

KHURJA - PILKHANI SECTION OF EASTERN DEDICATED FREIGHT CORRIDOR
PRE-QUALIFICATION OF SYSTEMS WORKS CONTRACT: CONTRACT PACKAGE: 305
RESPONSES TO PRE-SUBMISSION QUERIES OF THE APPLICANTS

S. No.	Reference to PQ Document	Clarification Sought by the Applicant	DFCC's Response
13	FORM CCC Section IV Application Forms	We understand that if the client certificate is not available as may happen in projects spread around the world or does not have the desired information then self-attested information about the JV and customer with details of member's share in the JV, Contract Amount and Date of Award of Work will be considered. Please confirm.	In addition to the self-attestation, Client's Certificate stating the member's share in the JV, Contract Amount and Date of Award of Work would be required.
14	ITA 17.1 / PDS	Owing to on –going holidays in India as well as Europe, we request you to extend the submission deadline at least by 6-8 weeks.	The deadline for submission of PQ application is revised. Refer Addendum No.3 dated 19.08.2016. For further update please visit DFCCIL website dfcc.gov.in.
15	Section II. Prequalification Data Sheet ITA 24.3	At this stage we cannot substantiate whether Key activity or activities which we are planning to Sub-Contract will amount to maximum 30% of total volume of work. We request you to please amend the maximum percentage of work permitted to be subcontracted to 50%.	Request not accepted. The provisions in the PQ document shall prevail.
16	Evaluation of Applications ITA 25.2	We understand that the Bidders shall be provided an opportunity to replace sub-contractor(s) at the submission of First Stage Technical Proposals. Also we assume that the Bidders shall also be allowed to propose new subcontractors for qualification of works allowed to be met through subcontractors at the time of submission of First Stage Technical Proposals. Please confirm.	The only opportunity for proposing a change of pre-qualified specialist sub-contractor is during the First stage Technical Submission process and DFCCIL reserves the right to reject any sub-contractor change proposals that do not meet the qualification criteria outlined in the PQ document.
17	ITA 4.2 PDS	As per fair industry practices for localization and government initiative as 'MAKE IN INDIA', we would request DFCCIL to amend the clause as follows: Maximum number of Partners in the JV shall be 4 (Four) (each member should have at least 15% of share with total for all members as 100%). In case of consortium having partners which are from same	Request not accepted. The provisions in the PQ document shall prevail.

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		parent or under common control, this requirement should be changed to <u>at least 45% 5% of share with total for all members as 100%.</u>	
18	ITA 24.1 PDS Sub-Contractors	<p>We understand that at this time the Employer does not intend to execute any part of the works by sub-contractors selected in advance by the Employer.</p> <p>However, we also assume that Employer will not include any subcontractors in advance for any part of the works at the time of submission of First Stage Technical Proposals. Please confirm.</p>	The provisions of the PQ document shall prevail.
19	<p>Section I. Instruction to Applicants ITA 25.4</p> <p>And</p> <p>Section II. Prequalification Data Sheer ITA 25.1</p>	<p>Under the prestigious initiative MAKE IN INDIA launched by Govt. of India, recent mega tenders launched by Indian Railways for Locomotives, EMU's have allowed the use of credentials of Associate. definition is again reproduced for your ref.</p> <p><u><i>2.2.9 In computing the Technical Capacity and Net Worth of the Applicant/Consortium Members under Clauses 2.2.2, 2.2.4 and 3.2, the Technical Capacity and the Net Worth of their respective Associates would also be eligible hereunder.</i></u></p> <p><u><i>For purposes of this RFO, Associate means, in relation to the Applicant/Consortium Member, a person who controls, is controlled by, or is under the common control with such Applicant/Consortium Member (the "Associate"). As used in this definition, the expression "control" means, with respect to a person which is a company or corporation, the ownership, directly or indirectly, of more than 50% (fifty percent) of the voting shares of such person, and with respect to a person which is not a company or corporation, the power to direct the management and policies of such person by operation of law.</i></u></p> <p>DFCCIL being an undertaking directly under the Ministry of Railways (India), should follow the same and include the provision of accepting the credentials of Associated as defined above.</p> <p>We would request you to change these clauses suitably and confirm.</p>	<p>Request not accepted.</p> <p>The provisions in the PQ document shall prevail.</p>

