MINUTES OF MEETING OF TENDER COMMITTEE HELD UNDER THE CHAIROMANSHIP OF VC, BDA-cum-MD, BSCL ON 04/08/17 AT 6.00 PM IN THE CONFERENCE HALL OF VC, BDA REGARDING APPROVAL ON EVALUATION OF QUALIFICATION FOR BIDS SUBMITTED PURSUANT TO THE RFP FOR SELECTION OF MASTER SYSTEM INTEGRATOR FOR IMPLEMENTATION OF SMART SOLUTIONS PROJECT IN BHUBANESWAR

Members present: - As per list attached

The RFP for selection of Master System Integrator (MSI) for implementation of Smart Solutions project in Bhubaneswar city was issued vide Notice No. BSCL/243/16/620 dated 04/03/17 with last date of online submission as 07/07/17 and hard copy submission as 12/07/17 till 5.00 PM. A total of four (4) bids were received pursuant to the RFP from following bidders:

(i) Larsen & Toubro Ltd.
(ii) Honeywell Automation India Ltd.
(iii) Tech Mahindra Ltd.
(iv) Sterlite Technologies Ltd.

The technical bids of the above four (4) bidders have been evaluated for qualification requirements as per RFP, by the PgMC for smart solutions of BSCL. The evaluation report was presented to the Scrutiny Committee in its meeting dated 01/08/17. The Scrutiny Committee scrutinized & reviewed the evaluation report presented by PgMC and made its recommendations for consideration of Tender Committee.

In the meeting, PgMC made a presentation on the evaluation report prepared for the qualification of bidders along with all details related to qualification criteria and respective compliances submitted by the bidders as part of their proposal.

The Committee deliberated in detail the qualification criteria, responsiveness criteria, the credentials of the bidders, the compliances to the RFP conditions submitted by the bidders and made following recommendations:

(i) The evaluation of bids conducted by PgMC is based on online as well as hard copy submissions by the bidders. Since all the bids including hardcopies were submitted within stipulated timeline by the bidders, the committee accepted consideration of hard copies also for evaluation of technical bids submitted by bidders.

(ii) The bids of (i) Larsen & Toubro Ltd., (ii) Honeywell Automation India Ltd. and (iii) Sterlite Technologies Ltd. were found to be responsive and compliant to the terms and conditions of RFP for qualification as per minimum eligibility criteria.
(iii) The bid submitted by Tech Mahindra Ltd. was found to contain deviations to contractual conditions (ITB, BDS, GCC & SCC) of RFP in Appendix 10 (Statement of Deviation). This makes the bid conditional. It is important to mention here that in Appendix 9, it is clearly mentioned in Clause 4 of 2nd paragraph, that deviation statement to be given by the bidder in Appendix 10 is not applicable for any of the conditions mentioned in ITB, BDS, GCC & SCC. This clause is reproduced below:

“4. This Statement of Deviation is not applicable for any of the conditions mentioned in ITB, BDS, GCC and SCC and in case the Bidder indicates any non-compliance/deviation, the bid will be liable for rejection.”

From above, it is clear that inclusion of deviations with reference to ITB, BDS, GCC & SCC in Appendix 10 by the bidder Tech Mahindra Ltd. has made the bid conditional and hence liable for rejection as per clause of Appendix 9, as stated supra. Further, the bidder Tech Mahindra Ltd. has also not submitted the Power of Attorney from Consortium Partner to the Partner in Charge on Stamp Paper. The same is not executed as per applicable laws which is mandated as per conditions of RFP.

(iv) Therefore, the committee recommended that the bids of (i) Larsen & Toubro Ltd., (ii) Honeywell Automation India Ltd. and (iii) Sterlite Technologies Ltd. are approved for qualification as per the terms and conditions of RFP. The bid of Tech Mahindra Ltd. being non-compliant to the conditions of RFP and having violated the conditions of Appendix 9 of RFP, is hereby declared disqualified and rejected.

With above, the Committee recommended to inform all the bidders of above decision and also upload the proceedings of committee on the websites of Bhubaneswar Municipal Corporation and Bhubaneswar Development Authority for information of all.

\[\text{Signatures}\]