



UTTAR PRADESH METRO RAIL CORPORATION LIMITED

**Licensing of Kiosk spaces at Metro Stations of
Priority Corridor of UPMRC Network in Kanpur**

TENDER NO: KNPKS-02

TENDER DOCUMENT

November, 2024

UTTAR PRADESH METRO RAIL CORPORATION LTD.

**Administrative Building, Vipin Khand, Gomti Nagar
Near Dr. Bhimrao Ambedkar Samajik Parivartan Sthal,
Lucknow-226010, Uttar Pradesh,
India**

KNPKS-02**CONTENTS**

CHAPTE NO.	DESCRIPTION	PAGE NO.
I.	Notice Inviting Tender (NIT)	1-8
II.	Disclaimer	9
III.	Introduction	10-11
IV.	Terms and Conditions of Offer	12-13
V.	Payment Terms/Details	14-16
VI.	Bid Submission Details & Evaluation	17-28
VII.	Fraud and Corrupt Practice	29-30
ANNEXURE NO.	DESCRIPTION	PAGE NO.
1.	Details of Space(s) to be Licensed along with layouts	31-62
2.	Verification Statement	63
3.	Letter comprising the proposal	64-66
4.	Details of bidder	67
5.	Format for power of attorney for signing of proposal	68
6.	Unconditional acceptance letter	69
7.	Technical Bid Form	70-74
8.	Account Detail of Bidder for Refund of Bid Security	75
9.	List of Usage of Banned/Negative List	76
10.	Penalty for Infractions	77
11.	Undertaking for Downloaded Tender Document/Addendum	78
12.	Draft License Agreement	79-172

I. NOTICE INVITING TENDER (NIT)**A. GENERAL**

1. Uttar Pradesh Metro Rail Corporation Ltd. (UPMRC) is a Special Purpose Vehicle (SPV) set up by the Government of Uttar Pradesh and the Government of India as a joint venture. This is one of the most ambitious Mass Rapid Transit System (MRTS) projects of the Government which has been executed and operated well within the sanctioned budget and within an extremely compressed deadline. It has achieved the distinction of being the fastest Metro Project construction which has ever happened in this country.
2. UPMRC has also been entrusted with the responsibility of Kanpur and Agra Metro Rail projects and the construction of these metro projects is presently in full swing. Opening of the Kanpur Metro Priority stretch on 28.12.2021, consisting of nine stations from IIT Kanpur to Motijheel metro station, has brought a world class travel experience within the reach of residents of Kanpur. On the opening of the full stretch from IIT Kanpur to Naubasta, 'Ridership' of Kanpur Metro is projected to be high.
3. In order to fulfill its mandate to raise revenue from non-fare box sources and to provide passengers amenities at Metro stations, Uttar Pradesh Metro Rail Corporation (UPMRC) invites open bids from applicants for **“Licensing of Kiosk spaces at Metro Stations of Priority Corridor of UPMRC Network in Kanpur.”**

4. Key Details:

i.	Bid No.	KNPKS-02
ii.	License Period	3 years
iii.	Bid documents on sale	From 05.12.2024 (from 11:00 hrs) to 30.01.2025 (up to 15:00 hrs.) on e-tendering website https://etenders.gov.in/eprocure/app Bid document can only be obtained online on the website https://etenders.gov.in/eprocure/app
iv.	Cost of bid document* (Non Refundable)	Rs. 5900/- (inclusive of 18% GST) Payment of cost of bid document is to be made through RTGS, NEFT & IMPS (*details of the bank account of UPMRC are mentioned below.) The tenderers are required to upload scanned copies of transaction of payment of cost of bid document including e-receipt (clearly indicating UTR No. & tender reference i.e. KNPKS-02 must be entered in the remarks at the time of online transaction of payment). (Copy of GST registration no. to be provided along with tender/bid document cost)

