





CLARIFICATION#2

FOR

Request for offers for Recycling Pilot Works Contract – Dhan Khola Lamahi 40km Road Section (MCA-N/RMP/CB/008) (ISSUED ON 4 DECEMBER 2024)

SN	Reference to the Request for Offers	Questions from Offers	Response of Millennium Challenge Account Nepal (MCA-Nepal)
1.	Section III. Qualification and Evaluation Criteria: Sub-Factor 11 [Annual Average Turnover]: Minimum average annual construction turnover of US\$ 21.06 million or equivalent calculated as total certified payments received for contracts in progress or completed, within the last three (3) years.	In Nepal, now we have Fiscal year of 080/81 (2024-2025) is running and as per Nepal rule till the Tax Clerance and Audit Report of FY 079/80 (2022-2023) is Valid up to December 13, 2024. Request you to confirm.	If latest completed fiscal year (2023-2024) is not audited, the audited Financial Statement (FS) showing turnover is required for the FY – 2022/23, 2021/22 and 2020/21. In this case, for FY 2023/24, please submit document of management certified FS along with tax return filing. If FS is audited for the FY 2023/24, please
2.	Section III. Qualification and Evaluation Criteria: Sub-Factor 13 [Similar Experience]: One contract within the last ten (10) years, with a value of at least US\$ 15.80 Million or equivalent [And] For Each	Request you to clarify that: 1. Date of exchange rate to USD if the currency in Certificate is different than USD 2. If Certificate in JV name, could one JV member have whole amount or JV share amount 3. If the work experience certificate is of Bridge and Asphalt Road project, is that considerable for evaluation.	 include latest audited turnover. Mid-rate (average of buying rate and selling rate) appearing on the website of Nepal Rastra Bank on the date of contract signing. If the work is done by the Joint Venture, the whole experience belongs to the Joint Venture and not only to one of the Joint Venture

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	member One contract within the last ten (10) years, with a value of at least US\$ 5.27 Million or equivalent		 Partners. An individual JV Partner can claim that it has the experience in proportion to the share in the Joint Venture work. 3. Please read the requirements, it clearly states "any road project with asphalt pavement experience". Thus, experience in road projects is required.
3.	Nominate Sub-contractor	Do we need to nominate subcontractor during Bidding or we could nominate after winning the contract.	Offerors are free to nominate sub- contractor(s) either at the time of submitting the Offer or during implementation of the contract. However, if an offeror wants to qualify against the requirement/factor 14. Specific Experience in Key Activities and 15. Environmental and Social Management Experience under Section III, Qualification Table of the Bidding Document Vol-I, the specialized sub-contractor(s) must be nominated under the Offer to be submitted.
4.	Section III: Qualification and Evaluation Criteria no: 13 Similar Experience "For Joint venture requirement Each member should have experience of US\$ 5.27 Million or Equivalent "	In the Bidding document Qualification and Evaluation Criteria no: 13 Similar Experience "For Joint venture requirement Each member should have experience of US\$ 5.27 Million or Equivalent " We wanted to know if the Experience certificate of JV will be counted as a whole or as per	The JV partner cannot claim the total experience of the past Joint Venture works. The experience certificate of a JV will be counted based on the share of the JV partner in the previous work. In the presented case, the experience of the JV partner (if equal participation) will be 33.33%. Please also see answer to question 2 above.

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5.		the share percentage? For example, A certificate of 2,30,00,000 NPR is completed by ABC-DEF-IJK JV. Then can ABC claim the certificate as 2,30,00,000 or 75,90,00,000(33% of the experience certificate) Also, we wanted to know if we can use the	You shall use the mid-rate (average of
5.		Nepal Rastra Bank Index in our certificate amount or not?	exchange buying rate and selling rate) appearing on the website of Nepal Rastra Bank on the date of contract signing.
6.	As per clause 13. Similar Experience :- Participation as contractor, management contractor, or subcontractor, in at least One contract within the last ten (10) years:-	We would like to know if a completion certificate signed by the concessionaire, then is it valid or not?	The question is not clear. However, in case the Offeror has carried out similar experience as per the requirements of the Bidding Document, the experience certificate issued by the competent entity will be considered.
7.	13. Similar Experience" in case of Joint Venture. "One contract within the last ten (10) years, with a value of at least US\$ 5.27 Million or equivalent, that has been successfully or substantially completed and that are similar (any road project with asphalt pavement experience) to the proposed Works."	Is it sufficient to have participation as contractor, management contractor, or subcontractor in a similar contract with of amount of least US\$ 5.27 Million. For example if Company A has 50% JV share in a similar work with amount US\$ 6 million, will it qualify Company A or is only 50% of US\$ 6 million counted towards the experience? The reason for this question is that in Nepal one party of JV generally executes the project so it would make sense to count the entire certificate and not only the JV portion. We	In the presented case, only 50% of the US\$ 6 million shall be counted, as this is the experience of the JV Partner. US\$ 6 million is the experience of the Joint Venture.

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		would like you to request you to consider the entire experience irrespective of JV share.	
8.	Requirement of Notarization	Is it mandatory to notarize documents if all submitted documents are in the English language?	There is no requirement of notarization under the Bidding Document, however if there is such as per the law of the land, you should get it done.
9.	Translation of Legal Document	 Are domestic contractors required to translate legal documents such as the Memorandum of Association (MoA), Articles of Association (AoA), VAT/PAN, Business License, Tax Clearance Certificates, and Bluebook copies of vehicles? Please note that translating Bluebook copies of vehicles may result in a lack of clarity, as these documents in not clear to understand. 	passages into the language specified in the DS". Further language specified in
10.	Criteria for Nominated Sub- Contractors	While sub-contracting is permitted, what specific criteria have to be met by nominated sub-contractors to qualify under this bid?	There is no specific criteria for Nominated Sub-Contractors in the Bidding Document. Further, if required during the Contract implementation, MCA-Nepal will propose the same to the Contractor as per provision GCC/PCC 5.
11.	Submission of Bid Security	During the Pre-offer conference, it was mentioned that bid security must be submitted before the bid submission date. We kindly request MCA-Nepal to consider allowing the contractors to submit the original bid security at the time of bid opening, as this would	Please refer to the provision of the Bidding Document (ITO/DS 22.1 (j) and Addendum #1 of the Bidding Document, as per which , the hard copy of the Bid Security shall be submitted by 30 December 2024 at 14:00

