

Selection of Project Management Consultant (PMC) to Design, Develop, Manage and Implement Smart City Projects under Smart City Mission (SCM) in Patna
Reply to Queries received through Pre-Bid meeting held on 21.09.2020

S No.	RFP Reference Clause/ Page no.	Actual Clause in RFP	Clarification/modification sought	Reply by PSCL
1	INSTRUCTIONS TO CONSULTANT Part-II : Data Sheet- Basic Eligibility criteria (2.1 (a)) Pg. no. 19	The Bidder(s) shall be a Company, Firm incorporated in India under the (Indian) Companies Act 1956/ 2013 or a Company incorporated under equivalent law abroad. The Bidder/s shall be required to submit true copy of its Incorporation Certificate.	The clause may be modified to: The Bidder(s) shall be a Company, Firm incorporated in India under the (Indian) Companies Act 1956/ 2013 or a Company incorporated under equivalent law abroad or LLP . The Bidder/s shall be required to submit true copy of its Incorporation Certificate.	LLP is eligible for applying as "firm" includes LLP also.
2	Detailed evaluation of technical qualifications (2 (a)) Pg. no. 24	Form 2D: Experience of providing PMC/ PDMC/ consultancy services to at least one ongoing Smart city under Smart City Mission continuously for 1 year or more. (2 marks per Smart City, maximum up to 8 marks)	The clause may be modified to: Form 2D: Experience in providing PMC/ PDMC/ Consultancy Services to at least one ongoing Smart City under Smart City Mission continuously for 1 year or more and one Safe City Surveillance Project (2 marks per Smart/ Safe City, maximum up to 8 marks)	As per RFP
3	Detailed evaluation of technical qualifications (2 (b)) Pg. no. 24	Form 2E: Experience of carrying out consultancy assignments as PMC/Supervision Consultant in Infrastructure Projects includes Buildings/ Roads/Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal projects of Government of Bihar/Jharkhand in the last 7 years with value of consultancy fee being Rs. 100 lakhs or more. (2 mark per consultancy assignments, maximum 8 marks)	The clause may be changed to: Form 2E: Experience of carrying out consultancy assignments of carrying out studies in Urban/ Infrastructure Sector (Master plans/ Perspective Plans/ Development Plans/ Area Development Plans/Financial planning and modelling of project value over INR 100 Lakhs. (2 mark per project subject to maximum 8 marks)	As per RFP
4	Detailed evaluation of technical qualifications Pg. no. 24	Form 2G: Experience as consultant for PPP/DBFOT projects in the field of Infrastructure/ Real Estate/ Industrial Infrastructure/ Tourism/ Transport etc., in the last 7 years, where the value of each project has been Rs. 250 crore or more. (Projects in which concessionaire/contractor has been appointed, shall only be considered) (2 mark per project, maximum 8 marks)	The clause may be modified to: Form 2G: Experience as consultant for PPP/DBFOT projects in the field of Infrastructure/ Real Estate/ Industrial Infrastructure/ Tourism/ Transport/ Roads & Highways , etc., in the last 7 years, where the value of each project has been Rs. 150 crore or more. (Projects in which concessionaire/contractor has been appointed, shall only be considered) (2 mark per project, maximum 8 marks)	As per RFP
5	Detailed evaluation of technical qualifications (Note) Pg. no. 24	For Form-2E, 2F, 2G & 2H - Project completed or substantially completed (80%) will be considered for evaluation.	The clause may be modified to: For Form-2E, 2F, 2G & 2H - Project completed or ongoing will be considered for evaluation.	As per RFP
6	Detailed evaluation of technical qualifications (Note) Pg. no. 24	The experience of the consultant (as sole/JV/associate) with Government client as principal employer only , will be considered for evaluation.	The clause may be modified to: The experience of the consultant (as sole/JV/associate) with Government client as principal employer or a member of association , will be considered for evaluation.	As per RFP
7	Time Based Professional & Supervisory Staff indicated in FIN-3 (Sr. No. 2- Architect cum Urban Planner) Pg. no. 64	Experience: Minimum 8 Years of Experience in Urban Planning related assignments.	The clause may be modified to: Experience: Minimum 5 Years of Experience in Urban Planning related assignments.	As per RFP

Ravi Shankar
Ravi Shankar Ratnesh
Manager (Technical)
Patna Smart City Limited

A.R.
Sudhir Kumar Sahu
Chief General Manager
Patna Smart City Limited
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Himanshu
Himanshu Sharma
Manager (Technical)
Patna Smart City Limited

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8	3. Eligibility of Association of Consultants (bidder) and Sub-Consultants: Page 8 of 105	3.5 The Consultant (in case of single business entity)/ Lead Member (in case of Consortium) should be an Indian firm average annual turnover from Indian consulting business should be Rs. 40.00 (Rupees Forty) crore during the last three (3) financial years viz. 2017-18, 2018-19 and 2019-20; and each Consortium partner should have at least average annual turnover of Indian Rs. 10.00 (Rupees Ten) crore during the last three (3) financial years. 2017-18, 2018-19 and 2019-20.	Since most of companies would finalizing/closing the financial statements for FY 2019-20 we request the authority to allow provisional financial statements for FY 2019-20 or allow financial statements for FY 2016-17, 2017-18 & 2018-19	Agreed to allow financial statements for FY 2016-17, 2017-18 & 2018-19 in place of financial statements for FY 2017-18, 2018-19 and 2019-20. Corrigendum in this regard is being issued.
9	16 Negotiations: Page 17 of 105	If any Key Expert obtains less than 60% marks during technical evaluation, then he/she needs to be replaced at the time of negotiation. The other experts whose CVs will not be evaluated but must be submitted with proposal, should meet the minimum qualification criteria as per the Terms of Reference (ToR), otherwise such expert also needs to be replaced at the time of negotiation.	We understand that the authority would declare the detailed break-up of technical scores before the financial bid evaluation so that in case the bidders gets selected than profiles with less than 60% score can be replaced is our understanding correct?	As per RFP
10	Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet)	Average Annual Turnover (2017-18, 2018-19, 2019-20) For Rs. 40 crores : 5 marks For every additional 10 crores : 0.5 marks	Considering the fact that the requirement in RFP are related to Government consulting hence we request the authority to only allow turnover from specific business area i.e. Government Consulting/eGovernance/Smart City consulting/IT Advisory. Since most of companies would finalizing/closing the financial statements for FY 2019-20 we request the authority to allow provisional financial statements for FY 2019-20 or allow financial statements for FY 2016-17, 2017-18 & 2018-19.	As per RFP read together with reply to query at S.no. 8
11	Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet)	Form 2E: Experience of carrying out consultancy assignments as PMC/Supervision Consultant in Infrastructure Projects includes Buildings/ Roads/Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal projects of Government of Bihar/Jharkhand in the last 7 years with value of consultancy fee being Rs. 100 lakhs or more. (2 mark per consultancy assignments, maximum 8 marks)	This is a restrictive clause as it is specific to consultant experience in Infrastructure projects with limited /specific sub-sectors and that too in Bihar/Jharkhand. Considering the fact that experience of consultants in Infrastructure projects is also getting determined through clause FORM 2F and the RFP also require consultant to undertake ICT consulting/egovernance/ Urban Transformation/ Planning hence we request the authority to also allow ICT/IT consulting/BPR/ Urban Transformation/ Planning in the criteria.	As per RFP
12	Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet)	Form 2D: Experience of providing PMC/ PDMC/ consultancy services to at least one ongoing Smart city under Smart City Mission continuously for 1 year or more, (2 marks per Smart City, maximum up to 8 marks)	In order to maintain uniformity we request the authority to add value of consultancy fee Rs. 100 lakhs or more in FORM 2D which is also mentioned in clause FORM 2E, 2F and 2H else remove minimum value from FORM 2E, 2F and 2H also.	As per RFP
13	Task 3: Project Implementation and Supervision I. Activity 6: Implementation phase: a. Area Based Development: Page 59 of 105	x. Carry out necessary quality control activities and certify that the quality of works conforms to the specifications and drawings. Xii. Record the work measurement jointly by PMC and SPV and certify the contractor's bill and recommend for making payments to SPV iv. UAT and Go-Live Report: a) Assist & support to assess and certify the solution and associated infrastructure & services	We request the authority to replace the Certify to Validate/verify .	As per RFP

Ravi Shankar
Ravi Shankar Ratnesht
Manager (Technical)
Patna Smart City Limited

Arh
Sudhir Kumar Sahu
Chief General Manager
Patna Smart City Limited

Himanshu Sh
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Managing Dire
Patna Smart City Limited

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14	b. Pan-City Proposal: Page 61 of 105	iii. Engaging STQC for Audit a) The Consultant will be responsible to engage STQC to conduct the assessment/review of the system before rolling it out. The Consultant shall review and inspect all the procedures and systems relating to the solution. b) The Consultant would be responsible for the outcome in the following areas in such a manner which results in successful STQC certification. Specifically, the STQC shall investigate:	We understand that the STQC auditor would be appointed by the Patna Smart City at its own cost and the role of consultant would be to coordinate/support the Patna Smart City in engaging the STQC auditor and support in STQC related activities. Is the understanding correct?	The consultant will only be responsible to co-ordinate for STQC certification/ auditing.
15	SCM project and PPP project Page 73	Projects for which DPR is to be prepared and PMC done. Work as Transactional Advisor for projects to be taken in PPP mode.	Please provide the list with names and status of SCM projects worth Rs 440 crore and PPP project worth Rs. 360 crore	These SCM projects are Urban Infrastructure Development Projects related to buildings, roads, parks, ICT but not limited to these and any project which are coming up in other Smart Cities but excluding Water Supply and Sewerage can be taken up in the ABD area in Patna. The PPP projects will also be those which can come up in ABD area such as Railway Area Redevelopment and the like.
16	FORM FIN- 2: SUMMARY OF COSTS Page 43	Grand total Z.	Will the grand total 'Z' in form Fin 2 be considered as final bid price	Yes Z will be considered as the pre-negotiation bid price.
17	Eligibility of Association of Consultants (bidder) and Sub-Consultants Page 8	The Consultant (in case of single business entity)/ Lead Member (in case of Consortium) should be an Indian firm average annual turnover from Indian consulting business should be Rs. 40.00 (Rupees Forty) crore during the last three (3) financial years viz. 2017-18, 2018-19 and 2019-20; and each Consortium partner should have at least average annual turnover of Indian Rs. 10.00 (Rupees Ten) crore during the last three (3) financial years. 2017-18, 2018-19 and 2019-20.	We request you to enhance the Annual Turnover criteria to 200 Crores in order to allow only large and reputed companies to participate in this project of national importance.	As per RFP
18	Procedure for Detailed evaluation of technical qualifications. Page 24	Proposed methodology and work plan in response to the Terms of Reference-10 marks	We would like to request you to provide atleast 20% weightage to Approach & Methodology and reduce the weightage on CVs of key personnel.	As per RFP
19	Page 19; Part II, Data Sheet; 2.1 Basic Eligibility Criteria	d) The Sole Bidder/ Lead Bidder/ Consortium Member should not have been blacklisted /debarred/ terminated, except for reasons of convenience of client, by any State/Central Government /Board /Corporation /Company/ Statutory Body /PSU/funding agency in the last 5 years.	Kindly amend as: The Sole Bidder/ Lead Bidder/ Consortium Member should not have been blacklisted /debarred/ terminated, except for reasons of convenience of client, by any State/Central Government /Board /Corporation /Company/ Statutory Body /PSU/funding agency as on date of submission.	As per RFP
20	Page 19; Part II, Data Sheet; 2.1 Basic Eligibility Criteria	g) The Consultant should have experience in at least 1 (one) assignments for PMC/ PDMC/ consultancy services to at least one ongoing Smart city under Smart City Mission continuously for 1 year or more.	From Project delivery/experience point of view in any Smart City projects. Only one year duration is too less for the consideration of any experience, it is requested to enhance to minimum 2 (two) years. Hence, it is requested to kindly amend as: The Consultant should have experience in at least 2 (two) assignment for PMC/ PDMC/ consultancy services to at least one ongoing Smart city under Smart City Mission continuously for 2 years or more.	As per RFP
21	Page 24	Average annual turnover	To handle such a large projects, the minimum average annual turnover criteria shall be enhanced to 60 Cr. Hence score for average annual turnover may be amended as: •60 Cr - 5 marks •Every additional 10 cr - 1 mark (to maximum of 5 marks)	As per RFP

