

## Section 3 - Evaluation and Qualification Criteria

### 1. Evaluation

In addition to the criteria listed in ITB 32.2 (a) – (e) the following criteria shall apply:

#### 1.1 Adequacy of Technical Proposal

Evaluation of the Bidder's Technical Proposal will include an assessment of the Bidder's technical capacity, to mobilize key equipment and personnel for the contract consistent with its proposal regarding work methods, scheduling, and material sourcing in sufficient detail and fully in accordance with the requirements stipulated in Section 5 (Technical Specifications).

#### 1.2 Multiple Contracts: **Not Applicable**

#### 1.3 Completion Time **6 months from the date of contract effectiveness**

#### 1.4 Alternative Technical Solutions **Not Applicable**

#### 1.5 Quantifiable Nonconformities, Errors and Omissions

*Pursuant to ITB 30, the cost of all quantifiable nonmaterial nonconformities or omissions (minor omissions or missing items) shall be evaluated. The Employer will make its own assessment of the cost of any nonmaterial nonconformities and omissions for the purpose of ensuring fair comparison of bids.*

### 2. Qualification

Failure to fulfill any of the requirements specified in Qualification Criteria given below shall result in disqualification of the bid.

#### 2.1 Power of Attorney

The Bid shall include a notarized power of attorney authorizing the signatory of the bid to commit the Bid on behalf of the Bidder.

#### 2.2 Legal Status:

##### i) For the Bidder which is not a Joint-Venture:

The Bidder shall be a manufacturer or a contractor legally registered in Nepal for **at least five (5) years**. A notarized copy of legal registration certificate shall be submitted along with the Bid.

##### ii) For the JV Bidder:

(a) Original of joint venture agreement legally binding on all JV partners shall be included in the Bid. The joint venture agreement shall bear the seal of the entity and signatures of personnel authorized by the respective entities forming the joint venture. All such authorization documents shall also be included in the Bid. These Authorization document shall be on the original letterhead of the respective entity with stamp/seal of the entity.

(b) The number of joint venture partners **shall not exceed three (3)**.

(c) Partners of the JV shall be a manufacturer or contractor legally registered for **at least five (5) years**.

(d) Notarized copies of legal registration certificates for each JV partners shall be submitted along with the Bid.



## 2.3 Project Experience:

### 2.3.1 For the Bidder which is not a Joint Venture (JV):

- a. The Bid shall include certificates from the end users validating that the Bidder has successfully completed, construction, installation, testing and commissioning of at least one contract of similar nature in **the last 10 years**.

The Bidder must have executed construction, Installation and Commissioning of at least one Contract of similar size and nature or number of contracts of similar nature whose **aggregate size is not less than the size of this bid**.

The end user's certificates included in the bid shall be on the end user's original letter head with valid address for correspondence and signed by or on behalf of the end user.

### 2.3.2 For the JV Bidder :

- (a) The lead partner shall have completed at least one project of size which is at **least < 60% of the Project experience stated above>**. If the Bidder is previously not involved in design, then Lead Partner shall propose the reputed designer with the experience of similar work and two end user certificates **not earlier than last ten (10) years from the date of bid submission**.
- (b) Each of the other partners of the JV shall have accomplished at least one project of size (as a JV) at least **<20% of the Project Experience stated above>**.
- (c) The Bid shall include certificates from the end users for the lead partner and each of the other partners validating that they have successfully completed design (if the Bid involve design), supply, construction, installation and commissioning of projects of the size stated in 3.2 (a) and (b) above. **The date in the end user certificates shall not be earlier than last ten (10) years from the last date of bid submission**.
- (d) The JV partners together shall have successfully completed design (if the Bid involve design), supply, construction, installation and commissioning of projects whose **aggregate size is not less than the size of this Bid**.

## 2.4 Financial Capacity of the Bidder

### 2.4.1 Financial Statements:

The Bidder including joint venture partners, if any, shall submit audited financial statements (Balance Sheet and Profit & Loss Account) for **the last three (3) fiscal years**. Balance sheet and profit & Loss Account sheet shall be signed and sealed by the registered auditor(s).

### 2.4.2 Line of Credit:

In the event that the working capital of the bidder (including each of the JV partner) is to be supplemented with the line of credit from a Bank, the Bidder shall submit original letter of the Bank pledging unequivocally that the Bank will provide required financial support in case the Bidder is awarded the contract. The amount of line of credit shall be clearly mentioned in the Bank letter. **The bid title and the bid number shall also be mentioned in the Bank letter**.



### 2.4.3 Average Annual Turnover

(a) **For the Bidder which is not a Joint Venture:**

The Bidder shall have Average Annual Turnover (defined as the total payments received by the Bidder averaged over last three consecutive years) of **not less than NRs. 7,87,000.00**

(b) **For the JV Bidder:**

- i. The Average Annual Turnover of the lead partner **shall not be less than 51% of the amount stated above** in sub-clause 4.3(a).
- ii. The Average Annual Turnover of other partners **shall not be less than 10% of the amount stated** in sub-clauses 4.3(a).
- iii. Aggregate Annual Turnover (with line of credit facilities) of all the JV partners **shall not be less than the values** specified in sub-clauses 4.3(a).

