



MAHARASHTRA STATE POWER GENERATION CO. LTD.

Volume: I

Tender RFX :3000013308

Section: IFB

REV: 00

INVITATION FOR BIDS (IFB)

MAHARASHTRA STATE POWER GENERATION CO. LTD. (MAHAGENCO)
Projects and Planning Department
3rd Floor, Prakashgad, Prof. Anant Kanekar Marg,
Bandra (East), Mumbai - 400 051

IFB No.: CE/P&P/250 MW Parli/FGD/EPC tender / 3000013308 Date: 04.11.2020

DETAILED INVITATION FOR BIDS (IFB)
(LOCAL COMPETITIVE BIDDING)
FOR
FLUE GAS DESULPHURISATION SYSTEM and AUXILIARIES
FOR
250 MW UNITS OF MAHAGENCO,
AT PARLI (3X250 MW) THERMAL POWER STATION


- 1.0** Maharashtra State Power Generation Co. Ltd. (MAHAGENCO), invites bids in two bid system (Part - 1: Techno-commercial Bid and Part 2: Price Bid) for Design, Engineering, Manufacture, Assembly, Testing at Works, Supply at Site; Civil, Structural & Architectural Works and Erection, Testing & Commissioning and Operation & Maintenance for 3years of FGD System and Auxiliaries on Engineering Procurement & Construction (EPC) Basis from eligible bidders for following units :

Bidder participating for following station	Unit No
Parli 3x250 MW	6, 7 & 8

- 2.0** The bid specification can be purchased online upon payment of INR 30,000(in words INR Thirty Thousands Only) plus taxes thereon by through Mahagenco's E-tendering System as per schedule.

- 3.0** The schedule for the bidding shall be as under:

Sr. No.	Event	Date(s)
1.	Start Date of Acceptance of Tender Fee and Download of Tender Document	04.11.2020, 16:00 Hrs.

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2.	Last Date for Acceptance of Queries/Comments from bidders.	18.11.2020, 15:00 Hrs.
3.	Pre-bid Conference	26.11.2020, 11: 00 Hrs
4.	Last Date of acceptance of Tender Fee and Download of Tender Document	21.12.2020 15:00 Hrs
5.	Last Date for submission of Online bid (Techno-commercial and Price Bids)	22.12.2020, 15:00 Hrs.
6.	Last Date for submission of bid (Techno-commercial) in physical form along with original EMD	23.12.2020, 15:00 Hrs
7.	Due Date for Opening of Part - 1 Bid (Techno-commercial Bid)	23.12.2020, 17:00 Hrs
8.	Due date for opening Part - 2 bids i.e. Price bids of qualified bidders	Shall be notified later

4.0 Minimum Qualifying Requirements for the Bidders:

4.1 The bidder should meet below mentioned Qualifying Requirements in addition to the other conditions stipulated under Instructions to Bidders (ITB) :

(A) Bidding through Qualified Wet Limestone based Flue Gas Desulphurization System Manufacturer (QFGDM)

Technical Criteria

The Bidder should meet the following requirements:

- a) The Bidder should be QFGDM. (QFGDM): Bidder should have designed, engineered, supplied, erected or supervised erection and commissioned or supervised commissioning of total contract for FGD installation in a pulverized Coal fired Power Plant, Wet Limestone based FGD system with single absorber having flue gas treatment capacity of flow not less than 6,00,000 Nm³/hr. for SO₂ removal.



- b) Foreign based QFGDM shall participate through following route:
- i) Its subsidiary company in India.
 - ii) Forming JV with Indian Company registered in India.
 - iii) Consortium with Indian EPC Company registered in India. (Consortium leader shall be Indian partner)

The bidder in this case shall be one of the Sr. No. i to iii above.


- c) QFGDM should submit performance certificate regarding satisfactory operation of FGD system from any end user along with relevant Purchase Order/Contract Agreement. Such system should have been in successful operation for a period not less than two (2) years within last 7 years prior to the date of Techno-commercial bid submission.