Ravi Shankar
Ravi Shankar Rathesh
Manager (Technical)
Patna Smart City Limited

Sudhir Kumar Sahu
Sudhir Kumar Sahu
Chief General Manager
Patna Smart City Limited

Himanshu Sharma
Himanshu Sharma
Managing Director
Patna Smart City Limited

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22	Page 24,		Form 2E, 2F, 2H	Large Infrastructure projects have long gestation period and has large values. The infrastructure projects also include Power/Water Resources. Kindly amend the minimum contract value from 100 lakhs to 500 lakhs and experience shall be within last 10 years and add Water resources/Power in Form 2E, Form 2F, 2H.	As per RFP
23	Page 24; Form 2H		ICT experience	Since ICT is an important aspects of the project. So, minimum 1 completed which is demonstratable to the customer is required. Kindly add 1 completed ICT assignment in this component.	As per RFP
24	Page 24; Evaluation Criteria; SI No. 2) a		Form 2D: Experience of providing PMC/PDMC/Consultancy services to at least one ongoing Smart city under Smart City Mission continuously for 1 year or more. (2 marks per Smart City, maximum up to 8 marks)	Form 2D: Experience of providing PMC/PDMC/Consultancy services to at least two ongoing Smart city under Smart City Mission continuously for 2 years or more. (2 marks per Smart City, maximum up to 8 marks)	As per RFP
25	Page 24; Evaluation Criteria; SI No. 2) b		Form 2E: Experience of carrying out consultancy assignments as PMC /Supervision Consultant in Infrastructure Projects includes Buildings/ Roads / Highway / Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal projects of Government of Bihar/Jharkhand in the last 7 years with value of consultancy fee being Rs. 100 lakhs or more. (2 mark per consultancy assignments, maximum 8 marks)	Infrastructure projects of any state government also includes Power / Water Resources sector. It is requested to kindly amend as: Form 2E: Experience of carrying out consultancy assignments as PMC /Supervision Consultant in Infrastructure Projects includes Buildings / Water Supply/Water Resources/ Power/Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Subway/ Bus Terminal projects of Bihar/Jharkhand Government in the last 10 years with value of consultancy fee being Rs. 100 lakhs or more. (2 mark per consultancy assignments, maximum 8 marks)	As per RFP
26	Page 24; Evaluation Criteria; Note 2		The experience of the consultant (as sole/JV/associate) with Government client as principal employer only, will be considered for evaluation.	Since the associate consultant does not possess main role in delivering the projects, hence the experience of consultants as "Associate" may be deleted. It is requested to amend the clause as: The experience of the consultant (as sole/JV) with Government client as principal employer only, will be considered for evaluation.	As per RFP
27	Page 73		DPR Projects; TA for PPP projects	In order to ascertain make work plan with the given resources, the break up of 440 cr (for DPR) + and 360 cr for TA for PPP projects shall be given.	These SCM projects are Urban Infrastructure Development Projects related to buildings, roads, parks, ICT but not limited to these and any project which are coming up in other Smart Cities but excluding Water Supply and Sewerage can be taken up in the ABD area in Patna. The PPP projects will also be those which can come up in ABD area such as Railway Area Redevelopment and the like.
28	General Query			In order to accomplish DPR and TA for PPP, a minimum of 250 manmonths shall be allocated. This is to ensure every participants are on same page.	The upper limit of projects for which DPR is to be prepared is Rs. 800 crore. However, payment for DPR preparation is based upon a specific formula which in fact is a short of pro-rata payment. While quoting, the bidder should use their own judgement keeping these facts in view.
29	Page 64;		Team Leader Qualification	Masters Degree in Urban Infrastructure related is confined to Masters in Civil/ Environmental Engineering/Public Health Engineering/Urban Planning/ Construction Mgt.	As per RFP

Ravi Shankar
Ravi Shankar Ratnesh
 Manager (Technical)
 Patna Smart City Limited

Sudhir Kumar Sahu
Sudhir Kumar Sahu
 Chief General Manager
 Patna Smart City Limited

Himanshu Sharma
Himanshu Sharma
 Managing Director
 Patna Smart City Limited

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30	Page 65	Construction Manager; Contract Management cum Procurement Expert; Quantity Surveyor; Quality Control cum Site Engineer	Instead of odd no years as 7 years, it can amended as either 5 years or 10 years.	As per RFP
31	Page 2	Submission date	Would request to give at least 3 weeks' time after the publication of pre-bid replies.	Refer corrigendum in this regard.
32	Clause 3.5 Page No. 8	The Consultant (in case of single business entity)/ Lead Member (in case of Consortium) should be an Indian firm average annual turnover from Indian consulting business should be Rs. 40.00 (Rupees Forty) crore during the last three (3) financial years viz. 2017-18, 2018-19 and 2019-20; and each Consortium partner should have at least average annual turnover of Indian Rs. 10.00 (Rupees Ten) crore during the last three (3) financial years. 2017- 18, 2018-19 and 2019-20.	Looking at the quantum of the project, potentially sound consultants would be required to deliver the competent manpower/ expertise & Hence, we request you to kindly increase the turnover to minimum 100 crores for the lead party & at least 50 crore for the consortium partners and the consultants should not have incurred losses in any of previous 3 financial years. The consortium should be limited to max. of 3 parties.	As per RFP
33	S. No. 2, Page No. 2	Last date and time for submission of bids online Till 16.00 Hrs. on 03.10.2020	We request that the bid submission date may please be revised to three weeks from the receipt of your replies of our queries.	Refer corrigendum in this regard.
34	Clause 14.3, S. No. 19 Page No. 22	Submission of Technical & Financial proposals Consultant must submit the Technical & Financial proposals online by 16:00 Hrs. on 03.10.2020 (only online on e-proc) as per the dates specified in the NIT. The hard copy of EMD and Bid Document fee needs to submit to the address mentioned in the Data Sheet before the mentioned dates. Submission of hard copy of the financial bid will lead to rejection of the bid.	We understand that only EMD & Bid Document has to be submitted in Hardcopy rest all documents have to be submitted online. Please clarify	Your understanding is correct.
35	Clause 2.5, Page No. 20	Pre-Bid meeting YES, Pre-bid meeting will be held on (date)/at (time): Date: 19/09/2020 Time: 15:00 Hrs. Venue: Conference Hall, Patna Smart City Ltd., 5th Floor, BISCMAUN Bhawan, Patna- 800001	We request you to please conduct pre bid meeting online and also kindly provide the meeting link a day before pre bid meeting.	Pre-bid meeting was held on 21.09.2020 in which participation through VC was allowed.
36	S. No. (B & C), Page No. 24	Evaluation Criteria Form 2E: Experience of carrying out consultancy assignments as PMC/Supervision Consultant in Infrastructure Projects includes Buildings/ Roads/Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal projects of Government of Bihar/Jharkhand in the last 7 years with value of consultancy fee being Rs. 100 lakhs or more. (2 mark per consultancy assignments, maximum 8 marks) AND Experience as a PMC/Supervision Consultant in Infrastructure Project Management consultant in projects under Central/ State Government organisations in last 7 years, with consultancy fee Rs. 100 lakhs or more. The Infrastructure include Buildings/ Roads/Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal) (2 mark per project, maximum 8 marks)	Request you to please consider projects for past 15 years since such comprehensive projects are of long duration and take more than anticipated time to conceptualize on ground. Accordingly request you to please consider ongoing projects with proof of their continuity	As per RFP

Ravi Shankar
Ravi Shankar
Manager (Technical)
Patna Smart City Limited

A.R.
Sudhir Kumar Sahu
Chief General Manager
Patna Smart City Limited

Himanshu Sharma
Managing Director
Patna Smart City Limited

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37	Form 2C, Page NO. 30		List projects (not more than 10), on which worked in the last 5 years and which are similar to the projects mentioned in the RFP.		
38	S. No. (B), Page No. 24		Evaluation Criteria Form 2E: Experience of carrying out consultancy assignments as PMC/Supervision Consultant in Infrastructure Projects includes Buildings/ Roads/Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal projects of Government of Bihar/Jharkhand in the last 7 years with value of consultancy fee being Rs. 100 lakhs or more. (2 mark per consultancy assignments, maximum 8 marks)	We request you to kindly remove the work experience required in Bihar/ Jharkhand as the smart city projects have same essence which have been done across the country. Hence we request you to geographically bound the criteria.	As per RFP
39	Form 2B, Page No. 29		Form 2B, Average Annual Turnover of Applicant. Average annual turnover for 3 Financial Year 2017 -18, 2018 -19, 2019 -20	Please note that audited Financial Statement for 2019-20 cannot be submitted as it is in progress due to Covid situation. You are requested to accept the Provisional Account for Financial Year 2019-20 duly certified by a Chartered Accountant. Please confirm.	Agreed to allow financial statements for FY 2016-17, 2017-18 & 2018-19 in place of financial statements for FY 2017-18, 2018-19 and 2019-20. Corrigendum in this regard is being issued.
40	Page No. 67		DPR Team (The CVs shall be submitted by the Consultant for the following professionals; however, consultant may propose additional skill sets to complete the task. Consultant should also propose the duration for assignment for these professional based on their approach and methodology)	As per the evaluation criteria Page no. 25, evaluation will be done only for 9 CVs; Our request is that we will provide all balanced CVs during contract negotiation only. Please allow	It has been explicitly mentioned in RFP and no change is being made.
41	Clause 2.4.1; Page No. 187		For the purposes of this Contract, "Force Majeure" means an event which is beyond the reasonable control of a Party, is not foreseeable, is unavoidable and not brought about by or at the instance of the Party claiming to be affected by such events and which has caused the non-performance or delay in performance, and which makes a Party's performance of its obligations hereunder impossible or so impractical as reasonably to be considered impossible in the circumstances, and includes, but is not limited to, war, riots, civil disorder, earthquake, fire, explosion, storm, flood or other extreme adverse weather conditions, strikes, lockouts or other industrial action (except where such strikes, lockouts or other industrial action are within the power of the Party invoking Force Majeure to prevent), confiscation or any other action by Government agencies.....	It is suggested to specifically include reference to epidemic and pandemic in the definition of Force Majeure event.	These are standard terms and does not warrant further clarification/explanation.
42	Note: S. No.1, Page No. 24		1. For Form-2E, 2F, 2G & 2H - Project completed or substantially completed (80%) will be considered for evaluation.	We request you to please consider ongoing projects completed to 50 percent, since such comprehensive projects are of long duration and take more than anticipated time to conceptualize. Accordingly request you to please consider ongoing projects with proof of their continuity.	As per RFP
43	Clause 16, Page No. 100		The Performance Security amount is 10% of the Contract value.	As per Clause 16, we request you to reduce Performance Security amount to 5% reduce instead of 10% as in most of the government tenders performance security is 5% only. Please Confirm	As per RFP