v.	Bid Security*	<p>Bid Security can be submitted either through RTGS/NEFT or IMPS.</p> <p>Bidder shall have to deposit Bid Security amount for each space, as per clause 6 of NIT, in which the bidder is interested.</p>
vi.	Last date of Seeking Clarification	<p>03.01.2025 (18:00 Hrs)</p> <p>Tenderers to note that seeking clarification on the tender shall be done by sending it on e-tendering portal only. Seeking clarification by fax or post will not be considered.</p> <p>Queries/clarifications from tenderers after due date and time shall not be acknowledged.</p>
vii.	Pre-Bid meeting	<p>03.01.2025 (15:00 Hrs)</p> <p>The Pre-bid meeting shall be conducted through video conferencing by software apps such as Google Meet, Microsoft Team etc. All prospective bidders who have made online payment towards the cost of bid document shall have to provide the details of the person(s) (maximum up to two) who will be participating in such virtual meeting at least one day before the meeting to the registered official email of employer i.e. cecontract@upmrc.co.in/cecontractlmrc@gmail.com alongwith scanned copy of transaction of payment of cost of bid document, including e-receipt (clearly indicating UTR No. and tender reference i.e. KNPKS-02 so that links having details such as software, meeting ID, password etc. can be mailed to these persons before the scheduled virtual pre- bid meeting.</p>
viii.	Date & time of Submission of Tender	<p>Tender submission start date: 23.01.2025 (11:00 hrs).</p> <p>Tender submission end date: 30.01.2025 (15:00 hrs).</p>
ix.	Date & time of opening of Bid/Tender (Technical Bid)	31.01.2025 (15:00 Hrs).
x.	Date & time of opening of Bid/Tender (Financial Bid)	Will be notified after the technical bid opening process.
xi.	Validity of Bid document	180 days from tender submission end date.
xii.	Authority, seeking any clarifications	<p style="text-align: center;">Chief Engineer / Contract, Uttar Pradesh Metro Rail Corporation, Administrative Building, Near Dr. Bhimrao Ambedkar Samajik Parivartan Sthal, Vipin Khand, Gomti Nagar, Kanpur – 226010. https://etenders.gov.in/eprocure/app (Email: cecontract@upmrc.co.in/cecontractlmrc@gmail.com)</p>

- **Cost of Tender document and tender Security/EMD shall be submitted by the bidders except Micro and Small Enterprises (MSEs) as defined in MSE Procurement Policy issued by Department of Micro, Small, and Medium Enterprises (MSME) or are registered with Central Purchase Organisation.**
- Cost of Bid Document as mentioned in 4 (iv) above and Bid Security amount as per Clause 6 of Chapter 1 of NIT shall be accepted through RTGS/ NEFT/ IMPS in following account-

Bank Account in name of	UPMRCL (Kanpur Project)
Bank Account No	50100301966502
Name of Bank	HDFC Bank
IFSC CODE	HDFC0001267
BRANCH	6, SAPRU MARG, HAZRATGANJ, LUCKNOW

5. Eligible Applicants:

- (i) Tenders for this contract will be considered only from those tenderers (proprietorship firms, partnerships firms, companies, corporations, who meet requisite eligibility criteria prescribed in the Clause 7 below. Joint Ventures/Consortiums are not allowed to participate in the bidding process.
- (ii) A tenderer shall submit only one bid in the same tendering process.
- (iii) Tenderers shall not have a conflict of interest. All Tenderers found to have a conflict of interest shall be disqualified. Tenderers shall be considered to have a conflict of interest with one or more parties in this bidding process, if:
 - a) a tenderer has been engaged by the Employer to provide consulting services for the preparation related to procurement for on implementation of the project;
 - b) a tenderer is any associates/affiliates (inclusive of parent firms) mentioned in subparagraph (a) above; or
 - c) a tenderer lends, or temporarily seconds its personnel to firms or organizations which are engaged in consulting services for the preparation related to the procurement for or implementation of the project, if the personnel would be involved in any capacity on the same project.
- (iv) The tenderer/applicant must not have been blacklisted or debarred as on the due date of submission of bid by Government of India/ State Government/ Government undertaking from participating in the tenders. The tenderer shall submit a "Verification Statement" to this effect as per proforma placed at Annexure-2.

- (v) Suitable financial/technical strength as per Clause 7 of NIT and an aptitude is essential to fall in line and match with the aesthetics and standards for conduct of business demonstrated by UPMRC on its Metro stations.
- (vi) One can bid for any single/ multiple/all kiosk spaces together offered under this tender.
- (vii) The Commercial spaces offered in this tender are considered ideal for F & B (food & beverages), Retail and services except banned items/ negative list given in Annexure-9 of bid document.

6. The Details of kiosk Spaces along with approximate area and bid security is tabulated below:

S.No.	Kiosk No.	Metro Station	Location	Area (Sq.Ft.)	Proposed Bid Security (in Rupees)
1	02-IK-01K	IIT Kanpur	Ground floor	97	71631
2	02-IK-02K	IIT Kanpur	Ground floor	129	95508
3	02-KL-01K	Kalyanpur	Ground floor	129	55395
4	02-KL-02K	Kalyanpur	Ground floor	86	37248
5	02-KL-03K	Kalyanpur	Ground floor	58	30563
6	02-KL-04K	Kalyanpur	Ground floor	48	24832
7	02-KL-05K	Kalyanpur	Ground floor	129	55395
8	02-KL-06K	Kalyanpur	Ground floor	86	37248
9	02-KL-07K	Kalyanpur	Ground floor	86	37248
10	02-KL-08K	Kalyanpur	Ground floor	86	37248
11	02-KL-09K	Kalyanpur	Ground floor	86	37248
12	02-KL-10K	Kalyanpur	Ground floor	86	37248
13	02-SP-01K	SPM Hospital	Ground floor	65	24832
14	02-SP-02K	SPM Hospital	Ground floor	172	54440
15	02-SP-03K	SPM Hospital	Ground floor	65	24832
16	02-SP-04K	SPM Hospital	Ground floor	65	24832

