GLOBAL NOTICE INVITING TENDER (NIT)
(only through Electronic Tender)

Ref. No. WCL/GM (CMC)/GLOBAL-BID/WIRUR UG/MDO/98 **Date: 17.05.2023**

NIT No: 14/2023-24

1. Western Coalfields Limited (the "**Authority**") is *inter alia* engaged in re-opening, salvaging, rehabilitation, development and operation of its discontinued mines/projects and as part of this endeavor, the Authority has decided to re-open, salvage, rehabilitate, develop and operate Wirur Underground Mine through a mine operator for excavation/ extraction of coal and delivery thereof to the Authority.

Pursuant to this NIT, the Authority invites digitally signed and encrypted Bids on a "single stage two-part" bidding basis on the website, http://www.gem.gov.in from reputed and experienced Bidders for the following work:

Description of work	Location of the Project	Application fee (Rs.)	Bid Security (Rs. in million)	Duration of the Contract (in years)
Re- opening, Salvaging, Rehabilitation, Development and Operation of Wirur Underground Coal Mine on Revenue sharing basis	Ballarpur Area, WCL	Nil	10 (Ten)	25 years or as proposed by the Bidder, whichever is shorter

Note:
The Bidding Documents will be available on the website(s)
http://www.gem.gov.in

2. **Time Schedule of Tender:**
For Time Schedule of Tender, Please follow GeM Tender Notice:

- Bid Start Date/Time: Will be Defaulted To The Date/Time When Bid Is Published
- Bid Opening Date/Time: 30 Min after Bid End Date/Time
- Seek Clarification/Representation: As per GeM Portal

3. **General Instructions**

3.1. Bidders must review the Bidding Documents as a whole and ensure that their Bids are as per the terms of the Bidding Documents. The Authority retains the right to modify the terms of the Bidding Documents and/ or any of the sections/ attachments/ formats thereto at any time prior to the Bid Due Date.

3.2. The Bidders are expected to examine the Bidding Documents, including all instructions, forms, terms, specifications, conditions, and other documents and requirements of the Bidding Documents. Failure to furnish all or any information required by the Bidding Documents, or submission of a Bid which is not responsive to the Bidding Documents in every respect may result in the rejection of the Bid. Bidders shall be deemed to have

understood and taken into account all the terms and conditions prescribed in the Bidding Documents.

3.3. Once a Bid is submitted no changes will be permitted to be made by the Bidder except as permitted under the Bidding Documents.

3.4. Words and expressions beginning with capital letters used in this NIT without being defined shall have the same meaning as assigned to them in the RFB, the Contract Agreement or the other Bidding Documents.

4. General Instructions

4.1. Bidders must review the Bidding Documents as a whole and ensure that their Bids are as per the terms of the Bidding Documents. The Authority retains the right to modify the terms of the Bidding Documents and/ or any of the sections/ attachments/ formats thereto at any time prior to the Bid Due Date.

4.2. The Bidders are expected to examine the Bidding Documents, including all instructions, forms, terms, specifications, conditions, and other documents and requirements of the Bidding Documents. Failure to furnish all or any information required by the Bidding Documents, or submission of a Bid which is not responsive to the Bidding Documents in every respect may result in the rejection of the Bid. Bidders shall be deemed to have understood and taken into account all the terms and conditions prescribed in the Bidding Documents.

4.3. Once a Bid is submitted no changes will be permitted to be made by the Bidder except as permitted under the Bidding Documents.

4.4. Words and expressions beginning with capital letters used in this NIT without being defined shall have the same meaning as assigned to them in the RFB, the Contract Agreement or the other Bidding Documents.

5. Deposit of Bid Security

5.1. A Bidder shall furnish, as part of its Bid, a bid security equal to Rs. 10,000,000(Indian Rupees ten million only) (the "**Bid Security**"). The Bid Security can be depositedonline on the e-procurement portal [http://www.coalindiatenders.nic.in] through the following modes:

(a) In Online mode the bidder can make payment of Bid security either through net-banking from designated Bank/s or through NEFT/RTGS from any scheduled Bank. In case of payment through net-banking the money will be immediately transferred to CIL/Subsidiary's designated Account of Axis Bank (Axis Aggregator Bank Net banking).

