

Corrigendum-1

Bid No: 01/UPNEDA-PM KUSUM-C1/GCPS/2024-2025 Dated 29.08.2024			
Sno	Point / Clause No.	Existing Clause	Amendment
1	5. Pre-Bid Eligibility Criteria, Bidder Turn over Criteria: page no 19, Form C: Checklist, Sr. No 5, Page No 59 and Form F: Sr. No 5, Page No 66	<p>The bidder should be a firm registered/incorporated under Companies Act, 1956 or Companies Act, 2013/ and further amendment (s), or a registered partnership firm (registered under section 59 of the Partnership Act, 1932) or a limited liability partnership (under the Limited Liability Partnership Act, 2002)/ Proprietorship or under Society act.</p> <p>(System integrators are also allowed to participate in the bid.)</p>	<p>The bidder should be a firm registered/incorporated under Companies Act, 1956 or Companies Act, 2013/ and further amendment (s), or a registered partnership firm (registered under section 59 of the Partnership Act, 1932) or a limited liability partnership (under the Limited Liability Partnership Act, 2002)/ Proprietorship or under Society act.</p> <p>Bidders can be sole/ single bidder OR Joint venture (JV) of two or more firms (Maximum no of JV Partners should be 3 Nos.), All the partners of the JV/ Consortium must meet collectively 100% of Technical & Financial Eligibility Conditions.</p> <p>(System integrators are also allowed to participate in the bid.)</p>
2	5. Pre-Bid Eligibility Criteria, Bidder Turn over Criteria: page no 19, Form C: Checklist, Sr. No 5, Page No 59 and Form F: Sr. No 5, Page No 66	<p>Bidder Turn over Criteria: Bidders should have Overall Average Annual Turnover (ATO) in the last five financial year i.e, 2019-2020, 2020-2021, 2021- 2022, 2022-2023 and 2023-2024 must be as per following:-</p> <p>Required Average Annual Turnover from the Bidders for each Part of tendered capacity separately.</p> <p>Part A- For Pump Capacity (3HP)- 24.04 Crore</p> <p>Part B- For Pump Capacity (5HP)- 28.15 Crore</p> <p>Part C- For Pump Capacity (7.5HP)- 58.85 Crore</p> <p>Part D- For Pump Capacity (10 HP)- 11.18 Crore</p> <p>If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative Average Annual Turnover of each respective part.</p>	<p>Bidder Turn over Criteria: Bidders should have Overall Average Annual Turnover (ATO) in the best performing three year of last five financial year i.e, 2019-2020, 2020-2021, 2021- 2022, 2022-2023 and 2023-2024 must be as per following:-</p> <p>Required Average Annual Turnover from the Bidders for each Part of tendered capacity separately.</p> <p>Part A- For Pump Capacity (3HP)- 24.04 Crore</p> <p>Part B- For Pump Capacity (5HP)- 28.15 Crore</p> <p>Part C- For Pump Capacity (7.5HP)- 58.85 Crore</p> <p>Part D- For Pump Capacity (10 HP)- 11.18 Crore</p> <p>If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative Average Annual Turnover of each respective part.</p>

		(For FY 2023-24, provisional Balance sheet applicable if not audited.) This must be the individual Company's turnover. (A summarized sheet of average turnover certified by registered CA should be submitted along with audited Balance Sheet).	(For FY 2023-24, provisional Balance sheet applicable if not audited.) This must be the individual Company's turnover. (A summarized sheet of average turnover certified by registered CA should be submitted along with audited Balance Sheet).
3	3 Bid Details, S.No 15, Page 11	Consortium/JV Allowed: No	JV Allowed: Yes Maximum no of JV Partners should be 3 Nos. JV partner should not withdraw within the tenure of agreement and O&M period. If JV partner withdraw then all members of JV will be blacklisted and suspended/debarred from participating in upcoming tenders issued by any department of Uttar Pradesh Government for a period of 5 years from the date of default as notified by UPNEDA. (Format for JV Agreement annexed below)
4	3 Bid Details, S. No 8, Page 10 Earnest money deposit (EMD):	The bidder should submit EMD in the form of BG or DD of 2 % of Estimated Cost.	The bidder should submit EMD in the form of BG or DD of 2 % of Estimated Cost. In case of JV, for exemption in EMD, Lead partner of JV should have MSME Certificate having unit in Uttar Pradesh.
5	TECHNICAL SPECIFICATIONS SOLAR PHOTOVOLTAIC MODULES:, Page no 34	The Modules and Cells should be manufactured in India and should be complied with the prevailing MNRE Approved List of Models and Manufacturers of Solar Photovoltaic Modules and subsequent amendments and clarifications issued until the bid submission deadline, shall be applicable for this Bid. The Successful Bidder must procure Solar PV Modules from MNRE ALMM List as per the UPNEDA office order no 144 dated 08.04.2024.	The Modules and Cells should be manufactured in India and should be complied with the prevailing MNRE Approved List of Models and Manufacturers of Solar Photovoltaic Modules and subsequent amendments and clarifications issued from MNRE time to time shall be applicable. The Successful Bidder must procure Solar PV Modules from MNRE ALMM List as per the UPNEDA office order no 144 dated 08.04.2024.
6	TECHNICAL SPECIFICATIONS SOLAR PHOTOVOLTAIC MODULES:, Page no 34	Efficiency module $\geq 16\%$ Module minimum rated power The nominal power of a single PV module shall not be less than 300Wp.	Efficiency module $\geq 19.5\%$ (As per latest MNRE ALMM order dated 28.08.2024) Module minimum rated power The nominal power of a single PV module shall not be less than 500Wp.