Ravi Shankar
Ravi Shankar Raine
 Manager (Technical)
 Patna Smart City Limited

Anur
Anur Sahu
 Chief General Manager
 Patna Smart City Limited

Himanshu
Himanshu Sharma
 Managing Director
 Patna Smart City Limited

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44	S. No.1. Page No. 64	Time Based Professional & Supervisory Staff indicated in FIN-3 Project Director-cum-Team Leader : Qualifications & Skills Bachelor's in Civil Engineering & Masters in Urban Infrastructure related subjects viz. Structures, Transportation and the like. MBA is desirable	We suggest that the expert for position of Team Leader should be Masters in relevant field	As per RFP
45	Page No. 67- 68	DPR Team (The CVs shall be submitted by the Consultant for the following professionals; however, consultant may propose additional skill sets to complete the task. Consultant should also propose the duration for assignment for these professional based on their approach and methodology) *	We request you to kindly increase the minimum man month provided from 40 man months to at least 80-100 man months. Since the value of DPR to be prepared is 800 Crores which is substantially high & the minimum man month estimated will not be enough to prepare the DPR. Also this will bring all the consultants on some page if maximum number of estimated man months is provided by you.	Please read the footnote below the table showing the indicative team composition for DPR work which is self explanatory.
46	Page No. 48	Form Fin-4 Total Reimbursable in Rupees (already shown in Fin-2): 25,00,000/-	We request you to please revise the ceiling values mentioned under Form Fin 4 as this will not be enough to carry out the services.	As per RFP
47	S.No A&D. Page No.24	Form 2G: Experience as consultant for PPP/DBFOT projects in the field of Infrastructure/ Real Estate/ Industrial Infrastructure/ Tourism/ Transport etc., in the last 7 years, where the value of each project has been Rs. 250 crore or more. (Projects in which concessionaire/contractor has been appointed, shall only be considered) (2 mark per project, maximum 8 marks) AND Form 2D: Experience of providing PMC/ PDMC/ consultancy services to at least one ongoing Smart city under Smart City Mission continuously for 1 year or more. (2 marks per Smart City, maximum up to 8 marks)	Request you to please specify the type & kind of projects identified under SCM & PPP Category Since its very much required to as to identify the correct nature of expertise. For example if the entire SCM of 400 Cr is for ICT accordingly the expertise from IT field only has to be identified.	SCM projects are all urban infrastructure development projects and ICT projects whereas PPP projects include projects in ABD area and PSCL is open to all suggestions made by PMC consultant regarding the viability of a projet taken in PPP mode.
48	Generic		To have a quality input & have transparency in the complete process we request to add an additional clause – Those firms who were Debarred/Blacklisted/Conditionally Debarred/ in past 10 years by any Government/Bi-Lateral/Multi-Lateral Financial Institution/PSU's should not be allowed to participate in the bidding process. As this is prevalent in all Government/Bi-Lateral/Multi-Lateral/PSU's Bid's.	As per RFP
49	Generic		We understand that there is no Consequential Damages & Third-Party Liability to the consultant and the maximum limit of liability is 10% of the consultant's contract value. Please Confirm.	As per any standard contract the LD has been limited to 10% of the Contract Value
50	Page no. 8	Consortium partner should have at least average annual turnover of Indian Rs. 10.00 (Rupees Ten) crore during the last three (3) financial years. 2017-18, 2018-19 and 2019-20.	We request you to reduce the minimum turnover requirement for consortium partner to at least 6 Crores in order to encourage participation and increase the competitiveness of the bid.	As per RFP
51	Section-2, Instruction to Consultant, Part-II, Clause No. 4 of Data Sheet and Page No. 20	Last date and time of bid Submission: 03/10/2020 up to 16:00 hours.	We request you to kindly allow time extension for 3 weeks.	Refer corrigendum in this regard.

Ravi Shankar
Ravi Shankar Ratnesh
Manager (Technical)
Patna Smart City Limited

A.R.
Sushant Kumar Sahu
Chief General Manager
Patna Smart City Limited

Himanshu Sharma
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52	Section-2, Note-1 and Page No. 24	For Form-2E, 2F, 2G & 2H - Project completed or substantially completed (80%) will be considered for evaluation.	Please consider ongoing projects also for evaluation.	As per RFP
53	Section-3, Technical Proposal- Standard Forms 2C, 2D, 2E, 2F, 2G & 2H and Page No. 30, 31, 32, 33, 34 & 35	The Bidder shall submit the evidence of project experience in the form of Completion Certificate/Agreement.	Completion certificate or Agreement can be used as a supporting document. Kindly confirm.	As already mentioned the Bidder shall submit the evidence of project experience in the form of Completion Certificate/Agreement. Completion certificate is essential for all type of works except ongoing consultancy as PDMC in Smart Cities. Only agreement will be considered in case the consultancy services is being provided to Smart City continuously for one year or more. Even in this case, a certificate from the Client for having carried out the work satisfactorily needs to be attached.
54	Section-5, Terms of Reference, Time Based Professional & Supervisory Staff and Page No. 64	Position: Project Director cum- Team Leader. Qualifications and Skills: Bachelor's in Civil Engineering & Masters in Urban Infrastructure related subjects viz. Structures, Transportation and the like. MBA is desirable	Kindly specify the Master's degree for TL position	Position: Project Director cum- Team Leader. Qualifications and Skills: Bachelor's in Civil Engineering & Masters in Urban Infrastructure related subjects viz. Structures, Transportation, Geotechnical, Construction Management, Building Sciences, Water Resources. MBA is desirable
55	Section-5, Terms of Reference, Annexure-1 and Page No. 73	Projects for which DPR is to be prepared and PMC done SCM projects - Rs. 440.00 Cr. Work as Transactional Advisor for projects to be taken in PPP mode PPP projects (including appointment of concessionaire) Rs. 360.00 Cr. Total Rs. 800 Cr.	Kindly provide a list of projects under the PMC consultant's scope for DPR & PMC works under additional 800 Cr. Funding	These SCM projects are Urban Infrastructure Development Projects related to buildings, roads, parks, ICT but not limited to these and any project which are coming up in other Smart Cities but excluding Water Supply and Sewerage can be taken up in the ABD area in Patna. The PPP projects will also be those which can come up in ABD area such as Railway Area Redevelopment and the like.
56	General		Kindly specify the duration of Project.	15 months.
57	General		Kindly clarify if JV is allowed and maximum how many members are allowed in JV.	A maximum of three
58	Instructions to II Data Sheet , Clause 1, Reference of ITC 2.1, Basic Eligibility Criteria (e) Pg. no. 19	The Consultant (in case of single business entity)/ Lead Member (in case of Consortium) should be an Indian firm average annual turnover from Indian consulting business should be Rs. 40.00 (Rupees Forty) crore during the last three (3) financial years viz. 2017-18, 2018-19 and 2019-20; and each Consortium partner should have at least average annual turnover of Indian Rs. 10.00 (Rupees Ten) crore during the last three (3) financial years. 2017-18, 2018-19 and 2019-20.	Request you to consider the turnover as Rs.30 crores for the Lead Member and Rs. 7.50 crores for other consortium member.	As per RFP
59	Instructions to II Data Sheet , Clause 1, Reference of ITC 2.1, Basic Eligibility Criteria (g) Pg. no. 19	The Consultant should have experience in at least 1 (one) assignments for PMC/ PDMC/ consultancy services to at least one ongoing Smart city under Smart City Mission continuously for 1 year or more.	Request you to amend the last line of this clause as " minimum 6 months or more"	As per RFP
60	Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet) Pg. no. 24	1. Average Annual Turnover (2017-18, 2018-19, 2019-20) 10 marks For Rs. 40 crores : 5 marks For every additional 10 crores : 0.5 marks	Request for considering Average Annual Turnover (2017-18, 2018-19, 2019-20) : 10 marks For Rs. 30 crores : 5 marks For every additional Rs. 5 crores	As per RFP
61	Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet)	2(a): Form 2D: Experience of providing PMC/ PDMC/ consultancy services to at least one ongoing Smart city under Smart City Mission continuously for 1 year or more. (2 marks per Smart City, maximum up to 8 marks)	Request for amending the Clause as : Experience of providing PMC/ PDMC/ consultancy services to at least one ongoing Smart city under Smart City Mission continuously for 6 months or more. (2 marks per Smart City, maximum up to 8 marks)	As per RFP

Ravi Shankar
Ravi Shankar Ratnesh
Manager (Technical)
Patna Smart City Limited

Sudhir Kumar Sahu
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Chief General Manager
Patna Smart City Limited

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Managing Director
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62	Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet) Pg. no. 24	2(d) : Form 2G: Experience as consultant for PPP/DBFOT projects in the field of Infrastructure/ Real Estate/ Industrial Infrastructure/ Tourism/ Transport etc., in the last 7 years, where the value of each project has been Rs. 250 crore or more.	Request that project experience in EPC mode may also be considered as most of the projects currently implemented under the SCM in different cities are in EPC Mode of similar value.	As per RFP
63	DPR Preparation Team (Pg. 67-68)	DPR Team (The CVs shall be submitted by the Consultant for the following professionals; however, consultant may propose additional skill sets to complete the task. Consultant should also propose the duration for assignment for these professional based on their approach and methodology) *	Does the CVs of professionals to be engaged for DPR Preparation need to be submitted as these are not evaluative CVs	The 9 key professionals whose CVs would be evaluated include 5 from the Professional and Supervisory list and 4 from the DPR team
64	NIT : Tender Schedule	Last date and time for online uploading of Tender is 03.10.2020	Request for extending the date by at least 15 days from the date of issuing of Reply to Pre-Bid Queries	Refer corrigendum in this regard.
65	pg.no 61 point no.iii	Engaging STQC for Audit	STQC is a Govt. organisation and having limited bandwidth for quickly response. Therefore, we would also suggest you to allow Cert-In empanelled agency for desire testing.	As per RFP
66	Page 24 of 105 Note: Point 3.	The experience of parent company shall not be considered.	Kindly consider experience of Parent Company, if it is wholly owned subsidiary with a Certificate from statutory auditor from the parent company mentioning more than 50% equity is with parent company.	As per RFP
67	Clause 3.4 page no. 8 of 105	The Sole Bidder/ Lead Bidder/ Consortium Member should not have been blacklisted /debarred/ terminated, except for reasons of convenience of client, by any State/Central Government /Board /Corporation /Company/ Statutory Body /PSU/funding agency in the last 5 years.	Kindly modify the clause as: The Sole Bidder/ Lead Bidder/ Consortium Member should not have been blacklisted /debarred/ terminated, except for reasons of convenience of client, by any State/Central Government /Board /Corporation /Company/ Statutory Body /PSU in the last 1 years.	As per RFP
68	Clause 2.1 Page no. 19 of 105	The Consultant should have experience in at least 2 (two) assignments for Project Management Consultants/ Supervision Consultant for Infrastructure Assignments includes Buildings/ Roads/ Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal/ for Government (Central/ State/ Municipal) organisation.	Kindly modify the clause as: The Consultant should have experience in at least 2 (two) assignments for Project Management Consultants/ Supervision Consultant for Infrastructure Assignments includes Buildings/ Roads/ Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal/ K/T Power Generation/Transmission/ Distribution Projects for Government (Central/ State/ Municipal) organisation. As these components are also included in Smart City Proposal	As per RFP
69	Clause 2.7.3 page no. 11 of 105	General Query for DPR Component	Kindly Provide Timeline for DPR Preparation as consultants have to prepare DPR for ABD and SCM projects. Also specify list of smart city projects and ABD projects for DPRs required to be prepared and if DPR already prepared; what is the status of those projects.	Timeline for DPR preparation depends upon the nature and size of the project and can vary from 1 week to 15 weeks
70	Clause 9 Page no 95 of 105 Point 9.2	The amount of liquidated damages under this Contract shall not exceed 10 % of the total value of the contract as specified in Appendix D.	Kindly modify the clause as: The amount of liquidated damages under this Contract shall not exceed 5 % of the total value of the contract as specified in Appendix D.	As per RFP
71	Part-II Data Sheet Clause No. 17 Ref. of ITC. 12.1	Earnest Money Deposit Rs. 6.00 lakhs (Rupees Six Lakh only) in the form of Unconditional BG/ Demand Draft of scheduled bank/Post Office Term Deposit/FDR/e-FDR/NSC to be pledged in favour of Managing Director, Patna Smart City Ltd., payable at Patna.	As per Public Procurement Policy for Micro and Small Enterprises (MSEs) Order, 2012, Firms registered with MSME under "Small" / "Medium" Categories are exempted from payment of bid processing fee/tender fee and earnest money as	No exemption. As per RFP

