

Project for ICT and Biometrics Related Works of MGNREGA in States
Pre Application Conference Held On 8th Nov 2010 on the RFQ document
Draft Response to Queries

| Sl. No | RFQ Clause Reference | Query/Requests | Response |
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| 1. | 1.1.3 | In case of already registered Company what is the need of registering a new Company? OR is it mandatory to register a company exclusively for the purpose of NREGA work? | Please refer to clause 1.1.3 and 2.2.5 of the RFQ document. |
| 2. | 1.2.1 | Is it required to pay One Lakh for attending pre application conference on 8th Nov. OR it is to be paid along with the application on 25th Nov.? Please confirm before 8th Nov. | As per clause 5.1 of the RFQ document, if Applicants intend to attend the pre-application conference, it should submit cost of the RFQ document on the day of pre-application conference and if Applicant do not intend to attend the pre-application conference it can submit the cost of the RFQ document as per 1.2.1 along with the application. |
| 3. | 1.2.1 | Appendix-V needed for disinvestment. What is the meaning of disinvestment in the context of present RFQ? what is mutatis mutandis | These are the guidelines applicable as per the model RFQ document released by Planning Commission. Mutatis mutandis is a legal term used in legal documents meaning “in comparing cases/clauses making necessary alteration”. |

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| 4. | 1.2.8 | Annual amount will be as per Panchayat or for the full state? What will be the payment schedule (Monthly, Quarterly etc.)? Will there be any minimum guaranteed period of contract? What will be the exit option in case Govt. withdraws NAREGA after few years? | Details will be provided in the RFP documents. |
| 5. | 2.2.1 (b) | Can an individual of net worth of Rs.50-100 crores, be a Member of Consortium? After pre-qualification/bidding he will be shareholder of the SPV created for the contract. In such case can he be an NRI? | Individuals are not eligible Applicants. Please refer to Clause 2.2.1 for eligibility of applicants |
| 6. | 2.2.1 (a) (b) | Can a USA registered Company be a member of the Consortium? In such case the net worth may be in USD converted in INR based on exchange rate of date of application? | The Applicant or consortium member shall have the constitution as defined in Clause 2.2.1 (b). Any entity not defined therein is not eligible to submit its Application. |
| 7. | 2.2.1 (a) (b) | Can there be a consortium of three Companies – One USA registered and Two registered in India where a single individual has majority stake in all three Companies? One of these can be the lead member with required Net worth and One of them fulfills the technical criteria? | The Applicant or consortium member shall have the constitution as defined in Clause 2.2.1 (b). Any entity not defined therein is not eligible to submit its Application. |

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| 8. | 2.2.2 | Any one member of the consortium must have Technical Capacity OR Each one of them must have? | Refer to Clause 2.2.2 of the RFQ document. Relevant portion reproduced for reference: <i>“In case of a Consortium, the combined technical capacity of those Members, who have and shall continue to have an equity share of at least 11% (eleven per cent) each in the Consortium, should satisfy the above conditions of eligibility;”</i> |
| 9. | 2.2.2 | Request - To consider sum total of the net worth of all members of the consortium as financial capacity instead of the lead member only. | The existing terms of the RfQ would prevail. |
| 10. | 2.2.2 | Request – Alternative to Net worth we can also have Turnover as one of the qualifying criteria. | The existing terms of the RfQ would prevail. |
| 11. | 2.2.5 | Is there an upper/lower limit of the Authorized and paid up capital of the SPV. OR it can be any amount convenient to the consortium members? | Details will be provided in the RFP documents. |
| 12. | 2.2.10 | It is mentioned that the Qualification is open to person from any Country? Does it mean that an individual/ person as an entity can be member of the consortium? | Please refer to clause 2.2.1 for eligibility of applicants |
| 13. | 1.2.1 | REQUEST- Application money/RFQ cost of One lakh is very high. Can it be reduced to 10-15 thousands? | The existing terms of the RfQ would prevail. |