(b) NEFT/ RTGS from any scheduled bank, as included under the Second Schedule to the Reserve Bank of India Act, 1934.In case of payment through NEFT/RTGS the bidder will have to make payment as per the Challan generated by system on e-Procurement portal and will have to furnish online the URN Number before submission of bid. Bidder will be allowed to submit his/her bid only when the Bid security is successfully received in CIL/WCL's account of Axis Bank (Axis Aggregator Bank Net banking) and the information flows from Bank to e-Procurement system.

Bid Security through NEFT/ RTGS has to be paid strictly as per the challan generated by the respective Bidders on the e-procurement portal[http://www.coalindiatenders.nic.in].

The Bid Security payment through NEFT/ RTGS mode should be made well before the Bid Due Date to ensure that the Bid Security amount is received in the account of the Authority before the Bid Due Date.

Bid can only be submitted when the Bid Security is received in the account of the Authority.

5.2 The Authority shall not be liable to pay any interest on the Bid Security so deposited.

5.3. For further details on Bid Security, refer to Clause 2.16 under Section II of RFB (Instruction to Bidders).

The Bidders shall submit MANDATE FORM for e-payment as per the format given in Enclosure-II of this NIT.

The bidder will have to make the payment of Bid Security through ONLINE mode only.
In Online mode the bidder can make payment of Bid Security either through net-banking from designated Bank/s or through NEFT/RTGS from any scheduled Bank.

Name of Beneficiary & its details	Name	Western Coalfields Limited
	Area	WCL HQ
	Bank Account No.	00000010205966091
	Department	Contract Management Cell
Beneficiary Bank & Address	State Bank Of India	
	COAL ESTATE BRANCH, NAGPUR(09060)	
IFSC Code	SBIN0009060	

Note:- After making online payment of Bid Security , bidder must submit the details of successful transaction (Transction ID/ UTR No. etc) of such payment while submitting bid documents.
No Bid will be accepted unless accompanied by requisite Bid Security Deposit as stated above.
The Bid security of the unsuccessful bidder shall be refundable as promptly as possible and shall bear no. interest.

a Online Bid Security Deposit will be collected centrally at one account at CIL/WCL HQ viz. Pool Account.
b Bidder will be allowed to submit his/her bid only after his/her Bid Security Deposit is received by CIL/WCL.
c At appropriate stage of tender evaluation the Bid Security Deposit which is to be retained will be resettled to the respective Area Account.
d Cash Book and other financial accounting will be done based on the system generated reports/ Reports from user department/ Bank statements.
e In case the tender is cancelled then Bid Security of all the participating Bidders will be refunded unless it is forfeited by the department.
f If the Bidder withdraws his/her bid online (i.e. before the end date of submission of tender) then his/her Bid Security will be refunded after the opening of tender.
g The Bid Security of successful Bidder (on Award of Contract) will be retained by CIL/Subsidiary and will be adjusted to Performance Security Deposit at the option of the Bidder.
h The earnest money / Bid Security bank guarantee can be submitted by the Joint Venture or one or more partners of the Joint Venture.
i The Bid Security of rejected Bidders will be refunded at any stage directly to the account from where it had been received (except the cases where Bid Security is to be forfeited).
j The earnest money / Bid Security bank guarantee can be submitted by the Joint Venture or one or more partners of the Joint Venture.
k The Bid Security of rejected Bidders will be refunded at any stage directly to the account from where it had been received (except the cases where Bid Security is to be forfeited).

6. Pre-Bid Conference

A pre-bid conference shall be held at the office of the Authority or such other address as maybe specified by the Authority on such Date & time as reflected online in http://www.gem.gov.in . For further details on pre-bid conference, refer to Section V of the RFB (Pre-Bid Conference).

7. Clarifications

Bidders may seek clarifications in respect of the Bidding Documents online. Such requests for clarification, if any, should be submitted on or before the Clarification Submission Due Date. The Authority shall issue written clarifications on the website http://www.gem.gov.in, to the extent it deems fit. All such written clarifications issued by the Authority shall be deemed to form a part of the Bidding Documents and shall be binding on the Bidders. The Bidders are required to check the website mentioned above for any clarifications issued by the Authority in relation to the Bidding Documents. However, any verbal clarifications or information given by the Authority or its consultants or employees shall not in any manner be binding on the Authority. No extension of time for submission of Bids shall be granted on account of Bidders' request for clarifications or information. Any extension of time to be given for submission of Bids shall be at the sole discretion of the Authority.

