

N-14032/76/2010-Infra
Government of India
Planning Commission
(Secretariat for Infrastructure)

Yojana Bhawan, Sansad Marg
New Delhi-110001

Dated: 3rd February, 2011

REQUEST FOR PROPOSAL

Subject: Preparation of a Panel of Technical Consultant for Technical Appraisal of PPP Projects in Highway Sector by the Secretariat for Infrastructure.

Background

1. The Secretariat for Infrastructure conducts appraisal of Public Private Partnership projects as a part of the approval process of the Central Government. For this purpose, it is proposing to empanel technical consultants, not exceeding 5 in number, to assist in technical evaluation of PPP projects in the highways sector.

Request for Proposal

2. Under Secretary (Infrastructure), Planning Commission, for and on behalf of the President of India, hereby invites proposals from **individuals who have experience of working in the highways/roads sector.**

Validity of Proposal

3. The proposal should be valid for a period not less than 60 days from the due date for receiving the proposal.

Job Requirement

4. As per detailed Terms of Reference at Annex- I.

Conditions of Eligibility for Consultant

5. The Consultant must fulfill the Conditions of Eligibility specified below:

Consultant	Educational Qualification	Length of Professional Experience	Experience
Technical Consultant	Bachelor in Civil Engineering	20 years	He should have minimum 20 years' experience of having worked in the highway sector either in government, autonomous organizations, statutory bodies or multilateral organizations or as a consultant in preparation of project reports,

Duration

6. The panel of Consultants would be valid for an initial period of one year. This term can be extended upto a maximum of 3 years depending on the performance of the Consultant/need of the Planning Commission.

Fee

7. Remuneration/Consultation Fee
- a) The Consultant would be paid a fixed remuneration of :
 - (i) Rs.50,000/- for each project related to 2 lane highway.
 - (ii) Rs. 75,000/- for each project related to 4 lane highway.
 - (iii) Rs. 1,00,000/- for each project related to 6 lane highway.
 - b) Expenses on all local visits to Planning Commission would be covered in the above fee. Outstation visits, if required by the Planning Commission, will be paid extra.
 - c) No advance fee will be paid.

Criteria for Evaluation

8. Evaluation of Proposals: The Proposal will be evaluated on the basis of the experience of the Consultant. Experience of having worked in the public sector and on PPP projects will be given additional weightage. Only those Consultants whose Proposals score 70 points or more out of 100 shall be empanelled.

The scoring criteria to be used for evaluation shall be as follows:

Criteria	Marks	Criteria
Relevant Experience of the Consultant	40%	Number of years of experience; weightage shall be accorded for experience in the public sector
	30%	Level of responsibility
	30%	Nature of work; weightage shall be accorded for experience in the field of Public Private Partnerships
Total	100%	

Right to reject any or all proposals

9. Notwithstanding anything contained in this RFP, the Planning Commission reserves the right to accept or reject any Proposal and to annul the Selection Process and reject all Proposals, at any time without any liability or any obligation for such acceptance, rejection or annulment, and without assigning any reasons thereof.
10. The Planning Commission reserves the right to reject any Proposal if:
 - (a) at any time, a material misrepresentation is made or uncovered, or
 - (b) the Applicant does not provide, within the time specified by the Planning Commission, the supplemental information sought by the Planning Commission for evaluation of the Proposal.

Submission of Proposals

11. The Proposal shall be typed or written in indelible ink and signed by the Applicant who shall initial each page, in blue ink. All the alterations, omissions, additions, or any other amendments made to the Proposal shall be initialled by the person(s) signing the Proposal. While submitting the Technical Proposal, the Applicant shall, in particular, ensure that:
 - (a) the proposal is submitted as per format attached as Appendix ;
 - (b) applicant meets the Conditions of Eligibility; and
 - (c) the Applicant has good working knowledge of English language.
12. If an Applicant makes an averment regarding his qualification, experience or other particulars and it turns out to be false, or his commitment

regarding availability for the Project is not fulfilled at any stage after signing of the Letter of Acceptance, he shall be debarred for any future assignment of the Planning Commission for a period of five years.