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| 14. | General | REQUEST- Why not allow more than one service provider in the state instead of a single big service provider (may be 4-5 for different districts) | The existing terms of the RfQ would prevail. |
| 15. | General | The RFQ is very generic in nature. In order to enable the potential respondents to prepare a workable proposal, MoRD may please detail out the end-to-end process, system requirements, data transfer requirements, etc. | Details will be provided in the RFP document |
| 16. | | It is provided in RFQ that the proposed ICT initiative would be implemented at each of the selected Gram Panchayats and worksites for digitization of data capture. However, in the RFQ, state-wise list of Gram Panchayats and worksites has not been provided. This list is required to submit the Application properly. (Reference: Clause 1.1.1 of the RFQ). | State-wise list of Gram Panchayat can be downloaded from the website of MGNREGA. (www.nrega.nic.in/) |
| 17. | | “The selected Bidder undertakes to incorporate a company under the Companies Act, 1956 prior to execution of the service agreement which shall be responsible for designing, financing, procurement, installation, operation and maintenance of the Project.....”. It is presumed that Srei Sahaj e-Village Ltd which is already a Special Purpose Vehicle (Company) incorporated under the companies act, 1956 for implementation of e-governance project of Govt. Of India qualifies under this clause. This presumption may kindly be confirmed. | Please refer to clause 1.1.3 and 2.2.5 of the RFQ document |

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| 18. | | <p>“Bids will be invited for the Project on the basis of Annuity Payment (the "Annuity") quoted by a Bidder for implementing the Project”. (Reference: Clause - 1.2.8 of the RFQ). Need to confirm that Annuity Payment means payment to be provided to the bidder on annual basis for support by MoRD or the amount needs to be quoted for the cumulative work to be done by the bidder?</p> | <p>Details will be provided in the RFP document</p> |
| 19. | | <p>MGNREGA Software: We have a full-fledged Data Center of Class III level with a centralized Portal through which all Application Services are rolled out and all CSCs accessing this Portal for all services. Currently we have over 15000 CSCs operational and loading each Laptop with a Client software will be a huge Task in itself and delaying implementation. We would recommend if the MGNREGA software can be WEB enabled and loaded in MORD server centrally. Our Portal will connect/access the MGNREGA software residing in MORD server through APIs. This way all CSCs accesses MGNREGA software and no separate installation is required. This will allow implementation time to be reduced substantially. Security of the Data too is assured since Data is transferred Online instantaneously to MORD on REAL TIME BASIS. However please note since we have the facility and others who do, it will not be applicable for bidders who will have to depend on local Machine loading and manual Data Transfer.</p> | <p>MGNREGA software is already web enabled and loaded on MORD server centrally.</p> |

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| 20. | General | Are any pilots done in MGNREGA in the past? If Yes, Please provide details on the same. Like Locations name, population size, Vendor name, address, contact person and tel, type of technology used, Period, Challenges and solution, Leanings from the pilot. | Details are available on website www.nrega.nic.in . |
| 21. | General | Do we need to take attendance daily for each person? What would be the volume per hand held device? What would be the frequency and time for the attendance of the job card holder? Do we need IN TIME & OUT TIME for the job card holder? | Details will be provided in the RFP document |
| 22. | General | What is NREGASOFT? Kindly provide details on of the OS (Operating System) and method of integration? | Some details are available on website www.nrega.nic.in . Other relevant details will be provided in the RFP. |
| 23. | General | What would be the payment cycle to the job card holder? Please give as much detail and current process followed on the same. | Details will be provided in the RFP document |
| 24. | 1.1.1(iii) | Do we need to provide Longitudinal and Latitudinal number? AND/OR we need to provide the name of the location in GPS? | Details will be provided in the RFP document |
| 25. | General | What about places where the GPRS is not available? How will off line attendance be captured and reported? | Details will be provided in the RFP document |
| 26. | General | Is there any time period or fixed time the hand held terminal to be in the field? | Details will be provided in the RFP document. |

