

SECTION 1: LETTER OF INVITATION (LOI)

UPMRC/.....

Date:

Name of Applicant: _____

Address of Applicant: _____

1. Lucknow Metro Rail Corporation Ltd (LMRCL), a 50:50 jointly owned Company of Government of India and Government of Uttar Pradesh has been reconstituted as per the approval of the Government as single SPV by rechristening it as “Uttar Pradesh Metro Rail Corporation Ltd (UPMRC)” for implementation of Metro Rail projects in various important cities in the State of Uttar Pradesh and has been entrusted with the responsibility of implementation and operation of the rail based Mass Rapid Transit System (Metro) in Kanpur and Agra cities where Metro projects have recently been approved by Government of India.
2. Uttar Pradesh Metro Rail Corporation Limited hereby invites proposals for “**Supply, Installation & Support of Digital Project Management System (DPMS) using Building Information Modeling (BIM) Technology**” for Kanpur & Agra Metro Rail Projects. Details of the scope of services are provided in the “Terms of Reference” under RFP document: Volume-2: Technical Proposal.
3. UPMRC for effective implementation of Kanpur & Agra Metro Rail projects intends to deploy digital project management system using Building Information Modeling (BIM) technology. The scope of work will broadly include Supply, Implementation and Support of Digital Project Management Platform including 5D-BIM (5-Dimensional Building Information Modeling) & Common Data Environment (CDE) solution. An Owner’s Support Office (OSO) shall be created by the Agency which will support UPMRC in implementing 5D BIM.
4. The projects shall be financed partly through equity contribution from Govt. of Uttar Pradesh (GoUP) and Govt. of India (GOI) and partly may be through loan from external funding agency for which necessary process is on.
5. The Tenderer (s) / Applicants may be a single entity, JV or a consortium. In case of a JV/Consortium the number of partners shall be limited to 3 and each partner must have minimum 26% partnership. The members shall be jointly and severally liable to the UPMRC, its successors and assigns for all obligations, duties and responsibilities arising from or imposed by any contract subsequently entered into between the UPMRC and Applicant. A member of the JV/Consortium, which participates in more than one proposal, will cause all the proposals in which the member has participated to be disqualified.
6. Tendering shall be a three stage evaluation on QCBS (Quality cum Cost Based Selection) System, Prequalification, Technical evaluation and Financial evaluation. Tenderer (s) / Applicants who qualify prequalification shall be evaluated further for technical evaluation under QCBS process with 80% and 20% weights for Technical Proposal and Financial Proposal respectively. The procedure for prequalification and selection of Tenderer (s) / Applicants is

discussed in this Request for Proposal (RFP) documents under Volume-1 and Volume-2.

7. Key Details:

Approximate cost of work	INR 50 Crores
Bid Guarantee/EMD Amount	INR 5 Million (50 Lakhs) in the form of Demand Draft / Bank Guarantee. Validity of Tender Security in case of BG should be as per clause 2.28 of ITT.
Completion period of the Project	54 months
Tender documents on sale	From 05.05.2020 to 05.06.2020 (between 09:30 Hrs. to 17:30 Hrs.) on working days
Cost of Tender documents	INR 23600/- (inclusive 18% GST) (In form of Demand Draft in favour of “Uttar Pradesh Metro Rail Corporation Ltd.” payable at Lucknow.)
Last date of Seeking Clarification	09.06.2020
Pre-bid Meeting	09.06.2020 @ 15.00 Hrs
Last date of issuing Reply to Pre-bid Queries & issue of addendum (if any)	15.06.2020
Date & time of Submission of Tender	23.06.2020 @ 15.00 hrs
Date & time of opening of Tender	23.06.2020 @ 15.30 hrs
Authority and place for purchase of tender documents, seeking clarifications and submission of completed tender documents	Chief Engineer/ Contract Uttar Pradesh Metro Rail Corporation Ltd., Administrative Building, Vipin Khand, Gomti Nagar, Near Dr. Bhimrao Ambedkar Samajik Parivartan Sthal, Lucknow-226010, Uttar Pradesh, India Email: cecontractlmrc@gmail.com

NOTE: Uttar Pradesh Metro Rail Corporation (UPMRC) reserve the rights to amend above the dates & time, if so required.

