Chhattisgarh State Electricity Regulatory Commission
Irrigation Colony, Shanti Nagar, Raipur - 492 001 (C.G.)
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Tender Specification

NO. T- 07/2022

Appointment of Consultant for

Assistance to the Commission in disposal of petition filed by M/s Madhya Bharat Power Corporation Ltd. for approval of Final Capital Cost of 113 MW (2 X 56.5 MW) Rongnichu Hydro-Electric Project, Sikkim, approval of Capital Investment Plan and determination of Aggregate Revenue Requirement and Tariff for the period FY 2022-23 to FY 2024-25 along with truing – up of Aggregate Revenue Requirement for the period 2021-22.

Last date for submission of bid	:	31/01/2023 at15:00 Hrs
Date of opening of technical bids	:	31/01/2023 at 15:30 Hrs
Date of opening of financial bids	:	02/02/2023 at 15:30 Hrs

CHHATTISGARH STATE ELECTRICITY REGULATORY COMMISSION
IRRIGATION COLONY, SHANTI NAGAR, RAIPUR (C.G.) 492001
Phone No. : 0771-4073568
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Tender document is available on Commission's website. Downloaded copy can be used for submission of bids. No charges are payable for bid document.

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Chapter-1

Instructions to Bidders

Terms and Conditions

1. INTRODUCTION

M/s Madhya Bharat Power Corporation Ltd. (MBPCL) has developed 113 MW (2X56.5 MW) Rongnichu Hydro Power Project on Rongnichu river in East Sikkim ('Project') and supplying power to Chhattisgarh State Power Distribution Company Ltd.

M/s MBPCL has filed a petition (93 of 2022) for approval of Final Capital Cost of aforesaid plant, approval of Capital Investment Plan and determination of Aggregate Revenue Requirement and Tariff for the period FY 2022-23 to FY 2024-25 along with truing – up of Aggregate Revenue Requirement for the period 2021-22.

The above petition is filed under Section 62(1)(a) and 86(1)(a) of the Electricity Act 2003 and the provisions of the Regulations namely "CSERC (Terms and Conditions for determination of tariff according to Multi-Year Tariff principles and Methodology and Procedure for determination of Expected revenue from Tariff and Charges) Regulations, 2015 and 2021".

For disposing the above petition, the Commission intends to appoint a consulting firm selected through competitive bidding process for assisting the Commission in disposal process as per the task listed in Chapter-2 of this document.

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.

The Commission is not bound to accept any of the bids received and reserves its right to cancel any or all of the bids without assigning any reasons, whatsoever.

2. QUALIFICATION AND ELIGIBILITY REQUIREMENT

i. The invitation of bid is open to consultancy firms who have assisted the Electricity Regulatory Commission in disposal of petition for approval of Capital Cost and determination of Tariff of Hydroelectric power plant. The job details be submitted in **Annexure – I**.

ii. **Criteria for employment of minimum Man Power:**
Firm should have at least 10-member team of consultants in its regular pay roll. The firm is required to give details of such consultants in the **Annexure – II**.

iii. **Criteria for yearly Turnover:**
The firm should have minimum average annual turnover of Rs 5 Crore, during last three financial years i.e. FY 2019-20, FY 2020-21 and FY 2021-22. For this purpose, the bidder should submit self-attested copy of audited Profit and Loss statement of FY 2019-20, FY 2020-21 and FY 2021-22 as a proof of the same. In case the Audited Accounts of FY 2021-22 are not available, then Audited Accounts of FY 2018-19, FY 2019-20 and FY 2022-21, meeting the minimum average annual turnover of Rs 5 Crore shall be submitted.

3. List of essential documents to be submitted:

(a) Self-attested copy of Firm's PAN card

(b) Self-attested copy of GST Registration.

4. Disqualification:

(a) Any such Firm, who have been awarded or the award is under process for providing consultancy services for assisting in tariff petition filing for approval of Final Capital Cost of aforesaid plant, approval of Capital Investment Plan and

determination of Aggregate Revenue Requirement and Tariff for the period FY 2022-23 to FY 2024-25 along with truing – up of Aggregate Revenue Requirement for the period 2021-22, are advised not to submit bid as same shall be disqualified due to conflict of interest.

