



Standard Set of Deviations for Expression of Interest for Empanelment of Training Partners for  
Conducting Recognition of Prior Learning of Registered MBOCWW Construction Workers

Sr. No	EOI Section No.	EOI Name	Section	EOI Page No.	EOI Clause	Response
1.	1.7	Events and Dates	and	12	Last date for online submission of Proposal : Up to 07.09.2021, Time: 05:00 PM Technical Proposal Opening Date & Time: 08.09.2021, Time: 12:00 PM	Revised clause to be read as: Last date for online submission of Proposal: <b>Up to 16.09.2021, Time: 05:00 PM</b> Technical Proposal Opening Date & Time: <b>17.09.2021, Time: 12:00 PM</b>



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1.	1.7	Events and Dates	12	Last date for online submission of Proposal : Up to 07.09.2021, Time: 05:00 PM Technical Proposal Opening Date & Time: 08.09.2021, Time: 12:00 PM	Revised clause to be read as: Last date for online submission of Proposal: <b>Up to 16.09.2021, Time: 05:00 PM</b> Technical Proposal Opening Date & Time: <b>17.09.2021, Time: 12:00 PM</b>
2.	1.8	Other Important Information Related to Proposal Submission: Earnest Money Deposit (EMD) – Online or Bank Guarantee	13	Rs. 50,00,000 (Rupees Fifty Lakhs Only through Online Payment or Bank Guarantee from Nationalized Bank).	Revised clause to be read as: Earnest Money Deposit (EMD) – Online or Bank Guarantee. Rs. 50,00,000 (Rupees Fifty Lakhs Only through Online Payment or Bank Guarantee <b>from Scheduled Public Sector Banks &amp; Scheduled Private Sector Banks as per Annexure 4.10 Form 10: Format for EMD Bank Guarantee</b> ). <b>Udyam registered Organizations will be exempted from payment of EMD on submission of valid and applicable certificate</b>
3.	2.4	Scope of Work: 2.4; Point 1	16	RPL Type: Employer's Premise	Revised clause to be read as: RPL Type: <b>Type 1 Camp</b>
4.	2.4	Scope of Work: 2.4; Point 1	16	RPL on-site at an Employer's premise or Project Site/ location where an infrastructure project is going on etc.	Revised clause to be read as: RPL on-site at an Employer's premise or Project Site / location where an infrastructure project is going on / <b>Type 1 Camps</b>
5.	2.5.1	Survey and Finalization of Location for Training Camps	18	Construction sites and workers gathering sites identified by Training Partner shall be put up for approval by MBOCWW board.	Revised clause to be read as: Construction sites / workers gathering sites / <b>Type 1 Camp</b> identified by Training Partner shall be put up for approval by MBOCWW board.
6.	2.9	Payment Terms and Invoicing	20	1. The Payment (inclusive of Training Cost and Post Training Assessment Cost) shall be done to Training Partner as per actuals on monthly basis, on number of	Revised clause to be read as: <b>1. The payment shall be done as per actuals on monthly basis, on number of Successful Certified Candidates for Training Program</b>



