

No. Kua/Prop/862/1/2017
High Commission of India
Kuala Lumpur

**NOTICE INVITING TENDER FOR SELECTING CONTRACTOR
FOR**

**Reconstruction of Chancery and Residential Blocks for High Commission of India at 2
Jalan Taman Duta, Kuala Lumpur**

The President of India acting through the High Commissioner of India Kuala Lumpur requests proposals in sealed envelopes from appropriately qualified and adequately experienced Contractors for Reconstruction of Chancery and Residential Blocks for High Commission of India at 2 Jalan Taman Duta, Kuala Lumpur. The proposal duly completed in prescribed format as per Notice Inviting Tender (NIT) along with Earnest Money Deposit (EMD) of RM 1,160,000/- or Bid Securing Declaration (BSD). The detailed tender document along with its annexure may be downloaded from Central Procurement Portal <https://eprocure.gov.in/cppp/> and also the official website of the High Commission of India, Kuala Lumpur at www.indianhighcommission.com.my.

2. The objective of this Notice Inviting Tender is to select an appropriately qualified and adequately experienced Contractor by the High Commission in Kuala Lumpur for Reconstruction of Chancery and Residential Blocks for High Commission of India at 2 Jalan Taman Duta, Kuala Lumpur.

3. Location and description of Property: Plot area of 1.3 acres at 2 Jalan Taman Duta, Kuala Lumpur.

4. Scope of Work:

- Demolition Works
- Construction of Retaining Wall
- Piling Works for Chancery Building, Cultural Centre and Residences Building
- Sub Structure Works for Chancery Building, Cultural Centre and Residences Building
- Super Structure Works for Chancery Building, Cultural Centre and Residences Building
- External and internal Finishes for Chancery Building, Cultural Centre and Residences Building
- Furniture, Fixture & Equipment
- Mechanical, Electrical and Plumbing Work
- AV, IT and Security Works
- Soft Landscape
- Hard Landscape
- External Works including road and drainage, water reticulation, sewerage, etc.
- Other Works detailed or implied in the Tender document necessary in order to complete the Works

4. Period of Completion: 18 months from the date of signing of the Agreement.

5. Tender: The bidding will take place in two stages:

- (i) **Stage-I:** Qualification of firms as per eligibility criteria as per Notice Inviting Tender (NIT) would be assessed
- (ii) **Stage-II:** Eligible firms would be issued with tender documents for submission of lump-sum financial bid.

6. Site visit & Pre-bid meeting: Physical visit to the site is advisable to have a general idea about the extent of works required and the amount of involvement by the Contractor. Eligible firms would be invited to a site visit and pre-bid meeting before Stage-II tender

documents are issued to them, the date, time and venue of which would be informed separately.

7. Submission: The proposals (bids) should be submitted in two parts: (i) Technical Bid, which should contain the documents establishing the technical eligibility of the applicant and other documents required establishing sound financial condition, as per terms & conditions of this tender; and (ii) Earnest Money Deposit (EMD) of RM 1,160,000/- or Bid Securing Declaration (BSD), which should be as per the format given in this tender. The last date of submission of sealed bids is 1500hrs on 22 August 2019 in the office of Shri Shiv Sagar, Second Secretary (Projects), address: High Commission of India, Level 28, Menara 1, Mont Kiara 1, Kuala Lumpur 50480, email: shiv.sagar@mea.gov.in, phone number 0122036314. Technical bids will be opened on 1000hrs on 23 August 2019 in the High Commission of India, Kuala Lumpur. All pages of the submission document must be signed by authorised signatory.

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Tender Documents

Tender Contents

A. Technical Bid Documents:

- Document I : Invitation to Tender
- Document I – Section-I : Instruction to Bidders
- Document I – Section-II : Introduction and Credentials of Bidder*
- Document I – Section-III : Documents to establish eligibility

B. Other Documents:

- Document II : Standard formats for Earnest Money Deposit (EMD)/Guarantee, etc.
(Section-IV)**/ Bid Securing Declaration (BSD) (Section-V)**

* Section-II - Documents about the credential of the bidder, resources, company brochures, construction methodology, experience, management techniques, and any other information about bidder – These documents are to be supplied and attached by the bidder.