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			Account Nepal (MCA-Nepal)
		streamline the process and transparency on bid	Hours Nepal Standard Time. Please
10		submission.	adhere to the requirements stated.
12.	Project Duration	During the Site Visit, it was noted that the	MCA-Nepal intends to complete the
		relocation of several electricity poles and 195	assignment within 24 months duration, and
		nos. of trees to cut falls within the contractor's	we are looking for a contractor having
		scope of work. Based on our experience, these	experience and capability to carry out the
		activities require significant times in the	works as per MCA-Nepal requirements.
		context of Nepal. Therefore, we request an	
		extension of the construction period beyond	We are sorry to convey that we will not be
		the stipulated 24 months to ensure project	able to extend the duration of the Contract.
		completion within reasonable timelines.	
		1	However, MCA-Nepal will try to liaise with
		If the project duration is not extended, what	NEA and Districts Forest Office to help the
		provisions exist for time extensions in case of	project and contractor in relocation of the
		delays due to relocation of electricity poles,	electricity poles.
		trees and unforeseen circumstances?	
13.	Qualification and Evaluation	Our concern is that for projects executed under	The individual JV partner is not supposed to
101	Criteria	a JV, the experience here count as 100	have completed 100% of the past
	Section III: Qualification and	percentage by Public Procurement Monitoring	assignment, rather it is supposed to have
	Evaluation Criteria Clause 13 (Similar	Office (PPMO) which comes under	been completed by the Joint Venture; as
	Experience) specifies that each member	Government of Nepal. But during the pre-offer	such, the individual JV partner cannot claim
	of a Joint Venture (JV) must	conference it was mentioned that if the project	· ·
	demonstrate experience of one contract	has been completed under joint venture then	100% of the experience of the Joint
	with a value of at least US\$ 5.27	the experience will count on the basis of JV	Venture.
	million in any road project with asphalt	ratio and Nepal Rastra Bank (NRB) index is	
	pavement experience.	also not allowed this could be disadvantageous	Further, please note that we have carried out
		to local contractors.	a market survey and based on our findings,
			this qualification criterion has been
		In Nepal many road projects are executed	established.
		under JVs. If experience is evaluated strictly	
		by JV percentages only a few contractors may	

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		qualify potentially, limiting healthy competition. We respectfully request MCA- Nepal to reconsider this criterion and allow broader participation by removing the "each partner' requirement.	The Bidding Document provision shall not be amended.
14.		As discussed in pre-offer conference regarding bid security you have told to submit bid security before bid submission date, we request you, it would be better to submit after bid submission or contractor will bring original bid security at the time of bid opening.	Please refer to the provision of Bidding Document (ITO/DS 22.1(j)) and Addendum#1 of the Bidding Document, as per which, the hard copy of the Bid Security shall be submitted by 30 December 2024 at 14:00 Hours Nepal Standard Time. Please adhere to the requirements stated.
15.		In Section III: Qualification and Evaluation Criteria, 13. Similar Experience, under Each Member of Joint Venture, you have asked experience in one contract of value US\$ 5.27 Million of any road project with asphalt pavement experience for each partner to go joint venture and our concern is that as you will take only the experience as per JV percentage if previous experience is under JV and you will not allow Nepal Rastra Bank (NRB) index also. In Nepal many projects is done under joint venture so, if you count experience as per JV ratio then only two/three Nepalese contractor's will qualified for this project and there will not be healthy competition and many good Nepalese contractors could not practice in the bid.	Please note that we have carried out a market survey and based on the feedback received, the requirements of the contract, project duration and the qualification criteria have been established.
16.		Pg. 11: ITO 21.3: The authorized person shall belong to the lead member of the JV. In addition, the Offers submitted by an existing or	The first highlighted part indicates that the Authorized person of the Joint Venture should be representative of the Lead

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		 intended JV, an undertaking signed by all parties (i) stating that all parties shall be jointly and severally liable, and (ii) nominating a Representative who shall have the authority to conduct all business for and on behalf of any and all the parties of the JV during the bidding process and, in the event the JV is awarded the Contract, during contract execution. "We find the highlighted sentences contradictory. Could you kindly help us understand?" 	 Member. This person will be signing the Offer. The second highlighted part indicates, the Joint Venture shall nominate a representative who shall have the authority to conduct all business for and on behalf of any and all the parties of the JV during the bidding process and, in the event the JV is awarded the Contract, during contract execution. Considering this provision, the authorized person (PoA holder) can only represent the Joint Venture during the bidding process.
17.		Pg. 28 & 29: 15. Environmental and Social Management Experience Demonstrated experience in managing environmental and social impacts in one project of comparable size, complexity and nature in the last seven (7) years prior to the Offer submission deadline. & 16. Health and Safety Management Experience Demonstrated experience managing health and safety impacts in one similar project of comparable size, complexity and nature in the last seven (7) years prior to the Offer submission deadline. "Could you kindly elaborate on what is meant by 'Comparable Size' in this context?"	But for Contract implementation, the Joint Venture can nominate someone else. Comparable size is related to Contract Price. The required experience should be in a contract having amount in the range of the estimate of this procurement.