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					Successful Certified Candidates for Training Program carried out by the Training Partner.	<b>carried out by the Training Partner. 2. Post Training Assessment Cost shall be paid directly to Assessment Agency by MBOCWW Board as per actuals on monthly basis for all assessment conducted</b>
7.	3.4.1	Pre-Qualification Criteria PQ 1		26	The Respondent or All Members in the Consortium (in case of Consortium) shall be “A Company registered in India under the Companies Act 1956 or 2013 or The LLP Act 2008 since last 3 years.”  Documents to be submitted: Certificate of Incorporation or Registration.	Revised Clause to be read as: The Respondent or All Members in the Consortium (in case of Consortium) <b>shall be a legal entity in India since last 5 years.</b>  Documents to be submitted: <b>Copy of Certificate of Incorporation/ Registration / Registered Partnership Deed. Documents must clearly mention Skill development activities permissible under type of legal registration.</b>
8.	3.4.1	Pre-Qualification Criteria PQ 3		27	The Respondent must have experience of successfully completed work for “Conducting Training or Skill Development programs for at least 7000 candidates in one project in Government Organizations in India in the last 5 years ending 31st July, 2021”, as below.  Documents to be submitted: Copy of Work Order and Client Certificate or Certificate from Statutory Auditor”	Revised clause to be read as: The Respondent must have experience of successfully completed work for “Conducting Training or Skill Development programs for at least 7000 candidates in one project in Government Organizations in India in the last 5 years ending 31st July, 2021”, as below.  Documents to be submitted: Copy of Work Order and Client Certificate or Certificate from Statutory Auditor <b>or a practicing Chartered accountant”</b>
9.	3.4.1	Pre-Qualification Criteria Point 5		30	The Respondent must have a valid accreditation or direct contract with NSDC / MSSDS /SSC or any Central	Revised clause to be read as: The Respondent must have a valid accreditation or direct contract with



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					<p>/ State Government Organization involved in Skill Training.</p> <p>Documents to be submitted: Copy of valid certificates, from Accrediting Organization, signed and stamped by the Authorized Signatory of the Respondent.</p>	<p>NSDC / MSSDS / SSC or any Central / State Government Organization involved in Skill Training.</p> <p>Documents to be submitted: Copy of valid certificates, from Accrediting Organization, signed and stamped by the Authorized Signatory of the Respondent or <b>copy of agreement</b></p>
10.	3.4.1	Pre-Qualification Criteria, PQ 7		27	The Respondent or All Members in the Consortium (in case of Consortium) must have GST registration certificate as on last date of submission.	<p>Revised clause to be read as: The Respondent or All Members in the Consortium (in case of Consortium) must have GST registration certificate as on last date of submission <b>or submit applicable documents as per GST Act and Rules.</b></p>
11.	3.4.2	Evaluation Framework TE 2.1		29	<p>The Respondent must have experience of successfully completed work for “Conducting Training or Skill Development programs in Government Organizations in India in the last 5 years ending 31st July, 2021”, as below.</p> <p><b>Marks</b> No. of Training or Skill Development programs having more than 7000 candidates 1 Projects 6 2 Projects 8 3 Projects and more projects 10</p> <p>Documents to be submitted: Copy of Work Order and Client Certificate or Certificate from Statutory Auditor. The supporting</p>	<p>Revised clause to be read as: The Respondent must have experience of successfully completed work for “Conducting Training or Skill Development programs in Government Organizations in India in the last 5 years ending 31st July, 2021”, as below.</p> <p>Marks No. of Training or Skill Development programs having more than 7000 candidates 1 Projects 6 2 Projects 8 3 Projects and more projects 10</p> <p>Documents to be submitted: Copy of Work Order and Client Certificate or Certificate from Statutory Auditor <b>or a practicing Chartered Accountant.</b> The supporting documents shall</p>



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				documents shall mandatorily mention the Quantity and duration of the contract.	mandatorily mention the Quantity and duration of the contract.
12.	3.4.2	Evaluation Framework TE 2.2	30	<p>The Respondent must have experience of successfully completed work for “Conducting Training or Skill Development programs for Unorganized Sector or Construction Workers in Government Organizations or Private Organizations in India in the last 5 years ending 31st July, 2021”, as below.</p> <p><b>Marks</b></p> <p>No. of Training or Skill Development programs for Unorganized Sector or Construction Workers</p> <p>1 Project 10 2 Projects 12 3 Projects and more 15</p> <p>Documents to be submitted: Copy of Word Order and Client Certificate or Certificate from Statutory Auditor</p>	<p>The Respondent must have experience of successfully completed work for “Conducting Training or Skill Development programs for Unorganized Sector or Construction Workers in Government Organizations or Private Organizations in India in the last 5 years ending 31st July, 2021”, as below.</p> <p><b>Marks</b></p> <p>No. of Training or Skill Development programs for Unorganized Sector or Construction Workers</p> <p>1 Project 10 2 Projects 12 3 Projects and more 15</p> <p>Documents to be submitted: Copy of Word Order and Client Certificate or Certificate from Statutory Auditor <b>or a practicing Chartered Accountant</b></p>
13.	3.4.2	Evaluation Framework TE 2.3	30	<p>Experience of successfully completed work for “Conducting Training or Skill Development programs in Government Organizations in India in the last 5 years ending 31st July, 2021”, as below.</p> <p><b>Marks</b></p> <p>No. of Candidates covered under 1</p>	<p>Experience of successfully completed work for “Conducting Training or Skill Development programs in Government Organizations in India in the last 5 years ending 31st July, 2021”, as below.</p> <p><b>Marks</b></p> <p>No. of Candidates covered under 1 project</p>