FORMAT FOR POWER OF ATTORNEY

(Applicable Only in case of JV)

(To be provided by each of the other members of the Consortium/JV in favor of the Lead Member) (To be stamped in accordance with Stamp Act, the Non-Judicial Stamp Paper of Appropriate Value)(The term "Consortium" in this draft may be replaced with "Joint Venture" in case of Bidders participating in a JV)

KNOW ALL MEN BY THESE PRESENTS THAT M/s..... having its registered office at,, and M/s having its registered office at, (Insert names and registered offices of all Members of the Joint Venture) the Members of JV have formed a Bidding Joint Venture named (Insert name of the Joint Venture if finalized) (hereinafter called the 'JV') vide Joint Venture Agreement dated..... and having agreed to appoint M/s..... as the Lead Member of the said JV do hereby constitute, nominate and appoint M/s..... a company incorporated under the laws of and having its Registered/ Head Office at as our duly constituted lawful Attorney (hereinafter called as Lead Member) to exercise all or any of the powers for and on behalf of the JV in regard to submission of the response to Bid No.....

We also authorize the said Lead Member to undertake the following acts:

- i) To submit on behalf of Joint Venture Members response to Bid.
- ii) To do any other act or submit any information and document related to the above response to Bid.

It is expressly understood that in the event of the JV being selected as Successful Bidder, this Power of Attorney shall remain valid, binding and irrevocable until the Bidding Joint Venture achieves commissioning of the awarded production capacity.

We as the Member of the JV agree and undertake to ratify and confirm all whatsoever the said Attorney/ Lead Member has done on behalf of the Joint Venture Members pursuant to this Power of Attorney and the same shall bind us and deemed to have been done by us.

IN WITNESS WHEREOF M/s....., as the Member of the Joint Venture have executed these presents on this..... day of under the Common Seal of our company.

For and on behalf of Joint Venture Member M/s.....

----- (Signature of person authorized by the board)

Name-
Designation-
Place:
Date:
Accepted

(Signature, Name, Designation and Address of the person authorized by the board of the Lead Member)

Attested

(Signature of the executant)

(Signature & stamp of Notary of the place of execution)

Place:..... Date:

Original Members (i.e. members as mentioned at the time of application) of the Joint Venture shall collectively have the controlling shareholding in the Company.

FORMAT FOR JOINT VENTURE AGREEMENT

(To be stamped in accordance with Stamp Act, the Non-Judicial Stamp Paper of Appropriate Value)(**The term “Consortium” in this draft may be replaced with “Joint Venture” in case of Bidders participating in a JV**)

THIS Joint Venture (JV) Agreement (“Agreement”) executed on this _____ Day of _____ Two Thousand _____ between M/s _____ [Insertname of Lead Member] a Company incorporated under the laws of _____ and having its Registered Office _____ at _____ (hereinafter called the “**Member-1**”, which expression shall include its successors, executors and permitted assigns)and M/s _____ a Company incorporated under the laws of _____ and having its _____ Registered Office _____ at _____ (hereinafter called the “**Member-2**”, which expression shall include its successors, executors and permitted assigns), M/s _____ a Company incorporated under the laws of _____ and having its Registered Office at _____ (hereinafter called the “**Member-n**”, which expression shall include its successors, executors and permitted assigns), [The Bidding JV should list the details of all the JV Members] for the purpose of submitting response to Bid against Bid No. _____ dated _____ issued by Uttar Pradesh New & Renewable Energy Development Agency (UPNEDA) an agency set up under Societies Act and having its office at Vibhuti Khand, Gomti Nagar, Lucknow-226010.

WHEREAS, each Member individually shall be referred to as the “Member” and all of the Members shall be collectively referred to as the “Members” in this Agreement.

WHEREAS, UPNEDA had invited response to Bid vide its Bid dated _____.

WHEREAS the Bid stipulates that in case response to Bid is being submitted by a Bidding JV, the Members of the JV will have to submit a legally enforceable JV Agreement in a format specified by UPNEDA wherein the JV Members have to commit equity investment of a specific percentage for the Project.

NOW THEREFORE, THIS AGREEMENT WITNESSTH AS UNDER:

In consideration of the above premises and agreements all the Members in this Bidding JV do hereby mutually agree as follows:

1. We, the Members of the JV and Members to the Agreement do hereby unequivocally agree that Member-1 (M/s _____), shall act as the Lead Member as defined in the Bid for self and agent for and on behalf of Member-2, , Member-n and to submit the response to the Bid.
2. The Lead Member is hereby authorized by the Members of the JV and Members to the Agreement to bind the Consortium and receive instructions for and on their behalf.
3. Notwithstanding anything contrary contained in this Agreement, the Lead Member shall always be liable for the equity investment obligations of all the Consortium Members i.e. for both its own liability as well as the liability of other Members.
4. The Lead Member shall be liable and responsible for ensuring the individual and collective commitment of each of the Members of the Joint Venture in discharging all oftheir respective equity

obligations. Each Member further undertakes to be individually liable for the performance of its part of the obligations without in any way limiting the scope of collective liability envisaged in this Agreement.

5. Subject to the terms of this Agreement, the share of each Member of the Joint Venture in the issued equity share capital of the Project Company is/shall be in the following proportion:

Name	Percentage
Member 1	---
Member 2	---
Member n	---
Total	100%

We acknowledge that the controlling shareholding (having not less than 51% of the voting rights and paid up share capital) in the Project Company developing the Project shall be maintained till the commissioning of Production Unit.