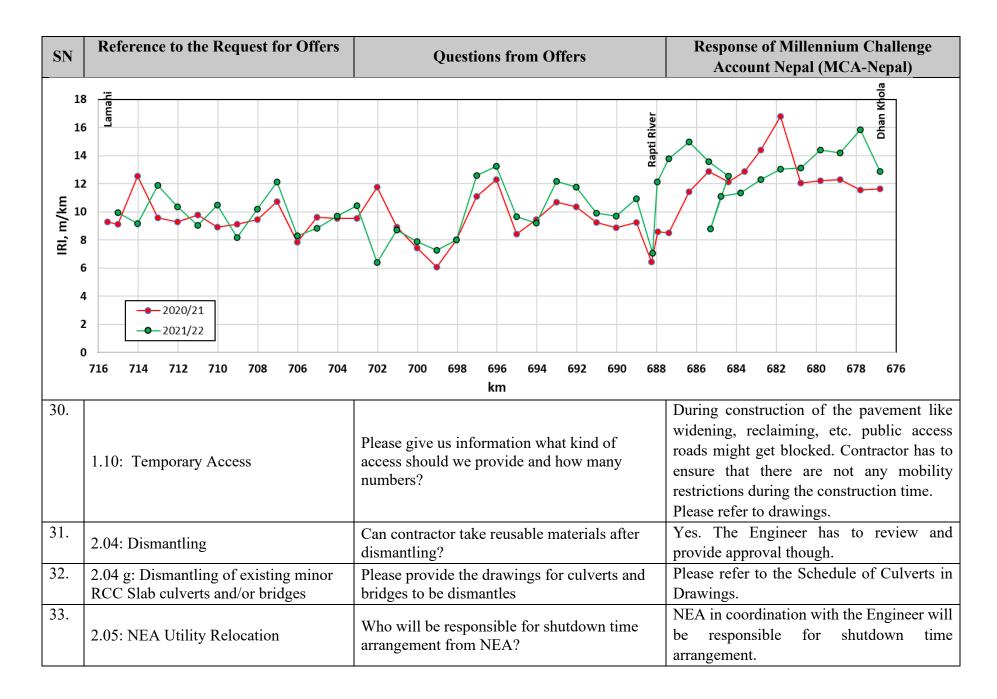
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18.	Pg. 47: Section IV: SubmissionForms: 14.5(c)(i)Table of Plant and Materials ItemCountry of OriginFor payment when shipped: Plant (list all major items)Plant (list all major items)Material (list all major items)For payment when delivered to Site: 	We kindly request your assistance in understanding the table and the correct procedure for filling it out. Your guidance would be greatly appreciated."	The table included under the Appendix to Offer is related to the Conditions of Contract Sub-Clause 14.5(c)(i). In case the Offeror proposes to import major Plant and Materials to be incorporated into the permanent works, the Offeror is required to include the list of major Plant and Materials. Please note that no payment on shipment is included in the Contract and only Payment when delivered to Site and stacked as per the requirements stated under Conditions of Contract.
19.	Pg 101: Section IV : Submission Forms:	We kindly request your assistance in understanding the table and the correct procedure for filling it out. Your guidance would be greatly appreciated."	 Please go through the guidance stated in the Form CON-3: Compliance with Sanctions Certification Form. You are required to visit each website and check for the Offeror's name, all Joint Venture Partner names (in case of a Joint Venture), Offeror's staff name, consultant's name, Subcontractors name, vendors name, suppliers, and grantees names for their eligibility/debarment. You have to enter the date checked in the cells. Such as, if you check for the Offeror (your name) on SAM website on 28 November 2024 and found that you are not debarred and eligible, then you have to include date of checking (28 November

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			Account Nepal (MCA-Nepal)
			2024) under SAM in front of Offerors
			name. In similar way you have to check for
			all associates and proposed person. If they
			are not debarred and are eligible, in that case
			you have to fill Y at the last column.
			In addition, there is one form above this
			table, you have to tick the appropriate
			information, fill the form, sign and date it
			and send the form with this table and
			findings on SAM and World Bank site to
			MCANepalPA@dt-global.com with a copy
			to MCC at sanctionscompliance@mcc.gov.
20		Dential Talescon of nortial Section of Dead (at	
20.		Partial Takeover of partial Section of Road (at least 20 km out of 40 km) reason is that work	We reviewed your suggestions, however we
		carrying out to full length will consequences	are not able to modify the requirement at
		the more disturbance to the travelers and	this stage.
		nearby house holders. Full resource	
		mobilization to the first 20 km and side	
		structures can be done for full length. It makes	
		comparatively less disturbance to the stake	
		holders. So it is proposed to the partial	
		Takeover as it is pilot project can be lesson for	
		the upcoming projects.	
21.		During site visit dated 13th Nov, 024. we came	The Contractor is expected to conduct a mix
		to know that no additional materials are added	design for approval by the engineer.
		on the existing carriage way and only additional material	Whether new materials are required or not
		is added only for shoulder part during FDR. It	will be based on the results of the approved
		may or may not attain the design level of	mix design.
		finished surface. How is plan to incorporate	
L		minimu surrace. now is plan to incorporate	

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		such condition for additional material if needed?	Sufficient information is provided in the drawings to allow the contractor to estimate the quantity.
22.	QualificationandEvaluationCriteria:a. Section III: Qualification andEvaluation Criteria, Clause 13 (SimilarExperience),specifies that each member of a JointVenture(JV)mustdemonstrateexperience of one contract with a valueof at least US\$ 5.27 million in any roadprojectwithasphaltpavementexperience.	As per our practice here, experience of each party in JV is considered as 100% as every party equally involve and get the required experience. Hence we request you to consider in similar way by removing each party criteria and allowing broader participation.	Please refer to the answer provided to Q. 13 above.
23.	Regarding submission of bid Security earlier than bid submission:	We request you to allow us to submit hard copy of bid security right after final submission deadline time.	The requirement will not be amended. Please follow the provisions stated in the Bidding Document.
24.	ITO 34.2(b) - The total amount of the Performance Security may be increased to a level not exceeding 15% of the Accepted Contract Amount.	Can you please clarify how Performance security increased from 5% to 15%.	Please refer to the provision stated under ITO 34 to understand the requirement.
25.	Section III: Qualification and Evaluation Criteria Qualification Tables	There is contradictory between Lead Member and Specialized Sub-contractor (s) about the 14. Specific Experience in Key Activities. Can offeror be a lead firm without having experience in specific key activities? Please clarify.	The requirement can be satisfied by the Lead Partner or by the Specialized Sub- contractor(s). The Lead Partner cannot be a Specialized Sub-Contractor.