Ravi Shankar Ramesh
Manager (Technical)
Patna Smart City Limited

Sudhir Kumar Sahu
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Patna Smart City Limited

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72	Part-II Data Sheet Clause No. 18 Ref. of ITC. 13	Cost of Bid Document/ RFP Fees Rs. 10,000/- (Rupees Ten Thousand only) Non-refundable, in the form of Demand Draft/Banker's cheque in favour of Managing Director, Patna Smart City Ltd. payable at Patna.	bid security. Hence, we request you to kindly consider this exemption for MSME registered organizations subject to submission of valid registration certificate.	
73	Clause 2.17 Tentative schedule for selection process Page 22 of 105	Proposal Due Date : 03.10.2020	We request to extend the Bid submission date and allow at least 21 working days from the date of Clarification/Corrigendum published by the Client.	Refer corrigendum in this regard.
74	INSTRUCTIONS TO CONSULTANT Part-II : Data Sheet in Page No.19 of the RFP	The Consultant (in case of single business entity)/ Lead Member (in case of Consortium) should be an Indian firm average annual turnover from Indian consulting business should be Rs. 40.00 (Rupees Forty) crore during the last three (3) financial years viz. 2017-18, 2018-19 and 2019-20; and each Consortium partner should have at least average annual turnover of Indian Rs. 10.00 (Rupees Ten) crore during the last three (3) financial years. 2017-18, 2018-19 and 2019-20.	We request the authority to amend the clause as follows The Consultant (in case of single business entity)/Lead member (in case of Consortium or JV maximum upto 3 members) should have a minimum average annual turnover of Indian Rs. 100 (Hundred) crores during the last three (3) financial years period comprised of 2017-18, 2018-19 and 2019-20; and the each Consortium partner should have a minimum average annual turnover of Indian Rs. 10 (Ten) crores during the corresponding three (3) financial years period.	As per RFP
75	INSTRUCTIONS TO CONSULTANT Part-II Data Sheet in Page No.19 of the RFP	The Consultant should have experience in at least 2 (two) assignments for Project Management Consultants/ Supervision Consultant for Infrastructure Assignments includes Buildings/ Roads/ Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal for Government (Central/ State/ Municipal) organisation.	We request the authority to amend the clause as follows The Consultant should have experience in at least 2 (two) assignments for Project Management Consultants/ Design/Supervision Consultant for Infrastructure Assignments includes Buildings/Street scaping/ Roads/ Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Riverfront / Bus Terminal for Government (Central/ State/ Municipal) organisation.	As per RFP
76	INSTRUCTIONS TO CONSULTANT Part-II Data Sheet in Page No.19 of the RFP	The Consultant should have experience in at least 1 (one) assignments for PMC/ PDMC/ consultancy services to at least one ongoing Smart city under Smart City Mission continuously for 1 year or more.	We request the authority to amend the clause as follows The Consultant should have experience in at least 1 (one) assignments for PMC/ PDMC/ consultancy services to at least one ongoing Smart city under Smart City Mission continuously for 3 years or more.	As per RFP
77	Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet) in Page No. 24 of the RFP.	Average Annual Turnover (2017-18, 2018-19, 2019-20) For Rs. 40 crores : 5 marks For every additional 10 crores : 0.5 marks	We request the authority to amend the clause as follows Average Annual Turnover (2017-18, 2018-19, 2019-20) For Rs. 100 crores : 5 marks For every additional 100 crores : 1 mark	As per RFP
78	Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet) in Page No. 24 of the RFP.	Form 2D: Experience of providing PMC/ PDMC/ consultancy services to at least one ongoing Smart city under Smart City Mission continuously for 1 year or more, (2 marks per Smart City, maximum up to 8 marks)	We request the authority to amend the clause as follows Form 2D: Experience of providing PMC/ PDMC/ consultancy services to at least one ongoing Smart city under Smart City Mission continuously for 3 years or more. (2 marks per Smart City, maximum up to 8 marks)	As per RFP
79	Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet) in Page No. 24 of the RFP.	Form 2E: Experience of carrying out consultancy assignments as PMC/Supervision Consultant in Infrastructure Projects includes Buildings/ Roads/Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal projects of Government of Bihar/Jharkhand in the last 7 years with value of consultancy fee being Rs. 100 lakhs or more. (2 mark per consultancy assignments, maximum 8 marks)	We request the authority to amend the clause as follows Form 2E: Experience of carrying out consultancy assignments as PMC/Design/Supervision Consultant in Infrastructure Projects includes Buildings/Streetscaping/ Roads/Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Riverfront/ Bus Terminal projects of Government of Bihar/Jharkhand/Uttar Pradesh in the last 7 years with value of consultancy fee being Rs. 80 lakhs or more. (2 mark per consultancy assignments, maximum 8 marks)	As per RFP

Ravi Shankar
Ravi Shankar Ratnesh
Manager (Technical)
Patna Smart City Limited

Ashu
Sudhir Kumar Sahu
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Patna Smart City Limited

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Himanshu Sharma
Managing Director
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80	Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet) in Page No. 24 of the RFP.	Form 2F: Experience as a PMC/Supervision Consultant in Infrastructure Project Management consultant in projects under Central/ State Government organisations in last 7 years, with consultancy fee Rs. 100 lakhs or more. The Infrastructure include Buildings/ Roads/Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal) (2 mark per project, maximum 8 marks)	We request the authority to amend the clause as follows Form 2F: Experience as a PMC/Design/Supervision Consultant in Infrastructure projects under Central/ State Government organisations in last 7 years, with consultancy fee Rs. 80 lakhs or more. The Infrastructure include Buildings/Streetscaping/ Roads/Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/Riverfront/ Bus Terminal) (2 mark per project, maximum 8 marks)	As per RFP
81	Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet) in Page No. 24 of the RFP.	Form 2G: Experience as consultant for PPP/DBFOT projects in the field of Infrastructure/ Real Estate/ Industrial Infrastructure/ Tourism/ Transport etc., in the last 7 years, where the value of each project has been Rs. 250 crore or more. (Projects in which concessionaire/contractor has been appointed, shall only be considered) (2 mark per project, maximum 8 marks)	We request the authority to amend the clause as follows Form 2G: Experience as consultant for PPP/DBFOT projects in the field of Infrastructure/ Real Estate/ Industrial Infrastructure/ Tourism/ Transport etc., in the last 7 years, where the value of each project has been Rs. 100 crore or more. (Projects in which concessionaire/contractor has been appointed, shall only be considered) (2 mark per project, maximum 8 marks)	As per RFP
82	Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet) in Page No. 24 of the RFP.	Form 2H: Experience as Project Management /Supervision Consultant in ICT projects, with value of consultancy services of Rs. 100 lakhs per project or more, in the last 7 years. (2 mark per project, maximum 8 marks)	We request the authority to amend the clause as follows Form 2H: Experience as Project Management /Design/ Supervision Consultant in ICT projects, with value of consultancy services of Rs. 80 lakhs per project or more, in the last 7 years. (2 mark per project, maximum 8 marks)	As per RFP
83	Time Based Professional & Supervisory Staff indicated in FIN-3 in page No 64 of the RFP	Project Director-cum-Team Leader Bachelor's in Civil Engineering & Masters in Urban Infrastructure related subjects viz. Structures, Transportation and the like. MBA is desirable	We request the authority to amend the clause as follows Bachelor's in Civil Engineering & Masters in Engineering/Planning and the like.	Position: Project Director cum- Team Leader. Qualifications and Skills: Bachelor's in Civil Engineering & Masters in Urban Infrastructure related subjects viz. Structures, Transportation, Geotechnical, Construction Management, Building Sciences, Water Resources. MBA is desirable
84	Time Based Professional & Supervisory Staff indicated in FIN-3 in page No 65 of the RFP	Construction Manager B.E / B.Tech in Civil Engineering with Masters in Construction Management.	We request the authority to amend the clause as follows B.E / B.Tech in Civil Engineering with Masters in Construction Management/Environmental Engineering and the like.	As per RFP
85	Time Based Professional & Supervisory Staff indicated in FIN-3 in Page No 64,65,66 of the RFP	Total Manmonths shown in the table - 185	Total Manmonths is coming to 185 instead of 200. Kindly provide details about Time based professional for additional 15 manmonths.	The Man month for professional staff is 60 and for supervisory staff is 140 which makes a total of 200 as indicated in Fin-3
86	Data Sheet, Page 2	Last date and time for submission of bids online: Till 16.00 Hrs. on 03.10.2020	Request to kindly provide three weeks' time for bid submission from date of issue of pre-bid clarification	Refer corrigendum in this regard.

Ravi Shankar

Ravi Shankar Ratnesh
Manager (Technical)
Patna Smart City Limited

AR

Sudhir Kumar Sahu
Chief General Manager
Patna Smart City Limited

HP

Himanshu Sharma
Managing Director
Patna Smart City Limited

S No.	RFP Reference	Actual Clause in RFP	Clarification/modification sought	Reply by PSCL
	Clause/ Page no.			
87	Eligibility of Association of Consultants (bidder) and Sub- Consultants Clause 3.4 Page no 8	The Sole Bidder/ Lead Bidder/ Consortium Member should not have been blacklisted /debarred/ terminated, except for reasons of convenience of client, by any State/Central Government /Board /Corporation /Company/ Statutory Body /PSU/funding agency in the last 5 years	The Authority is requested to revise the prequalification regarding blacklisting/ debarment. Entities that are not blacklisted / debarred at the time of the submission of bid should be allowed to participate in the tender process. Further, entities whose blacklisting was subsequently revoked / set aside should also be allowed to participate in the tender process. Further with regards 'termination', we understand termination for breach on our part, with such termination having been approved / upheld by any court decree or arbitral award against us to such effect, please confirm. The Authority may consider revising the language to the following: The Sole Bidder/ Lead Bidder/ Consortium Member should not have been blacklisted /debarred/ terminated for breach on their part, with such termination having been approved / upheld by any court decree or arbitral award against them to such effect , except for reasons of convenience of client, by any State/Central Government /Board /Corporation /Company/ Statutory Body /PSU/funding agency in the last 5 years and no such bar subsists as on the proposal due date for this RFP.	As per RFP
88	Eligibility of Association of Consultants (bidder) and Sub- Consultants : Clause 3.5 Page no 8	Financial Capacity: The Consultant (in case of single business entity)/ Lead Member (in case of Consortium) should be an Indian firm average annual turnover from Indian consulting business should be Rs. 40.00 (Rupees Forty) crore during the last three (3) financial years viz. 2017-18, 2018-19 and 2019-20; and each Consortium partner should have at least average annual turnover of Indian Rs. 10.00 (Rupees Ten) crore during the last three (3) financial years: 2017-18, 2018-19 and 2019-20.	Considering the criticality and size of the project, the minimum average annual turnover of the Lead Member maybe fixed at Rs 150 crores and the average turnover of each of the member be fixed at Rs 100 crores	As per RFP
89	Eligibility of Association of Consultants (bidder) and Sub- Consultants: Clause 3.8 Page no 8	If the consultant has formed an association of consultants at the time of submission, each member of the association shall be evaluated as per the qualification/ eligibility criteria set forth in Part II: Data Sheet.	It is requested that the maximum no of consortium members maybe specified	Maximum of three
90	Conflicting Assignment/job Clause no 5.2 Page no 10	A Consultant (including its Personnel and Sub- Consultants) or any of its affiliates shall not be hired for any assignment/job that, by its nature, may be in conflict with another assignment/job of the Consultant to be executed for the same or for another Employer.	We wish to highlight that we are a large organization providing various services to various state and central government departments, PSUs, international organizations and private clients. We wish you to note that while we have a mechanism in place to identify patent and direct conflict of interests, it may not always be possible to identify any or all indirect or remote conflict of interests.	As per RFP
91	Procedure for Detailed evaluation of technical qualifications Form 2E Page 24	Experience of carrying out consultancy assignments as PMC/Supervision Consultant in Infrastructure Projects includes Buildings/ Roads/Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multimodal Hub/ Bridges & Flyover/ Subway/ Bus Terminal projects of Government of Bihar/Jharkhand in the last 7 years with value of consultancy fee being Rs. 100 lakhs or more. (2 mark per consultancy assignments, maximum 8 marks)	It is requested that the limitation of projects in Bihar and Jharkhand be removed and projects implemented anywhere in India be allowed. This will allow higher participation as well as allow Bidders having wide national experience to participate	As per RFP