Financial Criteria:

- a) Average Annual financial turnover of the bidder and QFGDM consortium partner(s) individually during last 3 years, ending 31st March of the previous financial year, should be more than values as indicated in table below:-

Particulars	Average Annual financial turnover during last three financial years
Indian Bidder participating in the tender	Rs. 146.03Crore
QFGDM Consortium each partner	Rs. 14.60 Crore

- b) The Net Worth of bidder and QFGDM consortium partner (in case of Consortium) individually as on the last day of the preceding financial year should be positive. (QFGDM consortium partner is the member of consortium who is holding FGD technology or FGD manufacturer.)

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c) In case the bidder or consortium partner does not satisfy the financial criteria regarding Average annual financial turnover during last 3 financial years and Net worth on its own, then the financial & technical credentials of its holding company shall be submitted along with letter of undertaking from its Holding company supported by the Legal Document pledging unconditional and irrevocable financial & technical support to the bidder for the execution of the contract for five years from the last month of the date of bidding or till completion of defect liability period whichever is later.

d) The deed of joint undertaking (DJU), Consortium agreement should be submitted along with the Techno-commercial bid.

e) Any Bidder (including its Collaborator/ Associate/DJU Partner/JV partner/ Consortium Member/ Assignee, wherever applicable) from a country which shares a land border with India will be eligible to bid in this tender only if bidder is registered with the Competent Authority.


(Reference - F.No.6/18/2019-PPD Ministry of Finance Department of Expenditure Public Procurement Division, 161, North Block, New Delhi dated 23rd July 2020)

(B) Bidding as EPC Organization of FGD System, should fulfill all the following requirements.

Technical Criteria

The Bidder should meet the following requirements:

- a) The bidder should be an Engineering, Procurement and Construction (EPC) organization, based in India, and should have carried out installation of Wet Limestone based FGD system with single absorber capacity of treating flue gas flow not less than 6,00,000 Nm³/hr. for SO₂ removal in a pulverized Coal fired Power Plant on EPC basis.


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- b) Such FGD system should have been in successful operation for a period not less than two (2) years within last 7 years prior to the date of Techno-commercial bid submission. Bidder to submit performance certificate regarding satisfactory operation from any end user along with relevant Purchase Order/Contract Agreement.
- c) In addition to above, the bidder should be having valid collaboration agreement or technology licensing agreement (TLA) with QFGDM for minimum 5 years or till completion of defect liability period of the allotted FGD project whichever is later.
- d) QFGDM should submit performance certificate regarding satisfactory operation of FGD system from any end user along with relevant Purchase Order/Contract Agreement. Such system should have been in successful operation for a period not less than two (2) years within last 7 years prior to the date of Techno-commercial bid submission.
- e) QFGDM is one who has designed, engineered, supplied, erected or supervised erection and commissioned or supervised commissioning of total contract for FGD installation in a pulverized Coal fired Power Plant, Wet Limestone based FGD system with single absorber having flue gas treatment capacity of flow not less than 6,00,000 Nm³/hr. for SO₂ removal.

Financial Criteria:

- a) Average Annual financial turnover of bidder and collaborator (in case of Collaboration) individually during last 3 years, ending 31st March of the previous financial year, should be more than values as indicated in table below:-

Particulars	Average Annual financial turnover during last three financial years
Indian Bidder participating in the tender	Rs. 146.03Crore
QFGDM collaborator	Rs. 14.60 Crore

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- b) The Net Worth of bidder and collaborator (in case of Collaboration) individually as on the last day of the preceding financial year should be positive.
- c) In case the bidder or collaborator does not satisfy the financial criteria regarding Average annual financial turnover during last 3 financial years and Net worth on its own, then the financial & technical credentials of its holding company shall be submitted along with letter of undertaking from its Holding company supported by the Legal Document pledging unconditional and irrevocable financial & technical support to the bidder for the execution of the contract for five years from the last month of the date of bidding or till completion of defect liability period whichever is later.
- d) The deed of joint undertaking (DJU) & collaboration agreement / TLA should be submitted along with the Techno-commercial bid.
- e) Any Bidder (including its Collaborator/Associate/DJU Partner/JV partner/ Consortium Member/Assignee, wherever applicable) from a country which shares a land border with India will be eligible to bid in this tender only if bidder is registered with the Competent Authority.
(Reference - F.No.6/18/2019-PPD Ministry of Finance Department of Expenditure Public Procurement Division, 161, North Block, New Delhi dated 23rd July 2020)

(C) Bidding as a Steam Generator Manufacturer, should fulfill all the following requirements.