17	02-SP-05K	SPM Hospital	Ground floor	65	24832
18	02-SP-06K	SPM Hospital	Ground floor	65	24832
19	02-VW-01K	CSJM University	Ground floor	48	35338
20	02-VW-02K	CSJM University	Ground floor	48	35338
21	02-VW-03K	CSJM University	Ground floor	48	35338
22	02-VW-04K	CSJM University	Ground floor	48	35338
23	02-VW-05K	CSJM University	Ground floor	39	28652
24	02-VW-06K	CSJM University	Ground floor	39	28652
25	02-GD-01K	Gurudev Chauraha	Ground floor	86	60170
26	02-GT-01K	Geeta Nagar	Ground floor	65	68766
27	02-GT-02K	Geeta Nagar	Ground floor	65	68766
28	02-GT-03K	Geeta Nagar	Ground floor	65	68766
29	02-GT-04K	Geeta Nagar	Ground floor	65	68766
30	02-GT-05K	Geeta Nagar	Ground floor	43	45844
31	02-GT-06K	Geeta Nagar	Ground floor	24	25787
32	02-GT-07K	Geeta Nagar	Ground floor	24	25787
33	02-MT-01K	Motijheel	Ground floor	48	28652

7. Minimum Eligibility Criteria:

For demonstrating Technical & Financial Capacity, the Bidder shall satisfy each of the following criteria as tabulated below:-

Technical Capacity	Financial Capacity
Bidder must be operating at least One(1) kiosk**/company/brand Outlet for atleast the period of One (1) year.	Bidder shall have Annual Turnover from its business of not less than INR 5,00,000/- (INR Five Lakh Rupees Only) for atleast 1 year out of the last 3 financial years.

* The shop/kiosk must be operational at any Railway Station/ Bus Station/ Airport/ Mall/ Shopping complex etc. The bidder must submit proof of operating such a shop in the form of Lease Agreement/ Letter of Award/ Electricity bill or any CA certified certificate.

7.1 Any bidder willing to open an outlet of a company/brand through a franchisee model will also be eligible subject to fulfilling following conditions-

- (i) Company/Brand of whose outlet bidder is proposing to be opened through franchisee model should meet the above-mentioned eligibility criteria.
- (ii) Bidder should submit along with its offer tender specific authorization/Franchisee certificate/Letter of Interest from the authorized signatory of the company/brand of whose outlet bidder is intending to open.
- (iii) Documentary evidence for the technical & financial credentials of the brand meeting the eligibility criteria needs to be submitted by the bidder on the letter head of the brand owning company along with the technical offer.

In exceptional case, UPMRC at its sole discretion may permit change of company/ brand proposed by the franchise subject to all prescribed requirements of this tender being met satisfactorily by the bidder and the new company/ brand should be atleast similar or better. Any such requirement for change in company/ brand by the franchisee must be supported by valid grounds for making such a request.

- 7.2 (i) Any bidder who is a Dealer or Retailer of reputed brand/company will also be eligible subject to fulfilling following conditions-
- a. The proposed outlet should deliver an attractive in-store experience to customers at a level associated with reputed brands. The exclusive features of such non brand stores include proper lighting, appealing colourful schemes, fixtures, relevant décor and displays, superior signages, workplace dress code, cleanliness, hygiene etc.
 - b. The proposed outlet should have various tangible and intangible attributes in order to create/ develop awareness, identity and reputation of product/ quality of service/ organization. The outlet must include strategic initiatives on outlet design/ product innovation so as to have a powerful influence on sensory appeal (e.g., how products tastes, outlet aesthetic etc.) and on the remembered satisfactions of the experience so as to drive repeat visits and attract new customers.

(ii) Dealer or Retailer of reputed brands must submit:-

- a. Details of proposed outlets supported by architectural drawings/ models etc.
- b. Dealership/ Retailer certificate of brand/company.

(iii) The proposal for non-branded outlet, not meeting the requirements of note (i) & (ii) above or not supported by adequate details, is liable to be rejected.