** Section-IV & V – If EMD (Section-IV) has been submitted, there is no need to submit BSD (Section-V) and vice versa.

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Invitation to Tender

The President of India acting through the High Commissioner of India in Kuala Lumpur invites Lump-sum Fixed Price Tender for of Chancery and Residential Blocks for High Commission of India at 2 Jalan Taman Duta, Kuala Lumpur. The Lump-sum Fixed Price / Amount tender shall be on the basis of following tender documents.

Technical Bid Document:	
Document – I	Press Notice, Invitation to Tender, Instructions to Bidders, Scope of Work, documents to establish eligibility as per Eligibility Criteria
Financial Bid Document:	
Document- II	Standard formats for Earnest Money Deposit (EMD)/Guarantee, etc./Bid Securing Declaration (BSD)

2. The last date of submission of sealed bids is 1500hrs on 22 August 2019 in the office of Shri Shiv Sagar, Second Secretary (Projects), address: High Commission of India, Level 28, Menara 1, Mont Kiara 1, Kuala Lumpur 50480, email: shiv.sagar@mea.gov.in, phone number 0122036314. Technical bids will be opened on 1000hrs on 23 August 2019 in the High Commission of India, Kuala Lumpur. Technical bids will be opened on 1000hrs on 23 August 2019 in the High Commission of India, Kuala Lumpur. Any Tender received after this date and time will not be considered.

3. Technical bids will be opened on 1000hrs on 23 August 2019 in the High Commission of India, Kuala Lumpur. Applicants may send their representative to be present during opening of bids after obtaining prior permission from the High Commission of India, Kuala Lumpur.

4. The Tender shall remain valid for a period of One Hundred Eighty (180) days from the date of opening or till any extended period.

5. Eligibility Criteria:

5.1 Permit: The Tenderer should have valid permit/registration from a competent local authority for carrying out the work in Kuala Lumpur in the Diplomatic property of the High Commission of India, Kuala Lumpur.

5.2 Similar work: The Tenderer must have satisfactorily completed (i) one similar work of value of RM 46.4 million or (ii) two similar works of value of RM 34.8 million or (iii) three similar works of value of RM 23.2 million.

5.3 Bank Solvency: Certificate of Solvency for RM 23.2 million certified by bank. The certificate should not be older than six months.

5.4 Annual Turnover: The annual turnover of the tenderer should be equal to RM 60 million during the immediate last three consecutive financial years.

5.5 Profit-Loss: The tenderer should not have suffered loss in more than two years in the previous five financial years and must not have suffered loss in the immediate preceding financial year.

5.6 Joint venture: No joint venture would be eligible to participate in the tender.

6. Conditions of Contract: The works shall be carried out in accordance with FIDIC form of contract along with specific conditions of contract.

7. Defects Liability Period: Defects Liability period will be twelve months from date of completion of project.

8. Performance Security: 5% of the contract value shall be submitted in the form of a Bank Guarantee valid for a period of sixty days beyond the date of the completion of all the contractual obligations of the supplier under the contract and discharged after completion of work.

9. Completion: The Period of Completion for the whole of the works is 18 months calculated from the date of commencement of works.

10. Rejection: High Commission of India, Kuala Lumpur reserves the right to accept or reject proof of credentials at its sole discretion without having to furnish reasons thereof, to the applicants. Submission of false information/document shall render the bidder ineligible.

11. The tender documents for Stage-II will comprise:

- (i)** Architectural drawings and specification
- (ii)** Structural drawings and specifications
- (iii)** Building Service drawings and specifications electrical and data
- (iv)** Fire Protection specification and report
- (v)** Civil Drawings and specification
- (vi)** Security Drawings and specification
- (vii)** Schedule of Quantities
- (viii)** Building consent

**TENDER FOR SELECTING CONTRACTOR
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Section-I

INSTRUCTION TO BIDDERS

1. The Bidding Documents comprise of:

Section-I	:	Instruction to bidders
Section-II	:	Introduction and Credentials of Bidder (To be prepared and submitted by the Bidder)
Section -III	:	Documents to establish eligibility (To be prepared and submitted by the Bidder)
Section – IV	:	Standard formats for Earnest Money Deposit (EMD)/Guarantee, etc.
Section-V	:	Bid Securing Declaration (BSD)

**If EMD (Section-IV) has been submitted by bidder, there is no need to submit BSD
(Section-V) or vice versa**

2. **Tender:** The bidding will take place in two stages:

- (i) **Stage-I:** Qualification of firms as per eligibility criteria as per Notice Inviting Tender (NIT) would be assessed
- (ii) **Stage-II:** Eligible firms would be issued with tender documents for submission of lump-sum financial bid.

