

## **PRE-QUALIFICATION DOCUMENT FOR**

Construction of Intercepting Sewer and other related works

# **Bagmati Area Physical Infrastructure Development Project**

**(Contract No: BAPIDP- D1/ 070 - 71)**

Invitation for Prequalification  
General Instructions to Applicants (GITA)  
Particular Instructions to Applicants (PITA)  
Letter of Application  
Information Forms

Name of the Applicant :  
Address :  
Phone No :  
Fax :  
Email :

**January 2014**

Government of Nepal  
High Powered Committee for Integrated Development of Bagmati Civilization  
Guheshwori Phant, Kathmandu

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# **INVITATION FOR PREQUALIFICATION**

**January 2014**

# GENERAL INSTRUCTIONS TO APPLICANTS (GITA)

January 2014

# **PARTICULAR INSTRUCTIONS TO APPLICANTS (PITA)**

**January 2014**

# LETTER OF APPLICATION

January 2014

# **ANNEX A**

## **General Information & Site Data**

**January 2014**

# INFORMATION FORMS

January 2014

## **Particular Instructions to Applicants (PITA)**

**January 2014**



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## 1. Abbreviations and Glossary

BOQ	Bill of Quantities
FIDIC	Federation Internationale des Ingenieurs-Conseils; an association based in Switzerland that produces GCOCs for different classes of works construction.
GCOC	General Conditions of Contract
GITA	General Instructions to Applicants, in the SPD
ICB	International Competitive Bidding
IF	Information Forms
IFB	Invitation for Bids
IFP	Invitation for Prequalification
ITB	Instructions to bidders
JV	Joint Venture
JVA	Joint Venture Agreement
NCB	National Competitive Bidding
PQ	Prequalification
PITA	Particular Instructions to Applicants, in the SPD
SBD	Standard Bidding Document
SPD	Standard Prequalification Document
Employer	One of the two parties to a works contract, the other party being the "Contractor."
Contractor	The legal entity that is party to and performs a works contract, the other party to the contract being the "Employer."
Joint venture	An ad hoc association of firms that pool their resources and skills to undertake a large or complex contract in the role of "Contractor," with all firms (partners in the JV) being legally liable, jointly and severally, for the execution of the contract in the event of a partner's withdrawal.
Management Contractor	A firm, acting in the role of "Contractor," that does not usually perform construction work contract directly, but manages the work of other (sub) contractors, while bearing full responsibility and risk for price, quality, and timely performance of the contract.
Construction Manager	A Consultant, acting as agent of the Borrower/Employer, engaged to coordinate and monitor the timing of preparation, bidding award, and execution of a number of different contracts comprising a project, but does not take on the responsibility for price, quality, or performance of those contracts.
Nominated Subcontractor	A specialist enterprise selected and approved by the Employer to provide a pre-specified item in the BOQ, and nominated as subcontractor to the Contractor for such purpose. (For a more comprehensive definition, see Sub-Clauses 59.1 and 59.2 of the GCOC FIDIC 1987/92.)

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Post qualification	An assessment made by the Employer after the evaluation of bids and immediately prior to award of contract, to ensure that the lowest-evaluated, responsive, eligible bidder is qualified to perform the contract in accordance with previously specified qualification requirements.
Pre qualification	An assessment made by the Employer of the appropriate level of experience and capacity of firms expressing interest in undertaking a particular contract, before inviting them to bid.
Prime contractor	A firm that performs a substantial part of a construction work contract itself and the balance, if any, by subcontractors, while bearing full responsibility for the whole contract.
Provisional sum	A sum included provisionally in the BOQ of a contract, normally for a specialized part of the works or for contingencies, which sum shall be used only on the instructions of the Employer/Engineer for payments to the contractor and/or to nominated subcontractors.
Slice and Package	A procedure whereby a large homogeneous project is sliced into smaller similar contracts, which are bid simultaneously so as to attract the interest of both small and large firms; firms offer bids on individual contracts (slices) or on a group of similar contracts (packages), and award is made to the combination of bids offering the lowest cost to the Employer. Slices comprising a number of similar construction units together in a small area are sometimes referred to as "lots," which are bid concurrently with other similar "lots" as part of the larger "package."
Turnover	The gross earnings of a firm (in this context, a construction contractor), defined as the billings for contract work in progress and/or completed, normally expressed on an annual basis, and excluding income from other sources.
Works	The total work involvement in a construction contract, including the "Permanent" Works or finished product as specified, and the "Temporary" Works required by the Contractor for the execution of the contract.
Writing	For the purpose of this document, any authenticated handwritten, typed, or printed communication, including telex, cable, electronic mail, and facsimile transmission, with proof of receipt when requested by the sender.



Government of Nepal  
High Powered Committee for Integrated Development of Bagmati Civilization  
**Bagmati Area Physical Infrastructure Development Project**  
Guheshwori, Kathmandu

**Invitation for Prequalification - National Competitive Bidding (NCB)**

*(First Date of Publication: 2070/10/15 on Gorkhapatra)*

- The High Powered Committee for Integrated Development of Bagmati Civilization (HPCIDBC), Bagmati Area Physical Infrastructure Development Project (BAPIDP) hereinafter referred to as “the Employer”, intends to prequalify contractors for the following work from National Competitive Bidding (NCB).

**Brief Description of Work and Place**

Contract No	Description	
	Title	Chainage
BAPIDP –D1/070-071	Construction of Municipal Trunk Sewer along both banks of Dhobikhola	0+000 (At Bagmati and Dhobikhola confluence) to 6+000 (Gopikrishna Kumaristhan)

**Source of Financing:** The Project is solely financed by the Government of Nepal

- Prequalification will be conducted following the criteria contained in the pre qualification documents and is open to all eligible bidders having good reputation, financial standing and experience in similar construction activities.
- A complete set of prequalification documents may be purchased by interested bidders from the office of HPCIDBC, Guheswori, Kathmandu on the submission of a written application along with a bank deposited voucher of a non-refundable fee of Rs. 10,000.00 (Rs. Ten thousands only) into the bank account mentioned below within 30 days from the first date of publication of this notice.

**Information to deposit the cost of bidding document in Bank:**

Name of Bank: Rastriya Banijya Bank Ltd., Branch Office, Gaushala, Kathmandu  
Name of Office: High Powered Committee for Integrated Development of the Bagmati Civilization,  
Guheshwori, Kathmandu  
Office Code no. : 27-347-09  
Office Account no.: Ka. 1-1-001  
Rajaswa (Revenue) Shirshak no : 14227

- A clarification meeting will be held at 14:00 hrs on the 15<sup>th</sup> day from the first date of publication of this notice at HPCIDBC office.
- Applicants will be advised, in due course, of the results of their applications. Only firms and joint ventures prequalified under this procedure will be invited to bid for the contracts.
- Applications for pre-qualification in one original and one copy must be received in sealed envelopes, and delivered to the address below not later than 12:00 noon of the 35<sup>th</sup> day of publication of PQ notice and the application should be clearly marked as “Application to Prequalify for Bagmati Area Physical Infrastructure Development Project (BAPIDP), Contract No: D1/070-071 ”. Late applications will be rejected. The pre-qualification document shall be opened at 14:00 hours of the last date of submission.

7. If the last date for purchase or submission of PQ document falls on public holiday the next consecutive working days shall be applicable for both purchase and submission.
8. The Employer reserves the right to accept or reject any or all application without assigning any reason, whatsoever.

**High Powered Committee for Integrated Development of Bagmati Civilization (HPCIDBC)**  
**Guheshwori, Kathmandu**  
**Phone No. 01-4479703, 4498619**  
**Fax: 01-4482848**  
**www.bagmati.gov.np**

विस्तृत विवरण नाष्ट सेवा आयोग कार्यालयको सूचनापाटीमा हेर्न सकिन्छ।  
 मोरखोला ६१९ २०७० माघ १२, १५:३० सदस्य सचिव

**Government of Nepal**  
**High Powered Committee for Integrated Development of the Bagmati Civilization**  
**Bagmati Area Physical Infrastructure Development Project**  
 Guheshwori, Kathmandu

**Invitation for Prequalification - National Competitive Bidding (NCB)**  
 (First Date of Publication: 2070/10/15)

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**Brief Description of Work and Place**

Contract No	Title	Description	Chainage
BAPIDP-D1/070071	Construction of Municipal Trunk Sewer along both banks of Dhobikhola	0+000 (At Bagmati and Dhobikhola confluence) to 6+000 (Gopikrishna Kumarasthan)	

**Source of Financing:** The Project is solely financed by the Government of Nepal

2. Prequalification will be conducted following the criteria contained in the pre qualification documents and is open to all eligible bidders having good reputation, financial standing and experience in similar construction activities.

