

PRE BID CLARIFICATION

“Design, Supply, Installation, Integration, Testing & Commissioning of Metal Hydride technology based Green Hydrogen Storage System and Fuel Cell based Power Generation for Port Applications at Deendayal Port Authority, Kandla.”

Tender No.: CME/Circle Office/1963/MHFC/2025 – II

Pre-bid Meeting: 23-03-2026 at 16:00 Hrs. in the Chamber of Chief Mechanical Engineer at A.O. Building, Gandhidham

Sr. No.	Section No.	Page No.	Clause No.	Tender Condition	Prospective Bidder's Query	Clarification
1	NIT (PQC) & Section-I, and Section-III	5 & 12 and 43	4.1 14	Compliance of restrictions for countries which share land border with India as per clause no. 14 of Section-III (SCC).	<p>Applicability of Land Border Procurement Guidelines.</p> <p>We understand that Government of India guidelines related to procurement from entities of countries sharing a land border with India may be applicable in certain tenders.</p> <p>It is also understood that, in recent times, certain relaxations/clarifications have been issued regarding procurement of equipment and engagement of technology providers from global sources, particularly for advanced and emerging sectors.</p> <p>In this context, we request clarification on whether such land border-related provisions are applicable for this tender, and if so, the specific compliance requirements (such as registration or certification) to be followed by bidders, JV partners, or associated OEMs/technology providers.</p>	Please refer the Clause no. 1.11.3 Restrictions/ Prior Registration on Entities from a Class of Countries (Rule 144 (xi)), GFR 2017) of Manual of Procurement of Works, Second Edition 2025, and applicable references therein, which clarifies the query sought.
2	NIT (PQC) & Section-I	4 & 11	4.1	Experience of having successfully completed or substantially completed similar works in India during last seven years ending last day of month previous to the one in which applications are invited should be	We request DPA to kindly consider the technical Pre-qualification Criteria to be as proposed under: The bidder, if required with his qualified technology partner, must possess the experience of having successfully completed or substantially completed similar works during last seven years ending last day of month previous to the one in	Tender conditions hold good.

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				<p>either of the following: Three similar completed works each costing not less than ₹1,30,20,896.00 (Excluding of GST) Or (ii) Two similar completed works each costing not less than ₹1,62,76,120.00 (Excluding of GST) Or (iii) One similar completed work costing not less than ₹2,60,41,791.00 (Excluding of GST).</p> <p>“Similar work” shall mean Design, Supply, Installation, Testing & Commissioning of Metal Hydride Technology based Hydrogen Storage System and Fuel Cell based Power Generation system....</p> <p>... Further in case of exemption, the bidder shall submit the document against possessing Patent License directly or possessing exclusive rights to use the patented technology in India as sole company for Integrated Metal Hydride</p>	<p>which applications are invited. The Bidder shall possess Patent License directly, or possess exclusive rights from qualified technology provider to use the patented technology in India based on proven experience of the technology.</p>	

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				Technology based Fuel cell – power generation technology.		
3	NIT (PQC) & Section-I	5 & 11	4.1	... Further in case of exemption, the bidder shall submit the document against possessing Patent License directly or possessing exclusive rights to use the patented technology in India as sole company for Integrated Metal Hydride Technology based Fuel cell – power generation technology.	Given that no established commercial Metal Hydride hydrogen storage projects currently exist in India, obtaining a standalone Patent License or exclusive rights as a sole company is practically challenging. Will DPA accept a Technology License Agreement / MOU executed between the bidder and a recognized Indian research/academic institution (e.g., BARC, CSIR-NML, IIT Madras, IIT Bombay) holding relevant Metal Hydride patents as an alternative to the bidder directly holding a Patent License?	Tender conditions hold good.
4	NIT (PQC) & Section-I	5 & 11	4.1	... Further in case of exemption, the bidder shall submit the document against possessing Patent License directly or possessing exclusive rights to use the patented technology in India as sole company for Integrated Metal Hydride Technology based Fuel cell – power generation technology.	The clause requires the bidder to possess exclusive rights "as sole company" for Integrated Metal Hydride Technology based Fuel Cell – power generation technology. Does "sole company" mean market exclusivity across India, or simply being the sole authorized licensee from the patent holder?	Tender conditions hold good.