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26.		Please clarify whether the Retention Money can be released against Bank Guarantee?	Please refer PCC/GCC Clause 14.9, which states "When the Taking-Over Certificate has been issued for the Works and the first half of the Retention Money has been certified by the Engineer for payment, the Contractor shall be entitled to substitute a guarantee, in the form annexed to the Particular Conditions or in another form approved by the Employer and provided by an entity approved by the Employer, for the second half of the Retention Money"
27.		Please clarify the criteria to release the Performance Security.	This guarantee shall expire no later than twenty-one (21) days following the date of issuance of the Performance Certificate in accordance with the terms of the Contract. Thus, once the Performance Certificate is issued without any major Works/Defects to be rectified, the Performance Security will also be released.
28.	1.01 a: Site Laboratory	Please provide us the drawing of site laboratory. Drawing link attached in pdf file doesn't open or download.	Please download Volume II of the Bidding Document from the provided link. All the available drawings are from PDF Page 100 of 961 to 706 of 961. In case, you have any difficulty in downloading the file, you can obtain the same after sending your representative to MCA-Nepal Office.
29.	1.02: Maintenance of Road	Should we do structural works and asphalt works? Please explain the scope of works.	Please refer Section 109: Maintenance of the Roads, of Volume II of the Bidding Document. Yes. To keep the road serviceable with required IRI value maintaining IRI of

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			existing road and bridges both structural and asphalt works might necessitate.
			The contractor is required to have equipment on site to determine the IRI. During the rehabilitation and construction works, the need to maintain ensure that the activities of the contractor will not result in a significant deterioration of IRI during the course of the works.
			If the construction traffic and activities of the contractor result in a loss of IRI then this shall be remedied under the requirements detailed in the contract documents. This may involve the contractor in temporary patching, etc., as needed.
			The current IRI is similar to that shown below obtained from surveys in 2020 and 2021.



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34.	3.06: Providing laying and construction of Median and Island	Only earth filling? Or kerb and civil works also included?	Please refer to the standard drawings.	
35.	4.05: Full depth reclamation (FDR) Process	What is the existing quantity that we will obtain from existing pavement. Can we get cross sections of existing road?	Refer to cross sections.	
36.	5.03: Supply and assembly of machine made mechanically selvedge gabion and mattresses	Please provide the section of stone masonry and size of gabion boxes	Please refer to the standard drawings.	
37.	5.16: Supply and placing of precast RCC cover slab	Please mention the thickness of precast RCC slab.	Please refer to the standard drawings.	
38.	8.01 a: Clearing and grubbing	Clearing and grubbing should be in m ² but given in no. in boq.	The unit is in nos. for 24 nos. of bridges. Cleaning and grubbing shall be conducted as per the BOQ item details.	
39.	8.06 : River Training and Protection Works	Please provide the section of stone masonry and size of gabion boxes	Please refer to the standard drawings.	
40.	9.01 a: Clearing and grubbing	Clearing and grubbing should be in m ² but given in no. in boq.	The unit is in nos. for 48 nos. of culvers. Cleaning and grubbing shall be conducted as per the BOQ item details.	
41.	9.03: River Training and Protection Works	Please provide the section of stone masonry and size of gabion boxes	Please refer to the standard drawings	
42.	NA	Please tell us how to download drawings from Volume I and Volume II. Drawing link attached in pdf file doesn't open or download.	Please download Volume II of the Bidding Document, Drawings are in Volume II from PDF Page 100 of 961 to 706 of 961. If you have problems in downloading the file, you can obtain the same by visiting our office (MCA-Nepal Office address as stated in the Bidding Document, please contact Procurement Agent) with external hard disk.	
43.		What is the status of tree cutting? Is it completed or still remaining?	The IEE has estimated the number of trees that need to be cleared. MCA-Nepal will	

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			work with the DFO to do a forest census and obtain the forest clearance permit. The contractor will be responsible for clearing trees based on the issued permit.
44.		Also request you to extend the bid submission deadline by 15 days.	The submission deadline has been extended until 30 December 2024, via Addendum#1.
45.	Section III: Qualification and Evaluation Criteria 10. Historical Financial Performance (Page 25) Foot Note No. 3) a copy of the Contractor's Dun & Bradstreet Business Information Report ("BIR"). The Dun & Bradstreet report must either be notarized or accompanied by the following statement by the Offeror: "I certify that the attached BIR has been issued by Dun & Bradstreet within thirty (30) days of the date of this certification, that report has not been altered in any way since its issuance, and that it is true and correct to the best of my knowledge." The statement must be signed by an authorized representative of the Offeror. If the Offer is submitted by a joint venture, all parties in the joint venture are	Submission of Offeror Credit Rating Report BBB- instead of D&B Report.	As clearly mentioned in the foot note, any of following is mandatory – audited financial statements or certified financial statements supported by tax return filing or Dun & Bradstreet Business Information Report. We believe that for Nepalese and Indian bidders, audited financial statements is the regulatory requirement. So, those bidders must be able to submit audited financial statements.

sta Tl	equired to submit their financial tatements or Dun & Bradstreet BIR. The		
pa to ev re	eports should be submitted in order of he partner's significance in the partnership, greatest to least. Failure to submit one of the three documents as widence of financial capacity may esult in the rejection of the Offer. Section III: Qualification and	We require guidance for converting and	Convert INR into NPR and then NPR into
Ex 11 FI M tu eq pa pa pa pr th an de sta la.	Evaluation Criteria 1. Annual Average Turnover - Form FIN-2 (Page 25) Ainimum average annual construction purnover of US\$ 21.06 Million or equivalent calculated as total certified payments received for contracts in progress or completed, within the last hree (3) years. Values to determine ennual construction turnover are to be lemonstrated in the audited financial tatements (income statements) for the ast three (3) years and are considered to be indicative.	applying conversion factor for INR Turn Over to USD comply with Bid Document and in support of the Statement	 USD as follows: INR/NPR exchange rate – 160.075 (fixed) USD/NPR exchange rate – Date to be considered for conversion fiscal year end date (e.g. 31st March for India/mid July (that comes 15/16 of July) for Nepal USD/NPR exchange rate – mid rate (selling rate + buying rate)/2 Source of exchange rate – Nepal Rastra Bank (it is Central Bank of Nepal). it is available on the website of Nepal Rastra Bank. In case of a different response in an earlier

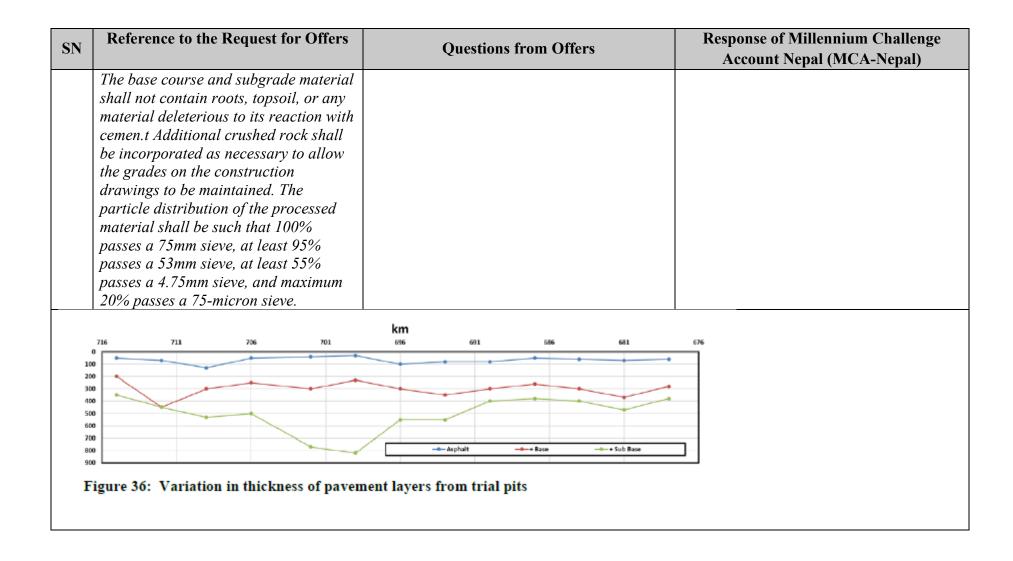
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47.	Section III: Qualification and Evaluation Criteria 12. Financial Resources - Forms FIN-3 &FIN-4 (Page 26) The Offeror must demonstrate access to, or availability of, financial resources such as liquid assets, unencumbered real assets, lines of credit, and other financial means, other than any contractual advance payments to meet: (i) the following cash-flow requirement: US\$ 3.29 Million or equivalent	We have our Banking Facility Letter from HDFC Bank, (India). Please clarify whether we can submit the same for supporting for financial resources.	The certificate should indicate that the amount is available for this project, in case you will be awarded the Contract.
48.	Section III: Qualification and Evaluation Criteria 13. Similar Experience - Form EXP-2 Participation as contractor, management contractor, or subcontractor, in at least One contract within the last ten (10) years, with a value of at least US\$ 15.80 Million or equivalent, that have been successfully or substantially completed and that are similar to the proposed Works. The similarity shall be based on physical size, complexity, methods/technology (any road project with asphalt pavement experience) or other characteristics as described in Section V. Employer's Requirements.	We have work done certificate for Khambataki Ghat Tunnel Project which includes tunnel and road work worth Rs. 186 Cr. (USD 22.31 Million). Whether this suffices the eligibility criteria. (Certificate enclosed for reference & verification)	The evaluation of the submitted certificates shall be carried out by the evaluation panel. It is the Offeror's responsibility to submit an Offer which meets the required criteria. Also, please take note that tunnel work will not be considered a similar experience. If the contractor can substantiate/certify that in tunnel works, Asphalt Concrete was used for pavement – then it is also acceptable.

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49.	Bidding Doucment-Vol-1 Section- III/Qualification Tables/Experience/S.NO-14/ Page no-28 For the Specific Experience in Key Activities above, the requirements may be met by the proposed specialized sub- contractor (s). For calculation of all members combined experience, the experience of specialized sub- contractor(s) can also be considered.	If we are bidding as a Specialized Sub- contractor in partnership with another bidding entity, please specify the required documents that need to be shared by the Specialized Sub- contractor. As outlined in the bidding documents, the following forms are required: Form CON-2: Social Performance Declaration Form CON-4: Environmental Performance Declaration Form EXP-3: Specific Construction Experience in Key Activities Form REF-2: References for Contracts Not Funded by MCC Form TECH-1: Method Statement Form TECH-3: Program Form TECH-6: Construction Equipment Kindly confirm if these are the correct documents to be submitted.	 Specialized Sub-Contractor do not submit the Offer, but an Offeror proposes a Specialized Sub-Contractor in their Offer. If the Offeror is proposing a Specialized Sub-Contractor, in that case, as a minimum the following documents are required to be submitted for the proposed Specialized Sub-Contractor: Registration In case of entity from Nepal – latest Tax clearance. Form EXP-3: Specific Construction Experience in Key Activities (if proposed for Key Activities) Form CON-4: Environmental Performance Declaration including the documents required as per EXP-4 that is "The Offeror shall demonstrate that they possess Environmental and Social ("E&S") management experience and can successfully manage the E&S risks associated with the implementation of the Works, as follows: Provide examples of experience in site-specific E&S management plans developed by the Offeror for similar work over the last 7 years;