3. A complete set of prequalification documents may be purchased by interested bidders from the office of HPCIDBC, Guheshwori, Kathmandu on the submission of a written application along with a bank deposited voucher of a non-refundable fee of Rs. 10,000.00 (Rs. Ten thousands only) into the bank account mentioned below within 30 days from the first date of publication of this notice.  
**Information to deposit the cost of bidding document in Bank:**  
 Name of Bank : Rastriya Banijya Bank Ltd., Branch Office, Gaushala, Kathmandu  
 Name of Office : High Powered Committee for Integrated Development of the Bagmati Civilization, Guheshwori, Kathmandu  
 Office Code no. : 27-347-09  
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**High Powered Committee for Integrated Development of Bagmati Civilization (HPCIDBC)**  
 Guheshwori, Kathmandu  
 Phone No. 01-4479703, 4498619, Fax: 01-4482848  
 www.bagmati.gov.np

### 3. General Instructions to Applicants (GITA)

#### 1. Source of Funds and Scope of Works

Source of Funds	1.1	The Government of Nepal
Scope of Work	1.2	The Employer, as named in the PITA, intends to prequalify the <u>prospective</u> bidders for the Works described in the PITA.
Slice and Package	1.3	If so indicated in the PITA, the total Works to be constructed have been divided into a number of similar individual contracts (slices) and bids will be invited concurrently for individual contracts and for combinations of contracts (packages). Bidders can bid on individual contracts only or on a combination of contracts within their prequalified capacity as assessed by the Employer. Qualification criteria for slice and package bidding are described in Sub-Clause 4.15.
Bid Invitation	1.4	It is expected that prequalified applicants will be invited to submit bids during the month and year indicated in the PITA.
Type of Contract	1.5	The bidding documents, type of contract, and method of payment, whether prices are fixed or adjustable, and the time for completion are indicated in the PITA.
Site Information	1.6	General information on the climate, hydrology, topography, geology, access to site, transportation and communications facilities, medical facilities, project layout, expected construction period, facilities, services provided by the Employer, and other relevant data is attached as an Annex to the PITA.

#### 2. Fraud and Corruption

2.1 GON/ Donor Agency require that the Employer as well as Bidders/ Suppliers/ Contractors observe the highest standard of ethics during the procurement and execution of contracts. In pursuant to this policy, GON:

- a. defines, for the purposes of this provision, the terms set forth below as follows:

**“corrupt practice”** means the offering, giving, receiving, or soliciting of anything of value to influence the action of a public official in the procurement process or in contract execution; and

**“fraudulent practice”** means a misrepresentation of facts in order to influence a procurement process or the execution of a contract to the detriment of the GON, and includes collusive practices among bidders (prior to or after bid submission) designed to establish bid prices at artificial, noncompetitive levels and to deprive the GON of the benefits of free and open competition;

**"collusive practice"** is an arrangement between two or more parties designed to achieve an improper purpose, including to influence improperly the actions of another party;

**"coercive practice"** is impairing or harming, or threatening to impair harm, directly or indirectly, any party or the property of the party to influence improperly the actions of the party;

**"obstructive practice"** deliberately destroying, falsifying, altering or concealing of evidence material to the investigation or making false statements to investigators; and

- b. shall not accept a proposal for award if it determines that the bidder recommended for award has engaged in corrupt or fraudulent or collusive, coercive, or obstructive practices in competing for the contract in question; and
- c. shall declare a firm or individual ineligible, either indefinitely or for a stated period of time, to be awarded a GON/ Financing Agency funded contract if it at any time determines that the firm has engaged in corrupt or fraudulent or collusive, coercive, or obstructive practices in competing for, or in executing, a GON/ Financing Agency funded contract.

### 3. Eligibility of Countries and Bidders

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| Eligible Countries | 3.1 | Except as provided in Sub-Clause 3.2 and 3.3, this Invitation for Prequalification is open to all eligible firms from Nepal for NCB contracts and Nepal and abroad for ICB contracts. The GON and or Financing Agency maintain a list of countries from which bidders, goods, and the services are not eligible to participate in procurement. Joint Ventures between firms from Nepal and abroad shall be permitted to bid. |
| Eligible bidders   | 3.2 | A firm that has been engaged by the GON to provide consulting services for the preparation or implementation of the Project, and any of its affiliates, shall be disqualified from subsequently providing goods or works (other than a continuation of the firm's earlier consulting services) for the same project.   |
|                    | 3.3 | A firm declared ineligible by the GON and or Financing Agency shall be ineligible to bid for a contract during the period of time determined by the GON and or Financing Agency.   |

### 4. Qualification Criteria

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| General | 4.1 | Prequalification will be based on Applicants meeting all the following minimum pass-fail criteria regarding their general and particular construction experience, financial position, personnel and equipment capabilities, and other relevant information as demonstrated by the Applicant's responses in the Information Forms attached to the Letter of Application. Additional requirements for joint ventures are given in Section 5. Qualifications, capacity, and resources of proposed subcontractors will not be taken into account in assessing those of individual or joint venture Applicants, unless they are named |
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		specialist subcontractors pursuant to Sub-Clause 4.4 and approved by the Employer.
Nominated Subcontracting	4.2	If so listed in the PITA, the Employer intends to execute certain specialized elements of the Works by Nominated Subcontractors in accordance with the GCC of the bidding documents and for which Provisional Sum will be included in the BOQ for the subject work.
Subcontracting	4.3	If an Applicant intends to subcontract parts of the Works such that the total of subcontracting is more than the percentage stated in the PITA of the Applicant's approximated Bid Price, that intention shall be stated in the Letter of Application, together with a tentative listing of the elements of the Works to be subcontracted.
Specialist Subcontracting	4.4	If an Applicant intends to subcontract any highly specialized elements of the Works to specialist subcontractors, such elements and the proposed subcontractors shall be clearly identified, and the experience and capacity of the subcontractors shall be described in the relevant Information Forms.
Acceptable Substitutes	4.5	With reference to Sub-Clauses 4.3 and 4.4, the Employer may require Applicants to provide more information about their proposals. If any proposed subcontractor is found ineligible or unsuitable to carry out an assigned task, the Employer may request the Applicant to propose an acceptable substitute, and may conditionally prequalify the Applicant accordingly, before issuing an invitation to bid.
Contractor's Responsibility	4.6	After award of contract, the subcontracting of any part of the Works, other than for the provision of labour and materials, or to subcontractors named in the Contract, shall require the prior consent of the Employer. Notwithstanding such consent, the Contractor shall remain responsible for the acts, defaults, and neglects of all subcontractors and nominated subcontractor during contract implementation.
General Construction Experience	4.7	<p>The Applicant shall provide evidence that:</p> <ol style="list-style-type: none"> <li>a. it has been actively engaged in the civil works construction business for at least the period stated in the PITA immediately prior to the date of submission of applications, in the role of prime contractor, management contractor, partner in a joint venture, or subcontractor, and</li> <li>b. that the Applicant has generated an average annual construction turnover during the specified above period greater than the amount stated in the PITA.</li> </ol> <p>The average annual turnover is defined as the total of certified payment certificates for works in progress or completed by the firm or firms comprising the Applicant, divided by the number of years stated in the PITA.</p> <p>While calculating the Turnover of the National Contractors for the past years the turnover amount shall be calculated in present value by deducting the VAT amount and then applying the inflation</p>



rate/index of the Nepal Rastra Bank. For the purpose of calculating the average annual turnover, the turnover of the best three years out of last ten year's turnover shall be considered.