6. The Lead Member, on behalf of the JV, shall inter alia undertake full responsibility for liaising with Lenders or through internal accruals and mobilizing debt resources for the Project.
7. In case of any breach of any equity investment commitment by any of the JV Members, the Lead Member shall be liable for the consequences thereof.
8. Except as specified in the Agreement, it is agreed that sharing of responsibilities as aforesaid and equity investment obligations thereto shall not in any way be a limitation of responsibility of the Lead Member under these presents.
9. It is further specifically agreed that the financial liability for equity contribution of the Lead Member shall not be limited in any way so as to restrict or limit its liabilities. The Lead Member shall be liable irrespective of its scope of work or financial commitments.
10. This Agreement shall be construed and interpreted in accordance with the Laws of India and courts at Lucknow alone shall have the exclusive jurisdiction in all matters relating thereto and arising there under.
11. It is hereby further agreed that in case of being selected as the Successful Bidder, the Members do hereby agree that they shall furnish the Performance Guarantee in favour of UPNEDA in terms of the Bid.
12. The Lead Member is authorized and shall be fully responsible for the accuracy and veracity of the representations and information submitted by the Members respectively from time to time in the response to Bid.
13. It is hereby expressly understood between the Members that no Member at any given point of time, may assign or delegate its rights, duties or obligations under this Bid except with prior written consent of UPNEDA.
14. This Agreement
- a) has been duly executed and delivered on behalf of each Member hereto and

constitutes the legal, valid, binding and enforceable obligation of each such Member;

- b) sets forth the entire understanding of the Members hereto with respect to the subject matter hereof; and
- c) may not be amended or modified except in writing signed by each of the Members and with prior written consent of UPNEDA.

15. All the terms used in capitals in this Agreement but not defined herein shall have the meaning as per the UPNEDA.

IN WITNESS WHEREOF, the Members have, through their authorized representatives, executed these present on the Day, Month and Year first mentioned above.

For M/s _____ [Member 1]

(Signature, Name & Designation of the person authorized vide Board Resolution Dated.....)

Witnesses:

1) Signature-----

2) Signature -----

Name:

Name:

Address:

Address:

For M/s.....[Member 2]

(Signature, Name & Designation of the person authorized vide Board Resolution Dated _____)

Witnesses:

1) Signature -----

2) Signature -----

Name:

Name:

Address:

Address:

For M/s.....[Member n]

(Signature, Name & Designation of the person authorized vide Board Resolution Dated)Witnesses:

1) Signature -----

Name:

Address:

(2) Signature -----

Name:

Address:

Signature and stamp of Notary of the place of execution

RfS No.:- 01/UPNEDA-PM KUSUM-C1/GCPS/2024-2025 Dated 29.08.2024
UPNEDA Response on various Query/ Suggestions raised by Prospective Bidders during Pre-Bid Meeting Dated 06.09.2024

Sno.	Bidder Name	Clause No. & Page No.	Particular as per tender document	Query / suggestion	UPNEDA Response
1	Navneet Pandey (Solar Circle Power Projects LLP)	5 Pre-Bid Eligibility Criteria	In this tender, single bidder allowed for participation. Any bid not found to be in conformance with any of the pre-qualifying conditions may be summarily rejected and not be considered for further evaluation. The invitation to online bid is open to all the agencies, firms, companies, LLPs, State Government and Central Government agencies, who meet the requisite qualifying requirements stipulated herein under and the bidder shall provide satisfactory evidence that qualifies under the following	As point raised and discussed during pre-bid meeting held on 06.09.2024, we are requesting you to allow Consortium/JV in PM KUSUM Component-C-1. As in most of the states like Jharkhand, Chhattisgarh, Rajasthan and MP consortium/JV are allowed to participate in bid. Kindly allow JV/ consortium at least with group entities to participate in said bid no 01/UPNEDA-PMKUSUM-C-1/GCPS/2024-2025 dated 29.08.2024 with Consortium/JV.	Refer Corrigendum
2		10 Scope of Work and Technical Specifications	10 Scope of Work and Technical Specifications	Please explain the Ideology to execute this project in various district of UP state. Single Order or Order distribution b/w various vendor on District or region wise. Time period to execute the project... payment releasing process.	As stipulated in Tender document
3		8 General Conditions of the contract	8.20 Timeline, Payment Terms The work completion time for all the above work is 4 (four) month from the date of issuance of work order.	As per the Quantity, Work completion time at least 12 Months or 7-10 Days for each site wise	As stipulated in Tender document
4		8 General Conditions of the contract	8.1 Definitions	Please clarify work order will be issued region wise/ District wise/ or Random requirement as per end user ? It is suggestive to select vendor District wise offer against district wise requirement. It will reduce the Project Completion time.	As stipulated in Tender document
5		5 Pre-Bid Eligibility Criteria	Bidder Turn over Criteria: Bidders should have Overall Average Annual Turnover (ATO) in the last five financial year i.e, 2019-2020, 2020-2021, 2021- 2022, 2022-2023 and 2023-2024 must be as per following:- Required Average Annual Turnover from the Bidders for each Part of tendered capacity separately. Part A- For Pump Capacity (3HP)- 24.04 Crore Part B- For Pump Capacity (5HP)- 28.15 Crore Part C- For Pump Capacity (7.5HP)- 58.85 Crore Part D- For Pump Capacity (10 HP)- 11.18 Crore If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative Average Annual Turnover of each respective part. (For FY 2023-24, provisional Balance sheet applicable if not audited.) This must be the individual Company's turnover. (A summarized sheet of average turnover certified by registered CA should be submitted along with audited Balance Sheet).	If the Work order issued by region wise vendor selection then required Average turnover should be as per region wise Estimate Order value and same criteria should be follow for Past Performance	Refer Corrigendum
6	nitin Kumar (SG POWER)	8 General Conditions of the contract	8.20 Timeline, Payment Terms	Who will provide the payment : Beneficiary of Solar Plant or Your Organization (UPNEDA)	As stipulated in Tender document
7		8 General Conditions of the contract	8.20 Timeline, Payment Terms	Please Clarify on what basis payment will be issued -- Against Supply of Material or Against complete SITC work for ordered quantity or pro rata basis. Various other govt. deptt. Issue 90 % payment against material Delivery and balance 10% Payment against Installation.	As stipulated in Tender document
8		5 Pre-Bid Eligibility Criteria	Bidder Turn over Criteria: Bidders should have Overall Average Annual Turnover (ATO) in the last five financial year i.e, 2019-2020, 2020-2021, 2021- 2022, 2022-2023 and 2023-2024 must be as per following:- Required Average Annual Turnover from the Bidders for each Part of tendered capacity separately. Part A- For Pump Capacity (3HP)- 24.04 Crore Part B- For Pump Capacity (5HP)- 28.15 Crore Part C- For Pump Capacity (7.5HP)- 58.85 Crore Part D- For Pump Capacity (10 HP)- 11.18 Crore If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative Average Annual Turnover of each respective part. (For FY 2023-24, provisional Balance sheet applicable if not audited.) This must be the individual Company's turnover. (A summarized sheet of average turnover certified by registered CA should be submitted along with audited Balance Sheet).	We request you to kindly allow Joint Venture so that Multiple MSME Manufacture/Bidder like us can participate to this prestigious project	Refer Corrigendum