8. The Key components of the scope of work are as mentioned below:

- Track 1: Setting up Owner Support Office
- Track 2: Implementation of 5D BIM (including procurement & deployment of software)
- Track 3: IT Infrastructure procurement, supply, installation for OSO set-up
- Track 4: Helpdesk Setup and Operations
- Track 5: Training and Capacity Building
- Track 6: Operations and Maintenance of the System

The detailed scope of the project for each track is detailed under Terms of Reference (TOR) of RFP Document: Vol.2 (Technical Package).

9. The Briefs of Kanpur & Agra Metro Rail Projects are detailed under in RFP Document: Vol.2 (Technical Proposal) as Appendix I.1, I.2A & I.2B.

10. The RFP includes the following documents:

Volume – 1

- Section 1: Letter of Invitation
- Section 2: Instructions to Tenderer (ITT)
- Section 3: Request for Prequalification
- Section 4: Annexures to ITT

Volume – 2

- Technical Proposal

Volume-3

- Financial Proposal

11. All information supplied by the successful tenderer/ applicant may be treated as contractually binding on the tenderer/ applicant after successful award of the assignment is made on the basis of this RFP.

12. UPMRC reserves the right to accept or reject any or all proposals without assigning any reasons. No tenderer shall have any cause of action or claim against the UPMRC for rejection of their proposal.

**Chief Engineer/Contract
Uttar Pradesh Metro Rail Corporation Ltd**

SECTION 2: INSTRUCTION TO TENDERERS

2. Instructions to the Applicants/ Tenderer

2.1. The tenderer shall submit his proposal in a sealed envelope super scribing “Proposal for Supply, Installation & Support of Digital Project Management System (DPMS) Using Building Information Modeling (BIM) Technology for Kanpur & Agra Metro Rail Projects”. This sealed envelope shall contain two separate sealed envelopes (Viz. Envelope A and Envelope B) as under:

- (i) **Envelope A** shall be super scribed as Envelope A: “EMD”, “Proposal for Pre-qualification of Applicant” and “Technical Proposal” and contain following:-
- EMD as per clause 2.28 of ITT (In Format as per Annexure-2 of ITT)
 - Proposal for Pre-qualification comprising of
 1. Request for Prequalification (Annexure-1 of ITT)
 2. Memorandum of Understanding (Annexure-3 of ITT)
 3. Power of Attorney for Lead Member (Annexure-4 of ITT)
 4. Power of Attorney for Authorized Representative (Annexure-5 of ITT)
 5. Undertaking (Annexure-6 of ITT)
 6. Self Declaration Form (Annexure-7 of ITT)
 7. Covenant of Integrity (Annexure-8 of ITT)
 8. Format for Work Experience (Annexure-9 of ITT)
 9. Summary of Work Experience (Annexure-10 of ITT)
 10. Pending Litigation (Annexure-11 of ITT)
 11. Financial Data (Annexure-12 of ITT)
 12. Statement for code of integrity as per Rule 175 (1) code of integrity, general finance rule_(Annexure-13 of ITT)
 - Technical Proposal comprising of:
 1. Letter for submission of Technical Proposal (Appendix - III.1 of Technical Proposal- RFP Document:Vol-2)
 2. Tenderer’s/ Applicant’s Experience (Appendix - III.2A of Technical Proposal- RFP Document: Vol-2)
 3. Approach Paper On Work Plan And Methodology Proposed For Performing The Assignment- Network Diagram of Activity Also to Be Submitted (Appendix - III.3 of Technical Proposal- RFP Document: Vol-2)
 4. Format of Curriculum Vitae (CV) For Proposed Key Staff of the Group (Appendix - III.4 of Technical Proposal- RFP Document: Vol-2)
 5. Summary of Proposed Key Staff (Appendix - III.5 of Technical Proposal- Vol-2)
 6. Composition of The Team Personnel And the Task Which Would be Assigned to Each Team Member (Appendix - III.6 of Technical Proposal- RFP Document: Vol-2)
 7. Proposed Deployment Schedule For Each Team Member (Appendix - III.7 of Technical Proposal- RFP Document: Vol-2)
 8. Contract Agreement (Appendix - IV of Technical Proposal- RFP Document: Vol-2)

