

**CHHATTISGARH STATE ELECTRICITY
REGULATORY COMMISSION**

TENDER SPECIFICATION

NO. T- 04/2024

**Appointment of consulting firm
to assist the Commission in framing of regulations on
“Terms and Conditions for determination of generation tariff and
related matters for electricity generated by plants based on
renewable energy sources for control period from FY 2025-26,
2026-27 and 2027-28.**

Last date of submission of tender	:	16/07/2024	15:00 Hrs.
Date of opening of technical bids	:	22/07/2024	15:30 Hrs.
Date of opening of financial bids	:	31/07/2024	15:30 Hrs.

**CHHATTISGARH STATE ELECTRICITY REGULATORY
COMMISSION IRRIGATION COLONY, SHANTI NAGAR,
RAIPUR (C.G.) 492001
Phone No.: 0771-4073555
FAX No. : 0771-4073553
Website : www.cserc.gov.in
e-mail : cserc.sec.cg@nic.in**

**No separate fee for purchase of tender document. This
document can be downloaded free of cost.**

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Section-1

TERMS AND CONDITIONS AND PRE-QUALIFICATION QUALIFICATION REQUIREMENT (PQR)

1. INTRODUCTION

Chhattisgarh State Electricity Regulatory Commission (CSERC or Commission) has been set up under the Electricity Act, 2003 (Act). The functions of the Commission have been defined in Sec. 86 of the Act and are broadly to regulate the power purchase and procurement process determine tariff for generation, transmission and distribution; issue licenses for transmission and distribution; promote competitiveness; set quality standards for the electricity industry; and ensure fair deal to the consumers.

As per provisions made under sections 61 and 86, read with section 181 of the Electricity Act 2003 (36 of 2003), the Commission has to make a regulations on “Terms and Conditions for determination of generation tariff and related matters for electricity generated by plants based renewable energy sources for control period of three (03) year from FY 2025-26, 2026-27 and 2027-28.

Commission has already notified Chhattisgarh State Electricity Regulatory Commission (Terms and Conditions for determination of generation tariff and related matters for electricity generated by plants based renewable energy sources) Regulations, 2022 for control period from FY 2022-23 to FY 2024-25 and the Commission intends to make such regulations for next control period of 03 years i.e., from FY 2025-26, 2026-27 and 2027-28.

The Commission has decided to obtain the services of competent consulting firm to assist the Commission for framing above regulations considering the Clause 5 of “Chhattisgarh State Electricity Regulatory Commission (Appointment of Consultants) Regulations, 2013”.

The Commission wishes to select such consulting firm by inviting bids from interested and eligible parties as per instructions given at para 8 of this section. These proposals will form the basis for any contract between the consulting firm and the Commission. Format for proposal submission is provided in **Annexure-1**.

In order to assess the competence, suitability and competitiveness for executing the assignment, the bidders should submit information as prescribed in the bid document. The cost of preparation of bid and

negotiating the contract, including the visits to this Commission, if any, shall be borne by the bidders themselves.

The bidders must fully acquaint themselves with local conditions and take these into account while preparing/submitting their offer.

2. PRE-QUALIFICATION REQUIREMENT (PQR):

2.1 The invitation of bid is open to the consulting firms who meet the requisite eligibility and qualification requirements stipulated as under:

“Providing assistance to the Electricity Regulatory Commission (ERC) or Forum of Regulators (FOR) on at least two Regulations on matters pertaining to Renewable energy Generation or Renewable energy integration or Renewable Purchase obligations/ compliances or forecasting and scheduling and deviation settlement of Renewable Energy on behalf of Electricity Regulatory Commissions in India.

In support of above, bidder has to submit documentary evidence i.e., copies of the award of work and completion certificates so that it could be established that firm is fulfilling above criteria. The job details be submitted in **Annexure – 2**.

2.2 Firm should have at least 10-members team of consultants in its regular pay roll. The firm is required to give details of such consultants in the **Annexure – 3**.

2.3 The firm should have minimum average annual turnover of Rs. 10 Crore, during last three financial years i.e., FY 2021-22, FY 2022-23 and FY 2023-24. For this purpose, the bidder should submit self-attested copy of audited Profit and Loss statement of FY 2021-22, FY 2022-23 and FY 2023-24 as a proof of the same. In case the Audited Accounts of FY 2023-24 are not available, then Audited Accounts of FY 2020-21, FY 2021-22 and FY 2022-23, meeting the minimum average annual turnover of Rs.10 Crore shall be submitted.