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| Particular Construction Experience | <p>4.8 a. The Applicant shall provide evidence that it has successfully completed or substantially completed at least the number of contracts stated in the PITA, of contract amount, nature, complexity, and requiring construction technology similar to the proposed contract, within the period stated in the PITA. The works may have been executed by the Applicant as a prime contractor or as management contractor, or as member of a joint venture or as subcontractor with references being submitted to confirm satisfactory performance.</p> <p>b. The Applicant shall also provide evidence that it has achieved the minimum monthly and/or annual production rates of the key construction activities described in the PITA under similar contract conditions.</p>  |
| Financial Capabilities             | <p>4.9 The Applicant shall demonstrate that it has access to, or has available, liquid assets, lines of credit, and other financial means (independent of any contractual advance payment) sufficient to meet the construction cash flow requirements for the subject contract(s) in the event of stoppage, start-up, or other delays in payment, of the minimum estimated amount stated in the PITA, net of the Applicant's commitments for other contracts.</p> <p>4.10 In the relevant Information Form, the Applicant shall also demonstrate, to the satisfaction of the Employer, that it has adequate sources of finance to meet the cash flow requirements on works currently in progress and for future contract commitments. For this the Applicants Bid Capacity shall be equal to or more than the value of the Slice or Package for which the Applicant has submitted Application for prequalification.</p> <p>4.11 if not required by the laws of the Applicant's country, other financial statements acceptable to the Employer, for the last ten years (unless otherwise stated in the PITA) shall be submitted and must demonstrate the current soundness of the Applicant's financial position and indicate its prospective long-term profitability. If deemed necessary, the Employer shall have the authority to make inquiries with the Applicant's Financers.</p> |
| Personnel Capabilities             | <p>4.12 The Applicant shall supply general information on the management structure of the firm, and shall make provision for suitably qualified personnel to fill the key positions listed in the PITA, as required during contract implementation. The Applicant shall supply information on a prime candidate and an alternate, if stated in PITA, for each key position, both of whom shall meet the experience requirements specified.</p>   |
| Equipment Capabilities             | <p>4.13 The Applicant shall own, or have assured access (through hire, lease, purchase agreement, other commercial means, or approved subcontracting) to key items of equipment, in full working order, as</p>   |

listed in the PITA, and must demonstrate that, based on known commitments, they will be available for timely use in the proposed contract. The Applicant may also list alternative types of equipment that it would propose for use on the contract, together with an explanation of the proposal.

**Litigation History** 4.14 The Applicant shall provide accurate information on the related Application Form about any litigation or arbitration resulting from contracts completed or ongoing under its execution over the last five years. A consistent history of awards against the Applicant or any partner of a joint venture may result in disqualification of the Applicant.

**Slice and Package** 4.15 When applying for prequalification on more than one contract under the slice and package arrangements, the Applicant must provide evidence that it meets or exceeds the sum of all the individual requirements for the slices or lots being applied for in regard to:

- a. average annual turnover (Sub-Clause 4.7 (b));
- b. particular experience including key production rates (Sub-Clause 4.8);
- c. financial capabilities, etc. (Sub-Clauses 4.9, 4.10, and 4.11);
- d. personnel capabilities (Sub-Clause 4.12); and
- e. equipment capabilities (Sub-Clause 4.13)

In case the Applicant fails to fully meet any of these criteria, it may be qualified only for those slices for which the Applicant meets the above requirement.

**Clarifications of Applications** 4.16 To assist in the evaluation of Applications, the Employer may, at its discretion, ask any Applicant for a clarification of its application which shall be submitted within a stated reasonable period of time. Any request for clarification and all clarifications shall be in writing.

**Right to Waive** 4.17 The Employer reserves the right to waive minor deviations in the qualification criteria if they do not materially affect the capability of an Applicant to perform the contract.

## 5. Joint Ventures

**Eligibility** 1.1 If the Applicant comprises a number of firms with a formal intent to enter into an agreement or under an existing agreement in the form of a Joint Venture (JV). Then all the partners to the JV shall be jointly and severally liable. A joint venture and the individual partners in the joint venture shall need to be registered in GoN, Internal Revenue Office before signing Contract Agreement.

**Qualification Criteria** 5.2 The joint venture must satisfy collectively the criteria of Clause 4. For this purpose the following data of each member of the joint

venture shall be added together to meet the collective qualifying criteria. However the Partner in charge and each individual partner of joint venture must meet the percentages respectively of the requirement as specified in the PITA of the criteria Sub – Clause 5.2(a) ,5.2(c ) and 5.2 (d) below:

- a. average annual turnover (Sub-Clause 4.7 (b));
- b. particular experience (Sub-Clause 4.8 (a)) and key production rates (Sub-Clause 4.8 (b))
- c. construction cash flow (Sub-Clause 4.9);
- d. adequate sources to meet financial commitments in this and other contracts (Sub-Clause 4.10),
- e. personnel capabilities (Sub-Clause 4.12); and
- f. equipment capabilities (Sub-Clause 4.13).

Each partner must satisfy the following criteria individually:

- a. general construction experience for the period of years stated in Sub-Clause 4.7 (a),
- b. adequate resource for completing the work in hand or committed new work (sub Clause 4.10)
- c. financial soundness (Sub-Clause 4.11), and
- d. litigation history (Sub-Clause 4.14).

In accordance with the above, the Application shall include all related information required under Clause 4 for individual partners in the joint venture.

Partner in Charge	5.3	One of the partners, who is responsible for performing a key function in contract management or is executing a major component of the proposed contract, shall be nominated as being in charge during the prequalification and bidding periods and, in the event of a successful bid, during contract execution. The partner in charge shall be authorized to incur liabilities and receive instructions for and on behalf of any and all partners of the joint venture; this authorization shall be evidenced by submitting a power of attorney signed by legally authorized signatories of all the partners. Such authorization letter shall not be changed by the Applicant unilaterally and or without approval from the Employer.
Partner Limitation	5.4	Limit on the number of partners in a JV shall be as stated in the PITA however; the attention of Applicants is drawn to the provisions of Sub-Clause 5.5.
Joint and Several Liability	5.5	All partners of the joint venture shall be legally liable, jointly and severally, during the bidding process and for the execution of the contract in accordance with the contract terms, and a statement to this effect shall be included in the authorization mentioned under Sub-Clause 5.3 above.
Joint Venture Agreement	5.6	A copy of the Joint Venture Agreement (JVA) entered into by the partners shall be submitted with the Application. Alternatively, a

Letter of Intent to execute a JVA in the event of a successful bid shall be signed by all partners and submitted with the Application together with a copy of the proposed Agreement. Pursuant to Sub-Clauses 5.3 to 5.5 above, the JVA shall include among other things: the JV's objectives; the proposed management structure; the contribution of each partner to the joint venture operations; the commitment of the partners to joint and several liability for due performance; recourse/ sanctions within the JV in the event of default or withdrawal of any partner; and arrangements for providing the required indemnities.

Once submitted to the Employer such Joint venture agreements shall not be changed by the Applicant unilaterally and or without approval from the Employer.

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| Dissolution of Joint Venture | 5.7 | Prequalification of a joint venture Applicant does not prequalify any of its partners to bid individually or as a partner in any other joint venture or association. In case of dissolution of a joint venture prior to the submission of bids, any of the constituent firms may prequalify if they meet all of the prequalification requirements, subject to the written approval of the Employer. Individual members of a dissolved joint venture may participate as subcontractor to qualified Applicants, subject to the provisions of Sub-Clause 9.3. |
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## **6. Domestic bidder Price Preference**

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| Eligibility | 6.1 | A domestic price preference for qualifying domestic bidders shall apply in bid evaluation as described in Sub-Clauses 6.2 and 6.3. On the basis of information submitted by Applicants and available at the time of notification, the Employer will inform prequalified Applicants of their apparent eligibility to qualify for the domestic bidder price preference (subject to subsequent confirmation at bid evaluation), in accordance with Sub-Clauses 6.2 and 6.3. |
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- Domestic bidders
- 6.2 Domestic bidders shall provide all evidence necessary to prove that they meet the following criteria to be eligible for a margin of preference stated below in the comparison of their bids with those of bidders who do not qualify for the preference.
- Domestic bidders which meet the following criteria shall be given a preference as specified in PITA.
- a. for an individual firm or joint venture of firms:
    - i. each firm is registered in Nepal,
    - ii. each firm has more than 50 percent ownership by nationals of Nepal
    - iii. will not subcontract more than 50 percent of the total value of the Works to foreign contractors,
    - iv. satisfies any other criteria specified for the purpose of domestic preference eligibility in the Bidding Data.
  - b. for a joint venture between domestic and foreign firms:
    - i. each domestic firm is eligible for the preference according to the criteria stated in (a) above,
    - ii. at least 50 percent share in the joint venture is held by the Nepalese firms as demonstrated by the profit and loss sharing provisions of the joint venture agreement,
    - iii. will not subcontract more than 50% of the total value of the works to the foreign partner or other foreign firms,
    - iv. satisfies any other criteria specified for the purpose of domestic preference eligibility in the Bidding Data.