(b) Offer by consortium shall not be considered.

(c) Bidders are required to submit only one bid. In the event, any firm submits multiple bids then all the offers submitted by such firm shall be rejected.

5. INSTRUCTIONS TO THE BIDDERS

For clarification on any aspect of this request for proposal, 'Bidders' should send their queries in writing by 05/01/2023. 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 amount quoted for each item separately for each year along with the total cost, inclusive of all costs, fees, taxes, etc. as stipulated in Chapter-4 of this document. No amount other than the total cost as referred in Chapter-4 shall be payable. Tax at source shall be deducted as per applicable laws.

6. BID SCHEDULE

Bid processing schedule shall be as mentioned on the cover page. However, the CSERC reserves the right to extend any scheduled date, by issuing corrigendum. Bids received after the scheduled date & time shall not be considered for opening.

7. 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 Clause – 2 which is related to eligibility and qualification 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 with about all new developments such as clarifications/additions/deletions/ amendments, etc.

8. ADDRESS FOR CORRESPONDENCE

Interested bidders may submit their offer at following address:

Secretary,
Chhattisgarh State Electricity Regulatory Commission,
Irrigation Colony, Shanti Nagar,
Raipur (C.G) - 492001.
Tele/Fax – 0771-4073568
E-mail – cserc.sec.cg@nic.in

9. 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 T-07/2022**". The main envelope shall carry/contain three separate sealed envelopes and each of the three envelopes shall be as detailed below: -

9.1 **First envelope-'Payment of Fees & EMD':** The first envelope should contain the bank draft of Rs 10,000/- (Ten Thousand Only) towards Processing fee and Rs 75,000/- (Rs Seventy Five Thousand only) towards Earnest Money Deposit (EMD) draw 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.

9.2 **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.

9.3 **Third envelope- 'FINANCIAL BID'**: The third envelope should contain the financial bid as prescribed in the Chapter – 4 of the tender. The bid evaluation shall be made on the basis of aggregate value for both the tasks. The segregated values will be used for billing and payment for completed assignment.

10. Validity of offer

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

11. 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. OPENING 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. EVALUATION OF FINANCIAL PROPOSAL

1. The financial proposal shall be evaluated for the 113 MW (2 X 56.5 MW) Rongnichu Hydro-Electric Project, Sikkim, price quoted by the bidder.

12. 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 including break- up of unit rates.

13. CONTRACT AGREEMENT

The successful bidder through his authorized representative shall enter into a contract agreement with CSERC within 30 days of placement of order by the Commission. Until a formal contract is executed, this bid, together with written acceptance thereof shall constitute part of the Contract.

14. TERMS OF PAYMENT

The payment shall be made item-wise for different Petitions filed as under:

(i) 20% on completion of Technical Validation which includes analysis of petitions.

(ii) 30% on the submission of final comments on the issues raised by the public on the Petition, public hearings and counter replies of the companies and on submission of draft order(s). Please note that comments on the objections/suggestion shall require consultation with the Commission before its finalisation.

(iii) 45% on successful completion of the task and subject to the satisfaction of Commission with regard to the quality of work.

(iv) 5% after 180 days from the date of issue of tariff order(s) issued by the Commission.

Item-wise rates should be quoted in the Financial Bid; however, no payment shall be payable for a work if the Petition for the same is not submitted/received are not admitted by the Commission.

15. 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 the entire control period and same shall be released after successful completion of work to the satisfaction of the Commission.