3. ESSENTIAL DOCUMENTS TO BE SUBMITTED:

- (i) Self-attested copy of Firm's PAN card
- (ii) Self-attested copy of GST Registration.

4. INSTRUCTIONS TO THE BIDDERS:

For clarification on any aspect of this request for proposal, 'Bidders' should send their queries through email by 01/07/2024. Clarification on the same shall be conveyed in writing and shall also be uploaded on the website of the Commission for information to all interested parties. Further, it is clarified that all such clarifications shall be treated as part of the Bid Documents.

The financial bids should specify the total cost inclusive of all fees, taxes, etc., as stipulated in Section-4 of this document. No amount other than the total cost as referred in Section-4 shall be payable. Tax at source shall be deducted as per applicable laws.

5. BID SCHEDULE:

Bid processing schedule shall be as mentioned on the cover page. However, the CSERC reserves the right to extend any scheduled date, and the same shall be posted in the website. Bids received after the scheduled date & time shall not be considered for opening.

6. AMENDMENT IN DOCUMENT:

At any time, prior to the scheduled date or amended schedule date for submission of the bid proposals CSERC reserves the right to add/modify/delete any portion of this document, except para 2 of this section which is related to qualification and eligibility criteria, by issuing an amendment on Commission's website. Any amendment issued by CSERC shall be binding on all bidders. Hence, it shall be the responsibility of the bidders to keep themselves updated about all new developments such as clarifications/additions/deletions/ amendments, etc.

7. CORRESPONDENCE ADDRESS:

Interested parties may submit their offer to the following address:

Secretary,
Chhattisgarh State Electricity Regulatory Commission,
Irrigation Colony, Shanti Nagar,
Raipur (C.G) – 492 001
Tel: – 0771- 4073568
E- mail – cserc.sec.cg@nic.in

8. **SUBMISSION OF BID:**

The bidders are requested to submit technical and financial bids in duly super-scribed separate sealed envelopes. Both these sealed envelopes shall be placed in an outer main envelope. The bids shall be printed/typed or written in indelible ink and each page of the document shall be initialled by the bidder. Only authorized person shall be permitted to sign the bid documents. If any corrections or overwriting are found in the bid documents than such bids shall be disqualified from the bidding process.

The main Envelope, should be Super-scribed as “**BIDS FOR CONSULTANCY TO CSERC–TENDER NO 04/2024**”. The main envelope shall carry/contain three separate sealed envelopes and each of the three envelopes shall be as detailed below: -

- (i) **First envelope-'Payment of Fees & EMD':** The first envelope should contain the bank draft/ banker's cheque of Rs. 10,000/- (Ten Thousand Only) towards Processing fee and Rs. 60,000/- (Rs Sixty Thousand only) towards Earnest Money Deposit (EMD) drawn on any of the Nationalised bank and payable at Raipur in favour of "Chhattisgarh State Electricity Regulatory Commission, Raipur". This envelope be super-scribed as “PROCESSING FEE AND EARNEST MONEY DEPOSIT”.

Any bid not accompanied with Earnest Money Deposit and processing fee in accordance with the above stipulation shall be rejected as being non-responsive.

- (ii) **Second envelope-'TECHNICAL BID':** The second envelope should contain all documents required for verification of eligibility criteria and the firm's profile and also includes a notarized authorization letter issued by a full time Director (member of BoD) or owner of the firm in case of Single Person Company, on a non-judicial stamp paper of Rs 100/- indicating that the person(s) signing the bid has the authority to submit the bids.
- (iii) **Third envelope- 'FINANCIAL BID':** The third envelope should contain the financial bid as prescribed in the section – 4 of the tender.

9. **VALIDITY OF OFFER:**

The proposals must be valid for 180 days from the date of submission.

10. EVALUATION OF BIDS:

(i) SUBMISSION OF BIDS AND EVALUATION THEREOF

The Bid must be submitted in the Commission's office on or before the due date & time. Any bid received after the due date & time shall not be considered.

Technical bids shall be opened on the date and time specified in the bid document in the presence of authorized representatives of the bidder or bidders, if they are present.

(ii) EVALUATION OF TECHNICAL BIDS

The Commission shall evaluate the technical bids and, its decision shall be final.

(iii) EVALUATION OF FINANCIAL PROPOSAL

After the evaluation of technical proposals is completed, CSERC shall short list the eligible Firms. The financial bids of only short-listed firms shall be opened on the date and time as mentioned in the bid document or as amended by CSERC and in the presence of representative of the short-listed bidders, if they are present.