Sno.	Bidder Name	Clause No. & Page No.	Particular as per tender document	Query / suggestion	UPNEDA Response
9		3 Bid Details	The bidder should submit EMD in the form of BG or DD of 2 % of Estimated Cost.	The Earnest money deposit (EMD) of 2 % of Estimated Cost i.e. Rs. 8.14 Crore is very high. The EMD of 2% of the estimated cost is required for tenders in which the contract is awarded to only one bidder. But in this tender, we understand that the work will be allocated to multiple suppliers. Therefore, we are requesting please accept the EMD of amount Rs. 50 Lakh and amend the clause as mentioned below: "The bidder should submit EMD in the form of BG or DD of Rs. 50 Lakhs."	As stipulated in Tender document
10	Lokesh Kumar (Ethos Power Private Limited)	5 Pre-Bid Eligibility Criteria 11.3 Form C: Checklist 11.6 Form F: Bidder documentary evidence in support of the Pre-Bid Eligibility Criteria	Bidder should have valid Test report of complete system/various components (PV module, PCU cum inverter, etc) issued from MNRE authorized testing center or NABL accredited test lab. Bidder should have valid Test report of complete system/various components (PV module, PCU cum inverter, etc) issued from MNRE authorized testing center or NABL accredited test lab. Authorization Letter in the name of Bidder issued from OEM. Bidder should have valid Test report of complete system/various components (PV module, PCU cum inverter, etc) issued from MNRE authorized testing center or NABL accredited test lab. Authorization Letter in the name of Bidder issued from OEM.	We understand that the bidder has to submit the test reports/certificates and manufacturer authorization only for major components i.e. PV Modules and PCU cum Inverters. Please confirm our understanding.	As stipulated in Tender document
11		10 Scope of Work and Technical Specifications	10 Scope of Work and Technical Specifications	Solar PV capacity for Solar water pump capacity wise required and also, calculation method if can be clarified.	As stipulated in Tender document
12				In 10HP – The kw mentioned in tender is different in different pages. What is the kW required.	As stipulated in Tender document
13				Net metering – If UP-Electricity department can provide the Supplier details for Net metering for purchase of approved net meters.	As stipulated in Tender document
14				Procurement of Net meter is already from approved vendors for Net Metering – Should not be consider for retesting.	As stipulated in Tender document
15				Approval process for Net meter should be very clear.	As stipulated in Tender document
16		3 Bid Details	Performance Security 5% of Work Order Value	PBG – should be 2% because already we are providing 2% EMD and 15% payment will be retrieved from the Department on yearly basis @3% for 5 Years.	As stipulated in Tender document
17				Requesting to release 15% of payment against BG 3% for 5 Years (Slab) – Total 5 BG will be given against the release of 15%	As stipulated in Tender document
18		1 Abbreviation & Definitions	1.1 "Affiliate" shall mean a company that either directly or indirectly a. controls or b. is controlled by or c. is under common control with a Bidding Company and "control" means ownership by one company of at least twenty six percent (26%) of the voting rights of the other company.	"Affiliate shall mean a company that either directly or Indirectly Controls or Controlled By or is under common Control with a Bidding Company and Control means ownership by one Company of at least Twenty Six percent (26%) of the voting rights of the other Company." We would like to know whether a firm having Controlling stake of more than 50% shares in the bidding company is covered under the above mentioned clause ? The financial documents / financial eligibility criteria of the controlling/ affiliate firm for	As stipulated in Tender document
19	Anil Agarwal (Sheel Facility Private Limited)	5 Pre-Bid Eligibility Criteria	Past Performance: The Bidder should have continuously supplied and installed same or similar Category Products (i.e. Grid Connected / Off-Grid Solar Photovoltaic Systems (SPV) (SPV Pumps / Rooftop SPV / Ground mounted SPV) in last five years i.e.2019-2020, 2020-2021,2021-2022, 2022-2023 and 2023-2024 to any Central/State Govt. Organization (including local body or autonomous institutions working under it.) /Company. Required experience capacity from the Bidders for each Part of tendered capacity separately. Part A- For Pump Capacity (3HP)- 4725 kW Part B- For Pump Capacity (5HP)- 5625 kW Part C- For Pump Capacity (7.5HP)- 11760 kW Part D- For Pump Capacity (10 HP)- 2235 kW If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative experience requirements of each respective part.	In the tender documents it is mentioned that Bidder should have continuously supplied and installed same or similar category products in the last 5 years from 2019-2020 to 2023-2024 to any Central / State Govt. Organisations / Companies must fulfill the cumulative experience requirement of each respective part. In this regard please note that the experience desired to participate in this tender is on the higher side. You are requested to kindly reduce it to 5 Mw cumulative for all parts from A to D so that maximum persons can participate in the tender.	As stipulated in Tender document
20		3 Bid Details	Consortium/JV Allowed: No	It is therefore requested to kindly allow at least Technical Consortium / JV.	Refer Corrigendum