 implementing both effective cenvironmental and effective social risk mitigation measures on similar projects over the last 7 years; Provide 2 references regarding the Offeror's experience of site-specific Environmental and Social Management Plans (ESMPs) and successful implementation of E&S mitigation measures. Documents in Support Experience shown. Agreement letter confirming that the proposed Specialized Sub-Contractor agreed to work for the Offeror and compilete the assignment as per the requirement of the Bidding Document/Contract. The agreement should identify the amount of work to be sub-contracted. Power of Attorney in support of the proposed Specialized Sub-Contractor. It is Offeror's/future Contractor's 	SN	Reference to the Request for Offers	Questions from Offers	Response of Millennium Challenge Account Nepal (MCA-Nepal)
The agreement should identify the amount of work to be sub-contracted 7. Power of Attorney in support of the people signing the agreement between the Offeror and the proposed Specialized Sub-Contractor. It is Offeror's/future Contractor's	SN	Reference to the Request for Offers	Questions from Offers	 Account Nepal (MCA-Nepal) Demonstrate a successful record implementing both effective environmental and effective social risk mitigation measures on similar projects over the last 7 years; Provide 2 references regarding the Offeror's experience of site-specific Environmental and Social Management Plans (ESMPs) and successful implementation of E&S mitigation measures. Documents in Support Experience shown. Agreement letter confirming that the proposed Specialized Sub-Contractor agreed to work for the Offeror and complete the assignment as per the requirement of
responsibility to have a confirmed				 The agreement should identify the amount of work to be sub-contracted 7. Power of Attorney in support of the people signing the agreement between the Offeror and the proposed Specialized Sub-Contractor.

SN	Reference to the Request for Offers	Questions from Offers	Response of Millennium Challenge Account Nepal (MCA-Nepal)
50.	Bidding Doucment-Vol-1 Section-IV/Appendix to offer/Clause 4.2 Performance Security/Page 43 Performance Security will be in a form acceptable to the Employer in the amount of: Five percent (5%) of the Accepted Contract Amount, payable in US Dollars. Bidding Doucment-Vol-1 Section-II/Data Sheet/ITO 34.2 (b) Page no- 12 The total amount of the Performance Security may be increased to a level not exceeding 15% of the Accepted Contract Amount.	As per Clause 4.2 of the Appendix to the offer, the performance security is 5%, whereas Clause 34.3(b) of the Data Sheet states that the amount of performance security may be increased to a level not exceeding 15%. Please define under what conditions the performance security would be charged up to 15%.	Specialized Sub-Contractor to be available and carryout the required assignment. Please note that the Offeror is required to submit all forms. Please read ITO 34.1 (Price Reasonableness), which states "The Employer shall conduct a verification of the market reasonableness of the prices offered. If the price reasonableness analysis suggests that an Offer is significantly unbalanced or front loaded, the Employer may require the Offeror to produce a detailed price analysis for any or all items of the Activity Schedule, Bill of Quantities or Schedule of Prices that demonstrates the internal consistency of prices with the construction methods and schedule proposed. The Employer reserves the right to seek clarification; however, the clarification will not be used to change the Offer price."
			MCA-Nepal expert and arrive at the percentage increase in the performance security.
51.	Bidding Doucment-Vol-1 Section-IV/18. & 19 Form Exp-2 & 3/Page no- 82 & 83	We have executed similar construction projects and have specific construction experience in key activities in India, with	The exchange rate for conversion shall be the date of signing of the Contract. The

SN	Reference to the Request for Offers	Questions from Offers	Response of Millennium Challenge Account Nepal (MCA-Nepal)
	Total Contract Amount US \$	payments made in Indian Rupees (INR). We request to provide the conversion factor to convert the project value from Indian Rupees (INR) to US Dollars (USD).	source of the exchange rate shall be mentioned in the document. Please see the answer to question #46 and follow that procedure.
52.	Bidding Doucment-Vol-1 Section- IV/Bill of Quantities/ Item No - 4.01/Spec. Clause 202 Dismantling of flexible pavements and disposal of dismantled Materials up to a lead of 1000 meters, stacking serviceable and unserviceable Material separately and reusing the same in the FDR.	As the dismantled materials need to be stacked and reused within a lead of 1 km, we request you to confirm whether the stacking area will be provided by the MCA (Millennium Challenge Account) or by the contractor?	The Contractor should identify the appropriate location.
53.	Bidding Doucment-Vol-1 Section-IV/Bill of Quantities/ Item No - 4.05/Spec. Clause 1318 Full depth reclamation (FDR) using an in-place mixing process to obtain a homogenous mixture using the new base materials with existing pavement material at site as required to maintain the design profile for carriageway and shoulder with cement content of 4% by weight as per drawing and Specifications Bidding Doucment-Vol-2 1318 Full Depth Reclamation of HMA Pavement with Cement/ Clause No- 1318 (2) a/Page no- 5-45	Full-depth reclamation requires in-place mixing of the existing pavement crust, soil/subgrade soil, and cement in the specified gradation. However, it is not feasible for each contractor to define the gradation of the existing pavement crust along the entire road stretch. To facilitate a more accurate rate evaluation, we kindly request your office to provide the range of gradations for the existing crust, per kilometer of road length, to assist in the better evaluation of rates. We also request you to provide the existing crust details, i.e., the thickness of Bituminous, WMM, GST, etc., on a per-kilometer basis for the entire road stretch.	This information is contained within the pavement design report and summarized. We consider information in the appendices to volume 5 which details the pavement design should be carefully reviewed. We have shown below two key tables and the profile we obtained from site investigations. These represent 13 locations. The Chainages given in the two tables measure from the eastern end of the project to the western end.



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Table 12: Summary of gradation results on base materials (see pages 548 to 560 - Appendix B)

Lo	ocation	Gradation, % Passing						
Pit #	Chainage	45mm	4.75mm	2.36mm	0.075mm			
3	2+000 C	88.11	14.22	10.97	0.22			
6	5+000 C	85.55	30.38	27.03	2.30			
9	8+000 C	74.14	28.69	26.01	3.12			
12	11+000 C	70.14	27.54	25.00	4.14			
15	14+000 C	91.57	18.45	15.63	2.93			
18	17+000 C	84.51	23.24	20.92	0.38			
21	20+000 C	86.57	15.01	12.12	0.23			
24	23+000 C	83.14	14.12	13.14	3.69			
27	26+000 C	100	14.32	12.31	1.28			
31	30+000 C	88.48	11.60	9.84	0.22			
34	33+000 C	84.08	23.18	19.25	2.10			
37	36+000 C	100	17.07	13.48	0.28			
40	39+000 C	87.39	14.52	12.02	1.35			

