

**Minutes of the proceedings of the Pre Bid Conference held on 22.07.10 at 2:00 PM in Unatti Hall, Krishi Bhavan, New Delhi for selection of Transaction Advisor.**

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A Meeting was held on 22<sup>nd</sup> July, 2010 under the Chairmanship of AS&FA. The objective of the pre bid conference was selection of Transaction Advisor (TA) for MGNREGA related works of Ministry of Rural Development (MoRD) in PPP mode. Out of 11 TA only 6 were present in the meeting. The list of the participant present in the meeting is enclosed as Annexure-B.

The objective of the project was shared with all the Transaction Advisors followed by the answers to the pre bid queries (Annexure A). The main points discussed in the meeting were as follows:

1. On the request of all the Transaction Advisors in the meeting the date and time for the submission of the project proposal was extended to 2<sup>nd</sup> August, 2010 before 3:00 PM.
2. It was made clear that the firms selected as Transaction Advisor cannot itself or through its subsidiary or principle act as the service provider in this project to avoid conflict of interest.
3. Wage disbursement is not in the scope of the project. Service provider is not envisaged as a business correspondent of the Bank under this project. However, the Biometric database of MGNREGA may be used by the Banks/Post Offices for their use in wage disbursement.
4. The service provider will have to integrate the biometric database with the MGNREGA MIS (<http://nrega.nic.in>). For this necessary changes and coordination will be done by the NIC managing the MIS.
5. There must be one service provider for one state; however one service provider can take up more than one state.
6. The answers to the pre bid queries by the Transaction Advisors is enclosed as Annexure-A

## ANNEXURE-A

SNO	PRE BID QUERIES (Transation Advisor-TA)
1.	While preparing the DPR for roll out of the ICT and biometrics related works, will the Consultants be required to travel to all the states. What we have observed is that some of the states may have slightly different MIS reporting systems which could mean that the solution may need to be slightly modified for such cases. Alternatively, there could be a universal solution suggested which all states will need to then follow.
Ans.1	The TA need not go to all the States, however if TA wishes travel for better understanding of ground realities can go to 2-3 States. All States are reporting on the same MIS ( <a href="http://nrega.nic.in">http://nrega.nic.in</a> ).
2.	Are road shows envisaged under the assignment? If yes how many, where all and whether we include that cost in our proposal.
Ans. 2	Four to five road shows may be conducted in some of the major cities. The location will be selected by the Ministry (Authority). The cost will be included in the proposal.
3.	Given that one partner will need to be selected for 2-3 states, are we envisaging 8-10 bids processes to be undertaken.
Ans.3	It should be taken as one Bid process.
4.	Will all bid process be centralized and be undertaken at Delhi or at regions or in states?
Ans.4	Yes
5.	As part of the RFP we need to include an Expert which has exposure and knowledge in implementation of bio-metrics systems and related ICT, large data base management and ware housing in at least 2 projects. The individuals/ firms having such an expertise will also want to be involved with the private partners at the implementation stage. Given this fact, we hope there will be no conflict if such firms/individuals who are involved in the transaction also support the private partners in the implementation stage.
Ans. 5	Yes, consortium can be formed but the consortium members cannot be entered or removed without the permission of the Ministry (Authority).
6.	The RfP mentions - Assist the Authority in obtaining requisite approval of the project, if required. - Can you kindly clarify this please? TA can assist in preparing the required formats etc required for approval but the responsibility shall lie with the Client.
Ans. 6	TA will provide backup support to MoRD.

7.	The RFP mentions - Assist the Authority in all other activities as agreed with Authority- Can this be kindly clarified please.
Ans. 7	Technical qualification has already been done by DEA. Therefore, no further technical qualification is required.
8.	Given the nature and importance of the assignment we will be grateful if the selection criterion is made QCBS with 80% weightage assigned to the technical proposal.
Ans. 8	Do not agree as we have already taken pre qualified organization which have been selected from the panel of Transaction Advisor approved by Ministry of Finance.
9.	The current submission of the proposal is given as July 23rd. Normally post the pre-bid a three week time frame is given for submission of the bid post receipt of the replies to the pre bid queries. Will be grateful if you can kindly accordingly extends the bid submission date.
Ans.9	<b>We agree to extend the bid submission date. The date of submission of the proposal is 2<sup>nd</sup> August, 2010 before 3:00PM.</b>

