

Pre-Qualification Queries of IFP No:- MM3-CBS-LET

QUERIES & RESPONSES DATE : 15th JUNE 2016

Prequalification of Bidders for Design, Manufacture, Supply, Installation, Testing and Commissioning of Heavy Duty Escalators and Elevators (Lifts)

Sl.No	Section / Clause/ Page No.	Clause Description	Applicant's Query	Response	Addendum
1	Section I, Clause 4.5	A firm and any of its affiliates (that directly or indirectly control, are controlled by or are under common control with that firm) may submit their applications for prequalification either individually, as joint venture or as a subcontractor among them for the same contract. However, if prequalified, based on the "One Bid Per Bidder" principle, which is to ensure fair competition, only one prequalified applicant will be allowed to Bid for the same contract. All Bids submitted in violation of this procedure will be rejected. A firm (including its affiliate), if acting in the capacity of a subcontractor in one Bid, may participate in other Bids, only in that capacity.	Please clarify if an Applicant can participate in two Bids, a) as JV partner in one Bid for Escalators contract and b) as Individual in another Bid for Elevators contract.	This is not permitted.	
2	Section I, Clause 13.2	<u>Section I, Clause 13.2:</u> For construction turnover or financial data required for each year - Exchange rate prevailing on the last day of the respective calendar year. Value of single contract - Exchange rate prevailing on the date of the contract. <u>Section III, Qualification Criteria : Financial Situation :</u> 2. Section III, Qualification Criteria, "Financial Situation" Sub-clause 3.1 and "Average Annual Turnover" Sub-clause 3.2 requires that audited balance sheets and turnover values are to be declared as on 31.12.15 (for foreign JV partners), or as on 31.3.2015 (for Indian entities) -	Please clarify the following : 1. Exchange rate for turnover of completed works in a Contract is to be taken as on the date of Contract and the exchange rate for Company Turnover in a year is to be taken as on last date of that Year Please also clarify that average turnover clause is applicable with exchange rate of each year for respective turnovers	Please refer Addendum No. 2 This is not permitted.	Addendum-2
3	Section II, ITA Clause 23.3	As stipulated in ITA 1.1, this prequalification exercise shall be for multiple contracts Lots . The Escalator and Elevators works are divided in 5 contract Lots as detailed below; MMRC will prequalify each Applicant for a maximum contract Lot value. An Applicant shall be allowed to bid for any contract Lot within his bidding capacity. However MMRC intends to award only one Lot to one Bidder for Escalator and /OR one Lot for Elevator (Lift)	This clause mentions that prequalification shall be for a maximum combination of contract value, irrespective of the Lots an Applicant is interested in participating. If an Applicant interested to participate on Individual basis in one contract lot and on JV/Consortium basis in another contract lot, then the Applicant, with in his Bid capacity, is allowed to participate in different Contract lots	Prequalification document conditions prevail.	
4	Section III, Clause 4 Experience	4.1 General Experience Experience under Escalators and/or Elevators (Lifts) contracts in the role of prime contractor (single entity or JV member), subcontractor(l) or management contractor for at least the last 5 years, ending 31st December 2015.	Please clarify Management Contractors shall also have prior management experience in Escalators and Lift works.	Prequalification document conditions prevail.	
5	Section III, Clause 4 Experience	<u>Sub-Clause 4.2(a)</u> Specific Exp, Note (ii) specifies "Similarity" of Works of 100 Escalators and/or 40 Elevators <i>per contract</i> <u>Sub-Clause 4.2(b)</u> Specific Exp, point 2 specifies that "at least 50 escalators" be successfully completed during last 10 years.	<i>Please clarify that :</i> - If 4.2(a) is fulfilled, 4.2(b) is included with in 4.2(a) or is it an additional clause with additional quantity required	Prequalification document conditions prevail. As per Section-III Qualification Criteria and Requirement 4.2(a) and 4.2(b)	
6	Section IV, Application Form EXP 4.2(a)	<u>Form EXP-4.2(a) Specific Experience</u> refer 2nd page of format for description of similarity of works 1. Physical Size of required works items [insert physical size of items] 2. Complexity [insert description of complexity] 3. Methods/Technology [insert specific aspects of the methods/ technology involved in the contract] 4. Other Characteristics [insert other characteristics as described in Section VI, Scope of Works]	Please clarify the extent of details required to be filled under heads 1,2,3,4 Client documents / Certificates may not contain these details.	Prequalification document conditions prevail.	
