

# Section 3- Evaluation and Qualification Criteria

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# 1. Technical Evaluation

## 1.1 Technical Criteria

The Goods and Related Services offered by the bidder shall comply with specifications described in Section 6 (Schedule of Supply). The bids shall be for complete scope of work. Any bid for part scope of work or related services shall be held non-responsive and shall be rejected.

However, a minor deficiency in technical compliance may not be cause for rejection of the Bid. The cost of making good any minor deficiency shall be added to the Bid Price concerned. The price adjustment on account of minor deficiency would be based on a estimate of the cost of missing item by the bid evaluation committee, taking into consideration the highest quoted prices from other conforming Bids.

## 1.2 Margin of Preference

A Margin of Preference shall not apply.

## 1.3 Economic Criteria

### 1.3.1 Adjustment for Scope of Supply and Services

i) Local Handling and Inland Transport: Costs for inland transportation, insurance, and other incidental costs for delivery of the goods from the EXW premises, or port of entry, or border point to Project Site as defined in Section 6 (Schedule of Supply), shall be quoted in the Price Schedule for Related Services to Be Offered from Outside and Within the Purchaser's Country provided In Section 4 (Bidding Forms). These costs will be taken into account during bid evaluation. If a Bidder fails to include such costs in its Bid, then these costs will be estimated by the Purchaser on the basis of published tariffs by the rail or road transport agencies, insurance companies, or other appropriate sources, and added to EXW or CIF or CIP price.

ii) Minor Omissions and Missing Items: Pursuant to ITB 32.3, the cost of all quantifiable nonmaterial nonconformities or omissions from the contractual and commercial conditions shall be evaluated. The Purchaser will make its own assessment of the cost of any nonmaterial nonconformities and omissions for the purpose of ensuring fair comparison of Bids.

### 1.3.2 Adjustment for Deviations from the Terms of Payment

Deviations from the Terms of Payment as specified in Sub-Clause 16.1 of General Conditions of Contract (GCC) read with Special Conditions of Contract (SCC) are not permitted.

### 1.3.3 Adjustment for Deviations from the Delivery and Completion Schedule

Bid offering Delivery and Completion Schedule exceeding those specified in the Delivery and Completion Schedule in Section 6 shall be rejected.

### 1.3.4 Operation and Maintenance Cost

Operation and Maintenance Cost shall not have any impact on the Bid Price.

### 1.3.5 Spare Parts

Bidder shall supply spare parts as specified in the Schedule of Supply in Section 6.

### **1.3.6 Multiple Lots (Contracts)**

If the Works are grouped in multiple (Lots) contracts and pursuant to ITB 39.4, the Purchaser shall evaluate and compare Bids on the basis of a contract, or a combination of contracts, or as a total of contracts in order to arrive at the least-cost combination for the Purchaser by taking into account discounts offered by Bidders in case of award of multiple contracts.

If a Bidder submits several successful (lowest evaluated substantially responsive) bids, the evaluation will also include an assessment of the Bidder's capacity to meet the following aggregated requirements as presented in the bid:

- Average annual turnover.

## 2. Qualification Criteria

Bidders shall meet the qualification criteria set by the Purchaser on a pass-fail basis. Unless, specifically indicated otherwise, it is the legal entity or entities comprising the Bidder and not the Bidder's parent companies, subsidiaries or affiliates that must satisfy these criteria.

### Part 1: Recommended Criteria

The following criteria are to establish the critical qualifications of the Bidder:

#### 2.1 Eligibility

Eligibility for participation by Bidders in terms of nationality, conflict of interest, status as government-owned enterprise and sanctions either by ADB or other international development institutions.

#### 2.2 Experience and Technical Capacity

##### 2.2.1 Contractual Experience

One (1) Number of contracts successfully completed as main supplier within the last three (3) years. Value, nature, and complexity of these contracts should be comparable to the contract to be let.