8. The Bidders shall accept the online user portal agreement (provided at Appendix X of RFB) which contains, *inter alia*, the Bidders' acceptance of all terms and conditions of the NIT, the RFB, undertakings and the e-tendering system through http://www.gem.gov.in in order to qualify as an eligible Bidder.

9. Qualification Criteria

9.1. Technical Capacity : Deleted

9.2. Financial Capacity

For qualification requirements with respect to Financial Capacity, Bidders are required to refer to Clause 2.2.3 under Section II of the RFB (Instruction to Bidders) and Clause 3.4 under Section III of the RFB (Evaluation of Bids).In addition, for qualification requirements with respect to Financial Capacity, each Bidder is required to choose any 3 (three) financial years from the 4 (four) immediately completed consecutive financial years as on date of invitation of Bids. The 3 (three)financial years chosen by the Bidder shall be the same for each Member (if the Bidder is a Consortium) and the Associate(s), whose Financial Capacity is furnished and relied upon by the Bidder.

(a) The Bidder shall have a minimum Net Worth as per the table given below with respect to the proposed contracted capacity, at the close of the latest financial year among the 3 (three) financial years chosen by the Bidder. For the purposes of the Bidding Documents, the term "**Net Worth**" shall mean: (i) where the Bidder is a company, the aggregate of the subscribed and paid up capital and reserves *less* the sum of revaluation reserves, miscellaneous expenditure not written off and reserves not available for distribution to shareholders; and (ii) in all other cases, the aggregate of fixed assets, investments and current assets *less* the sum of revaluation reserves, current liabilities and long term borrowings;

Proposed Contracted Capacity by the Bidder (in Mty)	Minimum Net Worth (Rs.in crore)
Up to 0.5	20 (twenty)
>0.5 to 1.0	35 (thirty-five)
Above 1.0	50 (fifty)

(b) Average Total Income of the Bidder with respect to the proposed Contracted Capacity of any last 3 (three)financial years as chosen by the Bidder from the last 4 (four) immediately completed consecutive financial years, as on date of invitation of bids, shall not be less than the value mentioned in the table below.For the purposes of the Bidding Documents, the term "**Total Income**" shall mean the aggregate value of the realisation of amount made from the sale, supply or distribution of goods or on account of services rendered, or both, by the company/entity during a financial year;

Proposed Contracted Capacity by the Bidder (in Mty)	Minimum average Total Income(Rs. in crore)
Up to 0.5	50 (fifty)
>0.5 to 1.0	100 (one hundred)
Above 1.0	150 (one hundred and fifty)

10. For substantiating the Financial Capacity, the Bidders are required to furnish the following information online:

(a) Value of Net Worth (to be submitted in Indian Rupees and in the format provided at Annex III of Appendix I of RFB);

(b) Value of Total Income in the last 3 (three) financial years as chosen by the Bidder (to be submitted in Indian Rupees and in the format provided at Annex III of Appendix I of RFB);

(c) Membership number of the chartered accountant[£], where applicable; and

(d) Scanned copies of the documents as specified in Paragraph 10 of the NIT, in relation to the Financial Capacity.

Note: *In case the Bidder is a Consortium, the aforesaid certificates and information shall be submitted in respect of all the Members and the Financial Capacity of the Consortium will be assessed by adding the information so furnished.*

Bidders shall submit the information in an objective manner confirmed by the uploaded documents. The documents related to the information furnished online, based on which the auto evaluation takes place, will only be considered. If a Bidder uploads any other document, it will not be given any cognizance.