SN	Reference to the Request for Offers				Que	estions from	Offers		Response of Millennium Challenge Account Nepal (MCA-Nepal)
Table	e 13: Summa	ry of data	for subbase r	naterials					
]	Location	Gra	adation, % Pass	ing			Soaked CBR,	Count	
Pit #	Chainage	2.36mm	0.425mm	0.075mm	OMC, %	MDD, gm/cc	%	Swell,	70
3	2+000 C	33.14	17.82	11.88	5.87	2.184	31.19	0.67	
6	5+000 C	39.4	18.5	12.33	6.01	2.188	32.15	0.68	
9	8+000 C	33.22	15.88	10.58	4.78	2.221	36.2	0.63	
12	11+000 C	24.55	15.7	10.47	4.98	2.219	37.39	0.64	
15	14+000 C	26.35	9.86	6.58	5.94	2.211	37.15	0.58	
18	17+000 C	29.01	16.13	10.75	6.28	2.185	35.24	0.65	
21	20+000 C	17.17	10.08	6.72	5.81	2.181	49.07	0.57	
24	23+000 C	21.66	12.32	8.21	5.02	2.206	48.83	0.58	
27	26+000 C	33.98	18.54	12.36	7.23	2.112	35	0.67	
31	30+000 C	25.82	10.19	7.53	7.58	2.123	36.67	0.56	
34	33+000 C	25.66	9.89	6.59	8.82	2.141	39.53	0.59	
37	36+000 C	21.62	8.52	5.68	5.73	2.172	45.83	0.57	
40	39+000 C	25.05	12.72	4.24	6.34	2.17	43.59	0.54	
54. Bidding Doucment-Vol-1 If we use more than 4% cement by weight in Yes, Section-IV/Bill of Quantities/ Item If we use more than 4% cement by weight in Yes,									
No -amo4.06cenRate per metric ton for over or underamo				amou cemer amou	nt of ceme nt by wei nt will be	ent used. If w ght in the Fl	e use less than DR, an equiva m the paymen	4% 2 llent r t. ι	When the over or under use of cement content 4% by weight as mentioned in BOQ its no. 4.05, shall be adjusted according under this item rate and quantity based he approved Mixed-design.

item 4.05, quantity to be in accordance

SN	Reference to the Request for Offers	Questions from Offers	Response of Millennium Challenge Account Nepal (MCA-Nepal)
	with actual cement content usage (Job mix formula).		
55.	Bidding Doucment-Vol-2 1318 Full depth Reclamation of HMA Pavement with Cement/ Clause 4 (a) (i) /Page no- 5-47 Reclamation shall be accomplished by means of a self-propelled, traveling rotary reclaimer or equivalent machine capable of cutting through existing bituminous concrete pavement to depths of up to 375mm with one pass. The machine shall be equipped with an adjustable grading blade, leaving its path generally smooth for initial compaction.	Since the reclamation machine does not have an adjustable grading blade, it cannot achieve a smooth finish. Therefore, a motor grader will be required to obtain the desired smoothness. We request you to review the clause.	Either option would be acceptable.
56.	Bidding Doucment-Vol-2 1318 Full depth Reclamation of HMA Pavement with Cement/ Clause 4 (a) (i) /Page no- 5-47 <i>In areas where the vertical or</i> <i>horizontal geometry of the proposed</i> <i>roadway is</i> <i>different than that of the existing</i> <i>roadway, the roadway shall be</i> <i>reclaimed inplace</i> <i>and the reclaimed material sub-base</i> <i>placed in windrows or stockpiled while</i> <i>any filling or excavation is performed.</i>	Please define the stretches where the existing pavement crust needs to be dismantled and relocated in order to achieve the final subgrade level.	This information is discernable from the drawings. The contractor should carefully review. This applies mainly in the section with the 250mm stabilization to the eastern end of the contract.

SN	Reference to the Request for Offers	Questions from Offers	Response of Millennium Challenge Account Nepal (MCA-Nepal)
	When the proposed sub-grade elevation is achieved, the reclaimed sub-base material will be placed back onto the roadway in lifts no greater than 125mm in depth before being compacted.		
57.	Bidding Doucment-Vol-2 1318 Full depth Reclamation of HMA Pavement with Cement/ Clause 4 (f) Curing /Page no- 5-49 After completion of final finishing, the surface shall be cured by application of a bituminous prime coat (Clause 1302 of the Standard Specifications) or other approved sealing membrane. Curing material shall be applied as soon as possible, but not later than 24 hours after completing finishing operations.	As the FDR base is constructed using cement, it undergoes hydration and requires moisture for at least 7 days. This moisture can be maintained using water or other methods, such as sealing membranes, that help keep the FDR base moist. A prime coat is typically a preparatory layer applied to a surface before the final coating. Its primary purpose is to improve adhesion between the surface layer (e.g., Base Course or BC) and the substrate underneath. However, the application of a prime coat is not intended for curing purposes. We request that you define in detail other methodologies for curing the FDR base.	The specification is clear on this aspect.
58.	Bidding Doucment-Vol-2 1318 Full depth Reclamation of HMA Pavement with Cement/ Clause 4 (h) Surfacing /Page no- 5-49 <i>In most cases, allow the FDR to cure</i> <i>for a minimum of two days (48 hours</i> <i>after completing finishing operations)</i> <i>before applying a surface course in</i> <i>order to determine if any isolated soft</i> <i>spots exist.</i>	The FDR base is constructed using Ordinary Portland Cement (OPC) mixed with aggregates and soil. To achieve the full strength of the cement-treated base, it is essential to cure the material for a minimum of 7 days. This curing period is necessary to allow the cement to properly hydrate, which ensures that the mixture reaches its full strength and durability. During this 7-day curing period, the base should either be kept exposed to moisture or covered with a curing membrane to prevent the moisture from evaporating, ensuring effective	We do not see a question in this comment. We have no additional comment to add.