Ravi Shankar
Ravi Shankar Ratnesh
 Manager (Technical)
 Patna Smart City Limited

Sudhir Kumar Sahu
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Himanshu Sharma
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 Managing Director
 Patna Smart City Limited

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92	Team Composition & Qualification Requirements Project Director-cum-Team Leader Page 64	Bachelor's in Civil Engineering & Masters in Urban Infrastructure related subjects viz. Structures, Transportation and the like. MBA is desirable	Request to consider the following eligibility for the Team Leader: B.E. in Civil Engineering/Master's in Urban Planning /MBA.	Position: Project Director cum- Team Leader. Qualifications and Skills: Bachelor's in Civil Engineering & Masters in Urban Infrastructure related subjects viz. Structures, Transportation, Geotechnical, Construction Management, Building Sciences, Water Resources. MBA is desirable
93	Team Composition & Qualification Requirements Architect cum Urban Planner Page 64	B.E./ B. Tech in Civil Engineering with Master Degree in Structural/ Transportation/ Water Resources or equivalent.	Request to consider the following eligibility for the position: Bachelor's in Architecture & Masters in Urban Planning/ Regional Planning/ City	The qualification for Architect-cum-Urban Planner as specified in Pg. 64 is Bachelor's in Architecture and Masters in Urban Planning/Regional Planning/City Planning
94	Team Composition & Qualification Requirements Urban Infrastructure Specialist DPR Preparation Team Page 67	B.E./ B. Tech in Civil Engineering with Master Degree in Structural/ Transportation/ Water Resources or equivalent.	Request to consider the following eligibility for the position: B.E./ B. Tech in Civil Engineering with Master Degree OR Bachelor's in architecture & Masters in Urban Planning/ Regional Planning/ City	As per RFP
95	8. Client's Input and Counterpart Services and Facilities	a) Services, facilities, and property to be made available to the Consultant by the Client: Adequate office space shall be provided to the Consultant by the Client.	It is understood that fully furnished office space will be provided by the Client	Bidders can see the earlier accommodation and facilities provided to the PMC consultant in the 5th Floor, Boscoman Tower which includes adequate office space, furniture and equipment.
96	General Conditions of Contract ANNEXURE I2. Present Status of Project and Mandate for Consultant: Page 72	Presently, sixteen projects have been taken up with SCM funds. The PMC consultant need to provide construction supervision and monitoring required during construction. Preparation of DPR of projects in the ABD and PAN city area which can be taken up with the savings of the SCM and State funds worth approx. Rs 440.00 crores will be entrusted to the consultant.	In order to assess the requirement of the experts for preparation of DPR, it is requested that the projects which has been initially identified for preparation of DPR may be provided. Further the scope of work specified in the RFP involves substantial ICT and allied activities for which no position has been prescribed. Further it is requested that the following positions are included in the DPR Preparation Team in line with the scope defined in the RFP: a. Transportation Expert b. Electrical Engineering Expert c. Utility Expert d. Environment Expert e. Networking & IT Infrastructure Specialist f. Solution Architect	The original list of SCM projects under Smart City Mission can be downloaded from the website of Smart City Mission as already indicated in Section-5, Para 3.2 which appears at Page 52 of RFP. This can give an idea and bidders can use their own strategy while bidding.
97	General Conditions of Contract Clause 1.6 Location:	The Services shall be performed at such locations as are specified in Appendix A hereto and, where the location of a particular task is not so specified, at such locations, as the "Employer" may approve	Considering the COVID 19 Pandemic, we request to include appropriate language on the lines below in the RFP: "If there are any circumstances that reasonably restrict or affect the ability of Bidders personnel to travel or to be physical present at any specific office/location, then without prejudice to your obligations (including your payment obligations) you shall allow such personnel to work from home or other remote location till the time such circumstances exist"	Work from home is not permitted and there should be no confusion on this account.

Ravi Shankar

Ravi Shankar Ratnesh
Manager (Technical)
Patna Smart City Limited

Ash
Sudhir Kumar Sahu
Chief General Manager
Patna Smart City Limited

H
Himanshu Sharma
Managing Director
Patna Smart City Limited

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98	General Conditions of Contract 2.7 Force Majeure Page 84	(a) For the purposes of this Contract, "Force Majeure" means an event which is beyond the reasonable control of a Party, is not foreseeable, is unavoidable and not brought about by or at the instance of the Party claiming to be affected by such events and which has caused the non-performance or delay in performance, and which makes a Party's performance of its obligations hereunder impossible or so impractical as reasonably to be considered impossible in the circumstances, and includes, but is not limited to, war, riots, civil disorder, earthquake, fire, explosion, storm, flood or other extreme adverse weather conditions, strikes, lockouts or other industrial action (except where such strikes, lockouts or other industrial action are within the power of the Party invoking Force Majeure to prevent), confiscation or any other action by Government agencies.	It is requested that the CoVID-19 pandemic and the associated restrictions / regulations put in by the Government of India and the Governments be included in the Force Majeure Conditions	As per RFP
99	General Conditions of Contract 2.9 Termination Page 86	(g) If the consultant fails to provide the quality services as envisaged under this Contract. The Consultancy Monitoring Committee (CMC) formulated to monitor the progress of the assignment may make judgment regarding the poor quality of services, the reasons for which shall be recorded in writing. The CMC may decide to give one chance to the consultant to improve the quality of the services.	It is requested that the bidder should have the right to make a representation in this regard as well as have the option to remedy any shortcomings in this regard	As per RFP
100	General Conditions of Contract 3.4 Insurance to be Taken out by the Consultant: Page 88	The Consultant (i) shall take out and maintain, and shall cause any Sub-Consultants to take out and maintain insurance, at their (or the Sub-Consultants'), as the case may be) own cost but on terms and conditions approved by the "Employer", insurance against the risks, and for the coverage specified in the SC, and (ii) at the "Employer's request, shall provide evidence to the "Employer" showing that such insurance has been taken out and maintained and that the current premiums therefore have been paid	We wish to clarify that we maintain insurances, at the firm level, which are required to be maintained by us as per the provision of laws. Separate insurances for this project may not be required in light of such firm level insurance. We can provide you with a confirmation about our firm level insurance and that to the extent required by law, this project will also be covered under that insurance. We hope that should suffice. Please confirm.	As per RFP
101	3.5 Accounting, Inspection and Auditing: Page 89	The Consultant (i) shall keep accurate and systematic accounts and records in respect of the Services hereunder, in accordance with internationally accepted accounting principles and in such form and detail as will clearly identify all relevant time changes and costs, and the bases thereof, and (ii) shall periodically permit the "Employer" or its designated representative and/or the Employer, and up to five years from expiration or termination of this Contract, to inspect the same and make copies thereof as well as to have them audited by auditors appointed by the "Employer" or the Employer, if so required by the "Employer" or the Employer as the case may be.	Request you to please add the following to this clause: "Consultant is agreeable to a review by Client to the extent that it is: (i) restricted to providing access to Consultant fees/ invoicing related records relating to the services under this project; (ii) is carried out within 6 months of the expiry or termination of the agreement. Consultant is not expected to provide any information which may cause it to breach confidentiality vis-a-vis other parties. If an audit is contemplated to be conducted by an external/third party auditor, third party needs to sign an NDA with the Consultant."	As per RFP

Ravi Shankar
Ravi Shankar Ratnesh
Manager (Technical)
Patna Smart City Limited

A.R.
Sudhir Kumar Sahu
Chief General Manager
Patna Smart City Limited

Himanshu Sharma
Himanshu Sharma
Managing Director
Patna Smart City Limited

S No.	RFP Reference Clause/ Page no.	Actual Clause in RFP	Clarification/modification sought	Reply by PSCL
102	III. Special Conditions of Contract: Limitation of the Consultants' Liability towards the "Employer" Page 99	(i) The ceiling on Consultant's liabilities shall be limited to (a) total cost, or (b) the proceeds the Consultant may be entitled to receive from any insurance maintained by the consultants to such liabilities whichever of (a) or (b) is higher.	Request you to please consider the below modifications and additions to the clause: -Bidder's overall liability would be capped at an amount not exceeding 10% of the fees paid to the Bidder under this engagement without any exceptions and exclusions; - In no event should the Bidder be liable or responsible for any consequential, incidental, indirect, punitive, exemplary or special damages of any nature whatsoever; - For the avoidance of doubt, it is hereby clarified that the relationship of the Bidder under this Agreement is solely with Client, and accordingly, no person who is not an executing party to this Agreement, shall have any rights to enforce this Agreement (whether in contract, tort or otherwise).	As per RFP
103	Section 3.2 Page 52	The consultant will carry out required investigations, design, prepare feasibility report, Preliminary Design Report/ Detail Design Report (PDR/DPR), and assist in procurement of implementing partner/agency(ies) expeditiously for the indicative list of projects as Annexure-I	Kindly let us know the kind of investigations may be required. Is this related to investigation of land records? Please clarify.	Investigation include geotechnical, hydrological and other engineering investigations.
104	Section 3.3 Page 52	The PMC shall also assist Patna Smart City Limited in supervision & monitoring of the work of implementing agencies and shall be responsible for overall management of the project	Kindly let us know the number of implementing agencies will be involved.	Normally one project is implemented by one agency. However, Advisory 13 of MoHUA permits merging and splitting of projects for ease of contract management. In such a situation, the number of contractor/agency equals the number of works put to tender.
105	Section iv Page 53	Assist State Government/ SPV in identifying key stakeholders and conducting regular meetings to discuss progress and issues related to smart city projects, and prepare minutes for recording and circulation	Meetings with external parties shall be carried out in the presence of the client. Also, such meetings shall be chaired by the client. Please confirm if our understanding is correct.	Yes your understanding is correct.
106	Section viii Page 53	Assist the SPV in fund raising activities	What kind of assistance is required? Kindly elaborate. It is understood that the scope is limited to receipt of Smart City Funding from GoI	In PPP projects or for that sake from SCM projects if revenue can be generated for upkeep of the infrastructure so developed the assistance of SPV in suggesting ways and means are welcome.
107	Section vi Page 54	Review the available GIS maps and integrate to the possible extent to develop area wise spatial mapping on assets	Please elaborate the scope mentioned here for better understanding.	These type of studies become handy in PAN city projects like ICC and Intelligent SWM. In addition, a GIS map giving the project location in one layer can also be thought of for better presentation and asset management.
108	Section b (ii) Page 54	Prepare the separate as-is of each ABD & Pan Solution module	What will the "as-is" contain? Scope is very open, kindly define the scope in detail for more clarity	The as-is is a part of Situation Analysis Report for all projects.
109	Section xix Page 59	Review and finalize the "as built" drawings submitted by Contractor	Consultant may only review the documents. Finalisation should be done only by the client. Please clarify.	After review of the as-built drawing submitted by the Contractor, the Contractor is supposed to revise if necessary under the guidance of not only the Client but also the Consultant.
110	Section xxi Page 59	Inspect the works at appropriate intervals during defect liability period and certification issue	Consultant cannot issue / sign any certificate as part of Advisory work. Client will issue the certificate. Please confirm.	The certificate will be issued by the Client on the advise of Consultant.
111	Section h Page 60	Ensure that the technology standards, guidelines & frameworks are adhered to during implementation	Please clarify if any specific standards / guidelines are to be adhered.	These are contained in the Contract document and BIS codes, PWD codes and other codal provisions related to work.
112	Section vi Page 63	The consultant shall be responsible for reviewing the work of System Integrator and recommend payments to the SPV	PwC team can only review work done but cannot recommend payment to a third party. The latter decision is to be taken by the client independently based on the review performed. Please confirm.	The supervisory team is supposed to put certificate regarding satisfactory completion of works as per Contract document based upon which the SPV/ Client shall act.