(iv) CLARIFICATION OF BIDS

To assist in the examination, evaluation and comparison of bids, the CSERC may, at its discretion, ask any bidder for clarification of his bid.

(v) SELECTION

The selection of bidder shall be on the basis of lowest financial bid.

11. CONTRACT AGREEMENT:

The successful bidder through his authorized representative shall enter into a contract agreement with CSERC. Until a formal contract is executed, this bid, together with written acceptance thereof shall constitute part of the Contract.

12. TERMS OF PAYMENT:

The payment shall be made as under: -

- (i) 20% on submission of final draft (for stakeholder consultation) of " RE Tariff Regulations, 2024 and tariff filling formats".

- (ii) 20% on submission of summary of stakeholder's comments and analysis report in regard to " RE Tariff Regulations, 2024 and tariff filling formats".
- (iii) 55% after finalization of the " RE Tariff Regulations, 2024" in English and Hindi with Statement of Reason (SOR) and tariff filing formats.
- (iv) 5% after completion of 180 days from notification of the RE Tariff Regulations, 2024" with tariff filling form and SOR in Gazette of CG.

13. RELEASE OF EMD:

EMD of all bidders, excluding the successful bidder shall be released after the execution of contract agreement. EMD of successful bidder shall be refunded only after submission of Performance Bank Guarantee (PBG), which is equivalent to 10% of contract value. The PBG shall be valid for one year and same shall be released after successful completion of work to the satisfaction of the Commission.

14. FACILITIES EXPECTED FROM COMMISSION:

Commission shall only provide suitable place in its office at Raipur along with access for using photocopying/printer facility and Wi-Fi facility free of cost.

15. RIGHTS TO REJECT:

The Commission is not bound to accept any of the bids received and reserves its right to reject any/all of the bids in part/full without assigning any reasons, whatsoever.

16. LIQUIDATED DAMAGES (LD):

Time is the essence of the contract. Successful bidder shall be required to submit a time line for completion of each of the assignment.

Any deviation from the agreed time line or delay in completion of the task to the satisfaction of the Commission shall invite levy of LD @ 1% per week delay on entire value of contract subject to a maximum of 10% of contract value.

**Secretary
CSERC, Raipur**

Section-2

TERMS OF REFERENCE (TOR)

Name of task:

Providing assistance to the Commission in framing regulations on “Terms and Conditions for determination of generation tariff and related matters for electricity generated by plants based renewable energy sources” Regulations, 2024 for the development in the sector for control period from FY 2025-26, 2026-27 and 2027-28”.

Scope of work:

1. Submission of analysis of the Chhattisgarh State Electricity Regulatory Commission (Terms and Conditions for determination of generation tariff and related matters for electricity generated by plants based renewable energy sources) Regulations, 2022 (CSERC RE Tariff Regulations, 2022) along with analysis of prevailing Central Electricity Regulatory (CERC) RE Tariff Regulations. Identification of issues in CSERC RE Tariff Regulations, 2022 where revision/amendments are required along with mentioning the reasons for the same.
2. Submission of report in detail suggesting revision/amendments of the issues identified at 1 above, based on the analysis of RE Tariff Regulations issued by CERC, various SERCs, study reports & Model Regulations issued by FOR, Tariff Policy, National Electricity Policy and Judgments issued by the Hon’ble APTEL, Hon’ble High Courts, Hon’ble Supreme Court and Rules notified by Ministries on the various aspects of above-mentioned Regulations. Such suggestions for revision/amendments should be made in multiple options mentioning proper statement of reasons. **Renewable energy sources should include power plants based on wind, solar, floating solar, small hydro, pumped hydro, biomass, non-fossil fuel cogeneration, municipal solid waste, refuse derived fuel, biogas, biomass gasifier, renewable hybrid energy, renewable energy with storage.**
3. Analysis of submissions, if any, made by generating company and licensees

in regards to framing of CSERC RE Tariff Regulations, 2024.

4. Submission of the draft RE Tariff Regulations, 2024 along with tariff filing forms and explanatory memorandum after discussions with the Commission for publication of draft RE Tariff Regulation 2024 for the purpose of inviting suggestion and objection.
6. Providing assistance to the Commission during public hearing.
7. Discussion on analysis of the objections and suggestions received on the above said draft RE Tariff Regulations, 2024.
8. Submission of final RE Tariff Regulations, 2024 in English and Hindi along with tariff filling formats and SOR.
9. Any other job incidental to the framing of above-mentioned regulations.