- 13.** The Planning Commission reserves the right to verify all statements, information and documents, submitted by the Applicant in response to the RFP. Failure of the Planning Commission to undertake such verification shall not relieve the Applicant of its obligations or liabilities hereunder nor will it affect any rights of the Planning Commission thereunder.
- 14.** In case it is found during the evaluation or at any time before issue of Letter of Acceptance (LOA) that one or more of the eligibility conditions have not been met by the Applicant or the Applicant has made material misrepresentation or has given any materially incorrect or false information, the Applicant shall be disqualified forthwith if not yet appointed as the Consultant. If the Applicant has already been issued the LOA the same shall, notwithstanding anything to the contrary contained therein or in this RFP, be liable to be terminated, by a communication in writing by the Planning Commission without the Planning Commission being liable in any manner whatsoever to the Applicant.
- 15.** The Proposal shall be submitted by the Applicant with each page of the submission signed in blue ink. In case the proposal is submitted on the document down loaded from Official Website, the Applicant shall be responsible for its accuracy and correctness as per the version uploaded by the Planning Commission and shall ensure that there are no changes caused in the content of the downloaded document. In case of any discrepancy between the downloaded or photocopied version of the RFP and the original RFP issued by the Planning Commission, the latter shall prevail.
- 16.** The Proposal will be sealed in an outer envelope which will bear the address of the Planning Commission, RFP Notice no., Consultancy name and the name and address of the Applicant. It shall bear on top, the following:

“Do not open, except in presence of the Authorised Person”

If the envelope is not sealed and marked as instructed above, the Planning Commission assumes no responsibility for the misplacement or premature opening of the contents of the Proposal submitted.

Late Proposals

17. Proposals received by the Planning Commission after the specified time on the due date shall not be eligible for consideration and shall be summarily rejected.
18. Any alteration / modification in the Proposal or additional information or material supplied subsequent to the due date, unless the same has been expressly sought for by the Planning Commission, shall be disregarded.

Clarifications

19. To facilitate evaluation of Proposals, the Planning Commission may, at its sole discretion, seek clarifications from any Applicant regarding its Proposal. Such clarification(s) shall be provided within the time specified by the Planning Commission for this purpose. Any request for clarification(s) and all clarification(s) in response thereto shall be in writing. If an Applicant does not provide clarifications sought above within the specified time, its Proposal shall be liable to be rejected. In case the Proposal is not rejected, the Planning Commission may proceed to evaluate the Proposal by construing the particulars requiring clarification to the best of its understanding.

Award of Consultancy

20. After selection, a Letter of Award shall be issued, in duplicate, by the Planning Commission to the Selected Applicant and the Selected Applicant shall, within 7 (seven) days of the receipt of the LOA, sign and return the duplicate copy of the LOA in acknowledgement thereof. The LOA shall constitute the Agreement for the purpose of this consultancy assignment.

Payments

21. The Planning Commission shall cause the payment due to the Consultant to be made within 30 (thirty) days after the receipt by the Planning Commission of duly completed bills with necessary particulars.

22. All payments under this Agreement shall be made to the account of the Consultant as may be notified to the Planning Commission by the Consultant.

Liquidated Damages for delay

23. In case of delay in completion of Services, liquidated damages not exceeding an amount equal to 1% (one percent) of the Contract Value per day, subject to a maximum of 25% (twenty five percent) of the Contract Value will be imposed and shall be recovered from the payments due to the consultant. However, in case of delay due to reasons beyond the control of the Consultant, suitable extension of time shall be granted.

Miscellaneous

24. The Selection Process shall be governed by, and construed in accordance with, the laws of India and the Courts at Delhi shall have exclusive jurisdiction over all disputes arising under, pursuant to and/or in connection with the Selection Process.

Submission of Proposal:

25. Interested applicants may send their applications in the enclosed formats provided in the appendices by post on or before March 8, 2011, at the following address.