A scanned copy of the following documents shall be submitted online by the Bidders in support of the information / declaration furnished by the Bidder at the time of submission of their Bids:

[£] *Any approximate equivalent of a chartered accountant may provide the relevant certificates required under this RFB. Jurisdictions which do not have a licence/ certification/ membership requirement for accountants to describe themselves or to practice as chartered accountants (or any approximate equivalent), any qualified accountant may provide the certificates required under this RFB.*

Sl. No.	Submission of documents related to qualification criteria	Scanned copy of documents (self-certified and notarized/ certified[ℜ]) tobe uploaded by Bidders in support of information / declaration furnished online by the Bidder against each qualification criteria **(CONFIRMATORY DOCUMENT)**
1.	Bidder's Covering Letter and acceptance of bid conditions	Copy of the Bidder's Covering Letter, acceptance of the Bid conditions and making commitments on the Bidder's letter head as per proforma (provided at Appendix I of RFB). **Note: In case the Bidder is a Consortium, the above documents are to be signed by all the Members.**
2.	Technical Capacity	Deleted
3.	Financial Capacity	i) Certificate having UDIN number specifying the Net Worth of the Bidder as at the close of the latest financial year among the 3 (three) financial years as chosen by the Bidder, from a chartered accountant based on the financial statements audited by statutory auditor[∞] exhibiting the information submitted by the Bidder and confirming that the methodology adopted for calculating the Net Worth conforms to the provisions of the Bidding Documents; ii) Certificate having UDIN number specifying the average Total Income of the Bidder during the last 3 (three) financial years, as chosen by the Bidder, from a chartered accountant based on the financial statements audited by statutory auditor[∞]exhibiting the information submitted by the Bidder online and also specifying the methodology adopted for calculating the average Total Income; iii) Audited annual reports of the Bidder for the last 3 (three) financial years, as chosen by the Bidder, comprising of the audited balance sheets and profit and loss accounts of the Bidder. iv) A duly filled in Annex III (provided at Appendix I of RFB). *Notes:* **i. For the purpose of Financial Capacity, the Bidder can choose any 3 (three) financial years from the 4 (four) immediately completed consecutive financial years as on the date of invitation of Bids. However, the 3 (three) financial years chosen by the Bidder shall be the same for each Member (in case of Consortium) and the Associate(s), whose Financial Capacity is furnished and relied upon by the Bidder.**

[ℜ] *For any document issued overseas, the document will also have to be legalised by the Indian Embassy and notarised in the jurisdiction where the document is being issued. However, any document provided by bidders from countries that have signed the Hague Convention, 1961 is not required to be legalised by the Indian Embassy if it carries a conforming apostille certificate.*

[∞] *In jurisdictions that do not have statutory auditors, the firm of auditors which audits the annual accounts of the Bidder may provide the certificates required under this RFB.*

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		ii. **In case the Bidder is a Consortium, the above documents are to be submitted in respect of all the Members.** iii. **The Bidder shall submit the documents reflecting the Net Worth of the Associate(s) whose Technical Capacity and/or Financial Capacity is furnished and relied upon.**
4.	Integrity pact	Duly signed and witnessed integrity pact as per proforma provided at Appendix VIII of RFB. **Note: In case the Bidder is a Consortium, the integrity pact is to be signed by all the Members.**
5.	Authorization for Digital Signature Certificate ("**DSC**") OR as per the provisions of GeM Portal.	**Authorization:** The Bidders have to get themselves registered online on the GeM portal. The registration should be in the name of Bidder, whereas bid may be submitted may be either Bidder himself or his duly authorized Lead Partner to submit the bid on behalf of the JV/Consortium. Submission of Bid shall be as per the provisions of GeM portal.
6.	Undertaking in Support of the authenticity of submitted information and documents and other commitments	An undertaking is to be given by the Bidder as per the format given at Enclosure I of this NIT, confirming the genuineness of the information furnished online, authenticity of scanned copy of documents uploaded and such other declarations. **Note: In case the Bidder is a Consortium, the undertaking is to be signed by all the Members.** (Original undertaking shall be submitted as per the provisions of NIT)
7.	Any other document to support the qualification information as submitted by the Bidder online.	
8.	**Note: Only one file in .pdf format can be uploaded against each qualification criteria. Any additional/ other relevant documents to support the information/declaration furnished by Bidder online against qualification criteria may also be added by the Bidder in the same file (in .pdf format) to be uploaded against respective qualification criteria.**	

