

Section 2 - Bid Data Sheet

This section consists of provisions that are specific to each procurement and supplement the information or requirements included in Section 1 - Instructions to Bidders.

A. General

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| ITB 1.1 | <p>The number of the Invitation for Bids (IFB) is : PMD/PTDSSP/KBL-75/76-01</p> <p>The Employer is: Nepal Electricity Authority</p> <p>The name of the open competitive bidding (OCB) is: Design, Supply, Installation and Commissioning of 400 kV Gas insulated Substations(GIS) at New Khimti, Barhabise and Lapsiphedhi)</p> <p>The identification number of the OCB is: PMD/ PTDSSP/KBL-75/76-01</p> <p>The number and identification of lots (contracts) comprising this OCB is: None</p> |
| ITB 2.1 | <p>The Borrower is: Nepal</p> <p>The name of the Project is: SASEC PTDSSP: SASEC Power Transmission and Distribution System Strengthening Project</p> |

B. Contents of Bidding Documents

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| ITB 7.1 | <p>For <u>clarification purposes</u> only, the Employer's address is:</p> <p>Attention: Mr. Prakash Poudel, Project Manager, Khimti-Barhabise-Lapsiphedhi 400 kV Substation Project Project Management Directorate</p> <p>Street address: Matatirtha, Chandragiri 11, Kathmandu</p> <p>Floor/Room number: 2nd Floor</p> <p>City: Kathmandu</p> <p>ZIP code: NA</p> <p>Country: Nepal</p> <p>Telephone: +977 1 5164096.</p> <p>Fax: +977 1 5164096</p> <p>E-mail address: kbl400kv@nea.org.np</p> |
| ITB 7.4 | <p>A Pre-Bid meeting will take place.</p> |



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| | <p>If a Pre-Bid meeting will take place, date, time and place are as follows :</p> <p>Date: 12 June 2019</p> <p>Time: 1200 Hours Local Time</p> <p>Place: Project Management Directorate, NEA, Matatirtha, Kathmandu, Nepal</p> <p>A site visit conducted by the Employer will not be organized.</p> |
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C. Preparation of Bids

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| ITB 10.1 | The language of the Bid is: English |
| ITB 11.2 (k) | The Bidder shall submit with its Technical Bid the following additional documents: Business registration certificate issued by the government of the country where the bidder or each joint venture partner is registered. |
| ITB 11.3 (d) | The Bidder shall submit with its Price Bid the following additional documents: <i>None</i> |
| ITB 12.1 | The units and rates in figures entered into the Price Schedules should be typewritten or if written by hand, must be in print form. Price Schedules not presented accordingly may be considered nonresponsive. |
| ITB 13.1 | Alternative bids are <i>Not Permitted</i> |
| ITB 13.2 | Alternatives to the Time Schedule <i>shall not be permitted</i> . If alternatives to the Time Schedule are permitted, the evaluation method will be as specified in Section 3 (Evaluation and Qualification Criteria). |
| ITB 13.4 | Alternative technical solutions shall be permitted for the following parts of the plant and services: <i>None</i> |
| ITB 16.1 (b) | The period following completion of plant and services in accordance with provisions of the contract shall be <i>5 Years</i> |
| ITB 18.1 | Bidders shall quote for <i>the entire plant and services on a single responsibility basis</i> . |
| ITB 18.4(a)(i) | The Incoterm for quoting plant to be supplied from abroad is: <i>CIP-Project sites- New Khimti in Ramechhap District, Barhabise in Sindhupalchowk District and</i> |