9. One set of complete RFP Documents (Vol-1, Vol-2 & Vol-3) duly signed and stamped by authorized representative of tenderer/ applicant
- (ii) **Envelope B** shall be super scribed as “Envelope B”: Financial Proposal and contain following:-
1. Letter for submission of Financial Proposal (Appendix - XVIII•1 of Financial Proposal-RFP Document: Vol-3)
 2. Format for Financial Proposal (Appendix - XVIII•2 of Financial Proposal-RFP Document: Vol-3)
 3. Remuneration of Professional Personnel/ Supporting Staff (Appendix - XVIII•3-I of Financial Proposal- RFP Document: Vol-3)
 4. Cost of Software & Licenses (including commercial off the shelf software/ solutions and other required tools and customized solution (Appendix - XVIII•3-II of Financial Proposal- RFP Document: Vol-3)
 5. Cost of Hardware and Hosting (Appendix - XVIII•3-III of Financial Proposal- RFP Document: Vol-3)
 6. Rent for Office Accommodation, furniture & equipments, etc for office of the consultant (Appendix - XVIII•3-IV of Financial Proposal- RFP Document: Vol-3)
 7. Other miscellaneous expenses (Appendix - XVIII•3-V of Financial Proposal- RFP Document: Vol-3)

2.2. Format and Signing of Tender:

- (i) The tenderer/ applicant shall prepare and submit One (1) original of the EMD/Bid Security, One (1) original and One (1) copy of the documents comprising the Proposal for prequalification of tenderer/applicant and Technical Proposal, and One (1) original and One (1) copy of the Financial Proposal of the tender, as described in paragraph 2.1 of these Instructions To Tenderer clearly marked "ORIGINAL" and “COPY”. In the event of discrepancy between them, the original shall prevail.
- (ii) The original and all copies of the proposal shall be typed or written in indelible ink (in the case of copies, photocopies are also acceptable) and all the pages of the original and all copies shall be signed by a person or persons duly authorized to sign on behalf of the tenderer/applicant, pursuant to Clause 2.14. All pages of the Tender, where entries or amendments have been made, shall be initialed and dated by the person or persons signing the proposal.
- (iii) The proposal shall contain no alterations, omissions or additions, except those to comply with instructions issued by the Employer, or as necessary to correct errors made by the tenderer/applicant, in which case such corrections shall be initiated and dated by the person or persons signing the proposal.

2.3. Eligibility criterion for Prequalification of tenderer / applicant is described under Section-3 of this document (RFP Document: Vol-1 Section3).

On the due date of opening of Tender/Bid, only Envelope ‘A’ (Viz.“Bid Guarantee/EMD and Proposal for Prequalification of applicant & Technical Proposal”) submitted by the tenderer / applicant shall be opened. Tenders/bids shall be first assessed/ evaluated for their eligibility

for prequalification in accordance with requirements stipulated under Section- 3 of this document. Technical proposals of only those tenderers / applicant who qualify the pre-qualification criteria shall be evaluated.

- 2.4. Technical Proposals of the pre-qualified tenderers / applicants only shall be further evaluated. The Employer will carry out technical evaluation of proposals on the basis of their responsiveness to the RFP in particular the Terms of Reference, applying the evaluation criteria, sub-criteria, and weight-ages/ point system specified in the RFP document. Each responsive Proposal will be given a technical score (Ts). **A Proposal shall be rejected at this stage if it does not respond to important aspects of the RFP, and particularly the Terms of Reference or if it fails to achieve the minimum technical score of 70% (i.e. 5600 marks out of 8000 marks).** The tenderer / applicant whose Technical Proposal is considered acceptable shall be advised of the same in writing. Such tenderers / applicants shall also be advised of the due date of opening of their Financial Proposal (i.e. Envelope-B). Envelope B (i.e. Financial Proposal) shall be opened only for tenderers / applicants whose Technical Proposals are considered technically acceptable
- 2.5. Combined and final evaluation shall be done based on the combined score obtained by each Bidder and shall be ranked highest to lowest in accordance with their total marks obtained. The Overall Score (Os) of each tenderer/applicant will be obtained by adding Technical Score (Ts) and Financial Score (Fs) as under: -
- $$O_s = T_s + F_s$$
- Detailed Evaluation Criteria is given under clause 3 of Technical Proposal (Volume-2).
- 2.6. Partners/ members in the Joint Venture/Consortium shall be jointly and severally liable to the UPMRC, its successors and assigns for all obligations, duties and responsibilities arising from or imposed by any contract subsequently entered into between the UPMRC and Joint Venture/Consortium responsible for performance under the services defined in scope of work. A detailed Memorandum of Understanding (Format as per Annexure-3 of ITT) between the partners of such consortium stating clearly inter- relationship and division of work/tasks among the associates and the relative financial shares should be submitted along with the bid for proper examination by UPMRC. A Power of Attorney (Annexure-5 of ITT) signed by all members of the JV/Consortium must accompany the bid, authorizing the lead partner to submit and negotiate the proposal on their behalf.
- 2.7. A tenderer / applicant shall submit only one proposal as a partner in a joint venture or consortium. No tenderer / applicant can be a sub-consultant, which is not responsible for the contract, while submitting a proposal individually or as a partner in a JV/ Consortium in the same selection process. A tenderer/ applicant who participates in more than one proposal will cause all the proposals in which the firm has participated to be disqualified.”
- 2.8. All costs incurred by Tenderer/ Applicant for preparing and submitting the proposal, in providing clarification or attending discussion/pre-bid meeting or for site visits, stationery, or any other expenses whatsoever shall be borne by tenderer/ applicant themselves.
- 2.9. Incomplete Schedules/Forms of the document and without necessary details and enclosures are liable to be rejected.