Part-I/ Cover-I - Other Important Documents ("OID"):

Sl.No.	Criteria	Scanned copy of documents(self-certified and notarized/ certified[ℜ□]) to be uploaded by Bidder in support of information/ declaration furnished online by the Bidder against each criteria(CONFIRMATORY DOCUMENT)

[ℜ□] *For any document issued overseas, the document will also have to be legalised by the Indian Embassy and notarised in the jurisdiction where the document is being issued. However, any document provided by bidders from countries that have signed the Hague Convention, 1961 is not required to be legalised by the Indian Embassy if it carries a conforming Apostille certification.*

Sl.No.	Criteria	Scanned copy of documents(self-certified and notarized/ certified[ℜ□]) to be uploaded by Bidder in support of information/ declaration furnished online by the Bidder against each criteria(CONFIRMATORY DOCUMENT)
1.	Legal status of the Bidder	Documents to be submitted as applicable: 1. Affidavit or any other document to prove the proprietorship/ individual status of the Bidder (applicable only where the Bidder is an individual or sole proprietor); 2. Partnership deed/ agreement containing name of partners and Certificate of Incorporation (applicable only where the Bidder is a partnership firm or a limited liability partnership); 3. Memorandum and Articles of Association with certificate of incorporation containing name of Bidder or any similar charter/ constitutional documents (applicable where the Bidder is a company); 4. Appropriate documents as applicable for any other Bidder not mentioned above. 5. Annex I(Appendix I of RFB) duly filled in and uploaded 6. In case of Consortium: (i) Details of all Member(s) as at 1/ 2/ 3 (as applicable) above; (ii) Joint Bidding Agreement as per format provided at Appendix IV of RFB; (iii) Annex I (Appendix I of RFB) duly filled in and uploaded; (iv) Annex IV (Appendix I of RFB) duly filled in and uploaded 7. An undertaking in the format given in Enclosure-III with respect to the ultimate beneficial ownership of the Bidder/Members, in light of the General Financial Rules, 2017 read with the OM No. F.No.6/18/2019-PPD dated 23rd July 2020 the Consolidated FDI Policy (effective from 15 October 2020) and the Press Note No. 3 (2020 Series) dated 17 April 2020 issued by the Department for Promotion of Industry and Internal Trade (FDI Policy Section), Ministry of Commerce and Industry, Government of India,each as amended or supplemented from time to time. 8. GST registration certificate.
2.	Power of attorney[ß]	As per the format annexed as Appendix II (as applicable) and Appendix III (in case the Bidder is a Consortium).
3.	Joint Operating Agreement ("**JOA**")	Deleted
4.	Mandate Form for Electronic Fund Transfer	Copy of mandate form duly filled in as per proforma provided at Enclosure II of this NIT
5.	Any other document to support the qualification information as submitted by the Bidder online.	

11. Submission of Bids

[ß] *For a power of attorney executed and issued overseas, the document will also have to be legalised by the Indian Embassy and notarised in the jurisdiction where the power of attorney is being issued. However, the power of attorney provided by Bidders/ Members from countries that have signed the Hague Convention, 1961 are not required to be legalised by the Indian Embassy if it carries a conforming Apostille certificate.*

without incurring any liability to the Bidder(s) (affected or otherwise) or any obligation to inform the affected Bidder(s) on the ground of the Authority's action.

17. Any addendum/ corrigendum/ date extension etc. in respect of this tender shall be issued on the website http://www.gem.gov.in only. No separate notification shall be issued in the press. Bidders are therefore requested to visit our website regularly to keep themselves updated.

18. **Integrity Pact**

The Bidders are required to go through the integrity pact which is a part of the Bidding Documents. Bidders shall accept the integrity pact as given in the Bidding Documents.

