

Prequalification Criteria

This invitation to bid is open to all organisations meeting the following minimum eligibility criteria:

Criteria	Documentary Evidence
<p>This invitation to bid is open to all companies (a) who are registered in India; and (b) who fulfil pre-qualification criteria. The same would also apply to the Prime bidder and all members in case of a consortium.</p>	<ul style="list-style-type: none"> ▪ Certificate of Incorporation ▪ Certificate of Commencement of Business ▪ Memorandum and Articles of Association
<p>The applicant company's (prime bidder in case of a consortium) total foreign holding, including FDI by Overseas Corporate Bodies/ NRIs/ PIOs etc, portfolio investments by FIIs, investments by Foreign nationals, within the limits prescribed by RBI, and borrowings, if these carry conversion options, shall not exceed 49% of the paid up equity in the entity.</p>	<p>Certificate from the Company Secretary confirming the details of Shareholding to establish a maximum of 49 per cent total foreign holding, including FDI by Overseas Corporate Bodies/ NRIs/ PIOs etc, portfolio investments by FIIs, investments by Foreign nationals, within the limits prescribed by RBI, and borrowings, if these carry conversion options</p>
<p>The Bidder (Prime Bidder in case of consortium) should be CMMI certified. In case of a merger/ acquisition, the merged entity should be CMMI certified.</p>	<ul style="list-style-type: none"> ▪ Valid CMMI Certification
<p>The Bidder (Prime Bidder in case of consortium) should have been in operation for a period of at least 5 years</p>	<ul style="list-style-type: none"> ▪ Certificate of Incorporation ▪ Certificate of Commencement of Business issued by the Registrar of Companies
<p>The Bidder (Prime Bidder in case of a consortium) should have had a net profit in at least two of the previous three financial years (2007-2008, 2008-2009, 2009-2010)</p>	<ul style="list-style-type: none"> ▪ Audited financial statement (reflecting profit in business) for previous three financial years (2007-2008, 2008-2009, 2009-2010) AND ▪ Statutory Auditors' certificate certifying the net profit as mentioned by the bidder

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<p>The Bidder (Prime Bidder in case of a consortium) should have had a net worth of Rs. 500 Crores for FY 2009-10</p>	<ul style="list-style-type: none"> ▪ Audited financial statement (reflecting net-worth of business) for FY 2009-10 AND ▪ Statutory Auditors' certificate certifying the net-worth as mentioned by the bidder
<p>The Bidder (in case of consortium: Prime Bidder) should have had a turnover of at least Rs. 100 Crores in each of the last 3 financial years (FY 2007-08, 2008-09, 2009-10) from system integration, software consultancy, software development and software implementation (not including sales of system software or COTS or hardware)</p>	<ul style="list-style-type: none"> ▪ Statutory Auditors' certificate of the software turnover as mentioned by the bidder
<p>The Bidder (in case of consortium: Prime Bidder) should have developed at least 2 transaction Portals meeting the following criteria:</p> <ol style="list-style-type: none"> 1. On behalf of State or Central Government Department or PSUs or Banks or /Insurance companies or Stock Exchanges or Brokerage Houses and 2. Having at least 500,000 users who have carried out transactions, on each portal, over the last 2 years ending 31 March 2010 and 3. The contract value (for portal development, excluding hardware and its maintenance etc) of references provided should be of Rs. 1 crore or higher. 	<ul style="list-style-type: none"> ▪ Undertaking by bidder to the effect. Undertaking should be signed by an Authorised signatory ▪ Certificate from the Company Secretary confirming the undertaking by the bidder ▪ Client certificate conforming to all the three requirements and certified by the authorized signatory
<p>In case of a consortium bid, the Prime bidder would need to submit a Memorandum of Understanding (MoU) / Agreement with the other consortium members for the contract clearly indicating the division of work with respect to the Scope of Work (naming relevant clauses and sub-clauses) and their relationship. Such a MoU should be prepared on a stamp paper of requisite value.</p> <p>MoU / Agreement concluded by the Prime bidder and consortium members should also be addressed to the ITD clearly stating that the MoU / Agreement is applicable to this RFP and shall be binding on them</p>	<ul style="list-style-type: none"> ▪ Memorandum of Understanding (MoU) / Agreement as specified herein.

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for the contract period.	
<p>The bidder and other consortium members, if any, should not be involved in any major litigation that may have an impact of affecting or compromising the delivery of services as required under this contract</p>	<ul style="list-style-type: none"> ▪ Undertaking from Prime bidder, signed by an Authorised signatory ▪ Certificate from the Company Secretary that the Prime bidder (and by Company Secretary of each Consortium member) is not currently involved in any major litigation that may have an impact on the delivery of services for the e-Filing project
<p>Bidders declared blacklisted by any Government organisation/ agency for unsatisfactory past performance, corrupt, fraudulent or any other unethical business practices shall not be eligible</p>	<ul style="list-style-type: none"> ▪ Certificate from the Company Secretary to the effect that the bidder (and by Company Secretary of each Consortium member) is not currently and never has been blacklisted by any Government organization/ agency
<p>The Prime bidder or other consortium members (in case of consortium Bid) should not be engaged in the business of providing Income tax/ TDS return preparation or software or electronic filing related services to taxpayers of the ITD, excluding any work assigned to them by the Income Tax Department. They shall also not get into that business during the duration of the contract.</p>	<ul style="list-style-type: none"> ▪ Undertaking from Prime bidder signed by the Authorised signatory ▪ Certificate from the Company Secretary of the Prime Bidder (and by Company Secretary of each Consortium member) that they are NOT engaged in the business of providing income tax/ TDS return preparation or filing related services or software to taxpayers, excluding any work assigned to them by the Income Tax Department. They shall also not get into that business during the duration of the contract.