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					<p>project of Training or Skill Development programs 7000 Candidates to 25,000 Candidates 25,000 Candidates to 50,000 Candidates 50,000 Candidates and more</p> <p>Documents to be submitted: Copy of Work Order and Client Certificate or Certificate from Statutory Auditor. The supporting documents shall mandatorily mention the Quantity and duration of the contract.</p>	<p>of Training or Skill Development programs 7000 Candidates to 25,000 Candidates 25,000 Candidates to 50,000 Candidates 50,000 Candidates and more</p> <p>Documents to be submitted: Copy of Work Order and Client Certificate or Certificate from Statutory Auditor <b>or a practicing Chartered Accountant.</b> The supporting documents shall mandatorily mention the Quantity and duration of the contract.</p>
14.	3.4.2	Evaluation Framework TE 2.4		31	<p>The Respondent must have experience of successfully completed work of at least 1 Training or Skill Development programs in Government Organizations in Maharashtra in the last 5 years ending 31st July, 2021”, as below.</p> <p><b>Marks</b> No. of Training or Skill Development programs in Maharashtra At least 1 Project 10</p> <p>Documents to be submitted: Copy of Work Order and Client Certificate or Certificate from Statutory Auditor</p>	<p>The Respondent must have experience of successfully completed work of at least 1 Training or Skill Development programs in Government Organizations in Maharashtra in the last 5 years ending 31st July, 2021”, as below.</p> <p><b>Marks</b> No. of Training or Skill Development programs in Maharashtra At least 1 Project 10</p> <p>Documents to be submitted: Copy of Work Order and Client Certificate or Certificate from Statutory Auditor <b>or a practicing Chartered Accountant.</b></p>
15.	3.4.2	Evaluation Framework, TE 2.5		34	<p>The Respondent must have SSC certified trainers</p>	<p>Revised clause to be read as: The Respondent must have SSC certified trainers</p>



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					<p><b>Marks</b></p> <p>Number of SSC Certified Trainers</p> <p>30 to 40 Trainers 6</p> <p>40 to 50 Trainers 8</p> <p>More than 50 Trainers 10</p> <p>Documents to be submitted: Copy of valid certificates signed and stamped by the Authorized Signatory of the Respondent.</p>	<p>Marks</p> <p>Number of SSC Certified Trainers</p> <p>30 to 40 Trainers 6</p> <p>40 to 50 Trainers 8</p> <p>More than 50 Trainers 10</p> <p>Documents to be submitted: Copy of SSC issued certificates.</p> <p><b>In case SSC certificates are under renewal, respondent may submit undertaking on its Letter head mentioning that all the trainers shall have valid certifications before award of contract, failing which empanelment may be cancelled.</b></p>
16.	3.4.2	Evaluation Framework TE 3.1		34	<p>The Respondent must have a valid accreditation or direct contract with NSDC / MSSDS /SSC or any Central / State Government Organization involved in Skill Training.</p> <p><b>Marks</b></p> <p>Number of years of accreditation with NSDC / MSSDS /SSC</p> <p>1 Year to 2 Year 6</p> <p>2 Year to 3 Year 8</p> <p>More than 3 Year 10</p> <p>Documents to be submitted: Copy of valid certificates signed and stamped by the Authorized Signatory of the Respondent.</p>	<p>Revised clause to be read as: The Respondent must have a valid accreditation or direct contract with NSDC / MSSDS /SSC or any Central / State Government Organization involved in Skill Training.</p> <p><b>Marks</b></p> <p>Number of years of accreditation with NSDC / MSSDS /SSC</p> <p>1 Year to 2 Year 6</p> <p>2 Year to 3 Year 8</p> <p>More than 3 Year 10</p> <p>Documents to be submitted: Copy of valid certificates, from Accrediting Organization, signed and stamped by the Authorized Signatory of the Respondent or <b>copy of agreement</b></p>