- 2.10. The language for submission of document shall be English.
- 2.11. The enclosed Annexure shall be filled in completely and wherever not applicable it should be written as Not Applicable.
- 2.12. The person signing the document submission on behalf of the Tenderer/ Applicant shall enclose Power of Attorney duly authorized and notarized for the same.
- 2.13. Financial data should be given in Indian Rupees only. In case the financial data is in any other currency, the same should be converted in Indian Rupees and certified by the Auditor.
- 2.14. The information furnished with the document must be sufficient for processing and evaluation.
- 2.15. This document is not transferable.
- 2.16. In case the Applicant intends to give additional information for which specified space in the given format is not sufficient, it can be furnished in separate enclosed sheet.
- 2.17. All the pages of the document and Annexure should be signed and corrections and over writings should be countersigned by the authorized signatory.
- 2.18. Uttar Pradesh Metro Rail Corporation Limited reserves the right to cross check and confirm the information details furnished by the applicants in the document.
- 2.19. The document incomplete in any respect or without supporting documents may be treated as non-responsive and is liable for rejection.
- 2.20. The proposal received after the last date and time for submission shall be returned unopened.
- 2.21. The tender will be opened on due date and time (as mentioned in Para 7, (Key Details) of LOI) in the presence of the Authorized Representatives of tenderer / applicant, who choose to be present.
- 2.22. All relevant enclosures for-Technical Proposal should be placed in Envelope-A.
- 2.23. No Proposal will be evaluated without valid Bid Guarantee / Earnest Money Deposit (EMD).
- 2.24. Tenderer / applicant shall deliver their completed proposals along with the bid by stipulated due date at the address given below.

Chief Engineer/Contract
Uttar Pradesh Metro Rail Corporation Limited,
Administrative Building,
Near Dr. Bhimrao Ambedkar Samajik Parivartan Sthal,
Vipin Khand, Gomti Nagar Lucknow, Uttar Pradesh - 226010
- 2.25. For any clarification, tenderer / applicant may contact the Chief Engineer/Contract, Uttar Pradesh Metro Rail Corporation Limited at the address given above.

- 2.26.** The offers submitted by the tenderer/ applicant will be valid for a period of 180 days from the last date of submission of the tender as specified by UPMRC with a provision that it will be suitably extended on request of UPMRC.
- 2.27.** The “BID GUARANTEE / EMD”, “Proposal for Pre-Qualification” and “Technical Proposal” shall be placed in a sealed envelope clearly marked –Envelope A : Technical Package (i.e Volume-1 & Volume-2 of RFP Document) BID GUARANTEE / EMD, PROPOSAL FOR PRE-QUALIFICATION OF TENDERER / APPLICANT & TECHNICAL PROPOSAL Financial Proposal shall be placed in a separate sealed envelope clearly marked – Envelope B : Financial Proposal (i.e. Volume-3 of RFP Document) .Envelope A & Envelope B shall be placed into an outer envelope and sealed. The Client shall not be responsible for misplacement, lost or premature opening if the envelopes are not sealed and/or marked/super scribed as stipulated. This circumstance may be lead to Proposal rejection.
- 2.28.** The bid guarantee / EMD in the form of Demand Draft / Bank Guarantee from a Scheduled Commercial Bank in India for INR-5 million (Rs. Fifty Lakh Only) in favour of Uttar Pradesh Metro Rail Corporation Limited (Proforma enclosed in Annexure-2 of ITT) will be required to be submitted by each tenderer, with a validity period of 180 days from the original date of submission of bid and with a provision that it would be suitably extended on request of UPMRC. The offers received on the date of submission will be opened in the presence of tenderers / applicants. Offers submitted without bid guarantees or valid and acceptable bid guarantees would be rejected outright.
- 2.29.** The bid guarantee of the successful tenderer will be released to him on receipt of the initial performance guarantee as stated in Para 3.11 of the General Conditions of Contract (RFP Document: Volume-2) and signing of Contract Agreement as per Appendix-IV of Technical proposal (RFP Document: Volume-2).
- 2.30.** The bid guarantees furnished by the tenderer / applicant who are unsuccessful will be released upon receipt of unconditional acceptance of LOA by the successful bidder.