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| 27. | General | Is there any requirement of cash handling envisaged? | No |
| 28. | General | Kindly provide specification of hand held device. | Details will be provided in the RFP document. |
| 29. | General | What is the basis of the annuity payment calculation? | The bidders are expected to do their due diligence. Details will be provided in the RfP document. |
| 30. | 2.2.2(B) | The purpose of putting Networth as a criteria, as per clause 2.2.2(B) of the RFQ, for eligibility is to ensure that the bidder has adequate financial capacity to execute the contract, if awarded. Therefore an Indian company, 100% shares of which have been acquired recently by a large multinational listed on a foreign stock exchange, the Networth as per clause 2.2.2(B) should be that of the parent multinational? Please confirm. | In case the bidder is a single entity the Networth of the entity shall be considered. In case the Bidder is a consortium the Networth of the Lead Member (as defined in the RFQ) shall be considered for the purpose of determining the Financial Capacity of the Applicant. Networth of the parent company shall not be considered. |
| 31. | 2.2.2. (B) | The Applicant shall have a minimum Net Worth (the “Financial Capacity”) at the close of the preceding financial year for each of the States given. PSU’s may be exempted from this Clause | The existing provisions of the RfQ will apply. |
| 32. | 2.2.5. | Where the Applicant is a single entity, it may be required to form an appropriate Special Purpose Vehicle, incorporated under the Indian Companies Act, 1956 (the “SPV”), to execute the Service Agreement and implement the Project. In case of a single bidder whether the implementation can be done through the “ Implementation Unit ” of the Company in place of SPV. Please clarify. | The existing provisions of the RfQ. |

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| 33. | 2.2.2(B) | <p>In case of a Consortium, the combined technical capacity of those Members, who have and shall continue to have an equity share of at least 11% (eleven per cent) each in the Consortium, should satisfy the above conditions of eligibility; In case of a Consortium, the Financial Capacity of the Lead Member should satisfy the above conditions of eligibility; Provided that Lead Member shall, for the entire service period, 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) 7% (seven per cent) of the Total Project Cost specified in the Service Agreement</p> <p>We would hereby like to get clarified what would combine technical capacity mean. Would it mean that all the members should fulfill the minimum required technical eligibility or even if one member fulfills and other members do not have as such, but there combine if fulfilling the minimum required will be treated as eligible.</p> | Any one of the member of the consortium could satisfy the technical capacity requirement for being eligible under this criteria. |
| 34. | As per Clause No. 8, page no 47- | Kindly clarify here the Applicant who holds 100% equity shareholding in the e-Governance and Smart Card projects can be any one member from the consortium | The entities which are bidding should have 100% equity shareholding Any of the members could satisfy the technical capacity requirement |

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| 35. | | <p>The NSIC Ltd. is a Govt. of India Enterprise and working closely with SME units in the country since 1955. Our bid at Govt. sector is exempted from depositing EMD and SD while participating tenders on behalf of our consortia units. We have formed an IT consortium for UID projects. We are also empanelled by UIDAI for biometric data collection work. We want to know whether exemption of EMD/SD is accepted in this tender by you for our company or not.</p> | <p>There would be no exemption from submitting the Bid Security/EMD. The terms of the RfQ would prevail.</p> |
| 36. | 1.1.1 (iii) | <p>Recording transaction data in the field such as biometric attendance at worksite with GPS (Global Positioning System) coordinates and measurement of work in relation to GPS coordinates and as provided in the draft Service Agreement and regular updation of same in the centralized MGNREGA databases as specified by the Authority.</p> <p>What are the specifications of GPS and GIS?</p> <p>Which map to be used, either Google or any other specified map by MoRD?</p> <p>What should be the scale of map resolution 1:x ?</p> | <p>Details to be provided in the RFP document</p> |