Ravi Shankar
Ravi Shankar Ramesh
 Manager (Technical)
 Patna Smart City Limited

Sudhir Kumar Sahu
Sudhir Kumar Sahu
 Chief General Manager
 Patna Smart City Limited

Himanshu Sharma
Himanshu Sharma
 Managing Director
 Patna Smart City Limited

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	Clause/ Page no.			
113	Section 6.3 c Page 93	The final report and final statement shall be deemed approved by the "Employer" as satisfactory ninety (90) calendar days after receipt of the final report and final statement ... unless the "Employer", within such ninety (90) day period, gives written notice to the Consultant	Request you to change the time period to thirty (30) calendar days instead of ninety (90) calendar days.	As per RFP
114	Section 6.1 b Page 100	10% of the Contract Value will be paid as interest bearing mobilization advance (rate of simple interest 10% per annum), if so desired, on submission of Bank Guarantee of the amount equal to 110% of the advance sought by the Consultant	How will interest bearing mobilisation advance work? Also it contradicts the clause -- "No advance; milestone-based submission linked payments for DPR + monthly for professional staff + reimbursement of expenses." Mentioned in the RFP. Please clarify.	As per RFP
115	Indemnity Sections v to viii Page 96		No cap on indemnity has been mentioned, Request to cap the indemnity to 10% of the fees.	As per RFP
116	General query		Is ICC part of this RFP? The term of the contract is not mentioned in the RFP.	As per RFP.
117	Sec 2: INSTRUCTIONS TO CONSULTANT Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet) Point No. 2 (a)	Experience of providing PMC/ PDMC/ consultancy services to at least one ongoing Smart city under Smart City Mission continuously for 1 year or more. (2 marks per Smart City, maximum up to 8 marks)-	Kindly consider Additional marks for Extra Projects. Marking should be done according to work value and higher marks for high value of works.	As per RFP
118	Sec 2: INSTRUCTIONS TO CONSULTANT Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet) Point No. 2 (b)	Experience of carrying out consultancy assignments as PMC/Supervision Consultant in Infrastructure Projects includes Buildings/ Roads/Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal projects of Government of Bihar/Jharkhand in the last 7 years with value of consultancy fee being Rs. 100 lakhs or more.	Kindly consider the consultancy fee being 25 lakhs instead of 100 lakhs. Also consider Third Party Quality Assurance Work Experience. Marking should be done according to work value. Ongoing Project Should also be considered.	As per RFP
119	Sec 2: INSTRUCTIONS TO CONSULTANT Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet) Point No. 2 (d)	Experience as consultant for PPP/DBFOT projects in the field of Infrastructure/ Real Estate/ Industrial Infrastructure/ Tourism/ Transport etc., in the last 7 years, where the value of each project has been Rs. 250 crore or more. (Projects in which concessionaire/contractor has been appointed, shall only be considered) (2 mark per project, maximum 8 marks)	Ongoing Project Also Consider. Project Cost should be 100 Cr instead of 250 Crore. Maximum Number of Project should be 2 for this category.	As per RFP
120	Sec 2: INSTRUCTIONS TO CONSULTANT Procedure for Detailed evaluation of technical qualifications (with reference to Point No. 20 / Clause 15.4 of Data Sheet) Point No. 2 (e)	Experience as Project Management /Supervision Consultant in ICT projects, with value of consultancy services of Rs. 100 lakhs per project or more, in the last 7 years. (2 mark per project, maximum 8 marks)	This should not be specific in ICT projects only. Similar nature / MIS working project also consider in this. Maximum Number of Project should be one or two for this category. Kindly Consider one project experience in various experience category.	As per RFP
121	SECTION 5: TERMS OF REFERENCE Time Based Professional & Supervisory Staff Experience	for ICT Expert required experience Minimum 10 Years of Experience in the area of MIS for Institutional/ Governance level and Integration of various user data	Minimum Experience should be 5 Years instead of 10 years for this key post.	As per RFP
122	3.1 Pg. No - 8	3.1 The Bidder(s) shall be a Company, Firm incorporated in India under the (Indian) Companies Act 1956/ 2013 or a Company incorporated under equivalent law abroad. The Bidder's shall be required to submit true copy of its Incorporation Certificate.	Please note that the criteria doesn't cover the LLP organizations. Request you to consider changing the clause to- The Bidder(s) shall be a Company, Firm incorporated in India under the (Indian) Companies Act 1956/ 2013/ LLP Act 2008 or a Company incorporated under equivalent law abroad. The Bidder's shall be required to submit true copy of its Incorporation Certificate.	LLP is eligible for applying as "firm" includes LLP also.

Ravi Shankar
Ravi Shankar Ratnesh
 Manager (Technical)
 Patna Smart City Limited

Sudhir Kumar Sahu
Sudhir Kumar Sahu
 Chief General Manager
 Patna Smart City Limited

Himanshu Sharma
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 Managing Director
 Patna Smart City Limited

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	Clause/ Page no.				
123	3.5 Pg. No - 8		The Consultant (in case of single business entity)/ Lead Member (in case of Consortium) should be an Indian firm average annual turnover from Indian consulting business should be Rs. 40.00 (Rupees Forty) crore during the last three (3) financial years viz. 2017-18, 2018-19 and 2019-20; and each Consortium partner should have at least average annual turnover of Indian Rs. 10.00 (Rupees Ten) crore during the last three (3) financial years. 2017-18, 2018-19 and 2019-20	The Consultant (in case of single business entity)/ Lead Member (in case of Consortium) should be an Indian firm average annual turnover from Indian consulting business should be Rs. 100.00 (Rupees Hundred) crore during the last three (3) financial years viz. 2017-18, 2018-19 and 2019-20; and each Consortium partner should have at least average annual turnover of Indian Rs. 10.00 (Rupees Ten) crore during the last three (3) financial years. 2017-18, 2018-19 and 2019-20	As per RFP
124	12.1		Earnest Money Deposit	Given current Covid situation, request you to kindly allow online / NEFT/RTGS payment of the EMD and tender fee as well.	Refer corrigendum in regard to tender fee which is allowed to be paid online
125	Pg. 22		Method of Selection Quality (80%)-cum-Cost (20%) Based Selection QCBS 80:20	Request you to consider changing the clause to-Method of Selection - Quality (70%)-cum-Cost (30%) Based Selection QCBS 70:30	As per RFP
126	Pg. 24		Average Annual Turnover (2017-18, 2018-19, 2019-20) 10 Marks For Rs. 40 crores : 5 marks For every additional 10 crores : 0.5 marks	Request you to consider changing the clause to-Average Annual Turnover (2017-18, 2018-19, 2019-20) 10 Marks For Rs. 100 crores : 5 marks For every additional 10 crores : 0.5 marks	As per RFP
127	Pg. 64		Project Director-cum-Team Leader Bachelor's in Civil Engineering & Masters in Urban Infrastructure related subjects viz. Structures, Transportation and the like. MBA is desirable	Request you to consider changing the clause to-Project Director-cum-Team Leader Bachelor's in Engineering. MBA is desirable	Position: Project Director cum- Team Leader. Qualifications and Skills: Bachelor's in Civil Engineering & Masters in Urban Infrastructure related subjects viz. Structures, Transportation, Geotechnical, Construction Management, Building Sciences, Water Resources. MBA is desirable
128	Pg. 64		Architect cum Urban Planner Bachelor's in architecture & Masters in Urban Planning/ Regional Planning/ City Planning	Request you to consider changing the clause to-Architect cum Urban Planner Bachelor's in architecture	As per RFP
129	Pg. 65		Construction Manager B.E / B.Tech in Civil Engineering with Masters in Construction Management.	Request you to consider changing the clause to- B.E / B.Tech in Civil Engineering	As per RFP
130	Pg. 65		Contract Management cum Procurement Expert B.E / B. Tech & Bachelor's in Law/ Masters in Business Administration.	Request you to consider changing the clause to- Contract Management cum Procurement Expert B.E / B. Tech / Bachelor's in Law/ Masters in Business Administration	As per RFP
131	Pg. 67		Urban Infrastructure Specialist B.E/ B. Tech in Civil Engineering with Master Degree in Structural/ Transportation/ Water Resources or equivalent	Request you to consider changing the clause to- Urban Infrastructure Specialist B.E/ B. Tech in Civil Engineering	As per RFP
132	Pg. 67		Solid Waste Management Expert Master's Degree in Environmental /Public Health Engineering or equivalent	Request you to consider changing the clause to- Solid Waste Management Expert Master's Degree in Environmental /Public Health / B.E./B.Tech or equivalent	As per RFP
133	Pg. 68		GIS/Remote sensing Expert Master Degree in GIS/ remote Sensing or Post Graduate in GIS/ Remote sensing with MCA/ B. Tech or equivalent	Request you to consider changing the clause to- Master Degree in GIS/ remote Sensing or Post Graduate in GIS/ Remote sensing / MCA/ B. Tech or equivalent	As per RFP
134	9.3 Pg. 96		a) If the deliverables are not submitted as per schedule as specified in SC 13, the Consultant shall be liable to pay 1% of the total cost of the services for delay of each week or part thereof.	Request you to consider changing the clause to a) If the deliverables are not submitted as per schedule as specified in SC 13, the Consultant shall be liable to pay 0.5% of the total cost of the services for delay of each week or part thereof.	As per RFP