### 2.4.4 Availability of Financial Resources (working Capital)

(a) **For the Bidder which is not a Joint Venture:**

The Bidder shall have working capital (defined as total current assets less total current liabilities) of **at least NRs 8,92,000.00 in the last fiscal year.**

If the Bidder's working capital is inadequate, the Bidder shall supplement Working Capital with Banker's letter confirming the availability of a line of credit such that aggregate of the Bidder's Working Capital for the last fiscal year and **the line of credit shall not be less than the required amount.**

(b) **For the JV Bidder:**

- i. Working Capital of the **lead partner shall not be less than 51% of the amount stated above** in sub-clause 4.4(a).
- ii. Working Capital of **other partners shall not be less than 10% of the amount stated** in sub-clauses 4.4(a).
- iii. Aggregate working Capital (with line of credit facilities) of all the JV partners **shall not be less than the values** specified in sub-clauses 2.4.4 (a).

### 2.5 Miscellaneous

The Bidder or any of the Joint Venture partners shall not be on the blacklist circulated by Public Procurement Monitoring Office, Government of Nepal or Nepal Electricity Authority.

### 2.6 Eligibility

#### 2.6.1 Eligibility

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

#### 2.6.1 Conflict of Interest



No conflicts of interest in accordance with ITB Sub-Clause 4.3.	must meet requirement	existing or intended JV must meet requirement	must meet requirement	not applicable	Letter of Bid
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**2.6.2 Government-owned Entity:** *Not Applicable*

**2.6.3 UN Eligibility**

Not having been declared ineligible based on a United Nations resolution or Employer's country law, as described in ITB Sub-Clause 4.8.	must meet requirement	existing or intended JV must meet requirement	must meet requirement	not applicable	Letter of Bid
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**2.6.4 Other Eligibility (Mandatory)**

- o Notarized Copy of Firm Registration Certificate
- o Notarized Copy of Business Registration Certificate
- o Notarized Copy of VAT and PAN Registration Certificate,
- o Copy of Tax Clearance Certificate/Tax return submission evidence for *the F/Y 2072/73*
- o A written declaration made by the bidder with a statement that s/he is not ineligible to participate in the procurement proceedings; has no conflict of interest in the proposed procurement proceedings, and has not been punished for a profession or business related offence.
- o Joint Venture Authorization/Agreement (if any).
- o Notarized Power of Attorney.
- o Other documents as needed

**2.7 Pending Litigation**

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

**2.7.1 Pending Litigation**

All pending litigation shall be treated as resolved against the Applicant and so shall in total not represent more than <i>50 percent of the Applicant's net worth.</i>	must meet requirement by itself or as partner to past or existing JV	not applicable	must meet requirement by itself or as partner to past or existing JV	not applicable	Form LIT – 1
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**2.7.2 Financial Situation (Refer Evaluation criteria)**

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

**2.7.3 Historical Financial Performance**

Submission of audited balance sheets and income statements, for the <b>last 3 (three) years</b> to demonstrate the current soundness of the applicants financial position. As a minimum, a Bidder's net worth 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 with attachments
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**2.7.4 Financial Resources**

Using Forms FIN – 3 and FIN - 4 in Section 4 (Bidding Forms) the Bidder must demonstrate access to, or availability of, financial resources such as liquid assets, unencumbered real assets, lines of credit, and other financial means, other than any contractual advance payments to meet: <ul style="list-style-type: none"> <li>▪ the following cash-flow requirement, ....(4)...., and</li> <li>▪ the overall cash flow requirements for this contract and its current works commitment.</li> </ul>	must meet requirement	must meet requirement	must meet ..... of the requirement	must meet ..... of the requirement	Form FIN – 3 and Form Fin – 4
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**2.8 Experience**

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

**2.8.1 General Construction Experience**



Experience under construction contracts in the role of contractor, subcontractor, or management contractor for at least the last ....(10).... years prior to the applications submission deadline.	must meet requirement	not applicable	must meet requirement	not applicable	Form EXP -1
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**2.9 Specific Construction Experience** *Not Applicable*

**2.10 Personnel**

The Bidder must demonstrate that it has the personnel for the key positions that meet the following requirements:

No.	Position	Total Work Experience [years]	Experience In Similar Works [years]
1	Project Engineer (Electrical)	5	3
2	Electrical Overseer	3	1
4	Accountant	3	1

The Bidder shall provide details of the proposed personnel and their experience records in the relevant Information Forms included in Section 4 (Bidding Forms).

**2.11 Equipment**

The Bidder must demonstrate that it has the key equipment listed hereafter:

No.	Equipment Type and Characteristics	Min. Number Required
1	Truck/Tractor	1
2	Megger	1
3	Earth Tester	1
4	Ladder	2
5	Digital Tong Tester	1
6	Crimping Tools	3
7	Survey equipment (Theodolite or Total station)	1
8	Hand Ratchet Puller (Hand Vice)	3
9	Digital Multimeter	2
10	Wire Cutter	2
11	Roller, Ropes	1 lot



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The Bidder shall provide further details of proposed items of equipment using the relevant Form in Section 4 (Bidding Forms).