## 7. Requests for Clarification

- Notification and Response
- 7.1 Applicants are responsible for requesting any clarification of the prequalification documents. A request for clarification shall be made in writing to the Employer's address indicated in the PITA. The Employer will respond to any request for clarification that it receives earlier than 15 days prior to the deadline for submission of application. Copies of the Employer's response, including a description of the inquiry but without identifying its source, will be forwarded to all purchasers of the prequalification document

## 8. Amendment of Prequalification Document

- Amendment of Prequalification Document
- 8.1 At any time prior to the deadline for submission of Applications, the Employer may amend the Prequalification Document by issuing addenda.
- 8.2 Any addendum issued shall be part of the Prequalification Document and shall be communicated in writing to all who have obtained the Prequalification Document directly from the Employer.

- 8.3 To give prospective Applicants reasonable time in which to take an addendum into account in preparing their Applications, the Employer may, at its discretion, extend the deadline for the submission of applications.

## 9. Submission of Application

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|----------------------|-----|---|
| Cost of Applications | 9.1 | The Applicant shall bear all costs associated with the preparation and submission of its application, and the Employer shall in no case be responsible or liable for those costs, regardless of the conduct or outcome of the prequalification process.   |
| Delivery             | 9.2 | Submission of application for prequalification must be received in sealed envelopes either delivered by hand or by registered mail to the address, and not later than the time and date stated in the PITA or as modified in accordance with Sub –Clause 8.3. The name and mailing address of the Applicant shall be indicated on the envelope, which shall be clearly marked as indicated in the PITA. A receipt will be given for all applications submitted.   |
| Late Applications    | 9.3 | Prequalification application received later than the specified time in Sub - Clause 9.2 shall be returned unopened..  |
| Language             | 9.4 | All information requested for prequalification shall be provided by Applicants in the language indicated in the PITA. Information may be provided in another language, but it shall be accompanied by an accurate translation of its relevant passages into the language indicated in the PITA. Such translation shall be attested by the Applicant’s country representative offices in Nepal. This translation will govern and will be used for interpreting the information.  |
| Lack of Information  | 9.5 | Failure of an Applicant to provide comprehensive and accurate information that is essential for the Employer’s evaluation of the Applicant’s qualifications, or to provide timely clarification or substantiation of the information supplied, may result in disqualification of the Applicant. If an Applicant can not submit a particular document as stated in the PQ document then a equivalent document submitted by the Applicant's may be considered for evaluation.   |
| Material Changes     | 9.6 | Subsequently prequalified or conditionally prequalified Applicants shall inform the Employer of any material change in information that might affect their qualification status. Bidders shall be also required to update key prequalification information at the time of bidding. Prior to award of contract, the lowest evaluated bidder will be required to confirm its continued qualified status in a post qualification review process. If the status is found to be substantially of lower qualification than at the time of Prequalification, such bids shall be cancelled and not evaluate |

## 10. Employer’s Notification and Bidding Process

- |                     |      |  |
|---------------------|------|--|
| Invitation for Bids | 10.1 | Within the period stated in the PITA from the date for submission of applications, the Employer will notify all Applicants in writing of the |
|---------------------|------|--|

---

		results of their application, including eligibility for domestic bidder price preference, in accordance with Clause 6, and of the names of all prequalified and conditionally prequalified applicants (see Sub-Clause 10.2 below).
Conditional Prequalification	10.2	An Applicant may be “conditionally prequalified,” that is, qualified subject to certain specified nonmaterial deficiencies in the prequalification requirements being met by the Applicant to the satisfaction of the Employer, before submitting a bid. Upon full compliance with the prequalification requirements, other prequalified applicants will be notified accordingly.
One Bid per bidder	10.3	A qualified firm or a member of a qualified joint venture may participate in only one bid for the contract. If a firm submits more than one bid, singly or in joint venture, all bids including that firm will be rejected. However, this does not limit the inclusion of the same subcontractor, not otherwise participating as a Bidder, in more than one bid.
Bid Security	10.4	Bidders will be required to provide bid security in the form and amount indicated in the bidding documents. The successful bidder will be required to provide performance security in the form and amount indicated in the bidding documents.
Changes after Prequalification	10.5	Any change in the structure or formation of an Applicant after being prequalified and invited to bid shall be subject to written approval of the Employer. Any such change shall be submitted to the Employer not later than <b>fifteen (15)</b> days after the date of the Invitation to Bid. Such approval shall be denied if as a consequence of any change, <ol style="list-style-type: none"> <li>a. an individual firm, or a joint venture as a whole, or any individual member of the JV fails to meet any of the collective or individual qualifying requirements;</li> <li>b. the new partners to a joint venture were not prequalified in the first instance, either as individual firms or as another joint venture; or</li> <li>c. in the opinion of the Employer, a substantial reduction in competition may result.</li> </ol>
Employer’s Rights	10.6	The Employer reserves the right to take the following actions, and shall not be liable for any such actions: <ol style="list-style-type: none"> <li>a. amend the scope and cost of any contract to be bid under this project, in which event bids will be invited only from those applicants who meet the resulting amended prequalification requirements;</li> <li>b. reject or accept any prequalification application, and/or any late application; and</li> <li>c. cancel the prequalification process and reject all applications.</li> </ol>

## 4 a. Particular Instructions to Applicants (PITA)

### Part A: General

These particular instructions and related Information Forms are intended to complement, amend, or supplement the provisions in the GITA. In the event of conflict or ambiguity, the provisions in the PITA shall prevail over those in the GITA.

#### GITA Clause Reference

1.1	<p><b><u>Source of Funds</u></b></p> <p><i>The Government of Nepal</i></p> <p><i>Amount of Fund – NRs. As required</i></p> <p><i>Name Of Project – Bagmati Area Physical Infrastructure Development Project</i></p> <p style="text-align: center;"><i>(BAPIDP –D1/ 070-071)</i></p>									
1.2	<p><b><u>The Employer:</u></b></p> <p><i>Government of Nepal</i></p> <p><i>High Powered Committee for Integrated Development of Bagmati Civilization</i></p> <p><i>Guheshwori, Kathmandu</i></p> <p><i>Telephone: 977-1-4498619, 977-1-4479703</i></p> <p><i>Fax: 977-1-4482848</i></p>									
1.3	<p><b><u>Slice and Package</u></b></p> <p><i>The Employer intends to Pre-qualify contractors for BAPIDP –D1/ 070-071 as described below.</i></p> <table border="1" data-bbox="391 1272 1385 1497"> <thead> <tr> <th data-bbox="391 1272 618 1329">Contract No</th> <th colspan="2" data-bbox="618 1272 1385 1329">Description</th> </tr> <tr> <td data-bbox="391 1329 618 1398"></td> <th data-bbox="618 1329 1013 1398">Scope of Work</th> <th data-bbox="1013 1329 1385 1398">Chainage</th> </tr> </thead> <tbody> <tr> <td data-bbox="391 1398 618 1497">BAPIDP –D1/070-071</td> <td data-bbox="618 1398 1013 1497">Construction of Municipal Trunk Sewer along both bank of Dhobikhola</td> <td data-bbox="1013 1398 1385 1497">0+000 (At Bagmati and Dhobikhola confluence) to 6+000 (Gopikrishna Kumaristhan)</td> </tr> </tbody> </table>	Contract No	Description			Scope of Work	Chainage	BAPIDP –D1/070-071	Construction of Municipal Trunk Sewer along both bank of Dhobikhola	0+000 (At Bagmati and Dhobikhola confluence) to 6+000 (Gopikrishna Kumaristhan)
Contract No	Description									
	Scope of Work	Chainage								
BAPIDP –D1/070-071	Construction of Municipal Trunk Sewer along both bank of Dhobikhola	0+000 (At Bagmati and Dhobikhola confluence) to 6+000 (Gopikrishna Kumaristhan)								
1.4	<p><b><u>Bid Invitation</u></b></p> <p><u>Expected date of Invitation for Bids:</u> <i>May 2014</i></p>									
4.11	<p><b><u>Audited Balance Sheets</u></b></p> <p><i>The certified audited Balance Sheet submitted for the taxation purposes for the <b>last ten years</b> shall be submitted. In case of any discrepancies found during evaluation and also at any stage after contract have been awarded, the applicant should bear full responsibilities for such action and any consequences resulting thereof.</i></p>									