Sno.	Bidder Name	Clause No. & Page No.	Particular as per tender document	Query / suggestion	UPNEDA Response
21		10 Scope of Work and Technical Specifications	The Modules and Cells should be manufactured in India and should be complied with the prevailing MNRE Approved List of Models and Manufacturers of Solar Photovoltaic Modules and subsequent amendments and clarifications issued until the bid submission deadline, shall be applicable for this Bid. The Successful Bidder must procure Solar PV Modules from MNRE ALMM List as per the UPNEDA office order no 144 dated 08.04.2024.	The Modules and cells should be manufactured in India and should be complied with the prevailing MNRE Approved List of Model Manufacturers of Solar Photovoltaic Modules and subsequent amendments and clarifications issued until the bid submission deadline, shall be applicable for this bid. The successful bidder must procure Solar PV Modules from MNRE ALMM List as per the UPNEDA office order no. 144 dated 08.04.2024. In this regard please note that the above clause is contradictory as " The Modules and Cells Manufactured in India " it means Indian PV Solar Cell manufacturing is desired i.e.mean DCR but on the other hand it is also mentioned that It should be complied with the prevailing MNRE Approved List of Model Manufacturers of Solar Photovoltaic Modules i.e. mean ALMM & Non DCR. Kindly confirm whether Solar PV Modules are DCR or Non DCR ?	DCR
22		3 Bid Details	Bid submission end date & Time On: 23.09.2024 upto 6:00 pm	You are therefore requested to kindly clarify the same and extend the Bid Submission date at least 15 days.	As stipulated in Tender document
23		4 Brief Description of the Proposal & its Submission	4.4 Proposal Submission	The Bidder should submit EMD in the form of BG or DD of 2% of Estimated will be Rs. 8.14 Crore). In this tender, under point No. 3, Bid details, Tentative quantity of Rate Contract is mentioned 10,000 approx. Whereas in the tender floated by SECI for MNRE under reference at Serial No 2 above for 30,000 pumps (SWPS) requirement the EMD is 53.40 Lakh for the state of Uttar Pradesh State. These disparities have raised concerns regarding Technical & Financial Eligibility Criteria. The Technical and Financial Eligibility Criteria seem to have been increased in comparison to the recent tender floated by SECI for MNRE Here, it is worthwhile to mention that other states have also floated tenders for SWPS and they follow norms of Technical and Financial qualification criteria of MNRE as per tender of SECI mentioned at reference Sr No. 2. This restrictive qualification clause could potentially limit the participation of many other qualified bidders and lead to unjustifiably high rates, causing a potential loss to the Government of Uttar Pradesh. Only some top two or three brands shall fulfil such restrictive qualification clause, these companies have not executed or left the assignments midway, still as on date their situation is same and there is large pendency. We therefore, urge you to consider our concerns and ensure a fair level playing field and inclusive process that allows for reasonable rates and high-quality SWPS to farmers. You are therefore requested to kindly relax restrictive clauses for better participation from bidders already qualified in the recent tenders of SECI, Rajasthan and other states.	As stipulated in Tender document
24	DYNAMECH ELECTROPOWER	5 Pre-Bid Eligibility Criteria	Past Performance: The Bidder should have continuously supplied and installed same or similar Category Products (i.e. Grid Connected / Off-Grid Solar Photovoltaic Systems (SPV) (SPV Pumps / Rooftop SPV / Ground mounted SPV) in last five years i.e.2019-2020, 2020-2021,2021-2022, 2022-2023 and 2023-2024 to any Central/State Govt. Organization (including local body or autonomous institutions working under it.) /Company. Required experience capacity from the Bidders for each Part of tendered capacity separately. Part A- For Pump Capacity (3HP)- 4725 kW Part B- For Pump Capacity (5HP)- 5625 kW Part C- For Pump Capacity (7.5HP)- 11760 kW Part D- For Pump Capacity (10 HP)- 2235 kW If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative experience requirements of each respective part.	2.Further we wish to draw your kind attention towards the clause of 5 Pre-Bid Eligibility Criteria of Tender document Point No. 3 Past Performance: Past Performance: The Bidder should have continuously supplied and installed same or similar Category Products (i.e. Grid Connected / Off-Grid Solar Photovoltaic Systems (SPV) (SPV Pumps / Rooftop SPV / Ground mounted SPV) in last five years i.e. 2019-2020, 2020-2021, 2021-2022, 2022- 2023 and 2023-2024 to any Central/State Govt. Organization (including local body or autonomous institutions working under it.) /Company. Required experience capacity from the Bidders for each Part of tendered capacity separately. Part A- For Pump Capacity (3HP)- 4725 kW Part B- For Pump Capacity (5HP)- 5625 kW Part C- For Pump Capacity 2670 Pump for the state of UP. (7.5HP)- 11760 kW Part D- For Pump Capacity (10 HP)- 2235 kW. If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative experience requirements of each respective part. Whereas in the tender floated by SECI for MNRE under reference at Serial No 2 above for 30,000 pumps (SWPS) requirement the Technical Eligibility Criteria is 1000 pumps (SWPS) OR 4800 kWp experience in Solar PV Modules for the state of Uttar Pradesh. These disparities have raised concerns regarding Technical & Financial Eligibility Criteria. The Technical and Financial Eligibility Criteria seem to have been increased in comparison to the recent tender floated by SECI for MNRE Here, it is worthwhile to mention that other states have also floated tenders for SWPS and they follow norms of Technical and Financial qualification criteria of MNRE	As stipulated in Tender document

Sno.	Bidder Name	Clause No. & Page No.	Particular as per tender document	Query / suggestion	UPNEDA Response
25		5 Pre-Bid Eligibility Criteria	<p>Bidder Turn over Criteria: Bidders should have Overall Average Annual Turnover (ATO) in the last five financial year i.e, 2019-2020, 2020-2021, 2021- 2022, 2022-2023 and 2023-2024 must be as per following:- Required Average Annual Turnover from the Bidders for each Part of tendered capacity separately.</p> <p>Part A- For Pump Capacity (3HP)- 24.04 Crore Part B- For Pump Capacity (5HP)- 28.15 Crore Part C- For Pump Capacity (7.5HP)- 58.85 Crore Part D- For Pump Capacity (10 HP)- 11.18 Crore</p> <p>If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative Average Annual Turnover of each respective part. (For FY 2023-24, provisional Balance sheet applicable if not audited.) This must be the individual Company's turnover. (A summarized sheet of average turnover certified by registered CA should be submitted along with audited Balance Sheet).</p>	<p>3.We further draw your kind attention towards the clause of Financial Eligibility Criteria of tender document point No. 5 (5) as below :</p> <p>Bidder Turn over Criteria: Bidders should have Overall Average Annual Turnover (A TO) in the last five financial year i.e, 2019-2020, 2020-2021, 2021-2022, 2022-2023 and 2023-2024 must be as per following:- Required Average Annual Turnover from the Bidders for each Part of tendered capacity separately. Part A- For Pump Capacity (3HP)- 24.04 Crore Part B- For Pump Capacity (5HP)- 28.15 Crore Part C- For Pump Capacity (7.5HP)- 58.85 Crore Part D- For Pump Capacity (10 HP)- 11.18 Crore If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative Average Annual Turnover of each respective part. (For FY 2023-24, provisional Balance sheet applicable if not audited.) This must be the individual Company's turnover. (A summarized sheet of average turnover certified by registered CA should be submitted along with audited Balance Sheet).</p> <p>Whereas in the tender floated by SECI for MNRE referred at Ref Serial No 2 of the above, point No. 42 above for 30,000 pumps (SWPS) requirement the MAAT / Annual Turnover is 2670 Lakh for the state of Uttar Pradesh.</p> <p>The MAAT/Annual Turnover Requirement specified in the tender under reference Sr No. 1, needs to be reduced in proportion to above said tenders of SECI and Rajasthan. These disparities have raised concerns regarding Technical & Financial Eligibility</p>	Refer Corrigendum
26		3 Bid Details	Consortium/JV Allowed: No	1. Joint Venture/Consortium: The bid document currently does not allow for the participation of JV companies. I kindly request that provisions be made for JV parties to participate, enabling more companies to collaborate and potentially reduce the tender completion time.	Refer Corrigendum
27		3 Bid Details	Earnest money deposit (EMD): The bidder should submit EMD in the form of BG or DD of 2 % of Estimated Cost.	2. Earnest Money Deposit (EMD): The specified EMD amount of 2% of the estimated project cost is quite substantial. I propose a reduction to 0.5% of the project cost to facilitate broader participation.	As stipulated in Tender document
28	Saddam Hussain (Mecwin Technologie India Pvt Ltd.)			3. Solar PV Modules: It is suggested that the use of Mono Crystalline Modules with a minimum efficiency of 19% be permitted as per MNRE guidelines instead of the 16% efficiency mentioned in the technical evaluation section of the bid document.	Refer Corrigendum
29				4. Existing Pumps: Clarification on whether existing pumps are single-phase or three-phase is crucial to avoid potential operational challenges. Consider allowing the installation of new pumps to address this concern effectively.	As stipulated in Tender document
30				5. Remote Monitoring System (RMS): Exploring the use of a single RMS for the system, as discussed during the Prebid Meeting, could offer operational efficiencies and cost savings.	As stipulated in Tender document
31		3 Bid Details	Consortium/JV Allowed: No	As this is very Big & very important tender. A healthy competition must be welcomed. We request to allow Joint venture for companies to participate.	Refer Corrigendum
32	Anjul Gupta (M/s Prakash Gold)	5 Pre-Bid Eligibility Criteria	<p>Bidder Turn over Criteria: Bidders should have Overall Average Annual Turnover (ATO) in the last five financial year i.e, 2019-2020, 2020-2021, 2021- 2022, 2022-2023 and 2023-2024 must be as per following:- Required Average Annual Turnover from the Bidders for each Part of tendered capacity separately.</p> <p>Part A- For Pump Capacity (3HP)- 24.04 Crore Part B- For Pump Capacity (5HP)- 28.15 Crore Part C- For Pump Capacity (7.5HP)- 58.85 Crore Part D- For Pump Capacity (10 HP)- 11.18 Crore</p> <p>If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative Average Annual Turnover of each respective part. (For FY 2023-24, provisional Balance sheet applicable if not audited.) This must be the individual Company's turnover. (A summarized sheet of average turnover certified by registered CA should be submitted along with audited Balance Sheet).</p>	<p>We request consideration for relaxation in the turnover criteria specifically for MSME participants.</p> <p>Kindly consider any 3 Years turnover out of last 5 Years as commonly practiced in similar tender.</p>	Refer Corrigendum