Technical Criteria

The Bidder should meet the following requirements:

- a) The Bidder, based in India, should have Designed, Engineered, Manufactured or got manufactured, Erected or Supervised Erection, Commissioned or Supervised Commissioning of Steam Generator in a single contract for Pulverized Coal Fired Power Plant of 200MW or higher capacity unit.



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- b) The above Steam Generator should have been in successful operation for a period not less than one (1) year within last 7 years prior to the date of Techno-commercial bid submission. Bidder to submit performance certificate regarding satisfactory operation from any end user along with relevant Purchase Order/Contract Agreement.
- c) In addition to above, the bidder should be having valid collaboration agreement or technology licensing agreement (TLA) with QFGDM for minimum 5 years or till completion of defect liability period of the allotted FGD project whichever is later.
- d) QFGDM should submit performance certificate regarding satisfactory operation of FGD system from any end user along with relevant Purchase Order/Contract Agreement. Such system should have been in successful operation for a period not less than two (2) years within last 7 years prior to the date of Techno-commercial bid submission.
- e) QFGDM is one who has designed, engineered, supplied, erected or supervised erection and commissioned or supervised commissioning of total contract for FGD installation in a pulverized Coal fired Power Plant, Wet Limestone based FGD system with single absorber having flue gas treatment capacity of flow not less than 6,00,000 Nm³/hr. for SO₂ removal.

Financial Criteria:

- a) Average Annual financial turnover of bidder and collaborator (in case of Collaboration) individually during last 3 years, ending 31st March of the previous financial year, should be more than values as indicated in table below:-

Particulars	Average Annual financial turnover during last three financial years
Indian Bidder participating in the tender	Rs. 146.03Crore
QFGDM collaborator	Rs. 14.60 Crore

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- b) The Net Worth of bidder and collaborator (in case of Collaboration) as on the last day of the preceding financial year should be positive.
- c) In case the bidder or collaborator does not satisfy the financial criteria regarding Average annual financial turnover during last 3 financial years and Net worth on its own, then the financial & technical credentials of its holding company shall be submitted along with letter of undertaking from its Holding company supported by the Legal Document pledging unconditional and irrevocable financial & technical support to the bidder for the execution of the contract for five years from the last month of the date of bidding or till completion of defect liability period whichever is later.
- d) The deed of joint undertaking (DJU) & collaboration agreement / TLA should be submitted along with the Techno-commercial bid.
- e) Any Bidder (including its Collaborator/ Associate/DJU Partner/JV partner/ Consortium Member/Assignee, wherever applicable) from a country which shares a land border with India will be eligible to bid in this tender only if bidder is registered with the Competent Authority.
(Reference - F.No.6/18/2019-PPD Ministry of Finance Department of Expenditure Public Procurement Division, 161, North Block, New Delhi dated 23rd July 2020)

(D) Bidding as EPC Organization with collaboration and Technology Transfer Agreement with QFGDM, should fulfill all the following requirements.

Technical Criteria

The Bidder should meet the following requirements:

- a) The bidder should be an Engineering, Procurement and Construction (EPC) organization, based in India, and should have executed directly or through its subsidiaries, in the last 7 years, large industrial projects on EPC basis (with or without civil works) in the area of power, steel, oil & gas, petrochemical, fertilizer and /or any other process industry with total value

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of such projects being 486.75 Cr. or more. In the above projects of value Rs. 486.75 Cr. at least one of such projects (in single or multiple contract) should have total contract value of Rs.194.70 Cr. or more during last seven (7) years ending last day of month previous to one in which applications are invited.