SECTION 3: REQUEST FOR PRE-QUALIFICATION

3. Eligibility Criteria for Pre-qualification of Applicant

Pre-qualification shall be done based on the information provided by Tenderer/ Applicant as detailed below:

3.1. Tenderer's/ Applicant's Profile & Financial Standing

S. No.	Criteria	Yes	No	Documentary Evidence to be enclosed in support	Remark
1	Is the Tenderer / Applicant registered in India under the Indian Companies Act 1956 or under the laws of the country in which they are incorporated for more than 3 years.			Copy of the Certificate of Registration or Incorporation	In case of JV/ Consortium all members must fulfil the criteria.
2	Has the Applicant been debarred by Government of India/any state government in India/Central or State government undertaking as on the due date of submittal? (Bidder to furnish a specific under taking to effect) Or Has the Applicant been debarred by their respective Government/ Government agencies as on the due date of submittal in case of companies registered in countries other than India.			Self-declaration duly signed by tenderer/ applicant as per Annexure-7 of ITT	In case of JV/ Consortium, all members shall submit the required self declaration.
3	Has any misleading information been given in this application?			Undertaking duly signed by tenderer/applicant as per Annexure-6 of ITT	In case of JV/ Consortium, all members must submit the required undertaking.
4	Does the applicant have minimum average annual turnover of Rs.100 Crores in last three financial years ending March 31,2019 or as considered in the bidder's country of origin.			Financial data as per Annexure-12 of ITT dully certified by auditor along with Audited Balance sheet and Profit &	In case of JV/ Consortium, all JV / Consortium members must collectively meet the annual turnover criteria.

5	Is the Net Worth of the applicant (to be obtained from Balance Sheets) in the immediate previous financial year as considered in the bidder's country of origin "POSITIVE"			Loss account statement of the Applicant for each of the last 3 audited financial years.	In case of JV/ Consortium, each member must fulfil the criteria.
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NOTE:

A "YES" answer to question 2 & 3 will disqualify the Applicant.

A "NO" answer to question 1, 4 & 5 will disqualify the Applicant.

SIGNATURE OF TENDERER/ APPLICANT
(To be signed by applicant and each member of the group)

Date.....

3.2. Professional Strength

S. No.	Criteria	Yes	No	Documentary Evidence to be enclosed in support	Remark
1	Does the Applicant have more than 5 years of experience in Building Information Modelling (BIM) services including 3D BIM/ 4D-5D BIM services, implementation and support as on as on the due date of submittal			Self-declaration duly signed by Authorized Signatory of the Applicant. (Client certificates/ work orders issued by clients to be submitted in support of declaration)	In case of JV/ Consortium, at least one member must fulfil the criteria.
2	Has the Applicant provided post implementation support services to customers for a minimum of 3 years			Self-declaration duly signed by Authorized Signatory of the Applicant. (Client certificates/ work orders issued by clients to be submitted in support of declaration)	In case of JV /Consortium, at least one member must fulfil the criteria.
3	Has the Applicant proposed deployment of at least 5 OEM certified 5D BIM software professionals			Self certified list & copies of the OEM issued certificates of the team members to be provided by the Bidder.	In case of JV/ Consortium, all members collectively fulfil the criteria.

NOTE:

A “NO” Answer to question 1, to 3 will disqualify the Applicant.