SN	Reference to the Request for Offers	Questions from Offers	Response of Millennium Challenge Account Nepal (MCA-Nepal)
59.	Bidding Document-Vol-2 1318 Full Depth Reclamation of HMA Pavement with Cement/ Clause 4 (f) Curing /Page no- 5-49 Should it be necessary for construction equipment or other traffic to use the bituminous- covered surface before the bituminous material has dried sufficiently to prevent pickup, sufficient sand cover shall be applied before such use.	curing. However, the project specification may require a minimum curing time of 2 days before applying the surface course. This 2-day curing requirement refers to the minimum time needed for the base to harden sufficiently to allow for the safe placement of the surface course. It does not imply that the base has reached its full strength after 2 days, as optimal strength is generally achieved after the full 7- day curing period. Define the thickness and specifications for the provision of a sand cover over the FDR base.	The amount of sand is minimal and would be a "dusting" to prevent pickup. The type of sand used would be proposed by the contractor and reviewed / approved by the engineer. It is anticipated that the type of sand would be that locally available and no special requirements exist. Typically, the fine fraction being used for the HMA production or a local river sand would be suitable. When a sand blotter is required, it shall be applied to the surface at 1 to 5 kg/m2. Sand shall be free from clay or organic material. Application rates of the fog seal and sand blotter shall be determined by the Contractor and shall be such that a stable
			and safe roadway surface can be maintained until the surface course is placed."
60.	Bidding Doucment-Vol-2-1318 Full depth Reclamation of HMA Pavement with Cement/ Clause 6 (b)	Define the specific (minimum and maximum) value requirements for the following test results:	Density is specified in 1318 Clause 4 (d)

SN	Reference to the Request for Offers	Questions from Offers	Response of Millennium Challenge Account Nepal (MCA-Nepal)
	Testing Frequency /Page no- 5-51 The testing in a given LOT shall be a minimum as follows: • Gradation, density and UCS, 1-day and 7-day UCS per 6000 square meters of construction. Materials shall be sampled from roadway and compacted in the laboratory. • Density every 100-meters in wheel paths of constructed lanes and centre of shoulder. • Cement content – shall be determined by calculation a minimum of 10 times for each 6000 square meters of construction both in the longitudinal and transverse directions. • Depth of construction – twice in each area representing 6000 square meters.	1.Density 2.1-Day UCS Value 3.7-Day UCS Value Also, please define the job mix design and quality test parameters for the FDR base.	 Strength of 2.1 MPa after 7 days of curing with a maximum value of 3.1 MPa. We will issue an appropriate correction to clause 1318. No requirement is given for 1 Day. However, this will be monitored and related to the 7-day strength. This information will thus provide the contractor with an early indicator of non-performance. Mix design is defined in 1318 Clause 2.
61.	Section-III/Experience/ 16. Health and Safety Management Experience/Page 29 Indicative Requirement 1. Demonstrated experience managing health and safety impacts in one similar project of comparable size, complexity and nature in the last seven (7) years prior to the Offer submission deadline. Single Entity Must meet requirement	We request that you consider the combined Health and Safety Management experience of all team members, including specialized subcontractors, in a manner similar to the Environmental and Social Management experience, as outlined in the qualification requirements for the bid.	We note your request. However, the Bidding Document will not be amended on this regard.

SN	Reference to the Request for Offers	Questions from Offers	Response of Millennium Challenge Account Nepal (MCA-Nepal)
62.	All members combined Must meet requirement Each member N/A Lead Member Must meet requirement Section III Qualification and Evaluation Criteria Experience 13. Similar Experience Participation as Contractor, management contractor, or subcontractor, in at least One contract within the last ten (10) years, with a value of at least US\$ 15.80 Million or equivalent, that have been successfully or substantially completed and that are similar to the proposed Works. The similarity shall be based on physical size, complexity, methods/technology (any road project with asphalt pavement experience) or other characteristics as described in Section V. Employer's Requirements	 Any Road project with Asphalt pavement experience is acceptable as per the given Clause. Hence, the Bidder understood that (i) FDR Technology is not necessarily used in the subject road meeting the eligibility criteria. (ii) Any Bituminous Concrete work executed in the Road/ Airfield projects shall also be considered as Asphalt Pavement experience. Please clarify. 	 (i) <u>Correct</u> (ii) <u>Correct</u> The bidder has understood correctly. Correct – experience from large scale bituminous concrete works such as major road or airfield projects is considered as similar in nature.
63.	Section III Qualification and Evaluation Criteria Experience 13. Similar Experience Participation as Contractor, management contractor, or subcontractor, in at least One contract within the last ten (10) years, with a value of at least US\$ 15.80 Million or equivalent, that have been successfully or substantially completed and that are	The pavement work of Airfield (Runways/ Taxiways) is considered to be more complex and superior in quality. Hence, the Authority is requested to consider Rehabilitation of Airfield Pavement works with Full Depth Reclamation (FDR)/ Stabilization Technology and Asphaltic Concrete works under Similar work . <u>Kindly Consider.</u>	Correct – experience from large scale bituminous concrete works such as major road or airfield projects is considered as similar in nature

SN	Reference to the Request for Offers	Questions from Offers	Response of Millennium Challenge Account Nepal (MCA-Nepal)
	similar to the proposed Works. The similarity shall be based on physical size, complexity, methods/technology (any road project with asphalt pavement experience) or other characteristics as described in Section V. Employer's Requirements		
64.	Section III Qualification and Evaluation Criteria Experience 14. Specific Experience in Key Activities For the above or other contracts executed (all contracts) during the period stipulated above (10 years), a minimum experience in the following key activities: 1. Full Depth Reclamation (FDR) of 81,600 cubic meters. 2. Asphalt Concrete works of 19,100 cubic meters.	The Bidder understood that any kind of Bituminous Concrete Works from Road/Airfield Projects can be considered as Asphalt Concrete works since they have similar nature and complexity of work. Kindly Clarify.	Experience from large scale bituminous concrete works such as major road or airfield projects can be considered as similar in nature
65.		Please clarify the value of certificate required is with VAT OR WITHOUT VAT.	Without VAT