5.2	<p>Percentage to be met by each JV partner of minimum criteria 5.2(a),5.2(c) and 5.2(d): <b>25%</b></p> <p>Percentage to be met by partner in charge of minimum criteria 5.2(a), 5.2(b),5.2(c) and 5.2(d): <b>40%</b></p>
5.4	<p><b>Joint Ventures</b></p> <p>Partner Limitation: <b>Three</b></p>
6.1	<p><b><u>Domestic bidder Price Preference</u> - Not Applicable</b></p>
7.1	<p><b><u>Requests for Clarification:</u></b></p> <p>Address:</p> <p style="text-align: center;">Government of Nepal High Powered Committee for Integrated Development of Bagmati Civilization Guheshwori Phant, Kathmandu Tel: 977-1-4498619, 977-1-4479703 Fax: 977-1-4482848</p> <p style="text-align: center;"><i>Applicants may request for clarification before 7 days of last date of PQ submission.</i></p>
9.2	<p><b><u>Submission of Applications</u></b></p> <p><i>An eligible firm shall submit only one application either as a lead partner or a partner of a joint venture. In case a firm submits more than one application as lead partner or partner of a joint venture all the applications in which the firm is involved will be rejected. Applications shall be submitted to following address:</i></p> <p style="text-align: center;">Government of Nepal High Powered Committee for Integrated Development of Bagmati Civilization Guheshwori Phant, Kathmandu Tel: 977-1-4498619, 977-1-4479703 Fax: 977-1-4482848</p> <p><i>Date for Submission: Not later than 12 noon of 35<sup>th</sup> day from the first date of publication of this notice (4 March, 2014).</i></p> <p><i>Envelope Marking: "Prequalification Application for Bagmati Area Physical Infrastructure Development Project (BAPIDP-D1 / 070-071)"</i></p>
9.4	<p><b><u>Language:</u> English</b></p>
10.1	<p><b><u>Employer's Notification:</u> Time period from submission of applications: <b>35 (Thirty five) days</b></b></p>

## Part B: Specific Contract Requirements

These particular instructions and related Information Forms (IF) are intended to complement, amend, or supplement the provisions in the GITA. In the event of conflict or ambiguity, the provisions herein shall prevail over those in the GITA.

**Contract No: BAPIDP –D1/070-071**

### GITA Clause Reference

1.2	<p><b><u>Scope of Work</u></b></p> <table border="1" data-bbox="389 499 1386 726"> <thead> <tr> <th data-bbox="389 499 620 558">Contract No</th> <th colspan="2" data-bbox="620 499 1386 558">Description</th> </tr> <tr> <td data-bbox="389 558 620 625"></td> <td data-bbox="620 558 1013 625">Scope of Work</td> <td data-bbox="1013 558 1386 625">Chainage</td> </tr> </thead> <tbody> <tr> <td data-bbox="389 625 620 726">BAPIDP –D1/070-071</td> <td data-bbox="620 625 1013 726">Construction of Municipal Trunk Sewer along both bank of Dhobikhola</td> <td data-bbox="1013 625 1386 726">0+000 (At Bagmati and Dhobikhola confluence) to 6+000 (Gopikrishna Kumaristhan)</td> </tr> </tbody> </table> <p>The Works in general:</p> <p><i>The major items of the works are construction of trunk municipal sewer lines with sewer appurtenances of about 12 Km in length.</i></p>	Contract No	Description			Scope of Work	Chainage	BAPIDP –D1/070-071	Construction of Municipal Trunk Sewer along both bank of Dhobikhola	0+000 (At Bagmati and Dhobikhola confluence) to 6+000 (Gopikrishna Kumaristhan)
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BAPIDP –D1/070-071	Construction of Municipal Trunk Sewer along both bank of Dhobikhola	0+000 (At Bagmati and Dhobikhola confluence) to 6+000 (Gopikrishna Kumaristhan)								
1.5	<p><b><u>Type of Contract</u></b></p> <p><u>Bidding Documents:</u> Standard Bidding Documents, Procurement of Works Medium Contracts</p> <p><u>Method of payment:</u> Unit rate with BOQ</p> <p><u>Time for completion:</u> 24 calendar months</p>									
1.6	<p><b><u>Site Information:</u></b></p> <p>See Annex "A"</p>									
4.2	<p><b><u>Nominated Subcontracting</u></b></p> <p>Not Applicable</p>									
4.3, 4.4	<p><b><u>Subcontracting by Applicant:</u></b></p> <p>Not Applicable</p>									
4.7	<p><b><u>General Construction Experience</u></b></p> <p>(a) <u>Time period in the Construction Business:</u></p> <p><i>The applicant shall have active involvement in the civil works construction business at least for <b>last five years</b> prior to the submission date as mentioned in the clause 9.2 of PITA Part A, as prime contractor, management contractor, partner in a joint venture.</i></p>									

	<p>(b) <u>Required average annual turnover:</u></p> <p><i>The applicants annual average turnover shall not be less than <b>NRs 260 million</b> (exclusive of VAT) to qualify for this contract.</i></p> <p><i>The annual average turnover of the applicant will be evaluated on the basis of the annual average of the contract business of best three years within the last ten years.</i></p>
4.8	<p><b><u>Particular Construction Experience</u></b></p> <p>a) <u>Required number of similar contracts completed:</u></p> <p><i>To qualify the applicant should have completed at least one contract of similar nature, complexity, and technology of the value not less than <b>NRs. 240 million</b> (exclusive of VAT) within last 10 years.</i></p> <p><i>Note:- Work of similar nature, complexity, and technology can be considered as work consisting of sewer line laying work, water supply pipeline laying work, hydropower penstock pipeline laying work, closed drainage works for road, irrigation, municipality or at other appropriate places or similar works.</i></p> <p>b) <u>Minimum key production rates in any year within last 10 years</u></p> <p><i>I. Construction of municipal sewers or other pipeline works using pipes of diameter 400 mm or above at the rate of 4.8 Km (4800 m) per year</i></p>
4.9	<p><b><u>Financial Capabilities</u></b></p> <p><u>Minimum Required Cash Flow amount:</u> [NRs.]</p> <p><i>To qualify the applicant should require the cash flow not less than NRs <b>50 million</b></i></p>
4.10	<p><b><u>Adequate Source of Finance</u></b></p> <p>Minimum Bid Capacity (BC) to meet cash flow requirement for this and other contract commitment through the leveraged value of the applicant's available resources: <b>300 million</b></p> <p>Where,  <math display="block">\text{Bid Capacity (BC)} = 5 \times \text{total financial resources} - 40\% \text{ of total contract value of current commitments}</math></p>
4.11	<p><b><u>Applicant's Financial Position:</u></b></p> <p>The Applicant's Net Worth calculated, as the difference between Total Assets and Total Liabilities, from the audited balance sheets of the last <b>Three years</b> should be positive.</p>

4.12	<b><u>Personnel Capabilities</u></b> <table border="1"> <thead> <tr> <th><b>Position</b></th> <th><b>Education</b></th> <th><b>Total work experience (in years)</b></th> <th><b>Works Experience in related field (in years)</b></th> <th><b>As a manager of similar works (in years)</b></th> </tr> </thead> <tbody> <tr> <td>Project Manager</td> <td>M.Sc in Civil or Construction Management or Environmental Engineering</td> <td>10</td> <td>3 years in Environmental/ sewerage Engineering works</td> <td>5</td> </tr> <tr> <td>Environmental / Sewerage Engineer</td> <td>Environmental Engineering/Civil Engineering graduate (B.E)</td> <td>5</td> <td>2 years in Environmental/ sewerage Engineering works</td> <td>Not required</td> </tr> <tr> <td>Site Overseers (2 persons)</td> <td>Civil Engineering Diploma</td> <td>5</td> <td>2 years in sewer construction works</td> <td>Not required</td> </tr> </tbody> </table> <p>The Applicant shall provide further details of the proposed personnel and their experience records in the relevant Information Forms 6 and 6A.</p>				<b>Position</b>	<b>Education</b>	<b>Total work experience (in years)</b>	<b>Works Experience in related field (in years)</b>	<b>As a manager of similar works (in years)</b>	Project Manager	M.Sc in Civil or Construction Management or Environmental Engineering	10	3 years in Environmental/ sewerage Engineering works	5	Environmental / Sewerage Engineer	Environmental Engineering/Civil Engineering graduate (B.E)	5	2 years in Environmental/ sewerage Engineering works	Not required	Site Overseers (2 persons)	Civil Engineering Diploma	5	2 years in sewer construction works	Not required										
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4.13	<b><u>Equipment Capabilities</u></b> <table border="1"> <thead> <tr> <th><b>S.No</b></th> <th><b>Equipment Type and Characteristic</b></th> <th><b>Minimum Number Required</b></th> </tr> </thead> <tbody> <tr> <td>1</td> <td>Vibrating roller</td> <td>2</td> </tr> <tr> <td>2</td> <td>Grader</td> <td>2</td> </tr> <tr> <td>3</td> <td>Track Excavator</td> <td>4</td> </tr> <tr> <td>4</td> <td>Backhoe/Loader</td> <td>1</td> </tr> <tr> <td>5</td> <td>Crane 8-10 ton capacity</td> <td>2</td> </tr> <tr> <td>6</td> <td>Water browser (minimum 5000 Litres)</td> <td>1</td> </tr> <tr> <td>7</td> <td>Tipping trucks</td> <td>4</td> </tr> <tr> <td>8</td> <td>Service vehicle</td> <td>2</td> </tr> <tr> <td>9</td> <td>Survey equipment (Total Station with accessories)</td> <td>1</td> </tr> </tbody> </table> <p>etc.</p> <p>Note: The Applicant shall provide documentary evidence of ownership, lease/rent agreements for the equipments. Equipments should be in good working condition.</p>				<b>S.No</b>	<b>Equipment Type and Characteristic</b>	<b>Minimum Number Required</b>	1	Vibrating roller	2	2	Grader	2	3	Track Excavator	4	4	Backhoe/Loader	1	5	Crane 8-10 ton capacity	2	6	Water browser (minimum 5000 Litres)	1	7	Tipping trucks	4	8	Service vehicle	2	9	Survey equipment (Total Station with accessories)	1
<b>S.No</b>	<b>Equipment Type and Characteristic</b>	<b>Minimum Number Required</b>																																
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7	Tipping trucks	4																																
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9	Survey equipment (Total Station with accessories)	1																																