#### 2.3 Financial Situation

##### 2.3.1 Historical Financial Performance

Soundness of the Bidder's financial position showing long-term profitability demonstrated through audited annual financial statements (balance sheet, income statement) for the last three (3) years.

As a minimum, the Bidder's net worth for the each of the last three (3) year calculated as the difference between total assets and total liabilities should be positive.

##### 2.3.2 Size of Operation (Average Annual Turnover)

Average annual turnover defined as the total payments received by the Bidder for contracts completed or under execution over the last three (3) years.

The specific requirements for each of these criteria are provided in Part 2.

## Part 2: Specific Requirements for the Criteria

The legal entity or entities comprising the Bidder, and not the Bidder's parent companies, subsidiaries, or affiliates, must satisfy the qualification criteria described below.

### 2.1 Eligibility and Pending Litigation

#### 2.1.1 Eligibility

Criteria	Compliance Requirements				Documents
Requirement	Single Entity	Joint Venture			Submission Requirements
		All Partners Combined	Each Partner	One Partner	

##### 2.1.1.1 Nationality

Nationality in accordance with ITB Subclause 4.2.	must meet requirement	must meet requirement	must meet requirement	not applicable	Technical Bid Submission Sheet; Forms ELI – 1 and ELI - 2
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##### 2.1.1.2 Conflict of Interest

No conflicts of interest in accordance with ITB Subclause 4.3.	must meet requirement	must meet requirement	must meet requirement	not applicable	Technical Bid Submission Sheet
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##### 2.1.1.3 ADB Eligibility

Not having been declared ineligible by ADB, as described in ITB Subclause 4.4.	must meet requirement	must meet requirement	must meet requirement	not applicable	Technical Bid Submission Sheet
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##### 2.1.1.4 Government-Owned Enterprise

Bidder required to meet conditions of ITB Subclause 4.5.	must meet requirement	must meet requirement	must meet requirement	not applicable	Technical Bid Submission Sheet; Forms ELI – 1 and ELI - 2
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##### 2.1.1.5 United Nations Eligibility

Not having been excluded by an act of compliance with a United Nations Security Council resolution in accordance with ITB Subclause 4.7.	must meet requirement	must meet requirement	must meet requirement	not applicable	Technical Bid Submission Sheet
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## 2.2 Experience and Technical Capacity

### 2.2.1 Contractual Experience

Criteria	Compliance Requirements				Documents
Requirement	Single Entity	Joint Venture			Submission Requirements
		All Partners Combined	Each Partner	One Partner	
Successful completion as main supplier within the last <b>three (3)</b> years, of at least <b>One (1)</b> contract valued at <b>INR 146.00 Lakhs</b> with nature, and complexity similar to the scope of supply described in Section 6 (Schedule of Supply).	must meet requirement	must meet requirement	not applicable	not applicable	Form EXP - 1

- Document(s) to be attached to substantiate the successful completion of contract.

## 2.3 Financial Situation

### 2.3.1 Historical Financial Performance

Criteria	Compliance Requirements				Documents
Requirement	Single Entity	Joint Venture			Submission Requirements
		All Partners Combined	Each Partner	One Partner	
Submission of audited financial statements or, if not required by the law of the Bidder's country, other financial statements acceptable to the Purchaser, for the last <b>three (3)</b> years to demonstrate the current soundness of the Bidder's financial position. As a minimum, the Bidder's net worth for each of the last <b>three (3)</b> years calculated as the difference between total assets and total liabilities should be positive.	must meet requirement	not applicable	must meet requirement	not applicable	Form FIN - 1

### 2.3.2 Size of Operation (Average Annual Turnover)

Criteria	Compliance Requirements				Documents
Requirement	Single Entity	Joint Venture			Submission Requirements
		All Partners Combined	Each Partner	One Partner	
Minimum average annual turnover of <b>INR 365.00 Lakhs</b> calculated as total payments received by the Bidder for contracts completed or under execution over the last <b>three (3)</b> years.	must meet requirement	must meet requirement	must meet 25% of the requirement	must meet 40% of the requirement	Form FIN - 2