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| 37. | 2.2.2(A) | <p>Category III : Successfully implemented at least 3 e-governance projects with any state government / central government / PSUs in last five years in India. The scope of such projects should include development of application software (G2C – government to citizens) and O&M of application software for a minimum period of 1 (one) year ; or</p> <p>Would Biometric and Smart Cards based Rashtriya Swastha Bima Yojana (RSBY) Schemes implemented comply with this category?</p> | Yes, provided it meets the other conditions |
| 38. | | <p>Category IV : Successfully implemented at least 1 smart card based project with personalization solution in India in last 5 years end at date of issue of RFQ, which involves delivery of atleast 3 lakhs smart cards; or</p> <p>A. Would Biometric and Smart Cards based Rashtriya Swastha Bima Yojana (RSBY) Schemes implemented comply with this category?</p> <p>B. Would Smart Card based Financial Inclusion Projects implemented/ being implemented for Banks / State Governments comply with this category?</p> | Yes. However the other conditions spelt out with regard to these smart card project would have to be adhered to as well. |

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| 39. | | <p>Category V : has more than 500 Business Correspondents as defined by RBI; or</p> <p>C. Is it necessary to have a tie up with a Section 25 Company for engaging Business Correspondents?</p> <p>D. Are bidders engaging individuals as BCs directly, complying with RBI guidelines eligible to apply under this category?</p> <p>E. Is it necessary to have consortium with BC company or MOU/ agreement with BC entity is sufficient?</p> | <p>In case the Applicant does not have a requisite Technical Capacity, the Applicant can form a consortium with and entity having such technical capacity. The consortium members should comply with clause 2.2.1 of the RFQ.</p> <p>The bidding entity should meet the criteria thus an MOU is not sufficient</p> |
| 40. | 2.2.29B) | <p>(B) Financial Capacity</p> <p>If an applicant's Net Worth is Rs. 100 Cr. can the applicant select all 32 States or the aggregate Net Worth required for the States selected should not exceed Rs. 100 cr.</p> | <p>Yes, if Applicant's Net Worth is Rs. 100 Cr. it would be deemed to meet financial capacity to bid for all the states.</p> |
| 41. | 2.19.1(g) | <p>Clause (g) contains certificates from its statutory auditors in the formats specified at Appendix-I of the RFQ for each project;</p> <p>Instead of Statutory Auditor's certificates, certificate from any Chartered Accountant may be stipulated, since there have been changes in our Statutory Auditors over the respective financial years.</p> | <p>The existing provisions of the RfQ shall prevail.</p> |

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| 42. | | <p>For Category III Applicant: 1. The Applicant shall submit the certificate from the client or the Applicant's statutory auditor that it has successfully implemented the e-governance project and the scope of the Applicant in the project.</p> <p>For Category IV Applicant: 1. The Applicant shall submit the certificate from the client or the Applicant's statutory auditor that it has successfully implemented the smart card based project with personalization solution.</p> <p>Instead of Statutory Auditor's certificates, certificate from any Chartered Accountant may be stipulated, since there have been changes in our Statutory Auditors over the respective financial years.</p> | The existing provisions of the RFQ shall prevail. |
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| 43. | General | <p>The project is supposed to be done under the "BOO" model, with "annuity" paid by the government. Could you please help me understand how the annuity model will work? How would the government be able to determine the size of the annuity payment to the service provider? It appears that the set up in each state would be a "forever into the future" type of set up with no end date for the project. But still, for the service provider to do some rate of return calculations, we would need to understand how the government would be able to pay and on what basis. Would it be based on the number of workers that have been successfully placed under the scheme? Or would there be some other metrics? Additionally, is the "annuity" payment on a monthly basis? Or is it on an annual basis?</p> | <p>Details will be provided in the Rfp Documents</p> |
| 44. | General | <p>How does the service provider determine the various locations where the service would be offered in a particular state? Depending on the location, one can potentially determine the availability of internet or GPS etc. Also, the number of locations in each state will allow us to determine the investment and the mobilization of the workforce to support the scheme.</p> | <p>Bidders would be advised to do their own due diligence and any mandatory requirements will be provided in the RfP documents.</p> |