- b) Such EPC project should have been in successful operation for a period not less than one (1) year within last 7 years prior to the date of Techno-commercial bid submission. Bidder to submit performance certificate regarding satisfactory operation from any end user along with relevant Purchase Order/Contract Agreement.
- c) In addition to above, the bidder should be having valid collaboration agreement or technology licensing agreement (TLA) with QFGDM for minimum 5 years or till completion of defect liability period of the allotted FGD project whichever is later.
- d) QFGDM should submit performance certificate regarding satisfactory operation of FGD system from any end user along with relevant Purchase Order/Contract Agreement. Such system should have been in successful operation for a period not less than two (2) years within last 7 years prior to the date of Techno-commercial bid submission.
- e) QFGDM is one who has designed, engineered, supplied, erected or supervised erection and commissioned or supervised commissioning of total contract for FGD installation in a pulverized Coal fired Power Plant, Wet Limestone based FGD system with single absorber having flue gas treatment capacity of flow not less than 6,00,000 Nm³/hr. for SO₂ removal.

Financial Criteria:

- a) Average Annual financial turnover of bidder and collaborator (in case of Collaboration) individually during last 3 years, ending 31st March of the previous financial year, should be more than values as indicated in table below:-



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Particulars	Average Annual financial turnover during last three financial years
Indian Bidder participating in the tender	Rs. 146.03Crore
QFGDM Collaborator	Rs. 14.60 Crore

- b) The Net Worth of bidder and collaborator (in case of Collaboration) individually as on the last day of the preceding financial year should be positive.
- c) In case the bidder or collaborator does not satisfy the financial criteria regarding Average annual financial turnover during last 3 financial years and Net worth on its own, then the financial & technical credentials of its holding company shall be submitted along with letter of undertaking from its Holding company supported by the Legal Document pledging unconditional and irrevocable financial & technical support to the bidder for the execution of the contract for five years from the last month of the date of bidding or till completion of defect liability period whichever is later.
- d) The deed of joint undertaking (DJU) & collaboration agreement / TLA should be submitted along with the Techno-commercial bid.
- e) Any Bidder (including its Collaborator/Associate/DJU Partner/JV partner/ Consortium Member/Assignee, wherever applicable) from a country which shares a land border with India will be eligible to bid in this tender only if bidder is registered with the Competent Authority.
(Reference - F.No.6/18/2019-PPD Ministry of Finance Department of Expenditure Public Procurement Division, 161, North Block, New Delhi dated 23rd July 2020)

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Bidders to note that:

- 1) Please note that, Net Worth means sum of paid up share capital and free reserves. Free reserves shall mean all reserves credited out of the profit and share premium account but not include reserves credited out of the revaluation of assets, write back of depreciation provision and amalgamation. Further, any debit balance and profit and loss account and miscellaneous expenses to the extent not adjusted or return off, if any, shall be reduced from the reserves and surplus. Other income shall not be considered for arriving at annual turnover.
- 2) The bidder should submit the documentary evidence such as audited profit & loss Statement, Net worth Statement. Balance sheet etc. In case audited results for the last preceding financial year are not available, certification of financial statement from practicing Chartered Accountant shall be acceptable.

3) Direct / Indirect Order:


The Bidder/QFGDM shall also be considered qualified, in case the award for executing the reference works has been received by the bidder/QFGDM either directly from owner of the plant or any other intermediary organisation.

However, a certificate from such owner of the plant or any other intermediary organisation shall be required to be furnished by the bidder along with its Techno-commercial bid in support of the bidders/QFGDM claim of meeting the QR.

4) QFGDM with Multiple Technology:

QFGDM can participate either as bidder or as a Collaborator. However, in case QFGDM have Two Types of Wet Lime Stone based FGD Technologies then only QFGDM is allowed to participate in maximum Two Bids as under -

- i) As a bidder offering one type of Technology and as a collaborator with another Bidder offering other type of Technology.