Shri C.K.Sharma,
Section Officer (Infra),
Room No. 224, Yojana Bhavan,
Sansad Marg, New Delhi-110001
Telefax No. 23313791

Annexure I
TOR for Technical Appraisal of PPP Projects

1. The Public Private Partnership (PPP) projects being implemented in India for seeking Viability Gap Funding from the Government of India are appraised in the Planning Commission prior to approval. The process of appraisal, inter alia, involves examination of the feasibility reports and the technical schedules contained in the concession agreements for the project received from various Ministries/ States and statutory entities in accordance with the guidelines for financial support to Public Private Partnerships (PPP) in Infrastructure and also proposals received for central sector PPP projects in accordance with the guidelines on formulation, Appraisal and Approval of PPP Projects. For the aforesaid purpose, Planning Commission proposes to appoint a technical consultant.
2. The Consultant shall examine the Feasibility report, core requirements of design, construction and maintenance, project cost and other technical requirements forming part of the Concession Agreement (CA) and in particular Schedules A, B, C, D and K of the CA and give his comments and observations on the following aspects and other provisions specific to the project:
3. General: Conformity of the design and specifications of the Project Highway, project facilities, safety requirements, drainage and all other technical parameters with the requirements laid down in the relevant Manual for Specifications and Standards for PPP Projects. Any deviations from the Manual shall be brought out and commented on their justification and impact on the Project Cost.
4. Scope of the Project: any deviations from the relevant technical schedules of the Model Concession Agreement shall be commented upon by the consultant.
5. Right of Way: The proposed right-of-way width, its availability and adequacy, status of land acquisition, handing over schedule, etc.
6. Status of Clearances: Environmental clearance, cutting of trees, approval of GAD for ROB/RUB by Railways, and shifting of utilities.
7. Traffic data and projections, carriageway provision, and level of service.

8. Geometrics: Geometric improvement proposals, bypasses, realignments, urban sections, service roads, Typical cross- sections, non conformity with the prescribed standards, if any.
9. Intersections and Grade Separators: Provisions made for major intersections and grade separators and justification as per the prescribed norms and standards.
10. Design of Pavement, Shoulders, and Service roads: Type of pavement and basis for choice, design methodology, pavement life, structure and strategy, performance standards and maintenance requirements; shoulder specifications, type and composition.
11. Bridges and Structures: Design criteria, location, span arrangement, roadway width, foot paths, safety features. Proposals for widening, strengthening or any major improvements of the existing culverts, bridges and structures.
12. Toll Plazas: location, land, number of lanes, layout, lighting, equipment and technology.
13. Project Facilities: Proposed facilities, location and size. Safety of vulnerable road users, provision of HTMS, additional facilities or deletions or deviations in standards and specifications, if any, from the standards prescribed in the Manual shall be commented on along with the impact of such changes on the project cost.
14. Total Project Cost: Break up, reasonability of the estimated cost, basis and rates adopted.
15. Any other design, construction, maintenance and safety related issues specific to the project.
16. The firm will also advise on specific issues referred to them by the Secretariat for Infrastructure or any other related issues regarding technical appraisal of projects.
17. The Consultant shall submit an undertaking to Government of India/Planning Commission declaring that it has no conflict of interests in advising and consulting on these proposals. The Consultant shall be free to advise its clients on matters unrelated to the proposals concerning which the documents are reviewed and vetted by them for the Planning Commission. However, the Consultant will have to inform the Planning Commission of the same at the earliest.

18. The Consultant will be required to submit its comments/advice on the documents/concession agreements etc. referred to it by the Secretariat for Infrastructure within a period of ten working days.

APPENDIX**Particulars of Consultant**

S. No.	Designation of Consultant	Name	Educational Qualification	Length of Professional Experience	Details of employment in chronological order including level of responsibility and details of work done at each level
(1)	(2)	(3)	(4)	(5)	(6)
	Technical Consultant				