16. Facilities expected from Commission

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

17. Liquidated Damages (LD):

Time is the essence of the contract. The Tariff Petitions are required to be disposed off within 120 days as per provisions of Electricity Act 2003. Therefore, 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

Chapter-2

Terms of Reference

TASKS FOR CONSULTANCY TO CSERC

Name of Task: Assistance to the Commission in disposal of petition filed by M/s Madhya Bharat Power Corporation Ltd. for approval of Final Capital Cost of 113 MW (2 X 56.5 MW) Rongnichu Hydro-Electric Project, Sikkim, approval of Capital Investment Plan and determination of Aggregate Revenue Requirement and Tariff for the period FY 2022-23 to FY 2024-25 along with truing – up of Aggregate Revenue Requirement for the period 2021-22.

Scope of work

1. Assistance in approval of Final Capital Cost and Capital Investment Plan of 113 MW (2 X 56.5 MW) Rongnichu Hydro-Electric Project, Sikkim.

2. Assistance in Truing – up of Aggregate Revenue Requirement for FY 2021-22.

3. Assistance in determination of Aggregate Revenue Requirement and Tariff from FY 2022-23 to FY 2024-25.

Detailed scope of work.

a) Scrutiny of tariff petition and identification of inconsistencies and data gaps in the petition.
b) Study, verification, analysis and validation of the data and information for different financial years submitted by the petitioner.
c) Conducting Technical Validation Session.
d) Analysis of operational norms.
e) Examination of audited/un-audited annual accounts submitted by the petitioner for the truing up purposes.
f) Analysis of compliance of the directives given by the Commission in Commission's last tariff order and suggesting ways and means

to improve the functioning of the companies.

g) Analysis of the issues raised in the public hearings and counter replies submitted by the companies thereon. Preparation of comments on behalf of the Commission.

h) Participation in public hearings.

i) The bidder shall be liable to provide assistance to the Commission till 180 days after issuance of order for the following:

   i. Assistance in preparation of reply regarding clarification of the order desired by power companies / stakeholders, if any.

   ii. Assistance in disposal of review petition, if any, against the order.

   iii. Assistance in preparation of submission/pleading before Hon'ble Appellate Tribunal for Electricity/Court of Law, in case the appeal is filed against the tariff order by any party.

4. Any other job incidental to the tariff determination process as per the Electricity Act, 2003 and applicable tariff regulations.

Additional work: The consultant shall be required to take-up works in addition to the works listed in Sl. No. 1 to 4 above without any extra cost, if the same are essential for the successful completion of the assignment under applicable Laws & Regulations and Rules.

Chapter-3
Technical Proposal Formats
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.

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. 75,000/- (Rupees Seventy Five Thousand only) in the shape of demand draft 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 are not in any way engaged in preparation of petition for approval of Final Capital Cost of 113 MW (2 X 56.5 MW) Rongnichu Hydro-Electric Project, Sikkim, approval of Capital Investment Plan and determination of Aggregate Revenue

Requirement and Tariff for the period FY 2022-23 to FY 2024-25 along with truing – up of Aggregate Revenue Requirement for the period 2021-22, hence, we are eligible for submitting bid.

4. It is certified that we have gone through the tender document carefully and commit our-self to abide by the terms and conditions laid therein.
5. 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.
6. We are of the understanding that Commission is not bound to accept the lowest or any bid, you may receive.
7. 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.)

Chapter-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:

S.No.	**Particulars**	**Amount (**in ₹)
1	Assistance in approval of Final Capital Cost and Capital Investment Plan of 113 MW (2 X 56.5 MW) Rongnichu Hydro-Electric Project, Sikkim.	
2	Assistance in Truing – up of Aggregate Revenue Requirement for FY 2021-22.	
3	Assistance in determination of Aggregate Revenue Requirement and Tariff from FY 2022-23 to FY 2024-25.	
4	Subtotal (1 to 3)	
5	GST as percentages	
6	GST as amount	
7	**Total (4+6)**	
8	**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.

We also understand that the evaluation of bid shall be on aggregate value and we agree that the break up given above shall be applicable for the purpose of item wise payment as per the payment terms mentioned in clause – 14 of Chapter – 1 for the consultancy work. No payment shall be applicable for a work if the petition for the same does not arise.

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

Annexure-I

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 ASSIGNEMENT

(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-II

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