3. **Site visit & Pre-bid meeting:** Physical visit to the site is advisable to have a general idea about the extent of works required and the amount of involvement by the Contractor. Eligible firms would be invited to a site visit and pre-bid meeting before Stage-II tender documents are issued to them, the date, time and venue of which would be informed separately.

4. **Cost of Tendering:** The High Commission of India, Kuala Lumpur will not be responsible to compensate for any expense or losses which might have been incurred by the Tenderer in the preparation and submittal of his Tender/bid.

5. **Earnest Money Deposit/Bid Securing Declaration:**

5.7 The bidder shall submit a Demand draft or Banker's cheque or Bank Guarantee or Online payment to India International Bank A/c No. 1131676001 Swift code IIMBYKXXXX amounting to RM1,160,000/- or Bid Securing Declaration.

5.8 The bidder shall submit either Section-IV or Section-V.

5.9 Failure to honour the Bid Securing Declaration shall render the bidder ineligible to participate in any tender on behalf of Government of India, for a period of two years from the date of publication of the Tender in which the default has happened.

6. Validity of Bid - The Bid shall remain valid for a period of 180 (One Hundred Eighty) days from the date of the opening of the bid or up to any mutually extended period.

7. Submission of bids: Bidders shall submit their bid in a large sealed envelope super-scribed with Reconstruction of Chancery and Residential Blocks for High Commission of India at 2 Jalan Taman Duta, Kuala Lumpur for High Commission of India, Kuala Lumpur which shall have following three sealed envelopes inside:

Envelope A: Should contain the document mentioned in Section-VII or Section-VIII. This envelope is to be super-scribed as “**EMD or BSD**” (as the case may be).

Envelope B: Should contain the documents mentioned in Section-I to Section-IV. This envelope should be super-scribed as “**Technical Bid**”.

7.1 The last date of submission of sealed bids is 1500hrs on 22 August 2019 in the office of Shri Shiv Sagar, Second Secretary (Projects), address: High Commission of India, Level 28, Menara 1, Mont Kiara 1, Kuala Lumpur 50480, email: shiv.sagar@mea.gov.in, phone number 0122036314.

7.2 The date and time for submission may be deferred by an official notification in writing issued by the High Commission of India, Kuala Lumpur to all Bidders. Tenders received after this date will not be considered.

7.3 Any Bid received after date and time of submission will not be considered and will not be opened. Any such unopened Bid will be returned to respective bidder.

8. Selection process:

8.1 Envelope B (Technical bids) will be opened on 1000hrs on 23 August 2019 in the High Commission of India, Kuala Lumpur. Applicants may send their representative to be present during opening of bids after obtaining prior permission from the High Commission of India, Kuala Lumpur.

8.2 The technical eligibility credentials of all the bidders shall be evaluated first. Failure to submit requisite documents will render the applicant ineligible.

8.3 A list of technically qualified bidders shall be prepared. Eligible firms would be invited to a site visit and pre-bid meeting before Stage-II tender documents are issued to them, the date, time and venue of which would be informed separately.

9. Conditional Acceptance of the Tender - The acceptance of the Tender shall be conditional and not finally binding upon the High Commission of India, Kuala Lumpur. The High Commission of India, Kuala Lumpur may withdraw the acceptance of the Tender without any notice or other formality and may enter into a new Agreement for the execution of the Works or any part of it.

10. Amendments to Tender Document - At any time prior to the date of opening of the tender, the High Commission of India, Kuala Lumpur may issue an addendum in the Tender Document in writing to all persons or firms to whom the Tender documents have been issued, deleting, varying or extending any item of this Tender Document. Prospective bidders shall promptly acknowledge receipt of each Addendum to the High Commission of India, Kuala Lumpur.

11. Clarification: Any further information or clarification which the Tenderer may require in order to complete his bid, may contact Shri Shiv Sagar, Second Secretary (Projects), address: High Commission of India, Level 28, Menara 1, Mont Kiara 1, Kuala Lumpur 50480, email: shiv.sagar@mea.gov.in, phone number 0122036314.