7	Section IV, Application Form EXP 4.2(b)	<u>Form EXP-4.2(b) Specific Experience</u> filling of Form for Each Activity pertaining to <i>Sub-Contracting</i> <i>Total quantity in Contract (I)</i> <i>Percentage participation (ii) Actual Quantity Performed (I) x (ii)</i>	in JV/Consortium partnership role is specified as % of partnership based on scope of work in terms of activities but not in terms of no of units, i.e., while 100% supply is from one JV Member, the installation, commissioning shall be performed by other member for full quantity. Request for revisions: Actual percentage of work performed can be specified in terms of percentage of Value and not in terms of units (the specific Experience in no of units is included in 4.2(a) as mentioned above)	Prequalification document conditions prevail.	

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8	Section IV, Application Form EXP 4.2(b)	Form EXP-4.2(b) Specific Experience (B) For one Elevators (Lift) Lot 1. Design, Manufacture, Supply, Installation, Testing and Commissioning of Heavy duty machine room less Elevators(viii) (Lifts) completed in last 10 years of any of the following value:- (I) One work of US\$ 4 Million and above. or (ii) Average value of 2 works – US\$ 2.5 Million and above or (iii) Average value of 3 works – US\$ 2 Million and above	Requirement specified for <u>completed works</u> in one, two, three works will be difficult to meet (Metro Works in India are on going works except Metro Railways of DMRC and MMRC Line-1. Full completion of other Metros will take some more time.) Request for suitable revision of value of works for Specific Experience.	Qualification Criteria modified. Please refer Addendum No. 2	Addendum No. 2
9	Section I, 4. Eligible Applicants Clause 4.5, ITA-5	4. Eligible Applicants 4.5) A firm and any of its affiliates (that directly or indirectly control, are controlled by or are under common control with that firm) may submit their applications for prequalification either individually, as joint venture or as a subcontractor among them for the same contract. However, if prequalified, based on the “One Bid Per Bidder” principle, which is to ensure fair competition, only one prequalified applicant will be allowed to Bid for the same contract. All Bids submitted in violation of this procedure will be rejected. A firm (including its affiliate), if acting in the capacity of a subcontractor in one Bid, may participate in other Bids, only in that capacity.	Please clarify the following : An individual Company is allowed to participate and submit two different Applications/Bids for prequalification in two different Contracts, as given below: a) As a Consortium Partner In Escalator Contract lots b) As an Individual participant In Elevators Contract lots	This is not permitted.	
10	Section III, Clause 4 Experience, QCR-8	4.1 General Experience Experience under Escalators and/or Elevators (Lifts) contracts in the role of prime contractor (single entity or JV member), subcontractor ⁽ⁱ⁾ or management contractor for at least the last 5 years, ending 31st December 2015. (I) A management contractor is a firm which takes on the role of contract management as a “general” contractor of sort could do. It does not normally perform directly the construction work(s) associated with the contract. Rather, it manages the work of other (sub) contractors while bearing full responsibility and risk for price, quality, and timely performance of the work contract.	Please clarify the following : Notwithstanding the definition of 'general' contractor' in Notes (I), The 'Management Contractor' shall have experience in Escalator and Elevators works to meet general conditions of JICA, Instruction to Bidders, ITB 19.1 listed below: (b) that, if required in the BDS, in case of a Bidder not doing business within the Purchaser's Country, the Bidder is or will be (if awarded the Contract) represented by an agent in the country equipped and able to carry out the Supplier's maintenance, repair and spare parts-stocking obligations prescribed in the Conditions of Contract and/or Technical Specifications; and (c) that the Bidder meets each of the qualification criteria specified in Section III, Evaluation and Qualification Criteria.	Prequalification document conditions prevail.	