19. Name, address and contact number of the independent external monitor nominated forthis tender:

Sl. No.	Name	Address
1.	Shri Anil Kaushal	A-1/245, GF, Janakpuri, New Delhi - 110058 (kaushal.anil17@gmail.com)
2.	Shri Sudhir Kumar	8022, ATS – One Hamlet, Sector – 104, PO Maharshi Nagar, Noida – 201304 (sukuag@hotmail.com)

20. **Procurement &Sourcing of Goods and Services for the Project**

The Authority will follow and comply with the "Public Procurement (Preference to Make in India), order 2017" as per office order No. P-45021/2/2017-B.E.-II dated 15 June 2017 of Department of Industrial Policy and Promotion, Ministry of Commerce and Industry, Government of India and any other instruction(s) or order(s) issued by the appropriate Government in this regard. The Bidder shall also abide by any applicable order(s) or instruction(s) issued by the Government of India for compliance in this regard.

21. **Planning and Designing in Purview of Vulnerability Atlas of India**

Vulnerability Atlas of India (VAI) is a comprehensive document which provides existing hazard scenario for the entire country and presents the digitized State/UT — wise hazard, maps with respect to earthquakes, winds and floods for district-wise identification of vulnerable areas. It also includes additional digitized maps for thunderstorms, cyclones and landslides. The main purpose of this Atlas is its use for disaster preparedness and mitigation at policy planning and project formulation / stage.

This Atlas is one of its kind single point source for the various stakeholders including policy makers, administrators, municipal commissioners, urban managers, engineers, architects, planners, public etc. to ascertain proneness of any city/location/site to multi-hazard which includes earthquakes, winds, floods thunderstorms, cyclones and landslides. While project formulation, approvals and implementation of various urban housing, buildings and infrastructures schemes, this Atlas provides necessary information for risk analysis and hazard assessment. The Vulnerability Atlas of India has been prepared by Building Materials and Technology Promotion Council under Ministry of Housing and Urban Affairs, Government of India and available at their website *www.bmtpc.org.*

It is mandatory for the Bidders to refer Vulnerability Atlas of India for multi-hazard risk assessment and include the relevant hazard proneness specific to Project location while planning and designing the Project in terms of:

i) Seismic zone (II to V) for earthquakes,
ii) Wind velocity (Basic wind velocity: 55, 50, 47. 44, 39 & 33 m/s)
iii) Area liable to floods and probable maximum surge height
iv) Thunderstorms history
v) Number of cyclonic storms/ severe cyclonic storms and maximum sustained wind specific to coastal region
vi) Landslides incidences with annual rainfall normal
vii) District wise probable maximum precipitation.

22. GTE (General Technical Evaluation) SHEET:

Bidder must upload the duly filled, signed GTE sheet in the format provided with this document while submitting the bid.

17/05/2023

General Manager (CMC)
WCL (HQ), Nagpur.

Distribution:-
1. Notice Board, CMC, WCL Nagpur.
2. Director (Tech)/ Operation, WCL, Nagpur.
3. Director (Tech) (P&P), WCL, Nagpur
4. Director (Finance), WCL, Nagpur
5. Shri Anil Kaushal (IEM), A-1/245, GF, Janakpuri, New Delhi – 110058.
6. Shri Sudhir Kumar (IEM), 8022, ATS – One Hamlet, Sector – 104, PO Maharshi Nagar, Noida – 201304.
7. Nagpur Chamber of Commerce Limited, 73, Central Avenue, Nagpur, Maharashtra-440018
8. GM (CA), WCL, Nagpur
9. G.M. (Vigilance), WCL Nagpur.
10. General Manager (P&P), WCL, Nagpur
11. GM (NI), WCL (HQ), Nagpur - for sending the NIT to CIL, New Delhi & Embassies
12. All GM (CMC), SECL,Bilaspur/CCL, Ranchi/BCCL, Dhanbad/ECL, Sanctoria/NCL, Singrauli/ CMPDIL, Ranchi/MCL, Sambalpur.
13. Regional Director, RI IV, CMPDI, Nagpur.
14. General Manager (Production), WCL HQ. Nagpur.
15. General Manager (UG/Mass Production), WCL HQ. Nagpur
16. General Manager (System), WCL, Nagpur
17. General Manager (Finance)/In-charge-I, WCL, Nagpur.
18. AGMs, WCL, **Nagpur**/Pench/ Kanhan/ Wani/ Chandrapur/ Ballarpur/ Majri/PKD/ WNA/ Umrer Areas- With two copies each for displaying on Notice Board.
19. Embassies/Consultants
20. Area Finance Manager, Nagpur Area