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17.	3.4.3	Consortium	32		Revised Clause to be read as:  <b>Consortium Members shall submit Consortium agreement as per Annexure 4.9 Form 9: Consortium Agreement</b>





### **Annexure 4.9 Form 9: Consortium Agreement**

Whereas the Maharashtra Building And Other Construction Workers Welfare Board has invited applications from interested parties for “Invitation for Expression of Interest for Empanelment of Training Partners for Conducting Recognition of Prior Learning of Registered MBOCWW Construction Workers”

Whereas....., And.....

(Collectively “Consortium”) being Members of the Consortium are interested in EOI for the Project in accordance with the terms and conditions of the Expression of Interest (EOI document) and other connected documents in respect of the Project, and

Whereas, it is necessary for the Members of the Consortium to designate one of them as the Lead Member with all necessary power and authority to do for and on behalf of the Consortium, all acts, deeds and things as may be necessary in connection with the Consortium’s bid for the Project and its execution.

#### **NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS**

We,..... Having our Registered office at  
M/s, ..... Having our Registered office at  
(hereinafter collectively referred to as the “Principals”) do hereby irrevocably designate, nominate, constitute, appoint and authorize M/s.....having its registered office at  
..... , being one of the Members of the Consortium, as the Lead Member and true and lawful attorney of the Consortium (hereinafter referred to as the “Attorney”). We hereby irrevocably authorize the Attorney (with power to sub-delegate) to conduct all business for and on behalf of the Consortium and any one of us during the EOI process and, in the event the Consortium is awarded the concession/contract, during the execution of the Project and in this regard, to do on our behalf and on behalf of the Consortium, all or any of such acts, deeds or things as are necessary or required or incidental to the pre-qualification of the Consortium and submission of its bid for the Project, including but not limited to signing and submission of all applications, bids and other documents and writings, participate in bidders and other conferences, respond to queries, submit information/ documents, sign and execute contracts and undertakings consequent to acceptance of the bid of the Consortium and generally to represent the



Consortium in all its dealings with the MBOCWWB, and/ or any other Government Agency or any person, in all matters in connection with or relating to or arising out of the Consortium's bid for the Project and/ or upon award thereof till the Concession Agreement is entered into with the MBOCWWB.

AND hereby agree to ratify and confirm and do hereby ratify and confirm all acts, deeds and things done or caused to be done by our said Attorney pursuant to and in exercise of the powers conferred by this Power of Attorney and that all acts, deeds and things done by our said Attorney in exercise of the powers hereby conferred shall and shall always be deemed to have been done by us/ Consortium.

IN WITNESS WHEREOF WE THE PRINCIPALS ABOVE NAMED HAVE EXECUTED THIS POWER OF ATTORNEY ON THIS..... DAY OF..... , 20....

For

(Signature)

----- (Name & Title)

For

(Signature)

----- (Name & Title)

Witnesses:

1.

2.