11	Section III, Clause 4 Experience 4.2(a) Specific Experience, QCR-8	4.2(a) Specific Experience A minimum number of two similar ⁽ⁱⁱⁱ⁾ contracts that have been satisfactorily and substantially ⁽ⁱⁱⁱ⁾ completed as a prime contractor (single entity or JV member)(iv) between 1st January 2006 and Application submission deadline. (ii) The “Similarity” shall be defined as “A work of Design, Manufacture, Supply, Installation, Testing and Commissioning of 100 escalators and/or 40 elevators”. Summation of number of small value contracts (less than the value specified under requirement) to meet the overall requirement will not be accepted. (iii) Substantial completion shall be based on 80% or more of the works completed under the contract.	Please clarify the following : 1. Substantial completion of 80% or more of the works defined in Note (iii) is redundant where completed works in each contract meets minimum quantity specified in the definition of 'similar works'. (For example a Contract with 130 or more Escalators having 100 Escalators completed will meet minimum quantity specified, but falls below 80% substantial completion if considered for entire contract)	Prequalification document conditions prevail.	

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12	Section III, 4. Experience 4.2(b) Specific Experience, QCR-8	<p>4.2(b) Specific Experience For the above or other contracts completed and under implementation as prime contractor (single entity or JV member), management contractor or subcontractor(vi) between 1st January 2006 and Application submission deadline, a minimum construction experience in the following key activities (A and or B) successfully completed, for each Lot of the work</p> <p>(A)For one Escalators Lot 1. Design, Manufacture, Supply, Installation, Testing and Commissioning of Heavy Duty Escalators(vii) completed in last 10 years of any of the following value:- (I) One work of US\$ 17 Million and above, or (ii) Average value of 2 works – US\$ 11 Million and above or (iii) Average value of 3 works – US\$ 8.5 Million and above</p> <p>(B) For one Elevators (Lift) Lot 1. Design, Manufacture, Supply, Installation, Testing and Commissioning of Heavy duty machine room less Elevators(viii) (Lifts) completed in last 10 years of any of the following value:- (I) One work of US\$ 4 Million and above, or (ii) Average value of 2 works – US\$ 2.5 Million and above, or (iii) Average value of 3 works – US\$ 2 Million and above</p> <p>Note: Section I, Clause 13.2 (Page ITA-8): For construction turnover or financial data required for each year - Exchange rate prevailing on the last day of the respective calendar year. Value of single contract - Exchange rate prevailing on the date of the contract.</p>	<p>Please clarify the following :</p> <p>1. The Turnover of each contract shall be the total payments received against each contract towards any combination of Design, Manufacturing, Supply, Installation, Testing, and Commissioning works completed.</p> <p>2. Exchange rate prevailing on the date of Contract is applicable for converting turnover of each contract</p> <p>3. Similar to Note for escalation in 3.2 Average Turnover financial situation (pager QCR-6), To bring the contract values at par, the turnover values shall be calculated by assuming 2% escalation per annum from Contract Date.</p>	<p>Prequalification document conditions prevail.</p> <p>Please Refer Addendum No. 2</p>	Addendum No. 2
13	Section IV, Application Form EXP 4.2(a), AF-17	<p>Form EXP-4.2(a) Specific Experience refer 2nd page of format for description of similarity of works 1. Physical Size of required works items [insert physical size of items] 2. Complexity [insert description of complexity] 3. Methods/Technology [insert specific aspects of the methods/ technology involved in the contract] 4. Other Characteristics [insert other characteristics as described in Section VI, Scope of Works]</p>	<p>Please clarify the exact details to be filled for Row 1,2,3,4 of the Table</p> <p>These details may not be available in the Contracts or Experience Certificates</p>	Prequalification document conditions prevail.	
14	Section IV, Application Form EXP 4.2(b), AF-18	<p>Form EXP-4.2(b) Specific Experience filling of Form for Each Activity pertaining to Sub-Contracting Total quantity in Contract (I) Percentage participation (ii) Actual Quantity Performed (I) x (ii)</p>	<p>The participation in JV/Consortium is specified as % of share in value of the work. i.e., while 100% supply is from one JV Member, the complete (100%) installation, commissioning shall be performed by other local member. Therefore % share is not applicable for quantity column In the Form EXP-4.2(b). The % share is applicable for value of the contract in form EXP-4.2(a). Please clarify if the % share can be considered for calculation of actual performed quantity</p>	Prequalification document conditions prevail.	