Sno.	Bidder Name	Clause No. & Page No.	Particular as per tender document	Query / suggestion	UPNEDA Response
33	Industries)	5 Pre-Bid Eligibility Criteria	<p>Past Performance: The Bidder should have continuously supplied and installed same or similar Category Products (i.e. Grid Connected / Off-Grid Solar Photovoltaic Systems (SPV) (SPV Pumps / Rooftop SPV / Ground mounted SPV) in last five years i.e.2019-2020, 2020-2021,2021-2022, 2022-2023 and 2023-2024 to any Central/State Govt. Organization (including local body or autonomous institutions working under it.) /Company. Required experience capacity from the Bidders for each Part of tendered capacity separately.</p> <p>Part A- For Pump Capacity (3HP)- 4725 kW Part B- For Pump Capacity (5HP)- 5625 kW Part C- For Pump Capacity (7.5HP)- 11760 kW Part D- For Pump Capacity (10 HP)- 2235 kW</p> <p>If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative experience requirements of each respective part.</p>	Kindly clarify only government work order or credentials would be consider or sublet credentials also.	As stipulated in Tender document
34	Naveen Thawani (Desire Energy Solutions Pvt. Ltd.)	3 Bid Details	Consortium/JV Allowed: No	Kindly allow to participate in Joint Venture in this tender.	Refer Corrigendum
35				Does Bidder responsible for performance of Pump or not, because Pump Supply is not in scope of bidder?	As stipulated in Tender document
36		5 Pre-Bid Eligibility Criteria	Bidder should have valid Test report of complete system/various components (PV module, PCU cum inverter, etc) issued from MNRE authorized testing center or NABL accredited test lab.	Kindly clarify that the test reports for various components should be issued with the name of Bidder or with the name of Manufacturer Also, if it is issued with the name of bidder, So can we give the declaration for test as per submission not word of the bidder?	As stipulated in Tender document
37		3 Bid Details	Consortium/JV Allowed: No	Request for Joint Venture: We request you to kindly allow joint venture in this tender. As this tender is of 407.41 Cr so responsibility will be on two companies will be beneficial for UPNEDA	Refer Corrigendum
38		5 Pre-Bid Eligibility Criteria	<p>Bidder Turn over Criteria: Bidders should have Overall Average Annual Turnover (ATO) in the last five financial year i.e, 2019-2020, 2020-2021, 2021- 2022, 2022-2023 and 2023-2024 must be as per following:- Required Average Annual Turnover from the Bidders for each Part of tendered capacity separately.</p> <p>Part A- For Pump Capacity (3HP)- 24.04 Crore Part B- For Pump Capacity (5HP)- 28.15 Crore Part C- For Pump Capacity (7.5HP)- 58.85 Crore Part D- For Pump Capacity (10 HP)- 11.18 Crore</p> <p>If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative Average Annual Turnover of each respective part. (For FY 2023-24, provisional Balance sheet applicable if not audited.) This must be the individual Company's turnover. (A summarized sheet of average turnover certified by registered CA should be submitted along with audited Balance Sheet).</p>	Relaxation for MSME Turnover Criteria: Turn over criteria is on higher side for MSME Companies, so we request you to kindly provide relaxation in this criteria	Refer Corrigendum
39		Siddhant Choudhary (Supaasi Solar Auto Tracking Systems Pvt. Ltd.)	5 Pre-Bid Eligibility Criteria	<p>Bidder Turn over Criteria: Bidders should have Overall Average Annual Turnover (ATO) in the last five financial year i.e, 2019-2020, 2020-2021, 2021- 2022, 2022-2023 and 2023-2024 must be as per following:- Required Average Annual Turnover from the Bidders for each Part of tendered capacity separately.</p> <p>Part A- For Pump Capacity (3HP)- 24.04 Crore Part B- For Pump Capacity (5HP)- 28.15 Crore Part C- For Pump Capacity (7.5HP)- 58.85 Crore Part D- For Pump Capacity (10 HP)- 11.18 Crore</p> <p>If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative Average Annual Turnover of each respective part. (For FY 2023-24, provisional Balance sheet applicable if not audited.) This must be the individual Company's turnover. (A summarized sheet of average turnover certified by registered CA should be submitted along with audited Balance Sheet).</p>	3. Turnover Calculation: We propose that the turnover requirement be based on any three years out of the last five years, as commonly practiced in similar tenders, instead of exclusively the last three years.