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| | <i>Lapsipedi in Kathmandu District.</i> |
| ITB 18.6 | The prices quoted by the Bidder shall be Fixed. |
| ITB 19.1 | <p>The currencies of the Bid shall be as follows:</p> <p>(a) The prices shall be quoted either in the currency of the Bidder's home country, or in any fully convertible currency of up to three foreign currencies.</p> <p>(b) A Bidder expecting to incur a portion of its expenditures in the performance of the Contract in more than one currency, and wishing to be paid accordingly, shall so indicate in the Schedule of Prices and the Letter of Price Bid.</p> <p>(c) If some of the contract expenditures related to Design, Installation and Other Services are to be incurred in the Employer's country, such expenditures shall be quoted in either foreign and/or local currency, depending upon the currency in which the costs are to be incurred.</p> <p>(d) Bidders may be required by the Employer to clarify their local and foreign currency requirements, and to substantiate that the amounts included in the Price Schedules are reasonable and responsive to ITB 18.1 in which case a detailed breakdown of its foreign currency requirements shall be provided by the Bidder</p> <p>(e) During the performance of the contract, the foreign currency portions of the outstanding balance of the Contract Price may be adjusted by agreement between the Employer and the Contractor to reflect any changes in foreign currency requirements for the contract. Any such adjustment shall be effected by comparing the amounts quoted in the bid with the amounts already used in the Facilities and the Contractor's future needs for imported items.</p> |
| ITB 20.1 | The bid validity period shall be 150 days. |
| ITB 21.1 | The Bidder shall furnish a bid security in the amount of: US\$ 1,220,000.00 or an equivalent amount in Nepalese Rupees (NRs) |
| ITB 21.4 | Subject to the succeeding sentences, any bid not accompanied by an irrevocable and callable bid security shall be rejected by the Employer as nonresponsive. If a Bidder submits a bid security that (i) deviates in form, amount, and/or period of validity, or (ii) does not provide sufficient identification of the Bidder (including, without limitation, failure to indicate the name of the Joint Venture or, where the Joint Venture has not yet been constituted, the names of all future Joint Venture Partners), the Employer shall request the Bidder to submit a compliant bid security within 14 (Fourteen) days of receiving such a request. Failure to provide a compliant bid security within the prescribed period of receiving such a request shall cause the rejection of the Bid. |
| ITB 22.1 | In addition to the original Bid, the number of copies is: Two |



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| ITB 22.2 | <p>The written confirmation of authorization to sign on behalf of the Bidder shall consist of</p> <p>An organizational document, board resolution or its equivalent, or power of attorney specifying the representative's authority to sign the Bid on behalf of, and to legally bind, the Bidder.</p> <p>If the Bidder is an intended or an existing Joint Venture, the power of attorney should be signed by all partners and specify the authority of the named representative of the Joint Venture to sign on behalf of, and legally bind, the intended or existing Joint Venture.</p> <p>If the Joint Venture has not yet been formed, also include evidence from all proposed Joint Venture partners of their intent to enter into a Joint Venture in the event of a contract award in accordance with ITB 11.2.</p> |
| ITB 22.2 | The Bidder shall submit an acceptable authorization within 14 (Fourteen) days. |

D. Submission and Opening of Bids

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| ITB 23.1 | Bidders shall not have the option of submitting their bids electronically. |
| ITB 23.1 (b) | If Bidders shall have the option of submitting their bids electronically, the electronic bidding submission procedures shall be: Not Applicable |
| ITB 24.1 | <p>For <u>bid submission purposes</u> only, the Employer's address is</p> <p>Attention:</p> <p>Mr. Prakash Poudel, Project Manager, Khimti-Barhabise-Lapsipedi 400 kV Substation Project Project Management Directorate</p> <p>Street address: Matatirtha, Chandragiri 11, Kathmandu</p> <p>Floor/Room number: 2nd Floor</p> <p>City: Kathmandu</p> <p>ZIP Code: NA</p> <p>Country: Nepal</p> <p>The deadline for bid submission is</p> <p>Date: 14 July 2019</p> <p>Time: 12:00 Noon (Local Time)</p> |
| ITB 27.1 | <p>The bid opening of Technical Bids shall take place at</p> <p>Street address: Project Management Directorate, NEA, Matatirtha, Kathmandu</p> <p>Floor/Room number: 2nd Floor</p> <p>City: Kathmandu</p> <p>Country: Nepal</p> |



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| | Date: : 14 July 2019 Time: 12:30 Hours (Local Time) |
| ITB 27.1 | Electronic bid opening procedure shall be as follows: Not Applicable |
| ITB 27.5 | The Letter of Technical Bid shall be initialed by 3 (Three) representatives of the Employer attending Technical Bid opening. |
| ITB 27.10 | The Letter of Price Bid and Price Schedules shall be initialed by 3 (Three) representatives of the Employer attending the Price Bid opening. |