15	Section IV, App Forms, Form ELI- 1.1, 1.2, AF-5 and 6	<p>Form ELI- 1.1 is to be filled for the "Applicant"</p> <p>Prequalification Data Sheet, ITA 4.1 defines "Applicant" as being either an Indian Company OR a Foreign Company registered individually...</p>	<p>In case of a CONSORTIUM allowed in the Bid, while the consortium is not a Registered legal entity, each members is a legal entity registered in respective country of Origin as per ITA 4.1; Participation as CONSORTIUM will be based on intended MEMORANDUM of UNDERSTANDING (MOU) between the members for particular CONTRACT.</p> <p>Application Forms ELI-1.1, 1.2 shall be filled accordingly without required particulars towards Legal entity, registration, Articles of Incorporation for the Consortium other than MOU of the consortium. However the above requirements will be fulfilled for each member of the consortium. Please clarify.</p>	<p>Prequalification document conditions prevail.</p> <p>As per Section-I, ITA 4.2 In case of JV, JV agreement or Letter of Intent (LOI) to enter into JV agreement to be submitted.</p>	

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16	Section IV, App Forms, CON-2, AF-7	These 3 forms to be filled for the "Applicant" and for each member of a JV/Consortium	For reasons explained as above, these 3 Forms (Non performance, Litigation) shall be filled by the respective members of the CONSORTIUM only, duly self certified . Hence a separate filling for the combined Applicant: 'Consortium' as a Legal entity will not be applicable. Please clarify if this is in order.	Prequalification document conditions prevail. As per Section-I ITA 4.2	
17	Section IV, App Forms, Form FIN-3.1, 3.2, 3.3, AF-10-13	These forms to be filled for the "Applicant" and for each member of a JV/Consortium	For reasons explained as above, these Financial Forms (Financial data and documents) shall be filled by the respective partners to the CONSORTIUM only, duly certified by CA. Hence a separate filling for the combined Applicant: 'Consortium' as a Legal entity will not be applicable. Please clarify if this is in order.	Prequalification document conditions prevail. As per Section-I ITA 4.2	
18	Section IV, App Forms, Form EXP-4.1, 4.2(a), 4.2(b), AF-15-19	These forms to be filled for the "Applicant" and for each member of a JV/Consortium	For reasons explained as above, these Experience Forms (general and Specific) shall be filled by the respective members of the CONSORTIUM only, duly self certified . Hence a separate filling for the combined Applicant: 'Consortium' as a Legal entity will not be applicable. Please clarify if this is in order.	Prequalification document conditions prevail. As per Section-I ITA 4.2	
19	ITA 2.2, PDS-2	General Conditions of JICA, Instruction to Bidders 19.1 The documentary evidence of the Bidder's qualifications to perform the contract if its Bid is accepted shall establish to the Purchaser's satisfaction: (a) that, if required in the BDS, a Bidder that does not manufacture or produce the Goods it offers to supply shall submit the Manufacturer's Authorization using the form included in Section IV, Bidding Forms to demonstrate that it has been duly authorized by the manufacturer or producer of the Goods to supply these Goods in the Purchaser's Country;	Please clarify if, as per ITB of JICA Guidelines, as Make in India supply from Indian Member can be allowed with authorisation from qualified foreign Manufacturer/Producer in the Consortium if awarded with the Contract	Prequalification document conditions prevail.	
20	ITA - 3, 2.2	Disbursement of a Japanese ODA Loan by JICA will be subject, in all respects, to the terms and conditions of the Loan Agreement, including the disbursement procedures and the applicable Guidelines for Procurement under Japanese ODA Loans specified in the PDS. No party other than the Borrower shall derive any rights from the Loan Agreement or have any claim to loan proceeds.	Bidder intends to clarify as to whether there are any back to back applicability of the terms and conditions of the Loan Agreement on the bidder like performance, payments etc., If yes, bidder request that the relevant terms concerning bidder to be shared with the before submission of the PQ and Bid.	Query not related to PQ document and will be clarified during Bidding(RFP) stage.	