Sno.	Bidder Name	Clause No. & Page No.	Particular as per tender document	Query / suggestion	UPNEDA Response
40		5 Pre-Bid Eligibility Criteria	<p>Past Performance: The Bidder should have continuously supplied and installed same or similar Category Products (i.e. Grid Connected / Off-Grid Solar Photovoltaic Systems (SPV) (SPV Pumps / Rooftop SPV / Ground mounted SPV) in last five years i.e.2019-2020, 2020-2021,2021-2022, 2022-2023 and 2023-2024 to any Central/State Govt. Organization (including local body or autonomous institutions working under it.) /Company. Required experience capacity from the Bidders for each Part of tendered capacity separately.</p> <p>Part A- For Pump Capacity (3HP)- 4725 kW Part B- For Pump Capacity (5HP)- 5625 kW Part C- For Pump Capacity (7.5HP)- 11760 kW Part D- For Pump Capacity (10 HP)- 2235 kW</p> <p>If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative experience requirements of each respective part.</p>	. Eligibility Criteria: Eligibility Criteria should consider all type of solar plant experience. (Including Govt/institution/NGO/Private plant of company)	As stipulated in Tender document
41	Nagesh Dewangan (Ecozen Solutions Pvt. Ltd.)	3 Bid Details	Earnest money deposit (EMD): The bidder should submit EMD in the form of BG or DD of 2 % of Estimated Cost.	EMD Relaxation: Currently, there is no EMD requirement for MSMEs, while the EMD for other participants is considerably high. To ensure a more level playing field, we	As stipulated in Tender document
42				No 25% Quantity Reservation for MSMEs: Since this tender qualifies as a works contract, we believe the MSME Act's benefits, which include reserving 25% of the total quantity for MSMEs, may not be applicable. As this tender involves the supply and installation of solar PV systems, which is inherently a works contract, we suggest that the 25% MSME reservation may not be mandatory for this particular tender.	As stipulated in Tender document
43				3. Allotment to MSMEs on L1 Rate: If MSMEs are participating, we suggest that the department consider allotting 5-10% of the total work to MSMEs at the L1 rate rather than taking separate rates from them. This would promote MSME participation while maintaining fair competition.	As stipulated in Tender document
44				Old Motors Generating Harmonics: We would like to raise a concern that old motors used in the system could generate harmonics, which may affect the overall functioning of other components and lead to warranty issues. Could you kindly provide clarification on how these potential risks will be managed or mitigated?	As stipulated in Tender document
45				Multiple Remote Monitoring for VFD and Inverter: As the project includes the integration of VFDs , inverters , net meter and auto changeover , which require multiple points of remote monitoring, we seek clarification on the technical specifications and infrastructure required for remote monitoring to ensure the smooth operation of these components.	As stipulated in Tender document
46				Release of 15% AMC Payment against BG: Apart from the points above, we also request that you consider releasing the 15% of payment currently withheld for AMC against a Bank Guarantee, so that cash flow continues, and we have the capital available to continue executing the project efficiently. This will greatly support the ongoing work and ensure project continuity.	As stipulated in Tender document
47	Information Lucknow	5 Pre-Bid Eligibility Criteria	<p>Bidder Turn over Criteria: Bidders should have Overall Average Annual Turnover (ATO) in the last five financial year i.e, 2019-2020, 2020-2021, 2021- 2022, 2022-2023 and 2023-2024 must be as per following:- Required Average Annual Turnover from the Bidders for each Part of tendered capacity separately.</p> <p>Part A- For Pump Capacity (3HP)- 24.04 Crore Part B- For Pump Capacity (5HP)- 28.15 Crore Part C- For Pump Capacity (7.5HP)- 58.85 Crore Part D- For Pump Capacity (10 HP)- 11.18 Crore</p> <p>If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative Average Annual Turnover of each respective part.</p> <p>(For FY 2023-24, provisional Balance sheet applicable if not audited.) This must be the individual Company's turnover. (A summarized sheet of average turnover certified by registered CA should be submitted along with audited Balance Sheet).</p>	<p>I am writing to request a relaxation in the average annual turnover criteria specified in the bid document No. OI/UPNEDA-PM KUSUM-C1/GCPS/2024-202S, dated 29.08.2024. The current requirement of average annual turnover for 5 financial years that is 2019-2020,2020-2021,20212022,2022-2023,2023-2024 is a significant barrier for us to participate in the bidding process.</p> <p>We have observed that in other tenders, apart from UPNEDA, most of the time the average annual turnover requirement is only 3 financial years. This inconsistency puts us at a disadvantage, as we are unable to meet the 5-year criteria. We kindly request that you consider reducing the average annual turnover requirement to the last 3 financial years that is 2021-2022,2022-2023,2023-2024</p>	Refer Corrigendum

Sno.	Bidder Name	Clause No. & Page No.	Particular as per tender document	Query / suggestion	UPNEDA Response
48	Karthick Prasanna B (Everrenew Energy Private Limited)	5 Pre-Bid Eligibility Criteria	<p>Past Performance: The Bidder should have continuously supplied and installed same or similar Category Products (i.e. Grid Connected / Off-Grid Solar Photovoltaic Systems (SPV) (SPV Pumps / Rooftop SPV / Ground mounted SPV) in last five years i.e.2019-2020, 2020-2021,2021-2022, 2022-2023 and 2023-2024 to any Central/State Govt. Organization (including local body or autonomous institutions working under it.) /Company. Required experience capacity from the Bidders for each Part of tendered capacity separately.</p> <p>Part A- For Pump Capacity (3HP)- 4725 kW Part B- For Pump Capacity (5HP)- 5625 kW Part C- For Pump Capacity (7.5HP)- 11760 kW Part D- For Pump Capacity (10 HP)- 2235 kW</p> <p>If a bidder is interested in participating in two or more parts, the bidder must fulfill the cumulative experience requirements of each respective part.</p>	<p>"1. Bidder understands that experience supply and installation of solar power projects for private clients is considered eligible to participate in the tender. Kindly clarify.</p> <p>2. Bidder requests UPNEDA to consider experience of projects with module being free issue from employer eligible to participate in the tender. "</p>	As stipulated in Tender document
49		3 Bid Details	<p>Earnest money deposit (EMD): The bidder should submit EMD in the form of BG or DD of 2 % of Estimated Cost.</p>	<p>"1. 2% of estimated cost of 407.41 Cr comes around 8 Cr. Bidder request UPNEDA to reduce the EMD amount to 1 Cr</p> <p>2. Bidder request UPNEDA to change EMD to proportionate value for each category of pumps"</p>	As stipulated in Tender document