## 5. Letter of Application

Date: \_\_\_\_\_

To: The Project Manager  
 High Powered Committee for Integrated Development of Bagmati Civilization  
 Guheshwori Phant, Kathmandu

Name of Project: Bagmati Area Physical Infrastructure Development Project ( BAPIDP-D1/070-71)

1. Being duly authorized to represent and act on behalf of \_\_\_\_\_ (hereinafter referred to as "the Applicant"), and having reviewed and fully understood all of the prequalification requirements and information provided, the undersigned hereby applies for prequalification to bid on the contract BAPIDP-D1 / 070-71.
  
2. Attached to this letter are copies of original documents defining<sup>1</sup>:
  - (a) The Applicant's legal status;
  - (b) The principal place of business; and
  - (c) The place of incorporation (for Applicants that are corporations), or the place of registration and the nationality of the owners (for Applicants that are partnerships or individually owned firms).
  
3. Your Agency and its authorized representatives are hereby authorized to conduct any inquiries or investigations to verify the statements, documents, and information submitted in connection with this application, and to seek clarification from our Donor Agencies and Clients regarding any financial and technical aspects. This Letter of Application will also serve as authorization to any individual or authorized representative of any institution referred to in the supporting information to provide such information deemed necessary and as requested by your selves to verify statements and information provided in this application, such as the resources, experience, and competence of the Applicant.
  
4. Your Agency and its authorized representatives may contact the following persons for further information<sup>2</sup>:

General and managerial inquiries	
Contact 1	Address and communication facilities
Contact 2	Address and communication facilities

Personnel inquiries	
Contact 1	Address and communication facilities

<sup>1</sup> For applications by joint ventures, all the information requested in the prequalification documents is to be provided for the joint venture, if it already exists, and for each party to the joint venture separately. The lead partner should be clearly identified. Each partner in the joint venture shall sign the letter.

<sup>2</sup> Applications by joint ventures should provide on a separate sheet equivalent information for each party to the application.

Contact 2	Address and communication facilities
-----------	--------------------------------------

Technical inquiries	
Contact 1	Address and communication facilities
Contact 2	Address and communication facilities

Financial inquiries	
Contact 1	Address and communication facilities
Contact 2	Address and communication facilities

5. This application is made with the full understanding that:
- (a) Bids by pre-qualified Applicants will be subject to verification of all information submitted for prequalification at the time of bidding;
  - (b) Your Agency reserves the right to:
    - amend the scope and value of any contracts to be bid under this project; in which event, bids will be invited only from those Applicants who meet the resulting amended prequalification requirements; and
    - reject or accept any application, cancel the prequalification process, and reject all applications.
  - (c) Your Agency shall not be liable for any such actions under 5\_(b) above.
6. Appended to this application, we give details of the participation of each party, including capital contribution and profit/loss agreements, in the joint venture<sup>3</sup> or association. We also specify the financial commitment in terms of the percentage of the value of the <each> contract, and the responsibilities for execution of the <each> contract.
7. We confirm that if we bid, that bid, as well as any resulting contract, will be:
- (a) signed so as to legally bind all partners, jointly and severally; and
  - (b) submitted with a joint venture agreement providing the joint and several liability of all partners in the event the contract is awarded to us.
8. The undersigned declare that the statements made and the information provided in the duly completed application are complete, true, and correct in every detail.

---

<sup>3</sup> Applicants who are not joint ventures should delete paras. 7 and 8 and initial the deletions. The attention of Applicants who are JVs is drawn to GITA Sub-Clause 5.6 regarding Letters of Intent.

Signed  Name	Signed  Name
For and on behalf of (name of Applicant or lead partner of a joint venture)	For and on behalf of (name of partner)

Signed  Name	Signed  Name
For and on behalf of (name of partner)	For and on behalf of (name of partner)

Signed  Name	Signed  Name
For and on behalf of (name of partner)	For and on behalf of (name of partner)

---

## **6. Information Forms**

**Supplementary information may be provided by Applicants as deemed necessary.**



## INFORMATION FORM (1)

**General Information**

1.	Name of firm	
2.	Head office address	
3.	Telephone	Contact
4.	Fax	Email
5.	Place of incorporation / registration	Year of incorporation / registration

Nationality of owners <sup>1</sup>		
	Name	Nationality
1.		
2.		
3.		

1. To be completed by all owners of partnerships or individually owned firms.

**Notes:**

- All individual firms and each partner of a joint venture applying for prequalification are requested to complete the information in this form. Nationality information should be provided for all owners or Applicants that are partnerships or individually owned firms.
- Where the Applicant proposes to use named subcontractors for highly specialized components of the Works (reference Sub-Clause 4.4 of the GITA), the following information should also be supplied for the subcontractor(s), together with the information in Forms 2, 3, 3A, 4, and 5.

## INFORMATION FORM (2)

**General Construction Experience Record**  
 (ref. GITA Sub-Clause 4.7)

Name of Applicant or partner of a joint venture

**Annual turnover data (construction only) for the last *ten years***

Year <sup>1</sup>	Turnover (NRs.)	Reference to supporting documents
2060-61		
2061-62		
2062-63		
2063-64		
2064-65		
2065-66		
2066-67		
2067-068		
2068-69		
2069-070		

Notes:

<sup>1</sup> The same period as in 4.7 of the PITA, commencing with the partial year up to the date of submission of applicants.

---

*1. All individual firms and all partners of a joint venture are requested to complete the information in this form with regard to the management of Works contracts generally. The information supplied should be the annual turnover of the Applicant (or each member of a joint venture), in terms of the amounts billed to clients for each year for work in progress or completed, in [Nepali Rupees or US Dollars converted at the rate of exchange at the end of the period reported]. The annual periods should be calendar years, with partial accounting for the year up to the date of submission of applications.*

*2. A brief note on each contract should be appended, describing the nature of the work, duration and amount of contract, managerial arrangements, Employer, and other relevant details.*

*3. Use a separate sheet for each partner of a joint venture.*

*4. Applicants should not enclose testimonials, certificates, and publicity material with their applications; they will not be taken into account in the evaluation of qualifications*

---

## INFORMATION FORM (2A)

**Joint Venture Summary**

Names of all partners of a joint venture
1. Partner in charge
2. Partner
3. Partner

Total value of annual construction turnover, in terms of work billed to clients, in US\$ equivalent, converted at the rate of exchange at the end of the period reported:

Annual turnover data (construction only) : [NRs or US\$]											
Partner	Form 2 page no.	2060 -61	2061- 62	2062- 63	2063- 64	2064- 65	2065- 66	2066- 67	2067- 68	2069- 69	2069- 70
1. Partner in charge											
2. Partner											
3 Partner											
Totals											

INFORMATION FORM (3)

**Particular Construction Experience Record**

(ref. GITA Sub-Clauses 4.4 and 4.8)

Name of Applicant or partner of a joint venture or named subcontractor
--

To prequalify, the Applicant shall be required to pass the specified requirements applicable to this form, as set out in the PITA.

