be annulled/cancelled with consequent Blacklisting/Banning of Business with that Consultant for a period up to five years from the EOI Application submission date, as the case may be.
- j) We the Consultant, fully, understand that DFCCIL-Client reserves the right to cancel any or all of the EOI applications without assigning any reason.
- k) We, the consultant, unequivocally, convey that We have not been Blacklisted/Debarred/sanctioned by any Union Govt. / State Govt./ Ministry of Railways/ any multi-lateral Funding Agency. Further, We, the consultant, are not ineligible for this EOI, under Indian Laws.
- l) We, the consultant, hereby declare that all the information, statements, averments & Documents provided/made/attached in this EOI application is correct and authentic. We, the Consultant are fully responsible for the correctness of the information, statements, averments & Documents, submitted by us and we accept that any misinterpretation or misrepresentation contained in this Proposal may lead to rejection of the our (Consultant's) this EOI Application or cancellation /annulment of the Consultant empanelment with consequent Blacklisting/Banning of Business with that Consultant for a period up to five years from the EOI Application submission date, as the case may be.
- m) We the Consultant understand that if the certificates regarding empanelment criteria submitted by us are found to be forged/false or incorrect any time after empanelment that our empanelment shall be annulled/cancelled with consequent Blacklisting/Banning of Business with that Consultant for a period up to five years from the EOI Application submission date, as the case may be.
- n) We the Consultant, fully, understand that DFCCIL-Client reserves the right to cancel any or all of the EOI applications without assigning any reason.

Full Signature on Claiming Consultant's round Stamp	
Signature in initials	
Name	
Designation	
Cell phone number	
E Mail ID	

Form: Curriculum Vitae (CV) for Key personnel on Permanent pay role of the Consultant [Ref- Para 2.4.2 [EOI-2] - Key personnel on Permanent pay role of the Consultant

EOI Notification no-HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023

1. General

Position Title and No.	[e.g., K-1, TEAM LEADER] [<i>Note: Only one candidate shall be nominated to each position.</i>]
Name of Key Expert	[<i>Insert full name</i>]
Name of the Firm proposing the Key Expert	
Date of Birth	[<i>day/month/year</i>]
Nationality	
Country of Citizenship/Residence	

2. Education: [*List college/university or other specialized education, giving names of educational institutions, dates attended, degree(s)/diploma(s) obtained*]

3. Employment record relevant to the assignment: [*Starting with present position, list in reverse order. Please provide dates, name of employing organization, titles of positions held, types of activities performed and location of the assignment, and contact information of previous clients and employing organization(s) who can be contacted for references.*]

Period of Employment		Employing organization and your title/position. Contact information for references	Country	Summary of activities performed relevant to the Assignment
From (Date) to (Date)	Time expressed in Y/M/D			
[e.g., May 2021-present]		[e.g., Ministry of, advisor/consultant to... For references: Tel...../e-mail.....; Mr. Hbbbb, deputy minister]		

4. Membership in Professional Associations and Publications:

5. Language Skills (indicate only languages in which you can work): _____

6. Certification:

I, the undersigned, certify to the best of my knowledge and belief that:

- (i) This CV correctly describes my qualifications and my experience;
- (ii) In the absence of medical incapacity, I will undertake the assignment, as assigned to my position, in the Contract, for the stipulated duration;

I understand and do hereby aver that any misstatement/misrepresentation, in the information described herein this CV may lead to my disqualification or dismissal, if engaged.

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

Full Signature of Professional	
Name	
Designation	
Cell phone number	
E Mail ID	

I certify that I have, personally, scrutinized all the details, mentioned above in this CV. I have matched the aforesaid/ above mentioned details with the Original Documents, as satisfactorily submitted by the Professional and hereby, vouch for the authenticity of the details mentioned above in this CV.

I understand and do hereby aver that any misstatement/misrepresentation, in the information described herein this CV, may lead to disqualification or dismissal, of the Expert.

Full Signature of EOI Applicant Consultant Firm's Authorised representative	
Name	
Designation	
Cell phone number	
E Mail ID	

Annexure-2

Check List for Submission of Documents for EOI Application [Para 4.3 & Para 5.1 of EOI Document, to be submitted as an essential Annexure to the covering letter-Form-7]

While submitting the EOI Application, this check List shall require to be submitted along with Covering Letter

7. EOI Notification no-HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023

Sl. No.	Requirements of Technical Bid	Reference Clause No. of Bid Documents	Bidder's Name:-----	
			Yes / No	Ref. #
1	Covering Letter with the EOI Application	Form-7 & Para 4.2 of EOI Document		
2	This Check List with the above cited Covering Letter	Para 4.3 of EOI Document		
3	Form-1 (Establishment and ISO certification of firm), GSTIN No & PAN Card Number	Sub Section-2.3, 2.3.1-Section-1 of Annexure-1 and Sub Para 3.1.3 of Request for 'Expression of Interest' [EOI]		
4	Form-2 (duly certified by Independent Chartered Accountant) related with Financial Data -Net Worth	Sub Section-2.4-Section-1 (Minimum Eligibility criteria- Financial Standing) of Annexure-1		
5	Form-3 (duly certified by Independent Chartered Accountant) related with Financial Data-Annual Turn over	Sub Section-2.4.1-Section-1 Minimum Eligibility criteria- Financial Standing) of Annexure-1		
6	Form-4 related with Work experience	Sub Section -2.5 with Section -1 of Minimum Eligibility criteria- Financial Standing) of Annexure-1		
7	Form-5 related with Key Personnel on Permanent Roll of the Consultant	Sub Section -2.6 with Section -1 of Minimum Eligibility criteria- Financial Standing) of Annexure-1		
7.1	Form-8 related with Curriculum Vitae (CV) for Key personnel on Permanent pay roll of the Consultant - Key personnel on Permanent pay role of the Consultant.	Sub Section 2.6 (Key Personnel on Permanent Roll of the Consultant) with Section - 1 of Minimum Eligibility criteria- Financial Standing) of Annexure-1		
7.2	Power of Attorney (POA)-Form-9 or Form-9.1	Covering letter (Form-7) and Form-9 or Form 9.1		
7.3	Properly executed JV Agreement reflecting composition and percentage (Not less than 25% in any case) participation of each Constituent member	Para-3.1.2 of EOI Document		
8	Format for Affidavit to be submitted by consultant	Para 5.3.8 of EOI Document and Form-10		

Mention specifically, the 'clearly & indelibly marked page number' of the EOI Application.

Certificate

This is to certify that our EOI Application is in full compliance with all the conditions, requirements and stipulations, as included in this EOI Documents including all the related Notifications and Addenda thereto.

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

Full Signature of EOI Applicant Consultant's Authorised representative	
Name	
Designation	
Cell phone number	
E Mail ID	

Power of Attorney for Authorized Signatory of Single Entity

Ref- EOI Notification no- HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023

(to be executed on non-judicial Stamp paper of appropriate value & Notarised)

“Know all persons by these presents, we _____ do hereby constitute, appoint and authorize Mr/Ms _____ who is presently employed with us and holding the position of _____ & who is located at Address-----,as our **Authorised Representative** (our attorney), to do in our name and on our behalf, all such acts, deeds and things necessary in connection with or incidental to our Application for this EOI [EOI Notification no-HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023] for the works;

Including signing and submission of all documents and providing information/responses to Dedicated Freight Corridor Corporation of India Limited, representing us in all matters, dealing with Dedicated Freight Corridor Corporation of India Limited in all matters in connection with our Application for the aforesaid EOI till empanelled list of Consultant is published. The Said Authorised representative shall continue to represent us, in case of the Consultant being empanelled, in subsequent Tenders / Contracts floated by Indian Railways till the revocation of this POA with the prior permission of DFCCIL (prior & up to the empanelment) or Indian Railways (after empanelment), as the case may be.

We hereby agree to ratify all acts, deeds and things lawfully done by our said attorney pursuant to this Power of Attorney and that all acts, deeds and things done by our aforesaid attorney shall and shall always be deemed to have been done by us.

We, in addition, unequivocally, certify that the Signatory of this Power of Attorney (POA) has been duly authorised by Our Board of Directors (BoD) to issue POA, such as this one..

Dated this the _____ day of _____ 200_____.

(Signature of Authorized Signatory)

(Signature and Name in Block letters of Signatory, Designation, Company, Cell number & E Mail ID)
Seal of Company

Witness

Witness 1:

Name:

Address:

Occupation:

Cell no-

E Mail ID

Witness 2:

Name:

Address:

Occupation:

Cell no-

E Mail ID

Notary Attestation

Notary Stamp & Signature

Notes: The extract from BoD minutes, conveying authorisation of the Authorised signatory [for issuing this POA] to issue the POA, such as this one, shall be attached along with this POA.

Power of Attorney for Authorized Signatory in case of Consultant being Joint Venture (JV),
8. Ref- EOI Notification no- HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023

(to be executed on non-judicial Stamp paper of appropriate value & Notarised)

Whereas Dedicated Freight Corridor Corporation of India Limited has invited 'Expression of interest (EOI) related with EOI Notification number---- dated--- [Insert description of EOI], and

Whereas, the members of the Joint Venture [mention the Name of the JV--] comprising of M/s. _____ (lead partner) _____, M/s. _____, M/s _____, and M/s----- (Constituent Members or Partners) are interested in submission of EOI Application, in accordance with the terms and conditions, as contained in the EOI Document.

Whereas, it is necessary for the members of the Joint Venture (JV) to designate representative of the Lead Partner (Constituent Consultant Entity, having the maximum Stake in the JV), as the authorized representative of the JV, with all necessary power and authority to do, for and on behalf of the Joint Venture, all acts, deeds and things as may be necessary in connection with the Joint Venture's EOI Application.

NOW THIS POWER OF ATTORNEY WITNESSETH THAT:

*We, M/s. _____ (Lead Partner) _____, M/s. _____, M/s _____, [Partner] and M/s----- [Partner] hereby designate Mr/Ms. _____, _____, being representative of the lead partner of the Joint Venture, as the **Authorized Representative of the Joint Venture**, to do on behalf of the Joint Venture;*

all or any of the acts, deeds or things necessary or incidental to the Joint Venture's EOI Application, including submission of EOI Application, participating in conferences, responding to queries, submission of information/documents and generally to represent the Joint Venture in all its dealings with DFCCIL, in connection with the aforesaid EOI until culmination of the process of EOI i.e. till the empanelment of Consultant is published and in case of JV being an empanelled Consultant, thereafter (after the empanelment), in subsequent Tenders / Contracts floated by Indian Railways till the revocation of this POA with the prior permission of DFCCIL (prior to & up to the empanelment) or Indian Railways (after empanelment), as the case may be..

We hereby agree to ratify all acts, deeds and things lawfully done by the aforesaid Authorized Representative, [our said attorney, pursuant to this power of attorney] and that all acts deeds and things done by our aforesaid attorney shall and shall always be deemed to have been done by our Joint Venture

Signatory-1 (Lead Partner)		Signatory-2 (Partner)	
Signature		Signature	
Name in full		Name in full	
Designation		Designation	
Company		Company	
Cell Phone no-		Cell Phone no-	
E Mail ID		E Mail ID	

EOI Notification Reference No.: HQ/EN/WC/EDAM(EOI)/1/2022/14 dated-09-05-2023 [EOI-2]- Empanelment of eligible consultants / Firms for undertaking consultancy services for the Project Management Consultancy Service for Indian Railway (IR) Projects

	Witness-1- Signatory-1		Witness-2- Signatory-1		Witness-1- Signatory-2		Witness-2- Signatory-2	
Signature								
Name in full								
Designation								
Company								
Cell Phone no-								
E Mail ID								

Notes: The extract from respective BoD minutes, conveying authorisations of the each Authorised signatory [issuing this POA] to issue POA, such as this one, shall be attached along with this POA.

Notary Attestation
Notary Stamp & Signature

FORMAT FOR AFFIDAVIT TO BE SUBMITTED BY CONSULTANT ALONGWITH THE EOI APPLICATION

Ref- EOI Notification no- HQ/EN/WC/EDAM(EOI)/1/2022/14 dated- 09-05-2023

[Ref- Para 5.3.8 of EOI Document]

*(To be executed in presence of Public Notary on non-judicial stamp paper of the appropriate value in accordance with relevant stamp Act. The stamp paper has to be in the name of the Consultant)***

I *(Name and designation)***..... appointed as the attorney/authorized signatory of the Consultant (including its constituents), M/s. _____ (hereinafter called the Consultant) for the purpose of the EOI Application for the work of _____ as per the EOI Application No. _____ of DFCCIL, do hereby solemnly affirm and state on behalf of the Consultant including its constituents as under:

1. We understand that Client requires that Consultants, seeking empanelment, must observe the highest standard of ethics during the procurement and execution of such contracts. We confirm and undertake that we including our constituents, directly or otherwise have not been / shall not be engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the Contract in accordance with **Sub Section 2.2 of Section- 1 (Minimum Eligibility Criteria)-Annexure-1** to EOI Document.

We understand that **at any stage**, the Client-DFCCIL (during empanelment process) and Indian Railways (Post empanelment Tendering for IR Consultancy Contracts) shall have the right to **reject our EOI Application or our empanelment or any IR Consultancy Contracts awarded post empanelment**, if it is adjudged / determined that we have directly or otherwise, engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the contract and will sanction a Consultant or its successor, including declaring ineligible, either indefinitely or for a stated period of time, to participate in Client/Indian Railways' activities, if it at any time, it is determined that the Consultant has, directly or otherwise, engaged in corrupt, fraudulent, collusive, or coercive practices in competing for, or in executing a contract of the Employer in accordance with with **Sub Section 2.2 of Section- 1 (Minimum Eligibility Criteria)-Annexure-1** to EOI Document.

2. We declare that the Consultant or any of its constituents has not been Blacklisted/ banned for business dealings with Indian Railways along with any of its attached and subordinate offices through an order issued by Ministry of Railways (Indian Railways) or any of the attached and subordinate offices of Indian Railways or any Metro Rail Corporation in India or by Ministry of Commerce at any time and/or no such blacklisting is in force as on the deadline for submission of EOI Applications.
3. We declare that none of the previous contracts of the Consultant or any of its constituents had been terminated/rescinded for Consultant's failure by Indian Railways along with any of its attached and subordinate offices or by any metro rail organizations in India during the period of last 2 years before the deadline for submission of EOI Applications.

4. We declare that the Consultant or any of its constituents is neither Bankrupt/Insolvent nor is in the process of winding-up nor such a case is pending before any Court on the deadline of submission of the EOI Application.
5. We declare that the name of the Consultant or any of its constituents is not on the list of “Poor Performer” of Indian Railways along with any of its attached and subordinate offices or of any metro rail organizations in India as on the deadline for submission of EOI Application.
- 6.# We declare that financial data for last five financial years including that for the latest concluded financial year are being submitted duly certified by Chartered Accountant / Company Auditor.
7. We declare and certify that we have not made any misleading or false representation in the forms, statements and attachments in proof of the qualification requirements.
8. We declare that the information and documents submitted along with the EOI Application by us are correct and we are fully responsible for the correctness of the information and documents, submitted by us.
9. We understand that in case we cease to fulfil the requirements of qualifying and eligibility criteria at any time after submission / opening of EOI Applications and till finalization of EOI Applications, it will be our bounden duty to inform the Employer of our changed status immediately and in case of our failure to do so, the Employer has right to reject our EOI Application. In case, post empanelment, If such failure comes to the notice of Indian Railways at any time after award of the IR Consultancy contract(awarded post empanelment), it will lead to termination of the contract and forfeiture of Performance Security and any other Security as per the terms & Conditions of that IR Consultancy Contract. We shall also be liable for Banning of Business dealings for a period of five years.
10. We understand that if the contents of the affidavit are found to be false at any stage during EOI Application evaluation, it will lead to rejection of our EOI Application. Further, we ***[insert name of the Consultant]***** _____ and all our constituents understand that we shall be liable for banning of business dealings with DFCCIL & Indian Railways and any of IR Subordinate offices, for a period of five years.
11. We also understand that if, Post empanelment, the contents of the affidavit are found to be false at any time after the award of the Indian Railways’ Consultancy contract it will lead to termination of the contract, forfeiture of Performance Security and any other Security as per the terms & Conditions of that IR Consultancy Contract and Banning of Business dealings of the Consultant and all its constituents for a period of five years.
12. WE declare that We shall never outsource/ Sublet the Consultancy Works, as awarded by the IR in Future after empanelment unless prior approval is sought and given by Indian Railways or the concerned IR subordinate offices

(DEPONENT)

SEAL AND SIGNATURE OF THE CONSULTANT

Verification:

Verified on _____ day of _____ at _____ that the contents of the above-mentioned affidavit are true and correct and nothing material has been concealed there from.

(DEPONENT)
SEAL AND SIGNATURE OF THE CONSULTANT

*** The contents in Italics are only for guidance purpose and details as appropriate, are to be filled in suitably by Consultant.*

Attestation before Magistrate/Public Notary

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