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ii) As a Collaborator with Two different Bidders offering two different types of Technologies.

- a) In such case, Bidder would be required to provide documents/details including patents (if any) in support of having two different types of Technologies offered separately in Two Different Bids.
- b) QFGDM with multiple technologies shall participate in bidding with different routes only.


5) **Notes**

I. Definitions

- (i) "QFGDM" (Qualified Wet Limestone based Flue Gas Desulphurisation System Manufacturer) means a manufacturer meeting requirements stipulated at Para 4.0 A, B, C & D.
- (ii) Subsidiary Company means a company in which the Holding company exercises or controls more than one-half of the total share capital either at its own or together with one or more of its subsidiary companies. Such control should be for minimum 5 years or till completion of defect liability period of the allotted FGD project whichever is later.
- (iii) Whenever the term 'coal fired' is appearing above, "Coal" shall be deemed to also include bituminous coal/brown coal/Anthracite Coal/lignite.
- (iv) "Flue Gas Desulphurisation System" or "FGD System" wherever appearing above shall mean consisting of at least Single Absorber System.

II. Erection/Commissioning:

Where erection / supervision of erection and commissioning / supervision of commissioning has not been in the scope of the Bidder as mentioned in Para4.0A, 4.0B &4.0C, the Bidder should have acted as an advisor for erection and commissioning. Necessary documents / certificates from the client, in support of above shall be furnished along


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with the Techno-commercial bid.

6) Restrictions under Rule 144(xi) of the General Financial Rules (GFRs), 2017

- i. Any bidder from a country which shares a land border with India will be eligible to bid in this tender, only if, the bidder is registered with the Competent Authority (As per F. No. 6/18/2019-PPD, Ministry of Finance, Department of Expenditure, Public Procurement Division dated 23.07.2020). The registration should be valid at the time of submission of bids and at the time of acceptance of bids.
- ii. "Bidder" means any person or firm or company, including any member of a consortium or joint venture (that is an association of several persons, or firms or companies), every artificial judicial person not falling in any of the descriptions of bidders stated hereinbefore, including any agency branch or office controlled by such person, participating in a procurement process.
- iii. Bidder from a country which shares a land border with India means :-
 - a. An entity incorporated, established or registered in such a country; or
 - b. A subsidiary of an entity incorporated, established or registered in such a country ; or
 - c. An entity substantially controlled through entities incorporated, established or registered in such a country; or
 - d. An entity whose *beneficial owner* is situated in such a country; or
 - e. An Indian (or other) agent of such an entity; or
 - f. An natural person who is a citizen of such a country; or
 - g. A consortium or joint venture where any member of the consortium or joint venture falls under any of the above.
- iv. The *beneficial owner* for the purpose of d above will be as under :
 - a) In case of a company or Limited Liability Partnership, the beneficial owner is the natural persons(s), who, whether acting alone or together, or through one or more juridical person, has a controlling ownership interest or who exercises control through other means.

Explanation-

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<p style="margin-left: 40px;">i. “Controlling ownership interest” means ownership of or entitlement to more than twenty-five percent of shares or capital or profits of the company.</p> <p style="margin-left: 40px;">ii. “Control” shall include the right to appoint majority of the directors or to control the management or policy decisions including by virtue of their shareholding or management rights or shareholders agreements or voting agreements.</p> <p>b) In case of a partnership firm, the beneficial owner is the natural person(s) who, whether acting alone or together, or through one or more juridical person, has ownership of entitlement to more than fifteen percent of capital or profits of the partnership.</p> <p>c) In case of an unincorporated association or body of individuals, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has ownership of or entitlement to more than fifteen percent of the property or capital or profits of such association or body of individuals.</p> <p>d) Where no natural person is identified under (a) or (b) or (c) above, the beneficial owner is the relevant natural person who holds the position of senior managing official;</p> <p>e) In case of trust, the identification of beneficial owner(s) shall include identification of the author of the trust, the trustee, the beneficiaries with fifteen percent or more interest in the trust and any other natural person exercising ultimate effective control over the trust through a chain of control or ownership.</p> <p>v. An agent is a person employed to do any act for another, or to represent another in dealings with third person.</p> <p>vi. The successful bidder shall not be allowed to sub-contract works to any contractor from a country which shares land border with India unless such contractor is registered with the Competent Authority.</p> <p>4.2 All above Qualifying Requirements should be read in totality and not in isolation.</p>		



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4.3 Notwithstanding anything stated above, the Owner reserves the right to assess Bidder's capability and capacity to perform, should the circumstances warrant such assessment in the overall interest of the Owner.