On separate pages, using the format of Form (3A), the Applicant is requested to list contracts of a similar nature, complexity, and requiring similar construction technology to the contract or contracts for which the Applicant wishes to qualify, and which the Applicant has undertaken during the period, and of the number, stated in 4.8 of the PITA. Each partner of a joint venture should provide details of similar contracts on which they have had proportionate experience. The contract value should be based on the payment currencies of the contracts converted into U.S. dollars, at the date of substantial completion, or for ongoing contracts at the time of award. The information is to be summarized, using Form (3A), for each contract completed or under execution, by the Applicant or by each partner of a joint venture.

Where the Applicant proposes to use named subcontractors for highly specialized elements of the Works (reference Sub-Clause 4.4 of the GITA), the information in the following forms should also be supplied for each subcontractor (or alternate, if any).

S.N	Employer Name and Address	Description of Woks	Date of Aggrement/ Commencment	Date of Completion	Period of Completion in year	Sewers or pipelines or drainage works $\geq$ 400 mm dia. in Km		Name of Firm(s)
						Total	Annual Average	
1								
2								
3								

## INFORMATION FORM (3A)

**Details of Contracts of Similar Nature and Complexity**

Name of Applicant or partner of a joint venture:
--

Use a separate sheet for each contract.

1.	Number of contract	
	Name of contract	
	Country	
2.	Name of Employer	
3.	Employer address	
4.	Nature of works and special features relevant to the contract for which the Applicant wishes to prequalify	
5.	Contract role (check one) <input type="checkbox"/> Prime contractor <input type="checkbox"/> Management contractor <input type="checkbox"/> Subcontractor <input type="checkbox"/> Partner in a joint venture	
6.	Amount of the total contract/subcontract/partner share (in specified currencies at completion, or at date of award for current contracts)  Currency                                  Currency                                  Currency	
7.	Equivalent amount NRs Total contract: [NRs. or US\$] _____; Subcontract: [NRs. or US\$] _____; Partner share: [NRs. or US\$] _____	
8.	Date of award/completion	
9.	Contract was completed _____ months ahead/behind original schedule (if behind, provide explanation).	
10.	Contract was completed NRs. _____ equivalent under/over original contract amount (if over, provide explanation).	
11.	Special contractual/constructional requirements, including monthly/annual production rates of the key construction activities described in GITA 4.8	
12.	Indicate the approximate percent of total contract value (and NRs. amount) of work undertaken by subcontract, if any, and the nature of such work.	

*Note:* The applicants shall submit the copy of completion certificate including the description of items, quantity executed, completion time and value of the works executed. The submission of false report with PQ application may lead to the disqualification.

INFORMATION FORM (4)

**Summary Sheet: Current Contract Commitments / Works in Progress**

Name of Applicant or partner of a joint venture
---

Name of contract	Employer, contact address/tel/fax/email	Value of outstanding work (current NRs equivalent)	Estimated completion date	Average monthly invoicing over last six months [NRs. or US\$] month
1.				
2.				
3.				
4.				
5.				

*Notes:*

1. Applicants and each partner to an application should provide information on their current commitments on all contracts that have been awarded, or for which a letter of intent or acceptance has been received, or for contracts approaching completion, but for which an unqualified, full completion certificate has yet to be issued.
2. In accordance with GITA Sub-Clause 4.10, the Applicant shall provide evidence (in a similar manner to the requirements of Sub-Clause 4.9) to substantiate the adequacy of the sources of finance to meet the Applicant's cash flow requirements on the above contracts.

INFORMATION FORM (5)

**Financial Capabilities**

Name of Applicant or partner of a joint venture
---

Banker	Name of Banker	
	Address of Banker	
	Telephone	Contact name and title
	Fax	Email

Financial information [NRs or US\$]	Actual: Previous ten years									
	2060-61	2061-62	2062-63	2063-64	2064-65	2065-66	2066-67	2067-68	2069-69	2069-70
1. Total assets										
2. Current assets										
3. Total liabilities										
4. Current liabilities										
5. Profits before taxes										
6. Profits after taxes										



Source of financing	Amount [NRs or US\$]
1.	
2.	
3.	
4.	
5.	
6.	
7.	

*Notes:*

1. *Applicants, including each partner of a joint venture, shall provide financial information to demonstrate that they meet the requirements stated in the PITA. Each applicant or partner of a joint venture shall complete this form. If necessary, separate sheets shall be used to provide complete banker information. A copy of the audited balance sheets shall be attached.*
2. *Autonomous construction subdivisions of parent conglomerate businesses shall submit financial information related only to the particular activities of the subdivision.*
3. *Summarize actual assets and liabilities in Nepali Rupees or US Dollar equivalent (at the rates of exchange current at the end of each year) for the previous five calendar years, or such period as stated in PITA 4.11. Based upon known commitments, summarize projected assets and liabilities in Nepali Rupees or US Dollar equivalent for the next two calendar years, unless the withholding of such information by stock market listed public companies can be substantiated by the Applicant.*
4. *Specify proposed sources of financing, such as liquid assets, unencumbered real assets, lines of credit, and other financial means, net of current commitments, available to meet the total construction cash flow demands of the subject contract or contracts as indicated in PITA 4.9.*
5. *Attach audited financial statements—including, as a minimum, profit and loss account, balance sheet, and explanatory notes—for the period stated in PITA 4.11 (for the individual Applicant or each partner of a joint venture).*  
  
*If audits are not required by the laws of Applicants' countries of origin, partnerships and firms owned by individuals may submit their balance sheets certified by a registered accountant, and supported by copies of tax returns.*
6. *The Credit references from the financial institutions should be recent and addressed to the Project and specific to the work. Any references dated prior to the issuance of Notice for Prequalification will be considered invalid.*

INFORMATION FORM (6)

**Personnel Capabilities**

Name of Applicant
-------------------

1.	Title of position*
	Name of prime candidate
	Name of alternate candidate
2.	Title of position*
	Name of prime candidate
	Name of alternate candidate
3.	Title of position*
	Name of prime candidate
	Name of alternate candidate
4.	Title of position*
	Name of prime candidate
	Name of alternate candidate
5	Title of position*
	Name of prime candidate
	Name of alternate candidate

\*As listed in PITA 4.12.

*Note:*

1. For specific positions essential to contract management and implementation, Applicants should provide the names of at least two candidates qualified to meet the specified requirements stated for each position. The data on their experience should be supplied on separate sheets using one Form (6A) for each candidate.

2. Applicants may propose alternative management and implementation arrangements requiring different key personnel, whose experience records should be provided.

INFORMATION FORM (6A)

**Candidate Summary**

Name of Applicant
-------------------

Position	Candidate <input type="checkbox"/> Prime <input type="checkbox"/> Alternate	
Candidate information	Name of candidate	Date of birth
	Professional qualifications	
Present employment	Name of employer	
	Address of employer	
	Telephone	Contact (manager / personnel officer)
	Fax	Email
	Job title of candidate	Years with present employer

Summarise professional experience over the last twenty years, in reverse chronological order. Indicate particular technical and managerial experience relevant to the project.

From mm/yy	To mm/yy	Company / Project / Position / Relevant technical and management experience

## INFORMATION FORM (7)

**Equipment Capabilities**

Name of Applicant
-------------------

Item of equipment		
Equipment information	Name of manufacturer	Model and power rating
	Capacity	Year of manufacture
Current status	Current location	
	Details of current commitments	
Source	Indicate source of the equipment <input type="checkbox"/> Owned <input type="checkbox"/> Rented <input type="checkbox"/> Leased <input type="checkbox"/> Specially manufactured	

Owner	Name of owner	
	Address of owner	
	Telephone	Contact name and title
	Fax	Email
Agreements	Details of rental / lease / manufacture agreements specific to the project	

**Note:**

1. The Applicant shall provide adequate information to demonstrate clearly that it has the capability to meet the requirements for each and all items of equipment listed in the PITA 4.13. A separate Form (7) shall be prepared for each item of equipment listed in the PITA, or for alternative equipment proposed by the Applicant.
2. Omit the second table consisting ownership information for equipment owned by the Applicant or partner.