(Executants)

(To be executed by all the Members of the Consortium)

**Notes:**

- *The mode of execution of the Power of Attorney should be in accordance with the procedure, if any, laid down by the applicable law and the charter documents of the executants(s) and when it is so required, the same should be under common seal affixed in accordance with the required procedure.*
- *Also, wherever required, the Bidder should submit for verification the extract of the charter documents and documents such as a board or shareholders'*



- *resolution/power of attorney in favour of the person executing this Power of Attorney for the delegation of power hereunder on behalf of the Bidder.*
- *For a Power of Attorney executed and issued overseas, the document will also have to be legalized by the Indian Embassy and notarized in the jurisdiction where the Power of Attorney is being issued. However, the Power of Attorney provided by Bidders from countries that have signed The Hague Legislation Convention, 1961 are not required to be legalized by the Indian Embassy if it carries a conforming Apostle certificate.*



### **Annexure 4.10 Form 10: Format for EMD Bank Guarantee**

To,  
Secretary cum CEO, MBOCWW Board,  
MMTC House,  
5th Floor, C-22, E Block, BKC,  
Bandra (E), Mumbai-51

Whereas <Name of the bidder> (hereinafter called 'the Bidder') has submitted the bid for Submission of EOI # <EOI Number> dated <Date> for **“Invitation for Expression of Interest for Empanelment of Training Partners for Conducting Recognition of Prior Learning of Registered MBOCWW Construction Workers”** (hereinafter called "the Bid") to Maharashtra Building & Other Construction Workers' Welfare Board. Know all Men by these presents that we are having our office at <Address> (hereinafter called "the MBOCWWB") are bound unto the <<SDA>> (hereinafter called "the Purchaser") in the sum of Rs. <Amount in figures> (Rupees <Amount in words> only) for which payment well and truly to be made to the said Purchaser, the Bank binds itself, its successors and assigns by these presents. Sealed with the Common Seal of the said Bank this <Date>

The conditions of this obligation are:

1. If the Bidder having its bid withdrawn during the period of bid validity specified by the Bidder on the Bid Form; or
2. If the Bidder, having been notified of the acceptance of its bid by the Purchaser during the period of validity of bid
  - (a) Withdraws his participation from the bid during the period of validity of bid document; or
  - (b) Fails or refuses to participate in the subsequent Tender process after having been short listed;

We undertake to pay to the Purchaser up to the above amount upon receipt of its first written demand, without the Purchaser having to substantiate its demand, provided that in its demand the Purchaser will note that the amount claimed by it is due to it owing to the occurrence of one or both of the two conditions, specifying the occurred condition or conditions.

This guarantee will remain in force up to <insert date> and including <extra time over and above mandated in EOI> from the last date of submission and any; demand in respect thereof should reach the Bank not later than the above date.

**NOTWITHSTANDING ANYTHING CONTAINED HEREIN:**



- I. Our liability under this Bank Guarantee shall not exceed Rs. <Amount in figures> (Rupees <Amount in words> only)
- II. This Bank Guarantee shall be valid up to <insert date>)
- III. It is condition of our liability for payment of the guaranteed amount or any part thereof arising under this Bank Guarantee that we receive a valid written claim or demand for payment under this Bank Guarantee on or before <insert date>) failing which our liability under the guarantee will automatically cease.

(Authorized Signatory of the Bank) Seal:

Date:



**Corrigendum No. 3**

Sr. No	EOI Section No.	EOI Section Name	EOI Page No.	EOI Clause/ Corrigendum No. 1	Response
1.	3.4.1	Pre-Qualification Criteria PQ 1	26	<p>The Respondent or All Members in the Consortium (in case of Consortium) shall be a legal entity in India since last 5 years.</p> <p>Documents to be submitted: Copy of Certificate of Incorporation/ Registration / Registered Partnership Deed. Documents must clearly mention Skill development activities permissible under type of legal registration.</p>	<p>Revised Clause to be read as: The Respondent or All Members in the Consortium (in case of Consortium) <b>shall be a legal entity in India since last 3 years.</b></p> <p>Documents to be submitted: <b>Copy of Certificate of Incorporation / Registration / Registered Partnership Deed.</b> <b>In case of Trust / Society Registration, documents must clearly mention Skill development activities permissible under type of legal registration.</b></p>