No. NH-35014/25/2017-H (pt.II)
Government of India
Ministry of Road Transport & Highways
Transport Bhawan, 1, Parliament Street, New Delhi-110001

Dated: 15th October,2020

Office Memorandum

Subject: Relaxation in technical and financial qualification for bidders of National Highways Project under Hybrid Annuity Mode (HAM) and Build, Operate, Transfer mode (BOT) -reg.

Changes in bidding documents in respect of financial and technical capacity for HAM and BOT Projects and general relaxation for Tunnel and Bridge projects have been deliberated in the Ministry.

2. As a result of deliberation, changes in the bidding documents of HAM and BOT projects relating to financial and technical capacity and provisions relating to Tunnel & Bridge Projects, as approved by the competent authority, are forwarded herewith for taking further necessary action.

15/10/20

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Deputy Secretary to the Government of India
Telephone No.23718575

To

1. DG(RD) & SS, MoRTH
2. Chairman, NHAI
3. MD, NHIDCL
4. Copy to NIC for uploading on the Website

ANNEXURE TO

MORTH OM No. NH-35014/25/2017-H (pt.II) dated 10.2020

Modification in Bidding Documents:

S.No.	Existing Clause	Modified Clause
A	**HAM**	
a	**Financial Capacity:**	
	Financial Capacity: The Bidder shall have (the **"Financial** Net Worth of **Capacity")** of Rs. *** Crore (Rupees *** only)* at the close of the preceding financial year§. *The Bidder shall have a minimum Net Worth of 25% of EPC at the close of the preceding financial year and In case of a Consortium, the combined technical capability and net worth of those Members, who have and shall continue to have an equity share of at least 26% (twenty six per cent) each in the SPV, should satisfy the above conditions of eligibility; provided that each such Member shall, for a period of 2 (two) years from the date of commercial operation of the Project, hold equity share capital not less than: (i) 26% (twenty six per cent) of the subscribed and paid up equity of the SPV; and (ii) 5% (five per cent) of the Total Project Cost specified in the Concession Agreement.	Clause 2.2.2(A) of RFP of HAM footnote *The Bidder shall have a minimum a minimum Net Worth15% of EPC at the close of the preceding financial year and

	Provided further that each member of the Consortium shall have a minimum Net Worth of 12.5% of Estimated Project Cost in the immediately preceding financial year.	
b	**Technical:**	
(i)	core sector would be deemed to include civil construction cost of power sector, commercial setups (SEZs etc.), airports, industrial parks/ estates, logistic parks, pipelines, irrigation, water supply,	Clause 3.4.1(b) of RFP core sector would be deemed to include civil construction cost of power sector, commercial setups (SEZs etc.), airports, industrial estates, logistic parks, pipelines, irrigation, water supply, stadium, hospitals, hotel, smart city, warehouses/ Silos, oil and gas and real estate development.
(ii)	the capital cost of the project should be more than 10% of the amount specified as the Estimated Project Cost; and	Clause 3.4.3(c) of RFP foot note the capital cost of the project should be more than 5% of the amount specified as the Estimated Project Cost; and
B	**BOT**	
a	**Technical :**	
(i)	core sector would be deemed to include civil construction cost of power sector, commercial setups (SEZs etc.), airports, industrial parks/ estates, logistic parks, pipelines, irrigation, water supply,	core sector would be deemed to include civil construction cost of power sector, commercial setups (SEZs etc.), airports, industrial estates, logistic parks, pipelines, irrigation, water supply, stadium, hospitals, hotel, smart city, warehouses/ Silos, oil and gas and real estate development.
(ii)	the capital cost of the project should be more than 10% of the amount specified as the Estimated Project Cost; and	the capital cost of the project should be more than 5% of the amount specified as the Estimated Project Cost; and
C	**Tunnel projects**	
(i)	Tunnel up to 200m as part of normal project	No additional condition. No prior experience required.

(ii)	Tunnel is part of the project then, the sole Bidder or in case the Bidder being a Joint Venture, any member of Joint Venture shall necessarily demonstrate additional experience in construction in the last 5 (Five) financial years preceding the Bid Due Date i.e. shall have completed construction of at least one tunnel consisting of single or twin tubes (including tunnel(s) for road/ Railway/ Metro rail/ irrigation/ hydroelectric projects etc.) having at least 50% of the cross-sectional area and 25% length of the tunnel to be constructed in this project.	Tunnel is part of the project then, the sole Bidder or in case the Bidder being a Joint Venture, any member of Joint Venture shall necessarily demonstrate additional experience in construction in the last 5 (Five) financial years preceding the Bid Due Date i.e. shall have completed construction of at least one tunnel consisting of single or twin tubes (including tunnel(s) for road/ Railway/ Metro rail/ irrigation/ hydroelectric projects etc.) having at least 50% of the cross-sectional area or tunnel for two lane road whichever is lower and 25% length of the tunnel to be constructed in this project.
D	**Bridge**	
(i)	Bridge upto 60 mtr. length	No prior experience is required.
(ii)	If any Major Bridge/ ROB/ Flyover/ is (are) part of the project then, the sole Bidder or in case the Bidder being a Joint Venture, any member of Joint Venture shall necessarily demonstrate additional experience in construction of Major Bridge/ ROBs/ Flyovers in the last 5 (Five) financial years preceding the Bid Due Date i.e, shall have completed at least one similar Major Bridge/ROB/ Flyover having span equal to or greater than ** i.e., 50% of the longest span of the structure proposed in this project.	No changes. Can be considered on the basis of size and pre-bid queries.