Ravi Shankar
Ravi Shankar Ratnesh
 Manager (Technical)
 Patna Smart City Limited

A.R.
Sudhir Kumar Sahu
 Chief General Manager
 Patna Smart City Limited

Himanshu Sharma
Himanshu Sharma
 Managing Director
 Patna Smart City Limited

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135	Section: 3- Eligibility of Association of Consultants (bidder) and Sub-Consultants Pg. no. 8	3.1 The Bidder(s) shall be a Company, Firm incorporated in India under the (Indian) Companies Act 1956/ 2013 or a Company incorporated under equivalent law abroad. The Bidder/s shall be required to submit true copy of its Incorporation Certificate.	Request you to modify the clause as: a) The Bidder/s shall be a private company, firm incorporated in India under the (Indian) Companies Act 1956/2013 or a company incorporated under equivalent law abroad or should be a partnership firm or a LLP under the LLP Act 2008. The Bidder/s shall be required to submit a true copy of its Incorporation Certificate.	LLP is eligible for applying as "firm" includes LLP also.
136	Section: 3- Eligibility of Association of Consultants Pg. no. 8	3.5 The Consultant (in case of single business entity)/ Lead Member (in case of Consortium) should be an Indian firm average annual turnover from Indian consulting business should be Rs. 40.00 (Rupees Forty) crore during the last three (3) financial years viz. 2017-18, 2018-19 and 2019-20; and each Consortium partner should have at least average annual turnover of Indian Rs. 10.00 (Rupees Ten) crore during the last three (3) financial years. 2017-18, 2018-19 and 2019-20	In order to attract key prominent bidders, we would like to request you to modify the clause as: The Consultant (in case of single business entity)/ Lead Member (in case of Consortium) should be an Indian firm average annual turnover from Indian consulting business should be Rs. 60.00 (Rupees Sixty) crore during the last three (3) financial years viz. 2017-18, 2018-19 and 2019-20; and each Consortium partner should have at least average annual turnover of Indian Rs. 10.00 (Rupees Ten) crore during the last three (3) financial years. 2017-18, 2018-19 and 2019-20	As per RFP
137	Section: 3- Eligibility of Association of Consultants (bidder) and Sub-Consultants Pg. no. 8	3.6 The Consultant should have experience in at least 2 (two) assignments for Project Management Consultants/ Supervision Consultant for Infrastructure Assignments includes Buildings/ Roads/ Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal for Government (Central/ State/ Municipal) organisation	Request you to modify the clause as: The Consultant should have experience in at least 2 (two) assignments for Project Management Consultants/ Supervision Consultant for Infrastructure Assignments includes Buildings/ ICT projects/ Roads/ Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal for Government (Central/ State/ Municipal) organisation	As per RFP
138	2.1 Basic Eligibility criteria of Section: Instructionsto Consultant , Part II Pg. no. 19	a) The Bidder(s) shall be a Company, Firm incorporated in India under the (Indian) Companies Act 1956/ 2013 or a Company incorporated under equivalent law abroad. The Bidder/s shall be required to submit true copy of its Incorporation Certificate	Request you to modify the clause as: a) The Bidder/s shall be a private company, firm incorporated in India under the (Indian) Companies Act 1956/2013 or a company incorporated under equivalent law abroad or should be a partnership firm or a LLP under the LLP Act 2008. The Bidder/s shall be required to submit a true copy of its Incorporation Certificate	LLP is eligible for applying as "firm" includes LLP also.
139	2.1 Basic Eligibility criteria of Section: Instructionsto Consultant , Part II Pg. no. 19	e) The Consultant (in case of single business entity) Lead Member (in case of Consortium) should be an Indian firm average annual turnover from Indian consulting business should be Rs. 40.00 (Rupees Forty) crore during the last three (3) financial years viz. 2017-18, 2018-19 and 2019-20; and each Consortium partner should have at least average annual turnover of Indian Rs. 10.00 (Rupees Ten) crore during the last three (3) financial years. 2017-18, 2018-19 and 2019-20.	In order to attract key prominent bidders, we would like to request you to modify the clause as: The Consultant (in case of single business entity)/ Lead Member (in case of Consortium) should be an Indian firm average annual turnover from Indian consulting business should be Rs. 60.00 (Rupees Sixty) crore during the last three (3) financial years viz. 2017-18, 2018-19 and 2019-20; and each Consortium partner should have at least average annual turnover of Indian Rs. 10.00 (Rupees Ten) crore during the last three (3) financial years. 2017-18, 2018-19 and 2019-20	As per RFP
140	2.1 Basic Eligibility criteria of Section: Instructionsto Consultant , Part II Pg. no. 19	f) The Consultant should have experience in at least 2 (two) assignments for Project Management Consultants/ Supervision Consultant for Infrastructure Assignments includes Buildings/ Roads/ Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal for Government (Central/ State/ Municipal) organisation.	Request you to modify the clause as: The Consultant should have experience in at least 2 (two) assignments for Project Management Consultants/ Supervision Consultant for Infrastructure Assignments includes Buildings/ ICT projects/ Roads/ Highway/ Water Supply/ Sewerage/ Drainage/ SWM/ Multi-modal Hub/ Bridges & Flyover/ Subway/ Bus Terminal for Government (Central/ State/ Municipal) organisation.	As per RFP

Ravi Shankar
Ravi Shankar
Manager (cal)
Patna Smart City Limited

Sudhir Kumar Sahu
Sudhir Kumar Sahu
Chief General Manager
Patna Smart City Limited

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Himanshu Sharma
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Patna Smart City Limited

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141	General query		What is the current status of Integrated Command Control Centre (ICCC) for Patna Smart City	EOI from PSUs has been invited by BELTRON for Patna, Muzzafarpur and Bhagalpur and integration of ICCC of Bihar Sharif with the same
142	9.3 (b) of Section: Instructions to Consultant, Part II Pg. no. 21	B. For DPR component:	For DPR component, kindly specify minimum tentative man-months for DPR as consultants will have to prepare DPR for SCM projects and ABD projects	It depends upon the the quality of professionals engaged by the Consultant which can be less if the quality is high and vice versa.
143	Section 4: Detailed Scope of Work - Task 3 point no. iii. Engaging STQC for Audit Pg. no. 61	a) The Consultant will be responsible to engage STQC to conduct the assessment/review of the system before rolling it out. The Consultant shall review and inspect all the procedures and systems relating to the solution	Kindly clarify the following: If the bidder is already a CERT empanelled agency, in that case can the bidder conduct the infrastructure/ application audit. Please confirm whether bidder has to engage STQC to conduct the assessment/review of the system before rolling it out	The consultant will only be responsible to co-ordinate for STQC certification/ auditing.
144	Section 4: Detailed Scope of Work - Task 3 point no. iii. Engaging STQC for Audit Pg. no. 61	b) The Consultant would be responsible for the outcome in the following areas in such a manner which results in successful STQC certification. Specifically, the STQC shall investigate:	Please clarify the following point: As per our understanding, it is the responsibility of SI for the outcome of the successful STQC certification, and the Consultant can only review the documents and suggest changes inline with the best practices, leading methodologies etc.	The consultant will only be responsible to co-ordinate for STQC certification/ auditing.
145	Present Status of Project and Mandate for Consultant: Pg. no. 73	SCM projects	We request PSCL to share the list of smart city projects and ABD projects for which DPR(s) are required to be prepared and if any DPR is/are already prepared; what is their status	These SCM projects are Urban Infrastructure Development Projects related to buildings, roads, parks, ICT but not limited to these and any project which are coming up in other Smart Cities but excluding Water Supply and Sewerage can be taken up in the ABD area in Patna.
146	3.8 Documents Prepared by the Consultant to be the Property of the "Employer" Pg. no. 73	Work as Transactional Advisor for projects to be taken in PPP mode	Please clarify, which of the PPP projects are being taken under consideration	The PPP projects will also be those which can come up in ABD area such as Railway Area Redevelopment and the like.
147	2.7 Force Majeure Pg. no. 84		It is recommended to add below clause to under Force Majeure to facilitate remote working: (i) To the extent that the provision of the Services is impacted by a pandemic (including COVID-19) and any reasonable concerns or measures taken to protect the health and safety interests of either Party's personnel, the Parties will work together to amend the Agreement to provide for the Services to be delivered in an appropriate manner, including any resulting modifications with respect to the timelines, location, or manner of the delivery of Services. (ii) Where bidder's Personnel are required to be present at Client's premises, bidder will use reasonable efforts to provide the Services on-site at [Client] offices, provided that, in light of a pandemic the parties agree to cooperate to allow for remote working and/or an extended timeframe to the extent (a) any government or similar entity implements restrictions that may interfere with provision of onsite Services; (b) either party implements voluntary limitations on travel or meetings that could interfere with provision of onsite Services, or (c) bidder resource determines that he or she is unable or unwilling to travel in light of a pandemic-related risk.	As per RFP

Ravi Shankar
Ravi Shankar Ratnesh
 Manager (Technical)
 Patna Smart City Limited

A.R.
Sudhir Kumar Sahu
 Chief General Manager
 Patna Smart City Limited

Himanshu Sharma
Himanshu Sharma
 Managing Director
 Patna Smart City Limited

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148	2.9 Termination Pg. no. 85		Please add the following termination provision : Bidder may terminate this Agreement, or any particular Services, immediately upon written notice to Client if bidder reasonably determine that bidder can no longer provide the Services in accordance with applicable law or professional obligations.	As per RFP
149	9. Liquidated Damages Pg. no. 95	9.2 The amount of liquidated damages under this Contract shall not exceed 10 % of the total value of the contract as specified in Appendix D.	We request you to kindly limit the Liquidated Damages to 5% of the Total value of the Contract	As per RFP
150	18 . Confidentiality Pg. no. 18	Information relating to evaluation of Proposal and recommendations concerning awards shall not be disclosed to the Consultants who submitted the Proposals or to other persons not officially concerned with the process, until the publication of the Award of Contract. The undue use by any Consultant of confidential information related to the process may result in the rejection of its Proposal and may be subject to the provisions of the Employer's anti-fraud and corruption policy.	We request you to kindly amend the RFP clause as below - "Except as otherwise permitted by this Agreement, neither of the parties may disclose to third parties the contents of this Agreement or any information provided by or on behalf of the other that ought reasonably to be treated as confidential and/or proprietary . Parties may, however, disclose such confidential information to the extent that it: (a) is or becomes public other than through a breach of this Agreement, (b) is subsequently received by the receiving party from a third party who, to the receiving party's knowledge, owes no obligation of confidentiality to the disclosing party with respect to that information, (c) was known to the receiving party at the time of disclosure or is thereafter created independently, (d) is disclosed as necessary to enforce the receiving party's rights under this Agreement, or (e) must be disclosed under applicable law, legal process or professional regulations . These obligations shall be valid for a period of 3 years from the date of termination of this Agreement."	As per RFP
151	10 Miscellaneous: IPR Pg. no. 96	(v) The Consultant shall at all times indemnify and keep indemnified the Employer against all claims/damages etc. for any infringement of any Intellectual Property Rights (IPR) while providing its services under the Project. (vi) The Consultant shall at all times indemnify and keep indemnified the Employer against any claims in respect of any damages or compensation payable in consequences of any accident or injury sustained or suffered by its (the Consultant's) employees or agents or by any other third Party resulting from or by any action, omission or operation conducted by or on behalf of the Consultant. (vii) The Consultant shall at all times indemnify and keep indemnified the Employer against any and all claims by Employees, Workman, Contractors, sub- contractors, suppliers, agent(s), employed engaged or otherwise working for the Consultant, in respect of wages, salaries, remuneration, compensation or the like. (viii) All claims regarding indemnity shall survive the termination or expiry of the Contract	We request you to kindly amend the RFP clause as below - EY may use data, software, designs, utilities, tools, models, systems and other methodologies and know-how ("Materials") that EY own in performing the Services. Notwithstanding the delivery of any Reports, EY retain all intellectual property rights in the Materials (including any improvements or knowledge developed while performing the Services), and in any working papers that EY compile and retain in connection with the Services (but not Client Information reflected in them). Upon payment for the Services, Client may use any Materials included in the Reports, as well as the Reports themselves as permitted by this Agreement	As per RFP
152	Page 61, Task 3: Project Implementation and Supervision, point "b" Pan-City Proposal, point no. iii, Engaging STQC for Audit, sub point "a"	The Consultant will be responsible to engage STQC to conduct the assessment/review of the system before rolling it out. The Consultant shall review and inspect all the procedures and systems relating to the solution.	As per our understanding, consultant will only assess/review the system and Patna Smart City Limited will engage STQC for final assessment.	The consultant will only be responsible to co-ordinate for STQC certification/ auditing.