- The tenderer shall submit details of Technical Capacity, in the Performa of Annexure-7 & 7(A). Documentary proof such as certificates from client clearly indicating the nature/scope of work, or any other documentary proof should be submitted. The offers submitted without this documentary proof shall not be evaluated.
- The Bidder shall furnish the data for Financial Capacity in the prescribed format as per Annexure-7 & 7(B). The financial data in the prescribed format shall be certified by Chartered Accountant with his stamp and signature. Copies of Balance sheet (as applicable) for last three financial year shall also be provided.
- If a brand is quoting directly or in case of bidder quoting through franchise model, then Annexure 7A & 7B is mandatorily to be submitted along with the technical offer failing which the offer may be rejected. The franchise also needs to submit the tender specific authorization/ Franchisee certificate/Letter of Interest from the authorized signatory of the company/brand of whose outlet bidder is intending to open, specifically stating that their brand meets the requisite eligibility criteria

(both Technical & Financial) of the tender.

8. Bidder has to submit/upload all Forms, Annexes, along with supporting documents as per Clause 3.1 of Chapter 6 of RFP along with the Technical Proposal.
9. Bids shall be accompanied with proper Bid Security amount for each space which the bidder has quoted. Applications received without bid security shall be summarily rejected.

10. Brief Description of Selection Process:-

- a) UPMRC has adopted a two packet selection process (the “Selection Process”) in evaluating the Proposals, comprising Technical and Financial Proposals to be submitted as per the tender document. After receipt of Proposals, a technical evaluation will be carried out as specified in Clause 16 of Chapter 6 of RFP. Based on this technical evaluation, a short-list of Qualified Bidders shall be prepared. Thereafter, the evaluation of Financial Proposal submitted by the Qualified Bidders will be carried out as specified in Clause 17 of Chapter 6 of RFP. Financial Proposals will finally be ranked and the Bidder who quoted highest Minimum Monthly License Fee for the space (s) in the BOQ excel file shall be selected for award of License.
- b) The License model shall be Minimum Monthly License Fee quoted by bidder for the space subject to escalation every year.

11. General information on e-tendering

- 11.1 The intending tenderers must be registered on e-tendering portal <https://etenders.gov.in/eprocure/app>. Those who are not registered on the e-tendering portal shall be required to get registered beforehand. After registration, the tenderer will get user id and password. On login, tenderer can participate in tendering process and can witness various activities of the process.
- 11.2 The authorized signatory of intending tenderer, as per Power of Attorney (POA), must have valid Class-III digital signature. The Bid document/RFP can only be downloaded or uploaded using Class-II or Class-III digital signature. However, the tenderer shall upload their tender on <https://etenders.gov.in/eprocure/app> using class-II or class-III digital signature of the authorized signatory only.
- 11.3 Tender submissions shall be done online on <https://etenders.gov.in/eprocure/app> after uploading the mandatory scanned documents towards cost of bid documents and bid security such as scanned copies of transaction of payment i.e. RTGS, NEFT & IMPS against the bid document cost amount and Bid Security amount and other documents as stated in the bid document. Instructions for on-line bid submission are furnished hereinafter.

More information useful for submitting online bids on the CPP Portal may be obtained at: <https://etenders.gov.in/eprocure/app>.

- 11.4 Submission of Tenders shall be closed on e-tendering website of employer at the date & time of submission prescribed in NIT after which no tender/bid shall be accepted. It shall be the responsibility of the tenderer to ensure that his tender/bid is submitted online on e-tendering website <https://etenders.gov.in/eprocure/app> before the deadline of submission. The Employer shall not be responsible for any delay, difficulties and/or inaccessibility of the downloading and/or uploading facility from the e-procurement portal for any reason whatsoever.
- 11.5 Tenderers are requested to visit e-tendering portal <https://etenders.gov.in/eprocure/app> regularly for any Employer’s issued clarifications, addendum, corrigendum and/or due date extensions

12. UPMRC reserves the right to accept or reject any or all proposals without assigning any reasons. No tenderer shall have any cause of action or claim against the UPMRC for rejection of his proposal.
13. In case at a subsequent date the successful bidder/licensee is found to have been banned for business as given above, UPMRC shall be at liberty to and have full right to cancel the allotment of license for the space allotted and forfeit the interest free security deposit after adjusting any dues payable by the licensee.
14. Bids will be evaluated kiosk wise in favour of H-1 bidder.
15. This NIT has been prepared with a view to provide relevant information; parties may do their own due diligence; UPMRC shall not be liable with regards to its accuracy, reliability or completeness.
16. In case of any grievances/complaints regarding this tender or to obtain information/clarification, please contact:

Chief Engineer / Contract,

Uttar Pradesh Metro Rail Corporation Ltd.,
Administrative Building, Near Dr. Bhimrao
Ambedkar Samajik Parivartan Sthal,
Vipin Khand, Gomti Nagar
Lucknow – 226010.

Email:- cecontract@upmrcl.com/cecontractlmrc@gmail.com