5.0 TENDERING PROCESS :

5.1 Single Tender (E-Bid) for FGD System of 250 MW units (Units-6, 7 & 8) at Parli thermal power station is invited from eligible Indian Bidders on single stage, two envelope bidding basis. Envelope-I - Techno-commercial Bid and Envelope-II -Price Bids for the brief scope of work mentioned in relevant section.

5.2 Selection of successful bidder for award of contract shall be done by following Reverse Auction process as detailed in Clause No. 31.7 Section-I.

6.0 **Bid Security:** The bidder shall have to submit an interest free Bid Security i.e. unconditional Earnest Money Deposit (EMD) amounting to INR 4,87,00,000/- (In words INR Four Crore Eighty Seven Lakh only) along with the bid in the form stipulated in the bid specification.

7.0 MAHAGENCO does not bind itself to accept the lowest or any of the bids and reserves the right to accept any bid or reject any or all bids without assigning any reasons thereof.

8.0 MAHAGENCO reserves the right to withdraw this Invitation for Bids or cancel the bidding process at any time without assigning any reason for such decision.

9.0 Contact Details:

Contact Person(s)	Executive Engineer (P&P) - 9769644796 Superintending Engineer (P&P) - 8879770703
E-mail	cgmpp@mahagenco.in , segpp@mahagenco.in , eegpp14@mahagenco.in

Sd/-
Chief Engineer (P&P)
MAHAGENCO,
Mumbai -400 051



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(LOCAL COMPETITIVE BIDDING)

Bids are invited by Chief Engineer (P&P), Maharashtra State Power Generation Co. Ltd., 3rd Floor, Prakashgad, Bandra (East) Mumbai-400 051 for Tender on EPC basis for Design, Engineering, Manufacturing, Assembly, Testing, Works, Supply at site, Civil Structural Works, Erection, Testing & Commissioning for Installation of Wet Limestone based Flue Gas Desulphurization (FGD) System package for 3x250 MW units at Parli TPS including O&M of the installed FGD plant for the span of 3 years.

Bid Specification No.	CE/P&P/250MW/Parli FGD/EPC Tender/ SRM Tender Code (RFx) No. 3000013308
Cost of Bid Documents	Rs.30,000 (Basic Cost) + Rs.5,400/- (GST @18%) = Total cost Rs.35,400/- (Rs. Thirty Five Thousand Four Hundred inclusive of GST)
Sale of Bid Documents	04.11.2020 to 21.12.2020 up to 15.00 hrs. (Both days inclusive)
Pre-bid Conference	26.11.2020, 11:00 Hrs.
Last date for online submission of Bids	22.12.2020 up to 15.00 hrs.
Last Date for submission of bids (Techno-commercial) in physical form along with original BG for EMD	23.12.2020, 15:00 Hrs.
Online Opening of Bid	23.12.2020 at 17.00 hrs.
Contact Office	Chief Engineer (P&P)
Office Telephone No.	022-2647 4211 (Extn.:2304/2424)
Contact Person(s)	Executive Engineer (P&P) - 9769644796 Superintending Engineer (P&P) - 8879770703
E-mail	cgmpp@mahagenco.in , segpp@mahagenco.in , eegpp14@mahagenco.in

For Qualifying Requirements and further details / any amendment/corrigendum / updates will be published only on website <http://eprocurement.mahagenco.in>
Interested bidders shall regularly check website for the same.

Sd/-
Chief Engineer (P&P)