Ravi Shankar
Ravi Shankar Ratnesh
Manager (Technical)
Patna Smart City Limited

A.R.
Sudhir Kumar Sahu
Chief General Manager
Patna Smart City Limited

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Himanshu Sharma
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153	Application audit Pg. 61	Application audit	approximate numbers of applications for consultant have to perform application audit. Also, as per our understanding application audit has to be performed only once i.e before go-live	As per RFP
154	Review of Network and Website Page no. 61 and 62	c) Installation of requisite prevention systems like Intrusion Prevention Systems (IPS), etc.	May we request you to Kindly clarify the following point: 1. As per our understanding, Installation of requisite prevention systems like Intrusion Prevention Systems (IPS), etc. comes under the scope of system integrator (S.I). Consultant has to only perform vulnerability assessment (VA) and penetration testing (PT) of the devices 2. May we request you to kindly share the approximate number of website and infrastructure components (kindly provide list of infra components along with make, model, for websites - number of users, dynamic pages, static pages, database etc for effort estimate purpose) for which vulnerability assessment (VA) and penetration testing (PT) have to be performed 3. As per our understanding vulnerability assessment (VA) and penetration testing (PT) has to be performed only once	As per RFP
155	Review and Implementation of Security Policies and Controls Pg. no. 62	Review and Implementation of Security Policies and Controls will include	We understand that implementation of policies and controls is the responsibility of SI. Consultant can perform audits and provide report on the improvement areas to be fixed by SI.	The consultant will only be responsible to co-ordinate for STQC certification/ auditing.
156	Review and Implementation of Security Policies and Controls Pg. no. 62	a) Review of backup process, including schedule, storage, archival and decommissioning of media	May we request you to Kindly clarify the following point: 1. Consultant has to Review of backup process, including schedule, storage, archival and decommissioning of media as per the policy/procedure prepared by system integrator. 2. As per our understanding this activity has to be performed only once	As per RFP
157	Review and Implementation of Security Policies and Controls Pg. no. 62	b) Physical access controls review (over DC and other critical area)	May we request you to Kindly clarify the following point: 1. As per our understanding, consultant will review physical access control as per the policy/procedure prepared by system integrator. 2. As per our understanding this activity has to be performed only once	As per RFP
158	Review and Implementation of Security Policies and Controls Pg. no. 62	c) Incident management process - covering identification, response, escalation mechanisms	May we request you to Kindly clarify the following point: 1. As per our understanding, consultant will review Incident management process as per the policy/procedure prepared by system integrator. 2. As per our understanding this activity has to be performed only once.	As per RFP

Ravi Shankar
Ravi Shankar Ratnesh
 Manager (Technical)
 Patna Smart City Limited

AR
Sudhir Kumar Sahu
 Chief General Manager
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 Patna Smart City Limited

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159	Review and Implementation of Security Policies and Controls Pg. no. 62	f) Audit of IT Infrastructure will include monitoring the deployment of IT infrastructure at various locations including Data centre and Disaster recovery centre as per the BOM specified for the SL	May we request you to Kindly clarify the following point: 1. As per our understanding, infrastructure audit will be performed by consultant as per approved BoM/BoQ mentioned in MSA signed between Smart City Limited and System Integrator; 2. May we request you kindly share the list of locations for which consultant has to perform infrastructure audit 3. May we request you to kindly share the location of Data Centre and Disaster Recovery site. 4. As per our understanding this activity has to be performed only once 5. As per our understanding, Smart City Limited will reimburse the expenses pertaining to site/location visit on actual.	As per RFP
160	Review and Implementation of Security Policies and Controls Pg. no. 62	g) Performance / SLA Audit - whether the actual level of performance of the services is the same as specified in the contract of SL	Kindly confirm this is performance audit or SLA audit includes payment recommendations. Confirm periodicity of this audit.	As per RFP
161	• Application audit • Review of Network and Website • Review and Implementation of Security Policies and Controls	• Application audit • Review of Network and Website • Review and Implementation of Security Policies and Controls	May we request you to Kindly clarify the following points: Kindly clarify if any dedicated security expert/resource required during go-live, migration and SLA Audit phase. In case yes, then please specify the phase in which security expert/resource must be deployed.	As per RFP
162	• Application audit • Review of Network and Website • Review and Implementation of Security Policies and Controls	• Application audit • Review of Network and Website • Review and Implementation of Security Policies and Controls	Since, below mentioned activities are related to cyber security/audit; however, as per RFP, number of resources required to perform audit and their qualification and experience are not available in the RFP.	As per RFP
163	3.5 Accounting, Inspection and Auditing Pg. no. 89	Accounting, Inspection and Auditing: The Consultant (i) shall keep accurate and systematic accounts and records in respect of the Services hereunder, in accordance with internationally accepted accounting principles and in such form and detail as will clearly identify all relevant time changes and costs, and the bases thereof, and (ii) shall periodically permit the "Employer" or its designated representative and/or the Employer, and up to five years from expiration or termination of this Contract, to inspect the same and make copies thereof as well as to have them audited by auditors appointed by the "Employer" or the Employer, if so required by the "Employer" or the Employer as the case may be.	We can provide the client or its auditor (bound by respective confidentiality obligations) upon request of the latter with all the information and documents directly related to the engagement, without granting access to the Firm's premises.	As per RFP
164	Refer Procedure for Detailed evaluation of technical qualifications, Page 24	Average Annual Turnover- 10 marks Experience of the firm-40 marks Proposed methodology and work plan- 10 Marks Relevant experience of the key personnel- 40 Marks	Success of the project depend primarily on the qualification, experience and competence of the proposed team. The experience of the consulting firm is required to fulfil the minimum eligibility to strengthened capability of the applicant firm. Therefore, we suggest that more weightage should be assigned to the professionals than to the firm experience. In view of the above we request you to kindly modify the referred clause as: Average Annual Turnover 10 marks Experience of the firm 20 marks Proposed methodology and work plan 10 marks Relevant experience of the key personnel 60 marks	As per RFP

Ravi Shankar
Ravi Shankar Ratnesh
 Manager (Technical)
 Patna Smart City Limited

Sudhir Kumar Sahu
Sudhir Kumar Sahu
 Chief General Manager
 Patna Smart City Limited
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Himanshu Sharma
Himanshu Sharma
 Managing Director
 Patna Smart City Limited

S No.	RFP Reference	Actual Clause in RFP	Clarification/modification sought	Reply by PSCL
	Clause/ Page no.			
165	Refer Procedure for Detailed evaluation of technical qualifications, Page 24	Form 2D: Experience of providing PMC/ PDMC/ consultancy services to at least one ongoing Smart city under Smart City Mission continuously for 1 year or more. (2 marks per Smart City, maximum up to 8 marks) - 8 marks	We would like to inform you that all the smart city projects are on ongoing stage & for evaluation asking four (4) ongoing smart city projects; to assess the consultant experience for implementation of smart city project is on higher side. We suggest that one smart city project is sufficient to assess the consultant experience for implementation of smart city project and request to revise the criteria accordingly.	As per RFP
166	Refer Procedure for Detailed evaluation of technical qualifications, Page 24	Form 2H: Experience as Project Management /Supervision Consultant in ICT projects, with value of consultancy services of Rs. 100 lakhs per project or more, in the last 7 years. (2 mark per project, maximum 8 marks)- 8 marks	The scope of work related to PAN city is very limited in comparison of ABD area and accordingly the marks given for ICT criteria is on higher side; we suggest revising the same. Form 2H: Experience as Project Management /Supervision Consultant in ICT projects, with value of consultancy services of Rs. 100 lakhs per project or more, in the last 7 years. (1 mark per project, maximum 2 marks)- 2 marks	As per RFP
167	Refer ToR, Clause 5, Team Composition & Qualification Requirements, Page 64	Project Director-cum-Team Leader Qualifications & Skills Bachelor's in Civil Engineering & Masters in Urban Infrastructure related subjects viz. Structures, Transportation and the like. MBA is desirable	As the limited availability of domain expert with such qualification it is suggested to modify the educational criteria as: Bachelor's in Civil Engineering & M. Tech or equivalent (Civil/Structure/transportation/Environmental).	Position: Project Director cum- Team Leader. Qualifications and Skills: Bachelor's in Civil Engineering & Masters in Urban Infrastructure related subjects viz. Structures, Transportation, Geotechnical, Construction Management, Building Sciences, Water Resources. MBA is desirable
168	Refer ToR, Clause 5, Team Composition & Qualification Requirements, Page 64	Architect cum Urban Planner Qualifications & Skills Bachelor's in architecture & Masters in Urban Planning Regional Planning/ City Planning	We suggest to revise the qualification criteria for Architect position, if the candidate is having PG qualification (desirable) additional weightage may be given: Minimum Qualification - Bachelor's in architecture Desirable Qualification - Masters in Urban Planning/ Regional Planning/ City Planning	As per RFP
169	Refer ToR, Clause 5, Team Composition & Qualification Requirements, Page 65	Construction Manager Qualifications & Skills B.E / B.Tech in Civil Engineering with Masters in Construction Management.	Masters in Construction Management is a niche course in India and there are very few experts with this qualification, therefore we suggest to modify the criteria as: B.E / B.Tech in Civil Engineering with Masters in Construction Management/Civil/Environmental/PH.E.	As per RFP
170	Refer ToR, Clause 5, Team Composition & Qualification Requirements, Page 65	Team Composition	We request to add the following position in RFP document: 1. Highway Engineer (Design & Supervision) 2. Financial Expert	As per RFP
171	Section-5, TOR, Page 51	Terms of Reference	We request to provide the list of projects name to be covered under the consultant scope of work with reference to project outlines in SCP with their current status & stage - Design Stage - Supervision Stage	As per RFP
172	Refer GCC, Clause 9.3 (a), Page 96	If the deliverables are not submitted as per schedule as specified in SC 13, the Consultant shall be liable to pay 1% of the total cost of the services for delay of each week or part thereof.	We find this criteria on a harsh side for the consultant, therefore we request you to reduce the limit to 0.25% of the total cost of the services for delay of each week or part thereof. Kindly consider.	As per RFP

Ravi Shankar
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 Manager (Technical)
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Ash
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 Managing Director
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173	Refer GCC, Clause 9.3 (b), Page 96	If the deliverables are not acceptable to the Employer as mentioned in Clause 6.3 (f), and defects are not rectified to the satisfaction of the Employer within 30 days of the receipt of the notice, the Consultant shall be liable for Liquidated Damages for an amount equal to 0.05 % of total cost of the services for every week or part thereof for the delay.	We request you to reduce the Liquidated Damages to 0.01% of the total cost of the services. Kindly consider.	As per RFP
174	Refer SCC, Clause 16 Page 100	The Performance Security amount is 10% of the Contract value.	We request you to reduce the Performance security Amount to 5% of the Contract value.	As per RFP
175	Financial Proposal	Exemption from GST	Please confirm if the project is exempted from GST, if not kindly specify the breakup of GST in the Financial Format IN Form Fin 2. Kindly confirm.	The quoted price of the bidders should take into account all taxes, levies and duties.
176	Refer Form Fin 4, Page 45	Breakdown of Reimbursable Expenses for Works Related to Professional & Supervisory Staff Reimbursement in above mentioned head will be done on actual basis but not exceeding the amount specified under various heads, and with the prior approval of the Client. Total Reimbursable in Rupees = 25,00,000/-	As per our previous experience, in all the Govt. projects reimbursable expenses are paid as per actual. Therefore, we request you not to set the ceiling amount and allow the payment on reimbursable items as per actual. Kindly consider.	As per RFP
177	Page no. 65	Time Based Professional & Supervisory Staff indicated in FIN-3*, the position of Construction Manager: requires 7Years post qualification experience after B.E./ B.Tech or after Masters in Construction Management?	As per the TOR:- Duties mentioned, The duties of Construction manager may be provided by B.E., B.Tech Candidate with 7 Years Post Qualification Experience in relevant field. Hence, the requirement of Masters in Construction Management may be relaxed for the position of Construction Manager	As per RFP
178	Page no. 65	Time Based Professional & Supervisory Staff indicated in FIN-3*, the position of Contract Management cum Procurement Expert: requires 7Years post qualification experience after B.E./ B.Tech or after Masters in Law/MBA?	As per the TOR:- Duties mentioned, The duties of Contract Management cum Procurement Expert may be provided by B.E., B.Tech Candidate with 7 Years Post Qualification Experience in the relevant field. Hence, the requirement of Masters in law/ MBA may be relaxed for the position of Contract Management cum Procurement Expert.	As per RFP

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