Section-3
TECHNICAL PROPOSAL FORMATS

Annexure - 1

PROPOSAL SUBMISSION FORM

No. _____ Date: _____

To

The Secretary
Chhattisgarh State Electricity Regulatory Commission, Irrigation
Colony, Shanti Nagar,
Raipur-492001

Sir,

With reference to the Bid documents posted on website of the Commission, we, having examined the Bid documents, hereby offer to provide the consultancy services as per the detailed scope of work and other conditions mentioned in the bid document.

2. In line with the requirement of the Bid Documents, we enclose herewith the following with the Bid Form:

(i) Processing Fee Rs. 10,000/- (Rs Ten Thousand only) and Earnest Money Rs. 60,000/- (Rupees Sixty Thousand only) in the shape of demand draft / banker's cheque bearing No. _____ dated _____ and No. _____ dated _____ respectively in favour of the Chhattisgarh State Electricity Regulatory Commission, Raipur.

(ii) A notarized authorization letter on a non-judicial stamp paper of Rs 100/- issued by a full time Director of the firm (member of BoD) for signing on the bid indicating that the person(s) signing the bid have the authority to sign the bid and that the bid is binding upon the firm during the full period of its validity.

3. It is certified that we have gone through the tender document carefully and commit ourself to abide by the terms and conditions laid therein.

4. Until a formal contract is prepared and executed between us, this bid, together with our written acceptance thereof shall constitute a Bid contract between us.

5. We are of the understanding that Commission is not bound to accept the lowest or any bid, you may receive.

6. We, hereby, also declare

(i) That only the persons or firm interested in this proposal as Principals are

named here and that no persons or firms other than those mentioned herein have any interest in this proposal or in the contract to be entered into, if the award is made on us,

- (ii) That this proposal is made without any connection with any other person, firm or party
- (iii) That submitting a proposal is in all respects for and in good faith, without collusion or fraud.

Thanking you,

Date:

Yours' faithfully,

(Authorized Signatory)
(Name & Title of Signatory)
Name and Address of the Firm

(Bidders may note that no prescribed proforma has been enclosed for Power of Attorney and Bidders may use their own proforma for furnishing the required information with the Bid.)

SERVICES CARRIED OUT

(Using the format below, provide information on each reference assignment separately for which your firm/entity, was legally contracted)

USE SEPARATE SHEET FOR EACH ASSIGNMENT

- (a) Job Description :
- (b) Name of client and address :
- (c) Order reference (no/ date) :
- (d) Duration of assignment :
 - (i) Start (Month/Year) :
 - (ii) Completion (Month/Year) :

(Authorized Signatory)
(Name & Title of Signatory)
Name and Address of the Firm

Annexure-3

Details of the professional staff on the pay-roll of the Firm

Name	Position	Qualification	Experience

(Authorized Signatory)
(Name & Title of Signatory)
Name and Address of the Firm

Section-4

FINANCIAL PROPOSAL FORMATS

FINANCIAL PROPOSAL SUBMISSION FORM

No.

Date: _____

To,

The Secretary
Chhattisgarh State Electricity Regulatory Commission,
Irrigation Colony, Shanti Nagar,
Raipur-492001

Sir,

We, the undersigned, offer our financial proposal to provide the consultancy services for the scope of work mentioned in this bid document and also considering other terms and conditions mentioned therein. Our Financial Proposal in respect of various items is as under:

Sr. No.	Item	Amount
1.	Assistance to the Commission in framing Chhattisgarh State Electricity Regulatory Commission (Terms and Conditions for determination of generation tariff and related matters for electricity generated by plants based renewable energy sources) Regulations, 2024.	
2.	GST as percentage	
3.	GST as amount	
	Grand Total	

Grand total in words _____

This amount is firm and all inclusive. No price variation and extra payment will be claimed in excess of this amount except for variation in applicable taxes. I understand that Tax Deduction at Source shall be made as per applicable rules.

Our Financial Proposal shall be binding upon us subject to the modifications resulting from Contract negotiations, up to expiration of the validity period of the proposal. Each page of the proposal has been signed by the authorized signatory.

We understand you are not bound to accept any proposal; you receive.

Thanking you,

Yours' faithfully,

(Authorized Signatory)
(Name & Title of Signatory)
Name and Address of the Firm