21	ITA - 4, 4.2	An Applicant may be a firm that is a single entity or any combination of such entities in the form of joint venture (JV) under an existing agreement or with the intent to enter into such an agreement supported by a letter of intent.	Bidder confirms that it is , at the discretion of bidder, they may form a Joint venture or a Consortium. Bidder request that the Letter of Intent format be provided which may be pre requisite for this tender. In case no specific format is provided then it is understood by Bidder that they can submit the format with pre requisite provision for Joint and Several liability along with nomination of an authorised representative who shall have the authority to conduct all business for and on behalf of any and all the members of the JV.	Prequalification document conditions prevail. As per Section-I ITA 4.2	
22	ITA-5, 4.5	A firm and any of its affiliates (that directly or indirectly control, are controlled by or are under common control with that firm) may submit their applications for prequalification either individually, as joint venture or as a subcontractor among them for the same contract.	Bidder clarifies that two sister concern having same parent company can sign a Letter of Intent to bid for this Project as Consortium partners.	Prequalification document conditions prevail.	

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23	ITA - 6, 5.2	The Invitation for Prequalification issued by the Employer is not part of the Prequalification Documents.	Bidder request clarity on this provision.	IFP is Invitation for Prequalification of bidders for these contracts/lots	
24	PDS-3, ITA- 13.2	"For Construction turnover or financial data required for each year – Exchange rate prevailing on the last day of... year. "	Need clarity on the definition of Construction turnover.	Prequalification document conditions prevail.	
25	QCR-5, 3.1	As the minimum requirement, an Applicant's net worth calculated as the difference between total assets and total liabilities should be positive.	Please confirm bidder understanding that this requirement is for latest year and will be calculated in proportion to their participation percentage.	Prequalification document conditions prevail.	
26	QCR-11	A management contractor is a firm which takes on the role of contract management as a "general" contractor of sort could do. It does not normally perform directly the construction work(s) associated with the contract. Rather, it manages the work of other (sub) contractors while bearing full responsibility and risk for price, quality, and timely performance of the work contract.	Please confirm that a Management Contractor should have experience in elevators and/or Escalators for Installation, testing and commissioning followed by DLP for 5 yrs.	Prequalification document conditions prevail.	
27	AF-14	Banking reference	Bidder understanding is in case of Negative Liquidity, Banking Reference will be considered.	Prequalification document conditions prevail.	
28	AF-20	Acknowledgement of Compliance with Guidelines for Procurement under Japanese ODA Loans.	Bidder request to provide the guidelines for Procurement under Japanese ODA Loans.	Available on JICA website	
29	SOW3, 1.1	The contractor shall provide modern and Eco-Efficient technology Heavy Duty Escalators and/or Elevators constructed to comply with the specification and internationally recognised standards and designed for safe efficient operation taking into account the specific characteristics of the operating environment of underground Metro Rail stations. Regenerative solutions and LED lighting system shall be incorporated.	Bidder Requests clarification on Eco-Efficient technology Heavy Duty Escalators.	Prequalification document conditions prevail.	
30	SOW4, 1.12	The contractor will have to ensure transfer of technology for design, indigenous, system assembly, installation, maintenance and software customization/ modification with in a defined time frame. For that purpose, the Applicants may set up suitable facilities in India.	Need elaborate meaning of this provision with respect to Transfer of Technology. To clarify , all intellectual property rights in the equipment's including the control software which enables routine operation, maintenance and repair of the equipment ("Control Software") remain the property of bidder . The Customer is entitled to a non-exclusive right to use the Control Software and to operate the Equipment for its own purposes, but the Customer shall have no other right or interest in the Control Software, especially as regards to the right to reproduce, reverse engineer or deal in the Control Software.	Prequalification document conditions prevail.	
31	SOW5, 3.1	Annual Maintenance contract for Escalators and /or Elevators (Lifts) for a period of 5/10 years after DLP period are over.	It is submitted that AMC Prices to be mutually agreed or if quoted for a period of 5/10 years after DLP period are over then it should be excluding taxes.	Prequalification document conditions prevail.	
32	QCR 5, 3.1	Financial Performance : The audited balance sheets or, if not required by the laws of the Applicant's country, other financial statements acceptable to the Employer, for the last 5 years ending 31st March 2015 for the countries where the financial year ending on 31st March , or for the last 5 years ending 31st December 2015 for the countries where the financial year ending on 31st December shall be submitted and must demonstrate the current soundness of the Applicant's financial position and indicate its prospective long-term profitability. As the minimum requirement, an Applicant's net worth calculated as the difference between total assets and total liabilities should be positive.	Bidder understands to submit the Balance sheet for last 5 years. The audited balance sheet of our consortium partner whose financial year ends in Dec2015 is not yet prepared. The Audited balance sheet is expected by Mid of June 2016. Therefore bidder requests to extend the last date of submission up to 30th June 2016. Regarding the current soundness of the Applicant's financial position, bidder understand that the Last financial year's soundness of the Applicant's financial position & net worth is required for this tender. Even for DMRC tenders also it is mentioned Net Worth of Tenderer during last audited financial year is required. We are attaching those tender clauses with this queries.	Prequalification document conditions prevail. Please refer Addendum No.2	Addendum No. 2
33	PDS4, ITA 16.1	Submission of applications for pre-qualification must be received in sealed envelopes, either delivered by hand, courier or by registered mail.	Please Clarify the submission procedure. Whether the Bid for Escalator & Elevator shall be submitted in a single envelope or in Separate Envelops.	Prequalification document conditions prevail.	

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34	QCR-7, 3.3	Liquidity Position : The total amount, of liquid assets and lines of credit during the construction period shall be as given below; A) For one Escalators Lot USD 3.2 million or the equivalent thereof. AND /OR B) For one Elevators (Lift) Lot US\$ 1.0 million or the equivalent thereof.	Bidder request to Clarify the Definition of Liquidity & what are the proof of Liquidity to be submitted.	Prequalification document conditions prevail.	
35		Payment Terms	Bidder request you to clarify the Payment Terms- is it independent or Back to Back payments from JICA. Please Clarify.	Query Not related to PQ document. Will be clarified during Bidding (RFP) stage.	
36	FIN 3.1, 3.1	Financial Situation	Bidder request Clarification on Total Revenue - is it Total Sales/ Total Turnover. Please clarify.	Prequalification document conditions prevail.	
37	AF-13	Letter from Bank on working capital/ line of credit	Letter from Bank on working capital/ line of credit is MUST? Bidder request to clarify what if there are no such facilities is availed at the Bank.	Prequalification document conditions prevail.	
38	ITA-3, 3.1	Corrupt and Fraudulent Practices	Bidder request to provide JICA policy. Point 3 Sub point b. Is any contract awarded to us which is funded with Japanese ODA loans and other Japanese ODA loans?	Refer to JICA guidelines available in JICA website	
39	ITA-5, 4.4	Eligible Applicants	Point 4.4 has a mention that "conflict has been resolved in a manner acceptable to JICA". Are there any guidelines / procedures? - Bidder request to clarify.	Refer to JICA guidelines available in JICA website	
40	ITA-5, 4.6	Eligible Applicants	Term "Any Other form of Conflict of Interest" is very wide hence Bidder request to clarify the scope of other conflict of interest.	Prequalification document conditions prevail.	
41	52, Form ACK, AF-20	Acknowledgement of Compliance with Guidelines for Procurement under Japanese ODA Loans	Form ACK speaks about compliance with Guidelines for Procurement under Japanese ODA Loans. Bidder request to provide clarity on the guidelines.	Prequalification document conditions prevail. Refer to JICA guidelines available in JICA website	
42	PDS-4, ITA 16.1	Submission of applications for pre-qualification must be received in sealed envelopes, either delivered by hand, courier or by registered mail.	Can we submit different sets of documents for PQ of Lifts & Elevators separately	Prequalification document conditions prevail.	