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| 45. | General | <p>While ICT is being thought of as the mechanism to reach the unskilled workers regarding job availability, job application and job allocation, are there additional means that the service provider has to employ to take care of this, given that the workers are mostly unskilled and may not be ICT-savvy?</p> | <p>The details of the entire scope of work shall be provided in the Service Agreement to be provided in the RFP stage of the bidding process.</p> |
| 46. | 1.2.1 | <p>Prior to making an Application, the Applicant shall pay to the Authority a sum of Rs. 1,00,000 (Rupees One Lakh only) as the cost of the RFQ document by way of a crossed demand draft drawn in favour of „Pay and Accounts Officer, Ministry of Rural Development“ , payable on any scheduled bank in New Delhi.</p> <p>There is no date mentioned in the RFQ for making this payment? We understand this could be done anytime before Application?</p> | <p>Refer Clause 1.2.1 and 5.1 of the RFQ document.</p> |

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| 47. | 2.2.1 | <p>Conflict of Interest under – Eligibility of Applicants.</p> <p>the Applicant, its Member or Associate (or any constituent thereof) and any other Applicant, its Member or any Associate thereof (or any constituent thereof) have common controlling shareholders or other ownership interest; provided that this disqualification shall not apply in cases where the direct or indirect shareholding of an Applicant, its Member or an Associate thereof (or any shareholder thereof having a shareholding of more than 5% (five per cent) of the paid up and subscribed share capital of such Applicant, Member or Associate, as the case may be) in the other Applicant, its Member or Associate is less than 5% (five per cent)</p> <p>What we understand is that 2 companies which have a common promoter / share holder cannot form a consortium.</p> | <p>2 companies which have a common promoter / share holder can form a consortium</p> |
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| 48. | 2.2.5 | <p>Where the Applicant is a single entity, it may be required to form an appropriate Special Purpose Vehicle, incorporated under the Indian Companies Act, 1956 (the “SPV”), to execute the Service Agreement and implement the Project.</p> <p>Launching an SPV will help to keep the business interests of the ICT projects safe from the liabilities that may arise from the operations of the companies. However we wish to confirm- if we wish to confirm is Single entities will also be required to launch an SPV?</p> | The existing provisions of RFQ shall prevail. |
| 49. | 2.2.5(g) | <p>Members of the Consortium shall enter into separate binding Joint Bidding Agreement/s for each State, substantially in the form specified at Appendix-IV (the “Jt. Bidding Agreement”), for the purpose of making the Application and submitting a Bid in the event of being short-listed. The Jt. Bidding Agreement, to be submitted along with the Application, shall, inter alia</p> <p>We understand the Joint bidding agreement has to be made for each state the consortium decides to bid for? This will separate documents and not one agreement –expressing interests in various states.</p> | Yes, Joint bidding agreement has to be made for each state the consortium decides to apply for. |

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| 50. | 2.5 | <p>Due Diligence and Verification of Information</p> <p>Applicants are encouraged to submit their respective Applications after visiting the Project site and ascertaining for themselves the status of telecom and internet connectivity, implementation status of MGNREGS, enrolment rollout under UIDAI, site conditions, location, surroundings, climate, availability of power, water and other utilities for construction, access to site, handling and storage of materials, weather data, applicable laws and regulations, and any other matter considered relevant by them.</p> <p>Will the Ministry/ or the department help the applicants in executing the due diligence?</p> | <p>No; MORD would not assist the Applicants/ Bidders in the due diligence to be conducted by them.</p> |
| 51. | | <p>“Recording transaction data in the field such as biometric attendance at worksite with GPS (Global Positioning System) coordinates and measurement of work in relation to GPS coordinates and as provided in the draft Service Agreement and regular updation of same in the centralized MGNREGA databases as specified by the Authority.”</p> <ol style="list-style-type: none"> 1. Would request for a detailed description of “Transaction”, what all activities count as Transaction and what do not. 2. Are all Transactions Chargeable? If not, which ones are chargeable, which ones are not? 3. How is the transaction rate fixed, given that it is not a bid parameter? | <p>Details would be provided in the RFP document.</p> |