E. Evaluation and Comparison of Bids

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| ITB 35.2 | The qualifications of other firms such as the Bidder's subsidiaries, parent entities, affiliates, subcontractors shall not be permitted. |
| ITB 37.1 | The currency that shall be used for bid evaluation and comparison purposes to convert all bid prices expressed in various currencies into a single currency is: Nepalese Rupees The source of the selling exchange rate shall be: Nepal Rastra Bank (Central Bank of Nepal) The date for the selling exchange rate shall be: Opening of Technical Proposal |
| ITB 38.1 | Domestic preference shall apply. The application methodology will be as specified in Section 3 (Evaluation and Qualification Criteria). |
| ITB 42.1 | Standstill provisions shall apply. The duration of standstill period will be 7 (Seven) days from the date of notice of intention for award of contract. The Employer shall, at the start of the standstill period, notify in writing each bidder that submitted a bid, of its intention to award a contract to the successful bidder at the end of standstill period. The notification (using the form included in Section 9 (Contract Forms)) shall include the following information: a) the name of each Bidder who submitted a Bid; b) the bid prices as read out at bid opening; c) the name and evaluated prices of each Bid that was evaluated; d) the name of bidders whose bids were rejected and the reasons for their rejection; e) the name of the winning Bidder, and the price it offered, as well as the |



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| | <p>duration and summary scope of the contract awarded; and</p> <p>f) a statement of the reason(s) the bid of the unsuccessful bidder to whom the notification is addressed was unsuccessful, unless the price information under (e) of this paragraph already reveals the reason.</p> |
| <p>ITB 47.1</p> | <p>The procedures for Bidding-related Complaints are referenced in the "Procurement Regulations for ADB Borrowers (Appendix 7)." The Bidder should submit its complaint following these procedures, in writing, to:</p> <p>For the attention: Managing Director, NEA through the Project Manager Title/position: Managing Director Employer: Nepal Electricity Authority Email address: kbl400kv@nea.org.np Fax number: 977-1-5164096</p> |
| <p>ITB 47.2.</p> | <p>Add new sub clause " ITB 47.2":</p> <ol style="list-style-type: none"> 1. If a Bidder is dissatisfied with the Procurement proceedings or the decision made by the Employer in the intention to award the Contract, it may file an application to the Employer within Seven (7) days of providing the notice, for review of the proceedings stating the factual and legal grounds. 2. Late application filed after the deadline pursuant to ITB 47.2.1 above, shall not be processed. 3. The Employer shall, within five (5) days after receiving the application, give its decision with reasons, in writing pursuant to ITB 47.2.1: <ol style="list-style-type: none"> (a) whether to suspend the procurement proceeding and indicate the procedure to be adopted for further proceedings; or (b) to reject the application. 4. If the Bidder is not satisfied with the decision given in accordance with ITB 47.2.3, or the decision is not given within five (5) days of receipt of application pursuant to ITB 47.2.1, it can, within seven (7) days of receipt of such decision, file an application to the Review Committee of the GoN, stating the reason of its disagreement on the decision and furnishing the relevant supporting documents. The application may be sent by hand, by post, by courier, or by electronic media at the risk of the Bidder itself. 5. Late application filed after the deadline pursuant to ITB 47.2.4 shall not be processed 6. Within three (3) days of the receipt of application from the Bidder, pursuant to ITB 47.2.4, the Review Committee shall notify the concerning Public Entity (Employer) to furnish its procurement proceedings, pursuant to ITB 47.2.3. 7. Within three (3) days of receipt of the notification pursuant to ITB 47.2.6, the Employer shall furnish the copy of the related documents to the Review |



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| | <p>Committee.</p> <p>8. The Review Committee, after inquiring from the Bidder and the Employer, if needed, shall give its decision within one (1) month of the receipt of the application filed by the Bidder, pursuant to ITB 47.2.4.</p> <p>9. The Bidder, filing application pursuant to ITB 47.2.4, shall have to furnish a cash amount or Bank guarantee from "A" class commercial bank equivalent to zero point one five percent (0.15%) of its quoted amount with the validity period of at least ninety (90) days from the date of the filing of application pursuant to ITB 47.2.4.</p> <p>10. If the claim made by the Bidder pursuant to ITB 47.2.4 is justified, the Review Committee shall return the security deposit pursuant to ITB 47.2 to the applicant, within seven (7) days of such decision made.</p> <p>The decision made by Review Committee of the GoN will be final.</p> |
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