12. All information requested by and supplied to one bidder will be supplied to all bidders.
13. Unless it is in formal manner described above, any representation or explanation to the Bidder shall not be considered valid or binding on the High Commission of India, Kuala Lumpur as to the meaning of anything connected with the Tender Document.
14. **Disqualification of Tender** - Tenderer may be disqualified for any reason including but not limited to the following:
- (i) If tenderer sets forth any conditions which are unacceptable to the High Commission of India, Kuala Lumpur.
 - (ii) If any tender is submitted under a name other than the name of the individual firm, partnership or corporation that was issued the Tender Document.
 - (iii) If there is evidence of collusion between Bidders.
 - (iv) If Tenderer sets forth any offer to conditionally discount, reduce or modify its tender.
 - (v) If Bid price is disclosed or become known before opening of Financial Bid.
15. High Commission of India, Kuala Lumpur's right to waive - The High Commission of India, Kuala Lumpur reserves the right to waive any deficiency in any tender where such waiver is in the interest of the High Commission of India, Kuala Lumpur except that no proposal will be accepted if the Earnest Money Deposit (EMD) or Bid Securing Declaration in lieu of EMD or/any of the preceding statutory documents was not submitted with the tender.

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Section-II

Introduction and Credentials of Bidder

(To be submitted by the bidder)

Note: This shall be submitted by the bidder. This should be a brief introduction, background, company details, credentials, VAT & other registration and past performance of the bidder. They may attach any other documents such as company profile, company brochures, achievement of the company etc.

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Section-III

Documents to establish eligibility

(To be submitted by the bidder)

Note: This shall be submitted by the bidder. The documents shall be capable of establishing the eligibility of the bidder for the tender. For similar work, the bidder is required to submit work order, value and completion certificate of the work. Details of ongoing work would not be considered for establishing eligibility of the bidder.

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Section-IV

Bank Guarantee Proforma for Earnest Money Deposit/Tender Security

Bank Guarantee No.....

Brief description of contract: **Reconstruction of Chancery and Residential Blocks for
High Commission of India at 2 Jalan Taman Duta, Kuala Lumpur**

Name and Address of Beneficiary: High Commission of India, Level 28, Menara 1, Mont
Kiara 1, Kuala Lumpur 50480

Date:

Whereas M/s (*Name of Contractor with address*) have submitted their tender for Reconstruction of Chancery and Residential Blocks for High Commission of India at 2 Jalan Taman Duta, Kuala Lumpur at Kuala Lumpur for High Commission of India, and one of the tender conditions is for the M/s (*Name of Contractor with address*) to submit a Bank Guarantee for Earnest Money Deposit amounting to RM 1,160,000/-. In fulfilment of the tender conditions, we, (*Name of Bank with address*) hereby irrevocably and unconditionally undertake to pay to you within three working days of receipt of your first written demand, without any demur whatsoever and without seeking any reasons, whatsoever, up to the maximum aggregate amount of RM 1,160,000/-.

2. This guarantee is valid for a period of 180 (One hundred and eighty) Days and any claim and statement hereunder must be received at the above mentioned office before expiry. After expiry, this guarantee shall become null and void whether returned to us for cancellation or not and any claim or statement received after expiry shall be ineffective.

3. Notwithstanding anything to the contrary contained hereinabove, the maximum liability under this guarantee is restricted to RM 1,160,000/-.

4. Notwithstanding anything to the contrary contained hereinabove, this guarantee is valid from (*date of issue*) up to the (*date after 180 days from date of issue*) and claims under this guarantee should be submitted not later than (*date after 180 Days from date of issue*).

5. This guarantee may not, without our prior written consent, be transferred or assigned and this guarantee is limited to the payment of a sum of money.

6. This guarantee shall be governed and construed in accordance with the laws of the Malaysia and is governed by the United Rule for Demand Guarantee(URDG) (ICC Publication No.758) and shall be subject to exclusive Jurisdiction of the Malaysia Courts.

Date:
Name:

Place:
Signature:

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Section-V

(This may be submitted by the bidder in lieu of the document at Section-V)

Bids Securing Declaration

I/we accept that if I/we withdraw or modify Bids during the period of validity or if I/we are awarded the contract and I/we fail to sign the contract, or to submit a performance security before the deadline defined in the request for bids document, I/we will be suspended for the period of time specified in the request for bid document from being eligible to submit Bids for contracts with the Government of India.

Date:
Name:

Place:
Signature: