



**CONSTRUCTION OF
DHAKA-ASHULIA ELEVATED EXPRESSWAY**

ON

PUBLIC –PRIVATE-PARTNERSHIP (PPP) BASIS

**INVITATION TO INVESTORS
FOR PRE-QUALIFICATION**

**MINISTRY OF COMMUNICATIONS
BANGLADESH BRIDGE AUTHORITY**

**SHETU BHABAN
BANANI, DHAKA – 1212
BANGLADESH**

[MARCH 2011]

GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH
MINISTRY OF COMMUNICATIONS
Bridges Division
Bangladesh Bridge Authority
Setu Bhaban,
New Airport Road, Banani, Dhaka

Memo. No. 50.301.000.00.00.005.2011-194

Dated: 07/03/2011

INTERNATIONAL NOTICE FOR INVESTORS PREQUALIFICATION
FOR
CONSTRUCTION OF “DHAKA - ASHULIA ELEVATED EXPRESSWAY”
ON PUBLIC-PRIVATE PARTNERSHIP (PPP) BASIS

Under the authority of the Government of the People's Republic of Bangladesh (GOB), the Bangladesh Bridge Authority (BBA), Bridges Division, Ministry of Communications intends to select potential International Investor(s) for Financing and Construction of “Dhaka-Ashulia Elevated Expressway PPP Project” in Northern Part of Dhaka. The Project will be implemented on a Public-Private Partnership (PPP) basis. Total cost of the project will be approximately US\$ 2.0 billion.

Background of the Project:

Dhaka, capital of Bangladesh is the most densely populated city, with 14 million people (6250 person/sq.km) out of national total population of 140 million. Dhaka is the administrative, commercial and cultural centre of the country. The population of the city is increasing rapidly and expected to be double in size over the next 20 years. The transport sector in Dhaka City is composed of many different modes - both motorized and non-motorized. These various modes of transports often use the same road space resulting in a high level of operational disorder. Dhaka has yet to develop an integrated Mass Transit System.

The Honorable Prime Minister in Executive Committee of the National Economic Council (ECNEC) meeting on 24th February 2011 has instructed to take up the construction of Dhaka-Ashulia Elevated Expressway PPP Project and finally approved the summary for the same on 3rd March 2011. Accordingly to minimize the traffic congestion in and around Dhaka-Ashulia area, Bangladesh Bridge Authority (BBA) is undertaking the steps to construct approximately 34.00 km of Elevated Expressway in northern part of Dhaka City on a Public Private Partnership (PPP) basis. The probable route of the Expressway will be Hazrat Shahjalal International Airport-Abdullahpur -Ashulia- EPZ- Chandra (connecting National Monument at Savar).

Objective and Scope:

Existing roads of Dhaka city occupy only 8% of land area as against an ideal proportion of 25%. The Dhaka -Ashulia Elevated Expressway PPP Project will improve road connectivity of the northern part of Dhaka linking important commercial, industrial and business centers of the Dhaka city. In addition to accommodate a much needed increase in traffic capacity, the Expressway will be designed to relieve existing overloaded roads. Access and distribution to the Expressway will be designed to avoid adding congestion to existing facilities. Transit and high-occupancy use of the Expressway will be encouraged.

The Project Investor(s) will be selected through an International Competitive Bidding process from a pool of Applicants who meet the criteria set forth in the Pre-qualification document. The selected Project Investor will be provided Request for Proposal (RFP) from BBA for Technical & Financial Bidding competition of the project.

BBA seeks to pre-qualify interested Investor(s) and prepare a short list of pre-qualified firms with the intention to invite eligible International Firms to indicate their interests for participation in the work. The Applicant(s) should have essential experience and requisite qualifications in the financing and construction of elevated expressways including elevated roads, elevated railways, bridges, flyovers, viaducts and interchanges on a BOOT /BOT/PPP basis with combined value of not less than **US\$500 Million over the last 12 years.**

The Investor is to take responsibility in design and execution for:

- a) Encouragement of public transport and high-occupancy vehicle (HOV) use of the Expressway by offering preferential usage rates for such vehicles and preferably segregated exclusive bus/HOV lanes on the expressway;
- b) Mitigation of traffic impacts from the project so that internal congestion is relieved and not worsened by new traffic generation and
- c) Environmentally and socially sensitive design, with mitigation works to secure against environmental/social degradation and design for general environmental /social enhancement.

Interested Applicants may form consortium with other International Firms engaged in the financing, design and construction of roads and bridges to enhance their qualification by forming a Joint Venture (JV). Interested firms must provide information indicating that they are qualified to perform the work.

Prequalification documents should specifically include:

- Background & Registration of the Firm(s)
- Historical Financial Performance of the Firm(s) including Audited Financial Reports of the Firm(s) for the last five (5) years.
- List or summary of Professional Employees with Resume indicating major professional experience and qualification.
- Experiences in the following:
 - General construction experiences in the relevant field.
 - Experience in construction works of at least 3 Km of Elevated Expressway and project scope.
 - Experience in construction of elevated expressways including elevated roads, elevated railways, bridges, flyovers, viaducts and interchanges in major cities with specific achievements (preferably demonstrated reduction in congestion), in traffic control and diversion and utilities relocation during the execution of construction work with a combined value of more than US\$500 Million completed within the last 12 years.

Interested eligible applicants may obtain further information and documents for pre-qualification application from **BBA Web Site: www.bba.gov.bd**. Application for Pre-qualification should be submitted in one original and two copies, and should be delivered **to the address below not later than 12.00 hrs on 10th May 2011.**

Md. Abdul Wadud
Chief Engineer
Bangladesh Bridge Authority
Setu Bhaban, New Airport Road, Banani, Dhaka
Tel: 880-2-9888969, Fax: 880-2-9888414
E-mail: wadud_52@yahoo.com

Applicant(s) shall bear the cost incurred in preparation and submission of Application for Pre-qualification to BBA. BBA shall not in any way be responsible for the costs incurred by the Applicant(s).

Md. Abdul Wadud
Chief Engineer
Bangladesh Bridge Authority

DISCLAIMER

The information contained in this Request for Qualification (“RFQ”) document or subsequently provided to interested parties [the “Investor(s)”], whether verbally or in documentary form by or on behalf of representatives of the Bangladesh Bridge Authority (BBA) or the Ministry of Communications (MOC), Government of the People’s Republic of Bangladesh (“Government Representatives”) or any of their employees or advisors (“Information”), is provided to Applicant(s) on the terms and conditions set out in this RFQ document and any other terms and conditions subject to which such Information is provided.

This **RFQ** document is not an agreement and is not an offer or invitation by the Government Representatives to any other party. The purpose of this RFQ document is to provide Applicants with information to assist the formulation of their Application for Qualification (the “Application”). This **RFQ** document does not purport to contain all the information each Applicant may require. This **RFQ** document may not be appropriate for all persons, and it is not possible for the Government Representatives, their employees or advisors to consider the investment objectives, financial situation and particular needs of each party who reads or uses this **RFQ** document. Certain Applicants may have a better knowledge of the proposed Project than others. Each Applicant should conduct its own investigations and analysis and should check the accuracy, reliability and completeness of the information in this **RFQ** document and obtain independent advice from appropriate sources. The Government Representatives, their employees and advisors make no representation or warranty and shall incur no liability under any law, statute, rules or regulations as to the accuracy, reliability or completeness of the **RFQ** document.

The Government Representatives may in their absolute discretion, but without being under any obligation to do so, update, amend or supplement the Information including the qualification process in this **RFQ** document.

BBA or the Government Representatives reserve the right to accept or reject any or all applications without giving any reasons.

BBA or the Government Representatives will not entertain any claim for expenses in relation to the preparation of **RFQ** submissions.

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1 DEFINITIONS

The following terms are defined for use in this Pre-qualification Document:

- a) **“Application”** means the application that contains the requirements of this Pre-qualification Document which is submitted by the Investor in order to be pre-qualified to participate in the tender for the Project;
- b) **“Audited Financial Statements”** include all audited financial accounts of parties comprising the Investor;
- c) **“Bangladesh”** means the People’s Republic of Bangladesh;
- d) **“BBA”** means the Bangladesh Bridge Authority under the Ministry of Communications of the Government;
- e) **“BPSIG”** means Bangladesh Private Sector Infrastructure Guidelines, 2004;
- f) **“Commercial Operations Date”** or **“COD”** means a date on which the Project starts to provide service commercially.
- g) **“Concession Agreement”** means an agreement to be executed between the BBA and the Project Company for the financing, designing, engineering, construction, operation, maintenance, and then handover of Elevated Expressway along with all site improvements, infrastructure, fixtures, fittings and equipment, to the BBA or the Government at the end of the concession term in such condition as will be set out in the Concession Agreement ;
- h) **“Day”** means calendar day;
- i) **“Elevated Expressway and/or Similar Projects”** means projects of a similar scale and size to the proposed elevated expressway (including elevated roads, elevated railways bridges, elevated mass transit, flyovers viaducts and interchanges)
- j) **“Government”** or **“GoB”** means the Government of the People’s Republic of Bangladesh;
- k) **“ICB”** means the international competitive bidding;
- l) **“Investor”** means a private party (proprietorship firm, membership firm, corporation/limited company, or any joint venture) who plans to invest in infrastructure projects in Bangladesh, and includes the private party whose Tender has been accepted, who is awarded the Project, who has created a Project Company and has committed to invest in the Project Company to develop and/or operate a Private Infrastructure Project;

- m) **“Invitation for Tenders”** or **“IFT”** or **“Tender Document”** means a document that will be issued by the BBA to the Pre-qualified Tenderers in order to prepare their tenders and select an Investor for the construction of Elevated Expressway in and around Dhaka city in Bangladesh on Public Private Partnership (PPP) basis;
- n) **“Lead Investor”** with respect to joint venture association, means the member of the joint venture association who is responsible for pre-qualification and tendering process and who has at least 26% share interest in the joint venture and in the Project Company;
- o) **“Limited Company”** means a company registered under the Companies Act, 1994 of Bangladesh or under the relevant law(s) of the country where it is registered or incorporated;
- p) **“Net Worth”** means the equity of the Investor(s) derived generally as the Total Assets of the Investor(s) minus the Total Liabilities;
- q) **“Pre-qualification”** means the method by which investors are invited to demonstrate their qualification prior to and as a pre-condition for being shortlisted to participate in the tender;
- r) **“Pre-qualified Tenderer”** means an Investor who has submitted a completed Pre-qualification Document and has been pre-qualified by the BBA to submit tender for the Financing and Construction of Elevated Expressway with the provision of Mono Rail in Dhaka city in Bangladesh on Public Private Partnership (PPP) basis..
- s) **“Project”** means the development and operation of Elevated Expressway in and around Dhaka city in Bangladesh, which is to be financed, designed, constructed, operated and maintained by the Project Company and then transferred to the BBA or the Government at the end of the concession term;
- t) **“Project Company”** means the company duly incorporated under the laws of Bangladesh by the Investor, and will execute the Concession Agreement to build, own, operate and transfer the Elevated Expressway in and around Dhaka city in Bangladesh for the term of the Concession Agreement;
- u) **“RFQ”** means Request For Qualification of Investor(s);
- v) **“Tender”** means the Investor’s written offer based on the covenants, terms and conditions as contained in the IFT for the development, construction,

operation and maintenance of the Elevated Expressway in and around Dhaka city in Bangladesh for the term of the Concession Agreement;

- w) **“Total Assets”** means all fixed assets and current assets shown in the audited balance sheet;
- x) **“Total Liabilities”** means all commercially long term and short term loans and current liabilities shown in the audited balance sheet.

2 PROJECT COUNTRY AND GENERAL INFORMATION

2.1 Project Country

Bangladesh has a total area of 144,000 sq km and is surrounded to the west, north and east by India, and shares a south-eastern border with Myanmar for 283 km. To the south is the Bay of Bengal. The topography is characterized by alluvial plains, bound by a range of sub-mountain regions and forested hills. The great rivers, the Ganges (or Padma) and Brahmaputra (or Jamuna) divide the country into six major regions, which also correspond to the major government divisions. The alluvial plains that make up 90% of the country are very flat and never rise more than 10m above sea level. The country lies on a major geological fault, although seismic events are rare.

Major Sea ports: Chittagong is the main busy seaport of Bangladesh. Mongla (near Khulna) is the other seaport, which is being upgraded by GoB.

Land Ports: Benapole, Bhomra, Tamabil, Hilli and Burimari.

Airports: Dhaka & Chittagong are the standard international airports, whereas Sylhet is a smaller international airport with limited facilities.

Bangladesh is a democratic country with the President as the head of the country and the Prime Minister as the head of the government. The official language is Bangla with English as the second language. The local currency is the Taka.

2.2 Population

The population of Bangladesh is close to 140 million growing at over 1.7% per year. It is one of the most densely populated countries in the world. The population is predominately Muslim with some 10% Hindu along with minorities of Buddhism and Christianity.

Employment is largely agricultural based, although much growth has been experienced in the Service and Industry sectors. Being predominately agricultural, the average annual per capita income is US\$ 645.00.

2.3 Major Cities in Bangladesh

Dhaka is the capital city of Bangladesh which is conveniently located in the centre of the country. The total population of Dhaka city is over 14 million persons, 10% of total population of Bangladesh.

Chittagong, Rajshahi, Khulna, Barisal and Sylhet are the major cities as well as divisional head quarters in Bangladesh, connected to Dhaka by the primary road network.

Although the topography of Bangladesh is an alluvial plain, the linkage of the road network has not been well developed. The World Bank, Asian Development Bank and other donor agencies have allocated loan(s) to develop the road network and to construct bridges throughout the country and within the next 5 years; the road network will be improved greatly.

2.4 The Transportation System in Dhaka

Dhaka is bounded by the rivers Buriganga, Shitalakhya, Turag and Balu and has a railway passing through the downtown areas.

Dhaka city has 3 types of transport service: public and private buses, train and passenger launch. The total number of registered vehicles in Bangladesh is about 594,000, including about 225,000 cars, trucks and buses. Of these vehicles, 80% are in the city of Dhaka. The present traffic growth is 8-10% per year .

The mixture of motorised and non-motorised traffic; encroachment on roads by pedestrians; and a general lack of orderliness by drivers results in severe traffic congestion in Dhaka city particularly in business centres, bus terminals and launch terminal.

Through traffic, in particular, is hindered by the amount of local congestion. One of the worst locations is Jatrabari intersection, which links three areas - namely the North-East, East and South. This intersection is considered to be the most traffic congested spot in the country.

3 PROJECT BACKGROUND, CONCEPT AND SCOPE

3.1 Project Background

Dhaka, capital of Bangladesh is the most densely populated city, with 14 million people (6250 person/sq,km) out of national total population of 140 million. Dhaka is the administrative, commercial and cultural centre of the country. The population of the city is increasing rapidly and expected to be double in size over the next 20 years. The transport sector in Dhaka City is composed of many different modes - both motorized and non-motorized. These various modes of transports often use the same road space resulting in a high level of operational disorder. Dhaka has yet to develop an integrated Mass Transit System.

The Honorable Prime Minister in Executive Committee of the National Economic Council (ECNEC) meeting on 24th February 2011 has instructed to take up the construction of Dhaka-Ashulia Elevated Expressway PPP Project and finally approved the summary for the same on 3rd March 2011. Accordingly to minimize the traffic congestion in and around Dhaka-Ashulia area, Bangladesh Bridge Authority (BBA) is undertaking the steps to construct approximately 34.00 km of Elevated Expressway in northern part of Dhaka City on a Public Private Partnership (PPP) basis. The probable route of the Expressway will be Hazrat Shahjalal International Airport-Abdullahpur - Ashulia- EPZ- Chandra (connecting National Monument at Savar).

3.2 Concept

The project will be implemented on Public Private Partnership (PPP) concept.. Dhaka-Ashulia Elevated Expressway will be constructed over the existing major roads. The Expressway shall be a 4 lane carriageway with a design speed of 80 kph. The probable route of the Expressway will be Hazrat Shahjalal International Airport-Abdullahpur -Ashulia- EPZ- Chandra (connecting National Monument at Savar).

The route mentioned above has been primarily identified which may be modified/revised keeping the starting, end and connecting points same.

3.3 Performance parameters

The Dhaka-Ashulia Elevated Expressway shall be designed in compliance with the urban expressway standards with the key objectives of :

- Providing an efficient road transport system by reducing cost and meeting the future transport needs
- Minimizing traffic accident and their cost
- Providing high level travel comfort and convenience
- Minimizing the adverse social and environmental impacts due to construction of expressway

Towards satisfying the above objectives, specific engineering requirements of the following shall strictly be adhered to:

- Collection of ground data
- Traffic study including traffic modelling
- Geotechnical and foundation
- Drainage impact
- Route selection
- Entrance and exit
- Main Viaduct
- Socio-Economic and Environment Impact
- Material source study

3.4 Project Development Process

The process for the development of the project, including selection of the Investor, shall include the following elements:

The BBA intends to select an Investor to construct the Project on Public Private Partnership (PPP) basis. PPP refers to an arrangement whereby the Project Company set up by the selected Investor undertakes to finance, design and construct the project, and then own, operate and maintain the various elements of the project for a fixed period of time, at the end of which all assets will be transferred to the BBA at no cost.

On the basis of the Pre-qualification process as set forth herein, the BBA will qualify Investors. Those Investors who submit a completed Pre-qualification Document as contained in Section 6 of this document will be evaluated in accordance with the criteria outlined in Section 7. Based on the information as mentioned in clause 3.3 and analyzing the data the BBA intends to qualify the Applications that meet the pass / fail criteria (Yes / No) as specified in Section 7. The pre-qualified Tenderers will submit technical, commercial and financial proposals for the exclusive right to develop the Project. The Investor will be selected based upon the proposals received and evaluation criteria defined in IFT.

The BBA will finalize and sign the Concession Agreement with the Project Company and the Investor will take control of the Project Company to be created by it and incorporated/registered in Bangladesh as per applicable law of the country.

The Investor / Project Company will be responsible for the arrangement of financing the Project. The equity contribution shall be minimum 20% of the total project cost. The total project cost may stand within US\$ 2.00 billion. In case of a joint venture, the equity provided by the Lead Investor shall not be less than 26% of the total equity. And each of the other members will be separately responsible for providing at least 10% of the total equity.

4 TECHNICAL DEFINITION

The detail functional specifications to be met by the Project Company will be defined in the Invitation for Tenders (IFT), but broadly it will consist of the following:

- Site investigation, detailed design and production of all drawings of all project components
- Construction of Expressway (the Expressway, access/approach/connecting roads etc.);
- Construction of required number of intersections;
 - a) Construction of required number of culverts;
 - b) Construction of interchanges;
 - c) Construction of toll plazas;
 - d) Installation of computerized toll collection system;
 - e) Development of service areas with all required facilities;
 - f) Adequate lighting of important and strategic locations / sections / points;
 - g) The relocation / resettlement of the affected inhabitants, owners etc. in the project area;
 - h) Construction of underpasses and overpasses where necessary;
 - i) Safety devices;
 - j) Construction of wayside amenities
 - k) Construction of Lay byes

The Government will be responsible for the acquisition of land and relocation / resettlement of the land owners, inhabitants etc. where it is necessary for the project work.

The Government or the concerned agencies will also assist the Investor and will take necessary steps to relocate the utility connections i.e. electricity, gas, water, sewerage lines etc. running through the project site. The sharing of cost for utilities relocation/diversion will be finalized between Govt. of Bangladesh and the Investor during negotiation.

5 PROCUREMENT PROCESS

5.1 Overall Process

This procurement involves a two step process: this RFQ followed by an IFT.

The Project Investor(s) will be selected through an international competitive bidding process from a pool of applicants who meet the criteria set forth in the Pre-qualification document. The selected Project Investor will be required to arrange the necessary financing and execute the key project documents for the project.

BBA seeks to pre-qualify interested Investor(s) and prepare a short list of pre-qualified firms with the intention to invite eligible International Firms to indicate their interests for participation in the work. The Applicant(s) should have essential experience and requisite qualifications in the financing and construction of elevated expressways including elevated roads, elevated railways, bridges, flyovers, viaducts and interchanges on a BOOT /BOT/PPP basis with combined value of not less than US\$500 Million over the last 12 years.

The Investor is to take responsibility in design and execution for:

- a) Encouragement of public transport and high-occupancy vehicle (HOV) use of the Expressway by offering preferential usage rates for such vehicles and preferably segregated exclusive bus/HOV lanes on the expressway;
- b) Mitigation of traffic impacts from the project so that internal congestion is relieved and not worsened by new traffic generation and
- c) Environmentally and socially sensitive design, with mitigation works to secure against environmental/social degradation and design for general environmental /social enhancement.

Interested Applicants may form consortium with other International Firms engaged in the financing, design and construction of roads and bridges to enhance their qualification by forming a Joint Venture (JV). Interested firms must provide information indicating that they are qualified to perform the work.

Prequalification documents should specifically include:

- Background & Registration of the Firm(s)
- Historical Financial Performance of the Firm(s) including Audited Financial Reports of the Firm(s) for the last five (5) years.

- List or summary of Professional Employees with Resume indicating major professional experience and qualification.
- Experiences in the following:
 - General construction experiences in the relevant field.
 - Experience in construction works of at least 3 Km of Elevated Expressway and project scope.
 - Experience in construction of elevated expressways including elevated roads, elevated railways, bridges, flyovers, viaducts and interchanges in major cities with specific achievements (preferably demonstrated reduction in congestion), in traffic control and diversion and utilities relocation during the execution of construction work with a combined value of more than US\$500 Million completed within the last 12 years.

5.2 Tentative Timeline

BBA anticipates carrying out the procurement process contemplated hereby in accordance with the following schedule. Investors will be notified of any change to this schedule by an addendum to this RFQ.

Indicative Project Timeline

Sl. No.	Item of Activities	No. of calendar days required from the availability of Pre-qualification Document	
		Number of Days	Cumulative Days
1	Pre-qualification Document available for issue to Potential Investors	0	0
2	Investment Promotion Meeting	32	32
3	Time to prepare Pre-qualification Statements	62	62
4	Receipt of Pre-qualification Statements by the BBA	63th day	63
5	Evaluation of Pre-qualification Statements	20	83
6	Approval of Pre-qualification Statement's Evaluation Report	15	98
7	Notification of Shortlisted Potential Investors and Issue Tender Documents	5	103
8	Pre-tender Conference	30	133
9	Time to prepare Tenders	60	163
10	Receipt of Tenders by the BBA	163th day	163
11	Evaluation of Tenders	15	178
12	Approval of Tender Evaluation Report	15	193
13	Issuance of Letter of Intent	5	198
14	Finalisation of Concession Agreement	45	243
15	Vetting of Concession Agreement by the Ministry of Law, Justice and Parliamentary Affairs (MoLJPA)	15	258
16	Signing of Concession Agreement	5	263

5.3 Investment Promotion Meeting

BBA will hold an Investment Promotion Meeting at the Conference Room of Bangladesh Bridge Authority located at Setu Bhaban, New Airport Road, Banani, Dhaka-1212, on **10-04-2011** at 11.00 hours specified in the RFQ Section 5.2.

5.4 Questions and Requests for Clarification; Addenda

Investors must submit all questions and requests for clarification in writing to BBA as follows:

Chief Engineer
Bangladesh Bridge Authority
Setu Bhaban, New Airport Road, Banani
Dhaka-1212, Bangladesh.

BBA will provide responses to Investors' clarification requests within a reasonable time following receipt, subject to the cut-off dates set forth in Section 5.2. BBA will post on the Website responses to those questions of general application and requests for clarifications which BBA deems to be material and not adequately addressed in previously provided documents.

BBA reserves the right to revise this RFQ by issuing addenda to this RFQ at any time up to ten (10) days prior to the RFQ Due Date. BBA will post any addenda to this RFQ on the Website.

6 INSTRUCTIONS TO POTENTIAL INVESTORS

6.1 General

6.1.1. Investors shall submit their queries concerning the Pre-qualification Document (if any) in the Pre qualification Document in writing to the BBA in English. Information in any other language shall be accompanied by its translation in English and must be authenticated/attested by the Foreign Ministry of the Investor’s home country or Bangladesh Embassy in their home country or their embassy in Dhaka.

6.1.2. Any written request for information, clarification etc. and / or questions must be submitted to BBA not later than ten (10) days prior to the closing date.

6.1.3. Complete information, data, documents, evidence and other necessary papers required under this Pre-qualification Document must be provided in the Pre-Qualification Document.

6.1.4. An investor, in its individual capacity or as member of a joint venture, can participate only in one application. Investor must authorize a person or persons to sign each page of the Pre qualification Document on behalf of the Investor. Such authorization shall be provided in a Power of Attorney.

6.1.5. All documents submitted by Investors shall be treated as confidential, and will not be returned.

6.1.6. In case of a joint venture association, the Investor’s Pre-Qualification Document must be submitted in the name of the joint venture association.

6.1.7. Pre-Qualification Document shall be prepared in an orderly manner by using the Forms provided in this Pre qualification Document to pre-qualify for the Project.

6.1.8. The Pre-Qualification Document shall consist of the following Forms:

- | | |
|-----------------|--|
| Form I | Notice of Receipt of Pre-qualification Document |
| Form II | Forwarding Letter |
| Form III | Power of Attorney to the Signatory |

Form IV	Affidavit
Form V	Investor’s Organization and Documentary Evidence
Form VI	Curriculum Vitae of Key Personnel
Form VII	Structure and Organization
Form VIII	Financial Information of the Investor
Form VIII(A)	Source of Financing
Form IX	Experience Records
Form IX(A)	General Construction Experience
Form IX(B)	Similar Construction Experience
Form X	Historical Contract Non-performance
Form XI	Equipment Capabilities
Form XI(A)	Details of Proposed Equipment
Form XII	Summary Sheet: Current Contract Commitments

6.1.9. An Investor’s financial capacity will be judged on the basis of its net worth, fixed assets, net current asset and profitability. For determining the combined financial capability of a joint venture association, each member shall complete and submit its most recent Audited Financial Statements for the previous 3 years.

6.1.10. The Pre-Qualification Document shall be submitted to:

Chief Engineer
Bangladesh Bridge Authority
Setu Bhaban, New Airport Road, Banani
Dhaka-1212, Bangladesh.

6.1.11. The deadline for submission of Pre-qualification Document is at **12.00 hours (Bangladesh Standard Time) on 10th May, 2011. One (1) original, two (2) copies and one (1) soft copy on Compact Disc of the Pre-Qualification Document must be submitted in sealed envelope on or before the deadline and be clearly marked as:**

“Pre-qualification Document to Pre-qualify for the Construction of Dhaka-Ashulia Elevated Expressway on Public-Private Partnership Basis”.

In the event of any discrepancy between the original and the copies, the original shall prevail.

6.1.12. Pre-Qualification Documents received after the deadline indicated in the preceding section (Section 5.2) will not be considered and the Investor(s) will be so notified.

6.1.13. No Pre-Qualification Documents shall be modified, substituted or withdrawn by the Investor(s) on or after the deadline indicated in Section 6.1.11.

6.1.14. The Pre-qualification Document can be delivered only by pre-paid mail, courier, or authorized person(s). In no case, Pre-Qualification Documents submitted by facsimile or e-mail shall be accepted.

6.1.15. The BBA will inform each Investor of the disposition of its Pre-Qualification Document. The BBA reserves the right to accept or reject any Pre-Qualification Document and to reject all Pre-Qualification Documents, without incurring any liability to the affected Investors or any obligation to inform the Investors of the grounds for its action. The BBA reserves the right not to award or enter into any contract or agreements with any Investor, and may terminate the pre-qualification and tendering process at any time without incurring any liability to any Investor. The BBA may contact any Investor for further clarification of information or data submitted in the Pre-Qualification Document.

6.1.16. The BBA shall pre-qualify the Investors as Pre-qualified Tenderers who have passed all the tests of pre-qualification criteria set out in this Pre-qualification Document.

6.1.17. The BBA reserves the right to contact and verify the Investor's information and references for the purpose of pre-qualification.

6.1.18. Failure of an Investor to submit the complete information as requested by the BBA in the Pre-qualification Document may lead to rejection of the Pre-qualification Document in its entity.

6.1.19. Investors should be aware that the BBA reserves the right to use and interpret the documentation it receives in accordance with its own judgment and its own methods to arrive at pre-qualification selection, and to decide alone and without any potential Investor being entitled to any recourse, which Investor will be selected, if any, to receive the IFT.

6.1.20. The BBA may conditionally pre-qualify Investor(s) if the information and document submitted do not materially affect the Investor’s assessment during pre-qualification process. In such situation, the BBA will ask the respective Investor(s) to provide information and document before the purchase of Tender Document (IFT).

6.2 Joint Venture

6.2.1. The Investor can be a single entity or a group of entities (hereinafter referred to as joint venture), coming together to implement the Project;

6.2.2. Members of joint venture shall nominate a member as “Lead Investor” and once nominated shall not be cancelled or changed in any circumstances during project period;

6.2.3. No change in the structure or composition of a joint venture shall be permitted between the submission of tender and the award of the contract. Any change in the composition of the joint venture in the above mentioned period shall lead to rejection of tender and the forfeiture of Tender Security;

6.2.4. Applications submitted by a joint venture shall comply with the following additional requirements:

- a) Subject to Sections 6.2.2, 6.2.3 and 6.2.5, the information required for the Investor shall be submitted for each member of the joint venture;
- b) the Application should include a signed joint venture agreement committing the members to the objectives and purposes of the formation of the joint venture and describing the roles and responsibilities of the Lead Investor and

other members including their respective share interest in the joint venture and the Project Company;

- c) a member of a joint venture shall not be a member of any other joint venture;
- d) the Lead Investor of the joint venture shall be nominated as being in charge to act on behalf of the joint venture and this authorization shall be supported by the joint venture agreement as per the format provided in Form V;

6.2.5. The Tender Security, the tender, and in case of a successful tender, the Concession Agreement shall be signed by the Project Company so as to be legally binding on all members jointly and severally;

6.2.6. All members of the joint venture shall be liable jointly and severally for the execution of the Concession Agreement;

6.2.7. The number of members of the joint venture shall not be more than 5 who are to provide equity for the Project in the following manner:

- Lead Investor to provide minimum of 26%of the total equity
- Member 1 to provide minimum of 10% of the total equity
- Member 2 to provide minimum of 10% of the total equity
- Member 3 to provide minimum of 10% of the total equity
- Member 4 to provide minimum of 10% of the total equity

All the members of a joint venture shall be jointly and severally liable for raising the minimum equity.

7 PRE-QUALIFICATION REQUIREMENTS AND CRITERIA

7.1 Pre-qualification Requirements

The Investor must demonstrate its experience in the development, financing, design and construction of project (s) of the scale and size similar to the proposed Expressway i.e. a minimum of **5 km long** 4-lane dual carriageway. If the Investor is in the form of a joint venture then in some cases the experience shall have to be provided The following criteria will be used in the evaluation of Pre-qualification Documents:

7.1.1 Legal Status

The Investor or the association must submit all necessary papers and documents required in accordance with the laws, rules, regulations, orders, policies, guidelines etc. as applicable in Bangladesh to prove its legal status. List of documents to be provided is mentioned in Section 7.3 and Form V.

7.1.2 Technical and Managerial Capability

The Investor shall provide evidence of having within its organization the technical capability in financing, design, engineering, construction, of a project(s) of the scale and size similar to the proposed Elevated Expressway i.e. a minimum of **5 km long** 4-lane dual carriageway during the preceding twelve years.

7.1.3 Financial Capability

The Investor must have proven adequate capability to mobilize the financing requirements for the design, engineering, construction of the Project.

7.2 Pre-qualification Criteria and Tests

Pre-qualification will be based on the Investor's Pre-qualification Document meeting all the Pre-qualification criteria regarding the Investor's legal status, technical and managerial capability, financial capability with ability to raise debt and equity for the Project of the scale and size similar to the proposed Expressway i.e. a minimum **5 km long** 4-lane dual carriageway, and current ownership experience in investment. The BBA reserves the right to waive any minor deviations, if they do not materially affect the capability of an Investor to perform the Project.

7.3 Legal Status

The Investor shall provide all documentary evidence in support of its legal status in the country of its incorporation and business. The documentary evidence includes but not limited to: (a) Certificate of Incorporation (if applicable); (b) Company legal documents such as registration under local authority, membership deed, Memorandum of Association and Articles of Association, Joint Venture Agreement, etc.; (c) Tax Payment Clearance Certificate from the relevant governmental authority; (d) Legal proof (Notary Certificate etc.) that there is no bar on the Investor to execute a contract with BBA and others.

Yes. No.

7.4 Financial Capability

The Investor audited annual balance sheets for the last five (5) years shall be submitted and must demonstrate that the Investor is in a sound financial position. The financial capability will be assessed based on civil construction works of the Investor and the prospective Investor will submit the credit line facilities.

7.5 Ineligibility of Investors

An investor shall be ineligible to participate in the pre-qualification process if the investor, or any of its members if formed as a joint venture:

- (a) is not a physical or juridical individual (proprietorship), membership or limited company (public or private);
- (b) is a physical or juridical individual (proprietorship), membership or limited company (public or private) based, headquartered, constituted, registered or incorporated in Israel;
- (c) does not have legal capacity to enter into contract with the BBA and other persons;
- (d) is the one who had assisted the BBA in the feasibility study or in the preparation of Tender Document and Concession Agreement for this Project;
- (e) has been under a declaration of ineligibility at anytime for corrupt, fraudulent, collusive or coercive practices in Bangladesh or any other country published by the Government of Bangladesh, the respective governments or any international

body respectively. The term “corrupt”, “fraudulent”, “collusive” or “coercive” has the meaning as defined in the Public Procurement Regulations, 2008;

- (f) is to be insolvent, be in receivership, be bankrupt or being wound up, its business activities is to be suspended and it is to be the subject of legal proceeding for any of the foregoing;
- (g) is the one with whom the BBA previously had entered into a contract for some other purpose and later terminated the contract prior to the expiry of the contract due to the event of default on the part of the investor;
- (h) is the one which has been involved in any litigation in the previous 5 years with any Executing Authority in any country for any purpose;
- (i) is the one which has history of non-performance of work in the previous 5 years;
- (j) does not purchase the Tender Document formally from the BBA in accordance with the invitation notice published in the public media.

7.6 Disqualification of Pre-Qualification Document

The Pre-qualification Document may be disqualified from the Pre-qualification process, if:

- (a) the Pre-qualification Document is received after the required deadline;
- (b) the Pre-qualification Document do not have all filled in Forms and required document(s) therein;
- (c) any material inconsistencies of information are found in the Pre-qualification Document;
- (d) any misrepresentations are found in the Pre-qualification Document and supporting documentation;
- (e) the Investor participates in more than one application;
- (f) the Investor, through separate legal entities, participates in more than one application but where all such legal entities have substantially common ownership.

INVESTOR’S PRE-QUALIFICATION DOCUMENT

FOR

**CONSTRUCTION OF DHAKA-ASHULIA ELEVATED EXPRESSWAY ON
PUBLIC-PRIVATE PARTNERSHIP(PPP) BASIS**

SUBMITTED BY: _____

ADDRESS: _____

TELEPHONE: _____

FACSIMILE: _____

E-MAIL ADDRESS: _____

This Pre-qualification Document consists of the following forms:

- Form I Notice of Receipt of Pre-qualification Document**
- Form II Forwarding Letter**
- Form III Power of Attorney to the Signatory**
- Form IV Affidavit**
- Form V Investor’s Organization and Documentary Evidence**
- Form VI Curriculum Vitae of Key Personnel**
- Form VII Structure and Organization**
- Form VIII Financial Information of the Investor**
- Form VIII(A) Source of Financing**
- Form IX Experience Records**
- Form IX(A) General Construction Experience**
- Form IX(B) Similar Construction Experience**
- Form X Historical Contract Non-performance**
- Form XI Equipment Capabilities**
- Form XI(A) Details of Proposed Equipment**
- Form XII Summary Sheet: Current Contract Commitments**

FORM I: NOTICE OF RECEIPT OF PRE-QUALIFICATION DOCUMENT

**CONSTRUCTION OF DHAKA-ASHULIA ELEVATED EXPRESSWAY
ON
PUBLIC-PRIVATE PARTNERSHIP (PPP) BASIS**

The undersigned received the above captioned Pre-qualification Documentation on _____ . We have reviewed the package and we [do/do not]¹ intend to submit a Pre-qualification Document.

Furthermore, we understand that our Pre-qualification Document will be due on [The Date].

_____ (Signature)[The Name]

_____ [Designation]

[Name of the Investor / Lead Investor (if applicable)]

_____ [Address and Contact Details]

¹ Keep the appropriate word(s) in the square bracket and delete the square bracket and other word(s).

FORM II: FORWARDING LETTER

[on letter head of the applicant or lead partner responsible for a joint venture, including full postal address, telephone no., and cable address]

Date: [insert day, month, year]

To:

The Chief Engineer
Bangladesh Bridge Authority
Setu Bhaban, New Airport Road
Banani, Dhaka-1212
Bangladesh

Being duly authorized to represent and act on behalf of (hereinafter “The Applicant”), and having reviewed and fully understood all the pre-qualification information provided, the undersigned hereby apply to be pre-qualified for the **Construction of Dhaka-Ashulia Elevated Expressway on Public-Private Partnership (PPP) Basis** and declare that:

- (a) we have examined and have no reservations to the Pre-qualification Document, including Addendum(s) No(s). (if applicable). [insert the number and issuing date of each addendum].
- (b) we, including any subcontractors or suppliers for any part of the contract resulting from this pre-qualification, do not have any conflict of interest
- (c) we, including any subcontractors or suppliers for any part of the contract resulting from this pre-qualification, have not been declared ineligible by any Employer or under the Employer’s country laws, official regulations.
- (d) [insert either “we are not a Government owned entity” or “we are a Government entity]
- (e) We plan to subcontract the following key activities and / or parts of the works:
[insert any of the key activities which the Investor intends to subcontract]
- (f) Your Agency and its authorized representative are hereby authorized to conduct any inquiries or investigations to verify the statements, documents, and information submitted in connection with this application, and to seek clarification, from our bankers and clients regarding any financial and technical aspects. This letter of application will also serve as authorization to any individual or authorized representative of any institution referred to in the supporting information, to provide such information deemed necessary and requested by yourselves to verify statements and information provided in this application, or with regard to the resources, experience, and competence of the Applicant.
- (g) Your Agency and its authorized representatives may contact the following persons for further information or clarification.⁽¹⁾

General and Managerial Inquiries

Contact 1: _____ Tel No. : _____

Contact 2: _____ Tel No. : _____

Personnel Inquiries

Contact 1: _____ Tel No. : _____

Contact 2: _____ Tel No. : _____

Financial Inquiries

Contact 1: _____ Tel No. : _____

Contact 2: _____ Tel No. : _____

⁽¹⁾ Applications by joint ventures should provide, on a separate sheet, equivalent information for each party to the application.

- (h) This application is made in the full understanding that:
 - (a) bids by pre-qualified applicants will be subject to verification of all information submitted for pre-qualification at the time of bidding;
 - (b) your Agency reserves the right to amend the scope and value of this project.
- (i) We confirm that if we bid, that bid and as well as any resulting contract will be:
 - (a) signed so as to legally bind all partners, jointly and severally; and
 - (b) submitted with a joint venture agreement providing the joint and several liability of all partners in the event the contract is awarded to us.
- (j) We understand that you may cancel the pre-qualification process at any time without showing any reason whatsoever and that you are neither bound to accept any application that you may receive nor to invite the pre-qualified Investors to bid for the contract subject of this pre-qualification, without incurring any liability to the Investors
- (k) The undersigned declare that the statements made and the information provided in the duly completed application are complete, true and correct in every detail.

Signed: _____ Name: _____

For and on behalf of: _____
(Name of Applicant or leading investor of a joint venture)

Signed: _____ Name: _____

For and on behalf of: _____
(partner of a joint venture)

Signed: _____ Name: _____

For and on behalf of: _____
(partner of a joint venture)

Signed: _____ Name: _____

For and on behalf of: _____
(partner of a joint venture)

Signed: _____ Name: _____

For and on behalf of: _____
(partner of a joint venture)

Note: The applicant must know that not more than five firms are allowed to make a Joint Venture under this Project.

FORM III: POWER OF ATTORNEY TO THE SIGNATORY²

TO WHOM IT MAY CONCERN

Mr. _____ (name of the person(s)), residing at _____ (address), acting as _____ (designation and name of the organization), and whose signature is authorized below, shall be the person on behalf of _____ (name of the Investor) to provide information and respond to inquiries etc. as may be required by the Bangladesh Bridge Authority, Ministry of Communications or any governmental authority in connection with the **“Construction of Dhaka-Ashulia Elevated Expressway on Public-Private Partnership (PPP) Basis”** and is also hereby authorized to sign and file relevant documents in response to the above.

(Authorized signature to be given here) _____

Name:

Designation:

Organization:

Seal of the Organization:

² Power of Attorney to be provided on a non-judicial stamp of Taka 150 / or as permissible under the laws of the respective country.

FORM IV: AFFIDAVIT³

The undersigned, [name of the official], of legal age, and residing at [address] after having been duly sworn deposed states:

- (i) that he/she is the [official capacity] of [name of the Investor], duly organized under the laws of [name of the country].
- (ii) that personally, and as [official capacity] for and on behalf of the [name of the Investor], he/she hereby certifies:
 - (a) that all statements, representations, information and other matters of fact made in this Pre-qualification Document including any attachments and enclosures are true, complete and accurate;
 - (b) that this Document is made for the express purpose of pre-qualifying [name of the Investor] as a responsible Investor by the BBA for the “**Construction of Dhaka-Ashulia Elevated Expressway on Public-Private Partnership (PPP) basis**”;
 - (c) that the Investor will make himself/herself available to the BBA and to the Government of the People’s Republic of Bangladesh or any other of its authorized agencies any information they may find necessary to verify any item in this Document or regarding its competence and general reputation;
 - (d) that the Investor has accepted the Pre-qualification criteria laid out in the Pre-qualification Document issued to us by the BBA;
 - (e) that the Investor waives its right to seek and obtain court injunction or restraining order against the BBA or the Ministry of Communications to prevent or restrain the Pre-qualification process, the holding of a Tender, the award of the Contract or any proceedings related thereto;
 - (f) that the undersigned is duly authorized by the Investor or, if applicable, by all the members of the joint venture to make these representations and sign the

³ Affidavit to be provided on a non-judicial stamp of Taka 150 / as admissible under the laws of the respective country.

Pre-qualification Document to be pre-qualified for the **“Construction of Dhaka-Ashulia Elevated Expressway on Public-Private Partnership (PPP) basis”**.

- (g) that the Investor has not applied for liquidation or not been ordered to liquidate by any court or other authority
- (h) that the Investor is not legally restrained to execute a contract;
- (i) that the Investor has not been involved in any litigation in the previous 5 years with any Executing Authority in any country for any purpose;
- (j) that the Investor does not have a history of non-performance of work in the previous 5 years;
- (k) that the Investor is not in the process of merger with / acquisition by other entity (applicable for foreign investors only).

[Official Capacity]

WITNESSES:

1. _____ 2. _____

SUBSCRIBED AND SWORN TO before me this ____ day of ____ 2010 ____ at ____.

Notary Public

FORM V: INVESTOR’S ORGANIZATION AND DOCUMENTARY EVIDENCE

1. Name of the Investor or, Joint Venture (if applicable);
2. Name of the Lead Investor (if applicable); Type of organization;
3. Date and place of incorporation;
4. Address of the Lead Investor (if applicable);
5. Details of the Investor (including brochure(s), if any);
6. Names of the shareholders of the Investor and size of their holdings;
7. Roles and responsibilities of the Lead Investor (if applicable);
8. Roles and responsibilities of other Investors (in case of a joint venture);
9. Certificate of Incorporation, and Memorandum of Association and Articles of Association, or membership deed as the case may be for each Investor member of the joint venture
10. The Joint Venture Agreement must be written on non-judicial stamp duly notarized / registered in their respective country. Joint Venture Agreement shall contain but is not to be limited to the following:
 - (a) Name of the joint venture (Investor);
 - (a) Address of the joint venture;
 - (b) Name of the Lead Investor;
 - (c) Share control of the joint venture and in the proposed Project Company;
 - (d) Major roles and responsibilities of each member of the joint venture;
 - (e) Effective date;
 - (f) Termination provision (the joint venture must remain valid until the formation and incorporation of the company under the Bangladesh law, provided that the joint venture wins the tender);
 - (g) Provision for several and joint liability for any action taken by any member of the association.
 - (i) Tax certificate from the relevant governmental authority;
 - (j) Certificate for non-liquidation from the relevant authority (applicable for foreign investors only);
 - (k) Certificate for non-merger with / non-acquisition by other entity (applicable for foreign investors only).

FORM VI: CURRICULUM VITAE OF KEY PERSONNEL

The Investor shall provide curriculum vitae of key personnel of its organization or some reputable firms likely to be engaged by the Investor for the Project. If the key personnel are hired from other firms, the Investor shall provide brochures of the firm and a letter of interest of the firm to provide such expertise to the Investor as and when required. The curriculum vitae for each person must be signed by that person, denoting his/her willingness for the proposed position, and not be more than two pages in length.

FORM VII: STRUCTURE AND ORGANIZATION

Attach an organization chart of each partner showing the company's structure including the position of the directors and key personnel if relevant.

Name of partner of a joint venture

FORM VIII: FINANCIAL INFORMATION OF THE INVESTOR

Each incorporated Investor member shall provide audited financial statements to demonstrate that they meet requirements stated in the instructions to potential investors (Section 6). Each partner of a JV must fill in this form. If necessary, use separate sheets to provide complete banker information. A copy of audited balance sheets and statement of profit and losses for the last five (5) years should be attached. Firms owned by individuals and partnerships may submit their balance sheets certified by a registered accountant and supported by copies of tax returns, if audits are not required by the laws of their country of origin.

1. Name of Banker : _____

2. Banker’s Address: _____

Tel : _____ Fax: _____ E-mail: _____

3. Contact name and title: _____

[Provide the same information for other bankers in a separate sheet.]

Summarize actual assets and Liabilities converted into US dollars (at the rate of exchange current at end of each year) for the previous five (5) years. Based on known commitments, summarize projected Assets and Liabilities converted into US dollars for the next two years.

(Figure in Million US\$)

Financial Information in US Dollars Equivalent	Previous Five Years					Projected Two Years	
	1	2	3	4	5	6	7
1. Gross Revenues / Turnover							
2. Total Assets							
3. Current Assets							
4. Total Liabilities							
5. Long Term Loans							
6. Current Liabilities							
7. Net Worth (Row 2–Row 4)							
8. Net Current Assets (Row 3 - Row 6)							
9. Cash at Hand and Bank							
10. Net Income before Interest & Taxes							
11. Net Income after Interest & Taxes							
12. Paid-up Capital							

FORM VIII(A): SOURCE OF FINANCING

Applicant should submit a bank reference letter and a bank consent letter from a reputable commercial bank of Bangladesh or a foreign bank having a corresponding bank in Bangladesh to the effect that such bank certifies the financial capability of the applicants to meet their financial obligation to perform the said contract if the contract is awarded to the applicants.

FORM IX: EXPERIENCE RECORDS

The Investor shall describe and provide evidence of its successful experience in minimum 5-kilometre long Elevated Expressway or/and similar project(s)

The Investor can provide other data and information that would assist the BBA to assess the experience and capability of the Investor.

For the construction related experience the Investor shall also fill up and submit Forms IX(A) and IX(B).

FORM IX(A): GENERAL CONSTRUCTION EXPERIENCE

[The following table shall be filled in for the Investor and for each member of a joint venture]

Investor’s / joint venture member’s legal name: [insert full name]

Investor joint venture party legal name: [insert full name]

Page [insert page number] of [insert total number] pages

[Identify contracts that demonstrate continuous construction work over the past **twelve** years
List contracts chronologically, according to their commencement (starting) dates.]

Starting Month / Year	Ending Month / Year	Contract Identification	Role of Investor
[indicate month/ year] _____	[indicate month/ year] _____	Contract name: [insert full official name] Contract Number: [insert official number] Brief Description of the Works performed by the Investor: [describe works performed briefly] Amount of contract: [insert actual contract amount and its US\$ equivalent] Name of Employer: [indicate full name] Address: [indicate full mailing address] Telephone/Fax : E-mail: Web:	[insert “Contractor,” or “Subcontractor;” or” Contract Manager”] _____
_____	_____	Contract name: Brief Description of the Works performed by the Investor: Amount of contract: Name of Employer: Address: Telephone/Fax : E-mail: Web:	_____
_____	_____	Contract name: Brief Description of the Works performed by the Investor: Amount of contract: Name of Employer: Address: Telephone/Fax : E-mail: Web:	_____

Starting Month / Year	Ending Month / Year	Contract Identification	Role of Investor
_____	_____	Contract name: Brief Description of the Works performed by the Investor: Amount of contract: Name of Employer: Address: Telephone/Fax : E-mail: Web:	_____
_____	_____	Contract name: Brief Description of the Works performed by the Investor: Amount of contract: Name of Employer: Address: Telephone/Fax : E-mail: Web:	_____

FORM IX(B): SIMILAR CONSTRUCTION EXPERIENCE

[The following table shall be filled in for contracts performed by the Investor, each member of a joint venture, and specialist subcontractors]

Investor’s / joint venture member’s legal name: [insert full name]

Date: [insert day, month, year]

Joint venture party name: [insert full name]

ICB no. and title: [insert ICB number and title]

Page [insert page number] of [insert total number] pages

Similar Contract No. __ [insert number] of [insert number of similar contracts]	Information		
Contract Identification	_ [insert contract name and number, if applicable] _		
Award date	_ [insert day, month, year, i.e., 15 June, 2005] _		
Completion date	_ [insert day, month, year, i.e., 03 October, 2009] _		
Role in Contract [check the appropriate box]	Contractor <input type="checkbox"/>	Management Contractor <input type="checkbox"/>	Subcontractor <input type="checkbox"/>
Total Contract Amount	__ [insert total contract amount]		US\$ __ [insert total contract amount in US\$ equivalent]
If member in a joint venture, or subcontractor, specify participation in total contract amount	[insert a percentage amount] _____	[insert total contract amount] _____	[insert total contract amount in US\$ equivalent] _____
Employer’s Name:	_ [insert full name] _		
Address:	[indicate street / number / town or city / country]		
Telephone / fax number	[insert telephone / fax numbers, including country and city area codes]		
E-mail:	[insert e-mail address, if available]		
Web:			

Similar Contract No. __[insert number] of [number of similar contracts] __	Information
Description of the similarity in accordance with the above:	
1. Amount	__[insert amount in US\$ in words and in figures]__
2. Physical size	__[insert physical size of activities]__
3. Complexity	__[insert description of complexity]__
4. Methods/Technology	__[insert specific aspects of the methods/technology involved in the contract]__
5. Other Characteristics	__[insert other characteristics as described in Section 5, Scope of Works]__

FORM X: HISTORICAL CONTRACT NON-PERFORMANCE

[The following table shall be filled in for the Investor and for each member of a joint venture]

Investor’s legal name: [insert full name]

Date: [insert day, month, year]

Joint venture member legal name:[insert full name]

Year	Non performed portion of contract	Contract Identification	Total contract amount (current value, US\$ equivalent)
[insert year]	[insert amount and percentage]	Contract identification: [indicate complete contract name / number, and any other identification] Name of Employer: [insert full name] Address of Employer: [insert street / city / country] Reason(s) for non-performance: [indicate main reason(s)]	[insert amount]
Pending Litigation			
<input type="checkbox"/> No pending litigation <input type="checkbox"/> Litigation pending are specified below:			
Year	Outcome as percent of total assets	Contract Identification	Total contract amount (current value, US\$ equivalent)
[insert year] _____	[insert percentage] _____	Contract Identification: [indicate complete contract name, number, and any other identification] Name of Employer: [insert full name] Address of Employer: [insert street/city/country] Matter in dispute: [indicate main issues in dispute]	[insert amount] _____

_____	_____	Contract identification: Name of employer: Address of employer: Matter in dispute:	_____

FORM XI: EQUIPMENT CAPABILITIES

Name of Applicant

--

[The Applicant should list below the key items of equipment and facilities which he would propose to complete the major works as given hereunder within the specified period.]

The Applicant shall own, or have assured access (through hire, lease, purchase agreement, or other means) to key equipment and facilities in full working order and must demonstrate that, based on known commitments, they will be available for use in the proposed contract. The Applicant shall fill up the columns of Name of Equipment/Facility, Type/Size/Capacity and Required Numbers of Units in the Table below:

The Applicant should also demonstrate how he has assured access to such equipment in separate sheets (on Form XI(A) for each equipment).

Major Works	Name of Equipment/Facility	Type/Size/Capacity	Required Number
(1) Road Earthwork			
(2) Road Pavement Sub-base/Base Course			
(3) Road Pavement Asphalt Pavement			
(4) Aggregate Supply and Transport			
(5) Concrete Supply and Transport			

FORM XI(A): DETAILS OF PROPOSED EQUIPMENT

Name of Applicant

The Applicant should provide adequate information to demonstrate clearly that it has the capability to meet the requirements for each and all items of Equipment proposed in Form XI. A separate Form XI(A) shall be prepared for each key item of equipment proposed by the Applicant.

Item of equipment: _____

1. Manufacturer: _____ 2. Model and power rating: _____

3. Capacity : _____ 4. Year of manufacture: _____

5. Current Condition and Location: _____

1. Details of Current Commitments: _____

6. In case the Applicant is a joint venture, indicate the name of the partner who will provide this particular equipment :

7. Indicate whether equipment is owned or to be hired, leased, manufactured especially, or through other means:

8. Owner : _____

[Omit the following information for equipment owned by the Applicant, including partners of a joint venture]

9. Owners address: _____

Tel: _____ Fax: _____

Contract Person (Name and Title) : _____

10. Details of hire/lease/manufacture agreements specific to the project

**FORM XII: SUMMARY SHEET: CURRENT CONTRACT COMMITMENTS/
WORKS IN PROGRESS**

Names of Partner of a joint venture _____

All partners to an application should provide information on their current commitments on all contracts that have been awarded, or for which a letter of intent or acceptance has been received, or contracts approaching completion but for which an unqualified, full completion certificate has yet to be issued.

	<u>Name of Contract</u>	Value of Outstanding Work (US\$ equivalent)	Estimated date of Completion
1.	_____	_____	_____
2.	_____	_____	_____
3.	_____	_____	_____
4.	_____	_____	_____
5.	_____	_____	_____
6.	_____	_____	_____
7.	_____	_____	_____
8.	_____	_____	_____
9.	_____	_____	_____
10	_____	_____	_____

[use additional sheets as necessary]