43	4.2, QCR- 9	(A)For one Escalators Lot 1. Design, Manufacture, Supply, Installation, Testing and Commissioning of Heavy Duty Escalators(vii) completed in last 10 years of any of the following value:- (I) One work of US\$ 17 Million and above. Or (ii) Average value of 2 works – US\$ 11 Million and above or (iii) Average value of 3 works – US\$ 8.5 Million and above AND/OR (B) For one Elevators (Lift) Lot 1. Design, Manufacture, Supply, Installation, Testing and Commissioning of Heavy duty machine room less Elevators(viii) (Lifts) completed in last 10 years of any of the following value:- (I) One work of US\$ 4 Million and above. or (ii) Average value of 2 works – US\$ 2.5 Million and above or (iii) Average value of 3 works – US\$ 2 Million and above	As per 4.2 (b) QCR-9, if we have to bid for all 3 lots of escalators what is the value we need to submit for the work experience	Qualification Criteria modified. Please refer Addendum No. 2	Addendum No. 2
44		The contractor will have to ensure transfer of technology for design, indigenous, system assembly, installation, maintenance and software customization/ modification with in a defined time frame. For that purpose, the Applicants may set up suitable facilities in India	Please Clarify elaborately on Transfer Of Technology.	will be elaborated at RFP(Bidding) stage	

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45	QCR-11	A management contractor is a firm which takes on the role of contract management as a "general" contractor of sort could do. It does not normally perform directly the construction work(s) associated with the contract. Rather, it manages the work of other (sub) contractors while bearing full responsibility and risk for price, quality, and timely performance of the work contract.	Please confirm that a Management Contractor can be a Prime Contractor who may be responsible for Installation, testing and commissioning followed by DLP.	Prequalification document conditions prevail.	
46			Request Extension of date of submission till 30th June 2016	Please Refer Addendum No. 1	Addendum No. 1
47	Section III, QCR-8, 4.1	Experience under Escalators and/or Elevators (Lifts) contracts in the role of prime contractor (single entity or JV member), subcontractor(I) or management contractor for at least the last 5 years, ending 31st December 2015.	Our consortium partner has strong past project credentials overseas and is backed by our local experienced team which was worked in various project executions and maintenance setups like DMRC underground sections (similar to your proposed infrastructure) and other metros as well <u>Appeal:</u> Thus it is requested that the general experience requirement be considered for all parties combined in lieu of each member. This will open opportunities for Indian players like us to partner with foreign players under a consortium to create long term after sales service infrastructure in the country for the products proposed to be supplied.	Prequalification document conditions prevail.	
48	Section VI/SOW-3/1.2	The contractor shall provide modern and Eco-Efficient technology Heavy Duty Escalators and/or Elevators incorporating regenerative solutions	<u>Clarification:</u> Kindly confirm whether regenerative system is required for Escalators also?	Prequalification document conditions prevail.	
49	Section 1 - ITA, Page ITA-4, 4.2		We intend to form a consortium with our parent company for this tender instead of a Joint Venture. Please confirm that the same is acceptable. We will submit the required Letter of Intent for the same.	Prequalification document conditions prevail.	
50	Section 1 - ITA, Page ITA-4, Section, 4.2		For Escalator Packages - Please note that X and Y are forming a Consortium, where X is the Indian Venture and Y is its parent company, we propose to consider the work experience of Y through its subsidiaries as per the structure of the holding company and its subsidiaries.	Prequalification document conditions prevail.	
51	Section III - Qualification Criteria and Requirement, Page No QCR-8 4.1 - General Experience		Please consider general experience during last ten years instead of five years. Also, we understand that general experience means any type of escalator/elevator, not necessarily Heavy Duty Escalator/Elevators	Prequalification document conditions prevail.	
52	SOW-4--T O T, 1.12		We shall be bidding either as a single entity (for elevators) or as consortium with our parent company (for escalators). In both cases, we have the complete setup in India for providing maintenance support for all the units installed. Therefore, this clause will not be applicable to us. Please clarify	Prequalification document conditions prevail.	
53	Clause 3.2, Average Annual Turnover, QCR-5	Minimum average annual turnover as a prime contractor (calculated as total certified payments received for contracts in progress and/ or completed) over the last 5 financial years (i.e. financial years whose ending dates are between April 1, 2010 to March 31, 2015 for the countries where the financial year ending on 31st March or January'1, 2011 to December'31, 2015 for the countries where the financial year ending on 31st December) divided by 5 years must be as given below; A) For Escalators Lot US\$ 11 million or the equivalent thereof. AND / OR B) For Elevators Lot US\$ 2.6 million or the equivalent thereof.	Please clarify if the Turnover value required shall be calculated as Turnover only from Elevators And/OR Escalators, or from Revenue from other products and services as well?	Average Annual Turnover criteria modified as per JICA Standard PQ document. Please Refer Addendum No. 2	Addendum No. 2

Pre-Qualification Queries of IFP No:- MM3-CBS-LET

QUERIES & RESPONSES DATE : 15th JUNE 2016

Prequalification of Bidders for Design, Manufacture, Supply, Installation, Testing and Commissioning of Heavy Duty Escalators and Elevators (Lifts)

Sl.No	Section / Clause/ Page No.	Clause Description	Applicant's Query	Response	Addendum
54	Clause 4.1, general Experience, QCR-8	Experience under Escalators and/or Elevators (Lifts) contracts in the role of prime contractor (single entity or JV member), subcontractor(I) or management contractor for at least the last 5 years, ending 31st December 2015.	Please clarify if members holding less than 26% stake in a participating Consortium/JV shall need to fulfil this clause. In similar tenders floated by Delhi Metro Rail Corporation, partners having less than 26% participation in Consortium/JV are termed as non-substantial partners and their work experience is not considered for evaluation.	Prequalification document conditions prevail.	
55	Clause 4.2 (b), Specific Experience, QCR-10	1. Design, Manufacture, Supply, Installation, Testing and Commissioning of Heavy duty machine room less Elevators(viii) (Lifts) completed in last 10 years of any of the following value:- (I) One work of US\$ 4 Million and above. or (ii) Average value of 2 works – US\$ 2.5 Million and above or (iii) Average value of 3 works – US\$ 2 Million and above	Please clarify if only MRTS projects are to be considered for calculating these values, or non-MRTS projects can be considered for satisfying this clause.	Prequalification document conditions prevail.	
56	QCR-3, 2.1	Historical Contract Non performance since 1 st January 2014	This submission from all partners of Consortium separately or Lead Partner can sign for all Consortium Partners through POA	Prequalification document conditions prevail.	
57	QCR-4, 2.2	Pending Litigation – since 1 st January 2014	a) We understand that only pending Litigation against Joint Venture Consortium is being sought. Please confirm. B) We understand that only pending litigation between Joint Venture Consortium and MMRC is being sought. Please confirm.	Prequalification document conditions prevail.	
58	QCR-4, 2.3	Litigation History since 2011	We understand that only Litigation History for Joint Venture Consortium is to be submitted. Please confirm.	Prequalification document conditions prevail.	
59		Application Submission form	whether separate application for each lot or a single for all the lots	Prequalification document conditions prevail. (refer Application Submission Form at page AF-3)	
60		Application Form ELI- L1	This form is for Lift, what about for Escalators form, is there any separate form, plz seek clarity	Prequalification document conditions prevail. Copy of the Same form shall be used.	
61	Form ACK, AF-20	Acknowledgement	plz confirm whether to be submitted separate for both Consortium partners or POA from overseas partner can sign the same	Prequalification document conditions prevail.	
62			Since the PQ talks about forming a JV/Consortium in case multiple parties are involved , can you pls clarify if this consortium/JV is required to be ""registered "" or we can submit a letter of intent for the same . Thyssenkrupp will be involving 3 entities a). TKEC (ThyssenKrupp Elevator China)—responsible for design supply and manufacturing of Elevators . b) TKESC (ThyssenKrupp Escalator China)—responsible for design supply and manufacturing of Escalators . c) TKEI (ThyssenKrupp Elevator India)---responsible for installation, testing , commissioning and handing over of elevators and escalators .	As per Section-I, ITA 4.2 In case of JV, JV agreement or Letter of Intent (LOI) to enter into JV agreement to be submitted.	
63			Request Extension of date of submission till 30th June 2016	Please Refer Addendum No. 1	Addendum No. 1