INFORMATION FORM (8)

**Litigation History**

Name of Applicant or partner of a joint venture
---

Year	Award FOR or AGAINST Applicant	Name of client, cause of litigation, and matter in dispute	Disputed amount (current value, NRs equivalent)

*Note:*

*1. Applicants, including each of the partners of a joint venture, shall provide information on any history of litigation or arbitration resulting from contracts executed in the last five years or currently under execution (ref. GITA Sub-Clause 4.14). A separate sheet should be used for each partner of a joint venture.*

## 7. Annexe A

### General Information & Site Data

#### I. PROJECT COUNTRY AND CONTRACT SITE

##### 1. Project Country (Nepal)

<b>Location:</b>	Between India and China
<b>Area:</b>	147,181 sq. kms.
<b>Latitude:</b>	26° 12' and 30°27' North
<b>Longitude:</b>	30° 4' and 88° 12' East
<b>People:</b>	Population approximately 26 million consisting of over 40 Ethnic Groups & 40 Spoken Languages

Nepal, an independent, democratic country, lies on the lap of the highest mountain of the Himalayas, the highest peak of which is known throughout the world as "Mount Everest" (Sagarmatha). It is a landlocked country; the nearest seaport is Calcutta in India which is 1120 Km away from Kathmandu, the capital of the country.

Administratively the country is divided into 75 districts. The districts have been regrouped in five development regions to promote balanced development of the country. Each district has been further divided into smallest administrative units called Village Development Committee (VDC) and Municipalities. Altogether there are about 4000 VDCs and 59 municipalities in the country.

Geographically Nepal can be divided into three ecological strips-the low land or the plains (Terai) along the southern belt, the hills (Pahad) in the midland and mountain (Himal) in the northern belt.

*Terai Region:* This is a narrow tropical belt comprising the first foothills of the Himalayan massif and extending from East to West along the southern part of the country. It is an extension of the Gangetic plains of India, from a low flat land that has an altitude ranging from 60 meters to 310 meters.

*Hill Region:* This region is predominantly hilly with some patches of flat river basins and valleys here and there and has an altitude ranging from 610 meter to 4877 meters from the sea level. It consist the longest and biggest hill range "Mahabharat Range" from eastern to western part of the country that covers about 42% of the total area of the kingdom.

*Mountain Region:* The Himalayan, perpetually snowy region is extremely mountainous with elevation rising from 4877 meters to 8848 meters above the sea level. This region includes the world's highest peak Mt. Everest (8848 meters high). This region comprises one third of the total land area of the kingdom and only about 2% of this land are suitable for cultivation.

#### **Climate**

Nepal, though not big in size, has wide range of climate differing according to variations in altitude and location. In general, the climate ranges from hot tropical in the Terai to moderate subtropical in the midlands (hill) and to tundra in the high mountains.

## 2. Project Sites

### 2.1 Location

Under the present contracts the construction works shall be carried out within the Kathmandu valley along the bank of Dhobikhola River from Bagmati and Dhobikhola confluence to Gopikrishna Kumaristhan.

### 2.2 Kathmandu Valley

#### Topography

Kathmandu Valley occupies a floor area of about 400 km<sup>2</sup>, with drainage area being about 585 km<sup>2</sup>. With nearly circular shape, the Kathmandu Valley has an approximate diameter of 30 km. The average floor elevation is 1,300 m above mean sea level and the surrounding hills are rising up to 2,762 m.a.s.l. The highest point within the municipal boundaries is at Swoyambhunath with an elevation of 1,407 m.a.s.l., while the lowest elevation of approx. 1,275 m.a.s.l. is located near Balkhu is Sanepa.

Kathmandu Valley is drained by six major rivers namely Manohara, Hanumante, Bagmati, Dhobikhola, Bishnumati, and Nakhu Khola which all exit from Kathmandu Valley as Bagmati river at Chobhar. Within Dhobikhola are forming corridors of lower elevations.

All of the rivers originate mainly from the hill slopes and are rain fed with monsoon rains which occur during a period of 3 months, i.e. July-September. More than 80% of the river flow is concentrated in the monsoon period.

#### Temperature and Rainfall

*Rainfall:* The annual rainfall at Tribhuvan Airport, Kathmandu is about 1,413 mm, and more than 80% of the rainfall concentrates during monsoon period, July to September. The average monthly rainfall of Kathmandu Valley is as follows:

*Rainfall in mm: Period 1968-1996, Station: Tribhuvan Airport, Kathmandu*

Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Annual
15.7	18.2	32.1	52.4	107.0	256.0	352.4	301.6	188.9	60.2	8.1	12.6	1405.2

*Air Temperature °C:* The air temperature in Kathmandu Valley varies considerably with absolute maximum of 34°C in May and absolute minimum of –2.6°C in February recorded during the period of 1978-1987. Generally the months November-March are considered as cold season and April-October as warm seasons.

*Mean Temperature °C, (1978-1996) Station: Kathmandu, EL. 1336 M*

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Mean	18.1	20.1	24.3	27.4	28.6	28.9	28.2	28.5	27.5	26.0	23.0	19.7
Max												
Mean	2.2	3.9	7.6	11.3	15.7	19.3	20.3	20.1	18.5	13.2	7.6	3.5
Min												

*Relative Humidity :* The relative humidity of Kathmandu Valley is directly related to the precipitation and air temperature and varies throughout the year. The mean relative humidity observed at Tribhuvan Airport, Kathmandu is as follows:

*Mean Monthly Relative Humidity % (1976-1986) Station: Tribhuvan Airport, Kathmandu.*

Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Annual
81	75	63	63	37	74	83	82	83	82	84	84	77

## Geomorphology

The semi-consolidated sediments filling Bagmati River basin consist of mud, silts, sand, gravel, cobbles and boulders. A lake is known to have existed covering an area of 400 km<sup>2</sup>. The lake started to drain out and the active erosion process has not attained equilibrium to stabilize the geomorphologic setting of the valley. The geological formation of the Bagmati corridor is classified as follows

Gokarna Formation:	Composed of fine laminated and poorly graded silty sand with clay intercalation of variable thickness.
Kalimati Formation:	Composed of silty clay and clayey silt with fine sand beds and peat layers at places.
Lkundal Formation:	Semi consolidated sandy clayey silt with frequent interbeds of gravel, clayey sand, peat and lignite.
Recent Alluvial Soil:	In addition to the above mentioned old (Plio-Pleistocene) soil formations, Recent Alluvial Soil of flood plain and lower alluvial terraces exists all along the Bagmati corridor up to Chovar. Generally the Recent Alluvial Soil deposit near to the existing river consist of granular soil of loose to medium density sandy/gravelly layer with frequent interbed of soft to medium stiff silty/clayey soil. Frequent organic soil deposit/peat layer will be encountered. The average width of this formation is about 400m.

## II. DESCRIPTION OF THE WORKS

### 1. Introduction

Dhobikhola is one of the tributaries of Bagmati river. The Dhobikhola, also known as Rudramati river, originates from the Shivapuri hills, and flows south to the heart of the city joining the Bagmati river at Buddhanagar (Bijuli Bazar). Its length is 18.2 km (Pradhan, 1996) and the total catchment area is 31.2 sq km. Khahare Khola and Chakhuncha Khola are its tributaries.

### 2. The Project

The Bagmati Area Physical Infrastructure Development Project (BAPIDP) is divided into different sections mainly Sundarijal to Gokarna section, Gokarna to Tilganga section, Tilganga to Minbhawan section, Minbhawan to Sankhamul Section and Sankhamul to Balkhu section. BASP had already laid down trunk sewer along the left and right bank of the Bagmati River from Gokarna to Tamraganga, which carries the sewage up to the Guheshwori Waste Water Treatment Plant. The treated waste water is discharged in to the Bagmati River through Tamraganga- Tilganga sewer tunnel bypassing the Aryaghat area. Works of laying sewers along both banks of the Bagmati River from Tilganga to Koteshwar Mahadevsthan are completed and from Koteshwar Mahadevsthan to Balkhu Sundarighat section are under progress.

The present contracts includes the construction of trunk sewers, sewer appurtenances, siphons along both banks of Dhobikhola river from Bagmati and Dhobikhola confluence to Gopikrishna Kumaristhan. The government of Nepal has extended its approval to go for the multi year contracts for the above mentioned works. High Powered Committee for integrated development of the Bagmati Civilization intends to apply the allocated budget to eligible payment under the contract for which this Invitation for Pre-qualification is issued for:

**Contract No. BAPIDP-D1/070-71**



*Work Plan* - The works under these contracts shall be completed within 24 calendar months.

*Contract Documents* – National competitive bidding will be invited using the Public Works Directives Standard Bidding Documents for Medium Contracts, Procurement of Works.

*Time Schedule* - The envisaged time schedule for Construction Works:

	<b><i>BAPIDP-D1/070-71</i></b>
Tender Invitation	May 2014
Tender Submission	June 2014
Tender Award	June 2014
Mobilization	July 2014
Start of Construction	July 2014
Completion of Construction works	24 months
End of Defects Liability Period	1 year from the date of completion