SIGNATURE OF TENDERER/ APPLICANT
(To be signed by applicant and each member of the group)

Date.....

3.3. BIM Implementation Experience

S. No.	Criteria	Yes	No	Documentary Evidence to be enclosed in support	Remark
1	<p>Has the Applicant substantially completed at least one 5D BIM implementation in infrastructure projects including Metros/ Railways/ Residential/ Commercial/ institutional building etc. having project cost not less than INR 500 Crores during last 5 years as on the due date of submittal.*</p> <p>Note: The Applicant should have experience in green field implementations of 5D BIM projects (work done only on upgrades, add-on solutions, or maintenance or operational support shall not be deemed adequate for qualification) on the proposed solutions.</p>			Information to be provided as per Annexure-9 and BIM Implementation completion certificate along with work order/ BOQ from Client(s) of the referred projects.	In case of JV/ Consortium, at least one member must fulfil the criteria.
2	Is the Applicant (directly or in consortium with Agencies) a value added reseller or certified system integrator or agency with the principal of the OEM solutions proposed for a minimum period of 1 years as on 31 st March 2020.			Certificate from the OEM stating the Partnership.	In case of JV/ Consortium, at least one of the member must fulfil the criteria.

* Project Cost in INR adjusted to 30.04.2020, assuming 5.0% annual inflation rate on compounded basis for INR every year and 2.0% annual inflation rate on compounded basis for foreign currency portion every year.

Conversion of Foreign Currency portion into Rupees will be done at selling Rate of Exchange at the close of business of the State Bank of India on the day twenty eight days before the latest date of Tender Submittal.

NOTE:

A “NO” Answer to question 1 & 2 will disqualify the Applicant.

SIGNATURE OF TENDERER
(To be signed by applicant and each member of the group)

Date.....

3.4. OEM Qualification

S. No.	Criteria	Yes	No	Documentary Evidence to be enclosed in support	Remark
1	Does the proposed Commercial Off The Shelf (COTS) 5D BIM products (i.e. each of the COTS software proposed as part of proposed BIM solution) have at least 10 implementations in infrastructure projects including Metros/ Railways/ Residential/ Commercial/ institutional building project etc.			Self declaration supported by Certificates from Client(s) of the OEM	Each of the OEM (s) of the proposed 5D BIM solution must fulfil the criteria.
2	Does the functionality and features of the proposed 5D BIM solution substantially meet the functional requirements as mentioned in the section 2.2.3 of TOR.			Self declaration from the proposed OEM on company letterhead specifying the substantial compliance.	Each of the OEM (s) of the proposed 5D BIM solution must fulfil the criteria.
3	Does the Proposed Solution substantially comply with LOD 300 specifications as mentioned in https://bimforum.org/wp-content/uploads/2013/08/2013-LOD-Specification.pdf			Self declaration from the proposed OEM on company letterhead specifying the substantial compliance.	Each of the OEM (s) of the proposed 5D BIM solution must fulfil the criteria.
4	Is the proposed Common Data Environment (CDE) solution compliant with global BIM standards & ISO standards			Self declaration by the OEM (s)	Each of the OEM (s) of the proposed CDE solution must fulfil the criteria.
5	Does the proposed CDE product have at least 10 implementations in infrastructure projects including Metros/ Railways/ Residential/ Commercial/ institutional building projects etc.			Self declaration supported by Certificates from Client(s) of the OEM	Each of the OEM (s) of the proposed CDE solution must fulfil the criteria.

NOTE:

A “NO” Answer to question 1 to 5 will disqualify the Applicant.

SIGNATURE OF TENDERER
(To be signed by applicant and each member of the group)

Date.....

NOTE:

- a) Tenderers/ Applicants are required to submit the relevant information in connection with Eligibility Criteria for Pre-qualification of Applicants. The applicant shall submit the required documents in prescribed formats only for Questionnaire of Eligibility Criteria for Pre-qualification of Applicants (i.e. Section3 – Para 3.1 to 3.4 of this document) and. Section4- Annexure 1 to 12 of ITT of this document: RFP Document Vol-1). The client may not evaluate the proposals received with the information in different format. In case the desired information is not submitted in the prescribed format and instead the company's profiles, reports etc. are only annexed with the application, client may not extract the information from these documents in order to evaluate the application. It is, therefore, advised that all the relevant information should be furnished in the prescribed formats only.
- b) The evaluation shall be done based on the information furnished by the applicant along with the application and any unsolicited supplementary information may not be entertained. Client, however, reserves the right to make enquiries from relevant authorities/parties in relation with the information furnished.
- c) No marking/grading shall be done at Pre-qualification stage. It shall be on qualification/disqualification basis. A Bidder has to fulfill all the eligibility criteria as established above and also should not invite disqualifications as provided in para-e & f below.
- d) After evaluation of eligibility for Pre-qualification as above, client shall prepare the list of pre-qualified bidders for evaluation of their Technical Proposal (TP). Technical Proposal of the bidders who does not fulfill the Eligibility criteria for Prequalification shall not be evaluated further.
- e) A Tenderer / Applicant shall not have a conflict of interest. All Tenderers /Applicants found to have a conflict of interest shall be disqualified. A Tenderer / Applicant shall be considered to have a conflict of interest with one or more parties in this bidding process, if:
 - (i) a Tenderer / Applicant has been engaged by the Employer to provide consulting/IT services for the preparation related to procurement for or implementation of the project;
 - (ii) a Tenderer / Applicant is any associates/affiliates (inclusive of parent firms) mentioned in subparagraph (a) above; or
 - (iii) a Tenderer / Applicant lends, or temporarily seconds its personnel to firms or organizations which are engaged in consulting IT services for the preparation related to procurement for or implementation of the project, if the personnel would be involved in any capacity on the same project.
- f) Disqualification
UPMRC requires that applicants for the "Supply, installation & support of digital project management system (DPMS) using building information modeling (BIM)

technology” for Kanpur & Agra Metro Rail Project and throughout the tendering process observe the highest standard of ethics. In pursuance of this policy, the tendering Authority:

(i) defines, for the purpose of these provisions, the terms set forth below as follow:

“corrupt practice” means the offering, giving, receiving or soliciting of anything of value to influence the action of a public official in awarding the contract or thereafter at any time including construction and/or operations and maintenance of the Metro Rail Projects ; and

“fraudulent practice” means a misrepresentation of facts in order to influence the tendering process to the detriment of the tender awarding Authority or, and includes collusive practice among Applicants (prior to or after bid submission) designed to establish a non-competitive situation and to deprive UPMRC of the benefits of free and open competition.

(ii) will reject the application for award of contract if he determines that the Bidder recommended for award has engaged in corrupt or fraudulent practices in competing in the tendering process.

g) In addition the following will be additional grounds for disqualification:

(i) Bidder has submitted the proposal after the response deadline

(ii) Bidder has submitted the proposal which is not accompanied by required documentation and without the requisite Processing Fees and Earnest Money Deposit or is non – responsive

(iii) Bidder has failed to provide clarifications related thereto, when sought

(iv) Bidder has submitted more than one proposal. This will cause disqualification of all the proposals submitted by such Applicant.

(v) A JV/ consortium member who is found to participate as a member of more than one JV/ consortium shall be disqualified to participate in the Project.

(vi) In case of dissolution of the JV/ consortium prior to the submission of bids, any of the constituent firms may prequalify, if they meet all of the prequalification requirements, subject to the written approval of the UPMRC.

(vii) If information which would have entitled UPMRC to reject or disqualify the Applicant or consortium member becomes known after the Applicant has been qualified, it reserves the right to reject the Applicant at that time or at any time after such information becomes known.

h) Preparation of Proposal

(i) In preparing the Proposal, the Applicant/Tenderer is expected to examine the RFP (including prequalification requirements) in detail. Material deficiencies in providing the information requested in the RFP may result in rejection of the Proposal.

(ii) The Applicant/Tenderer shall bear all costs associated with the preparation and submission of its Proposal and contract negotiation.

(iii) The Client is not bound to accept any proposal, and reserves the right to annul the selection process at any time prior to Contract award, without thereby

incurring any liability to the Tenderer/ Applicant.

- (iv) The Proposal, as well as all related correspondence exchanged by the Tenderer/ Applicant and the Client, shall be written in English language.
- (v) Tenderer/Applicant should not propose multiple options for any system software and hardware.
- (vi) For all the components, wherever applicable, tenderer needs to provide the data sheets of the product along with the compliance table of such products. Tenderer needs to mark in the data sheet the sections where the product compliance as mentioned in the RFP is printed.