10.	35% of the payment is towards Issue of letter of Award and towards signing of agreements. Will be grateful if this percentage is reduced.				
Ans. 10	<b>S.No.</b>	<b>Deliverables</b>	<b>Percentage of Payment [old]</b>	<b>Percentage of Payment [Revised]</b>	
	1	Inception Report	5%	5%	
	2	Draft Implementation Plan along with RFQ	15%	15%	
	3	Issue of RFQ	5%	10%	
	4	Final Implementation Plan along with RFP and Agreement Documents	10%	10%	
	5	Evaluation of RFQ documents	5%	10%	
	6	Issue of RFP documents	20%	20%	
	7	Evaluation Reports	5%	10%	
	8	Issue of letter of Award	15%	10%	
	9	Signing of Agreements	20%	10%	
11.	As separate bid process will be conducted for a cluster of states, can the payment milestones be made cluster wise from the stage of Issue of RFQ onwards.				
Ans. 11	No, but considering the complexity of the task once 80% of the States are covered it may be considered as 100%.				
12.	Clause No 2.9.6 (a) , Page No 43 [Payment upon Termination] In the first sentence of this clause, please consider replacing the words "Clause 2.9.1 (g), (h)" by "Clause 2.9.1 (g), (h), (i)".				
Ans. 12	It will be checked with Ministry of Finance and necessary action will be taken.				
13.	<p>Clause no 10- Page No 52 [Miscellaneous provisions] Please consider including following limitation of liability clause.</p> <p>"The aggregate liability of the Consultant under this agreement, or otherwise in connection with the services to be performed hereunder, shall in no event exceed the total fees payable to the Consultant hereunder. The preceding limitation shall not apply to liability arising as a result of the Consultant's fraud or willful misconduct in performance of the Services."</p>				

Ans. 13	Liability will be restricted 200% of the Total contracted fees and not open ended.
14.	Clause (III) Special Conditions of the contract: SC Clause 7 – Ref. Of GC Clause (3.4) Page No 53. [The risk and the insurance coverage] We wish to inform that we have only the insurance cover requested in sub-clause (c) - we don't have the others because of market practice, or because they don't apply to us.
15.	No Change

LIST OF PARTICIPANTS					
S.no	Organisation	Name	Designation	Email	Mobile/Phone
1	MORD	Shri. Arvind Mayaram	AS & FA		
2	MGNREGA	Mrs. Amita Sharma	Joint Secretary		Tel 2338 5027 Fax 2338 4703
3	UIDAI	Ms.Divya Prasad	Asstt. Director MORD	divya.prasad@nic.in	
4	MGNREGA	Shri Ritesh Saxena	MIS Officer (Consultant)	ritesh_saxena123@yahoo.com	9999666299
5		Shri. Subhra Ranjan Mishra	PPP Expert	subhrranjan@gmail.com	011-24360554
6	DIT	Shri Deepak Singla	Consultant NEGD	deepak@negp.gov.in	011-30481630
7	CSC-egov. Service (DIT)	Ms. Monisha Barthakur		monisha.barthakur@gmail.com	9810008112
8	Ernst & Young Pvt. Ltd	Shri.Guruinder Singh	AVP	gurvinder.singh@in.eg.com	9958508652
		Shri.Anubhav Mishra	Consultant	anubhav.mishra@in.eg.com	9891869186
9	CRISIL Infrastructure	Shri.Ravi Poddar	Head business	ravip@crisil.com	9810234251
10	IL&FS	Shri.S.M.Jamal	Consultant	Jamal.akhtar@ilfsets.com	9540146901
11	IDFC Ltd.	Shri.Siddhartha Rath	Associate	siddharth.rath@idfc.com	9999882126
		Ms.Nupur Rastogi	Associate	nupur.rastogi@idfc.com	9971750033
12	Grant Thornton UK	Shri.Anurag Gupta	Senior Consultant	anurag.gupta@wcgt.in	9810889991
		Ms.Sakshi Ghai	Analyst	sakshi.ghai@wcgt.in	9873992220
13	Deloitte Touche Pvt. ITd.	Shri.Sumit Singhak	Sr. Manager	sumitsinghal@deloitte.com	9810119871