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| 52. | 1.1.1 | <p>Facilitating ICT (Information and Communication Technology) based application, demand for work, issue of dated receipt of job application and allocation of work to the beneficiaries by the functionaries and any other activity as provided in the draft Service Agreement as specified by the Authority.</p> <ol style="list-style-type: none"> 1. Receipts should be printed in which/ how many languages? 2. Can Thermal printer be used, for printing of receipts, given that the print fades out after a certain period? | Details would be provided in the RFP document. |
| 53. | 1.1.1 | <p>Installation and configuration of application software for the devices and integration with the core application software of NREGASOFT and providing facility management services, both for hardware and software as provided in the draft Service Agreement.</p> <ol style="list-style-type: none"> 1. Will application software be provided by NIC? 2. Can a service provider use proprietary software, instead of NIC application, given that the application would be able to interface seamlessly with NIC application through web services? | Only application software provided by NIC shall be used. |

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| 54. | | <p>The selected Bidder undertakes to incorporate a company under the Companies Act, 1956 prior to execution of the service agreement which shall be responsible for designing, financing, procurement, installation, operation and maintenance of the Project under and in accordance with the provisions of a service agreement (the “Service Agreement”) to be entered into between the Service Provider and the Authority in the form provided by the Authority as part of the Bidding Documents pursuant hereto.</p> <p>Would request for clarification: Will there be separate SPVs for each State, in case a single Service Provider is awarded multiple States?</p> | <p>In accordance with the provisions of the RfQ, in case a single Service Provider is awarded multiple States, a separate SPV for each State may be formed.</p> |
| 55. | | <p>The Service Provider shall not be entitled to levy and charge any user charges from either the registered workers, beneficiaries of MGNREGS, State functionaries or the Gram Panchayats (unless expressly provided for in the draft Service Agreement) for delivery of the Project.</p> <p>Can Service Provider charge for Non - MGNREGA related activities, such as B2C services or other non - MGNREGA G2C services?</p> | <p>Yes, any entity not specifically provided in the RfP to be serviced by the Service Provider can be charged. Further details would be provided in the RFP document.</p> |

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| 56. | | <p>To be eligible for pre-qualification and short-listing, an Applicant shall fulfill the following conditions of eligibility:</p> <p>In case, Service Provider is bidding for multiple States, is the required net - worth a sum of net worth required for each State, or just the maximum of net worth required?</p> | Please refer response to query no 40 |
| 57. | | <p>We request the Authority to consider: The Applicant (individually or with consortium partner) should have Successfully implemented/awarded at least 3 e-governance projects/ICT/MIS projects with any state government / central government / PSUs in last five years in India. The scope of such projects should include development of application software (G2C – government to citizens) and O&M of application software for a minimum period of 1 (one) year or supply of Hardware and maintenance considering the huge scope of hardware in the Project.</p> | The existing provisions of RFQ shall prevail. |
| 58. | General | <p>Will the existing job card holder list, job card holder geographical spread across states and future projections for demand for work, form part of the bid document.</p> | Details would be provided in the RFP document. |
| 59. | General | <p>One time, UIDAI and core banking compliant enrolment Request to provide the related KYR and KYR+ forms for MGNREGA</p> | <p>KYR forms are available at the UIDAI website. KYR+ forms would be decided after discussions with the respective state government.</p> |

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| 60. | General | Facilitating ICT – allocation of work Is the MSP responsible for completion of works undertaken by GP under MGNREGA apart from the e-Muster | Service Provider shall not be responsible for completion of works undertaken by GP. Details would be provided at the RFP stage. |
| 61. | General | The Authority reserves the right of providing the Design for the project at the RFP stage. In case the Design is provided by the Authority, the Project shall be executed on BOT basis. Our understanding is that the present RFP is based on BOO model and if there is a change to BOT model, Authority will issue all the relevant changes to RFP. | Details to be provided at RFP stage . |
| 62. | General | We are addressing for multiple states. Please confirm that one bid security is applicable to all states applied and there is no need to apply with multiple bid securities for other states. Request the authority to clarify. | Details would be provided in the RFP document. |