

AIRPORTS AUTHORITY OF INDIA
O/o MEMBER (PLANNING)

Ref. No. AAI/Member (Plg.)/Tech-Inst./2023/P-183/114

Date: 21st March, 2023

TECHNICAL INSTRUCTION No.- 116

Sub: Admissibility of work experience of one foreign / Indian subsidiary company / firm to another foreign / Indian subsidiary company / firm of its foreign / Indian principal or foreign / Indian principal company / firm for pre-qualification- reg.

1. In order to have uniformity in all Engineering Works, following paras may be inserted in Notice Inviting e-Tender under qualifying requirements of the contractors / tenderers:

If any foreign / Indian subsidiary company / firm of foreign / Indian principal company / firm, having functioning in the relevant field, participates in the tendering process and claims the experience in specific field of another foreign / Indian subsidiary company / firm of the same foreign / Indian principal company / firm or on the basis of experience of foreign / Indian principal company / firm, the bidding foreign / Indian subsidiary company / firm on the basis of such experience shall be qualified and considered for further evaluation in the tendering process subject to submission of:

- i) Documentary evidence which proves that both the foreign / Indian companies / firms are indeed 100% wholly owned subsidiaries or branch of the same foreign / Indian principal company / firm.
- ii) An undertaking from the foreign / Indian principal company / firm that they will provide all required technical support, technical know-how and will take full responsibility and liability of bidding foreign / Indian subsidiary company / firm or branch till the successful completion of project including defects liability / warrantee / guarantee period as per Annexure - I.
- iii) Balance sheet showing equity holdings or certificate by the company Chartered Accountant / Auditor of foreign / Indian principal company / firm showing equity holding patterns between the foreign / Indian principal company / firm and their wholly owned foreign / Indian subsidiary companies / firms or a duly notarized certificate by the foreign / Indian principal company / firm that company(ies) / firm(s) are their wholly owned subsidiary(ies) / branch(es) and subsidiary company / branch may be allowed to participate in the AAI tender.

- iv) Consolidated Audited Balance Sheet of foreign / Indian Principal company / firm.
- v) Foreign / Indian principal company / firm shall also undertake that the said work experience credentials have not been used by any of their other foreign / Indian subsidiary company / firm or by them, i.e., the principal company / firm itself for the same tender.
- vi) In case above statement / undertaking under above para (v) is found violated, the application of company / firm tenderer, who had submitted the work experience credentials of other foreign / Indian subsidiary / principal company / firm along with required undertaking from their foreign / Indian principal company / firm (as per Annexure-I) as well as the applications of the foreign / Indian principal company / firm & it's other foreign / Indian subsidiary(ies) for the same tender shall be summarily rejected and their entire EMD amounts shall be forfeited.
2. This Technical Instruction will supersede earlier issued Technical Instruction No. 16 vide Ref. No. AAI / Member (Plg.)/ Tech-Inst. 2019 / P-152 / 12 dated 31.05.2019.
3. It is enjoined upon all concerned for strict compliance henceforth.
4. This technical instruction is available on the AAI website:
www.aai.aero/en => Employee Login => Circulars & Orders => Department (Engineering)=> Circulars Types (Technical Instructions) => Search.


(A.K. Pathak)
Member (Planning)

Distribution: As per standard list.

FORM OF UNDERTAKING
FROM FOREIGN / INDIAN PARENT / PRINCIPAL COMPANY / FIRM
(To be completed on letterhead of Tenderer's Ultimate foreign /Indian Parent /
Principal Company / Firm)

To,

Bid Manager
Airports Authority of India,
O/o Executive Director (Engg.)
Rajiv Gandhi Bhawan, Safdarjung Airport
New Delhi – 110003 (India)

Subject: - _____ (Name of work as per Tender Document)

Invitation to Tender No. _____ (Quote Tender ID)

Dear Sir(s),

We refer to the accompanying Tender for the subject mentioned Services ("SERVICES") by (Name and address of Subsidiary) ("TENDERER") of which we are the ultimate holding company, and hereby request Airports Authority of India, Corporate Head quarter, Rajiv Gandhi Bhawan, Safdarjung Airport, New Delhi – 110003 (AAI) to enter into contract with (Name of foreign / Indian Subsidiary company / firm) TENDERER for the same. In the event of our subsidiary doing so and in consideration of AAI entering into such contract ("AGREEMENT"), we do hereby enter into the following unconditional and irrevocable undertaking with AAI that:

1. We guarantee that our subsidiary TENDERER shall duly perform all its obligations contained in the AGREEMENT.
2. If our subsidiary TENDERER shall in any respect fail to perform its obligations under AGREEMENT or shall commit any breach thereof, we undertake, on simple demand by AAI, to perform or to take whatever steps may be necessary to achieve performance of said obligations under AGREEMENT and shall indemnify and keep indemnified AAI against any loss, damages, claims, costs and expenses which may be incurred by AAI by reason of any such failure or breach on the part of our subsidiary TENDERER.

3. Our guarantee and undertaking hereunder shall be unconditional and irrevocable and, without prejudice to the generality of the foregoing, we shall not be released or discharged from our liability hereunder by: -
 - a) Any waiver of forbearance by AAI of or in respect of any of our subsidiary TENDERER's obligations under AGREEMENT whether as to payment, time, performance or otherwise howsoever or by any failure by AAI to enforce AGREEMENT or this instrument, or
 - b) Any alteration to, addition to or deletion from AGREEMENT or the scope of the services to be performed under AGREEMENT, or
 - c) Any change in the shareholding relationship between ourselves and our subsidiary TENDERER and our guarantee and undertakings hereunder shall continue in force until all our subsidiary TENDERER's obligation under AGREEMENT and all our obligations hereunder have been duly performed.

4. We further undertake that our subsidiary TENDERER is eligible for using the experience of our any other 100% subsidiary company / firm and there will not be any issue regarding transfer of relevant rights and liabilities including Intellectual Property Rights till the successful completion of project including Defect Liability / Warrantee/ Guarantee period.

5. We further undertake / confirm that the said work experience credentials used by our subsidiary Tenderer have neither been used by us nor by any of our other foreign / Indian subsidiary company / firm for this tender. In case it is found violated, applications of all our subsidiary TENDERERS as well as ours are liable to be summarily rejected without assigning any reason thereof & AAI shall be at liberty to forfeit the entire EMD amounts of all our subsidiary tenderers as well as ours, if we are also the applicant tenderers in same tender.

6. This document shall be construed and take effect in accordance with the laws of the Republic of India.

Your faithfully,

Signed :

Name & Designation :

Date :

For and on behalf of
(TENDERER's ultimate holding company)

Distribution List

1. EA to Chairman, AAI, CHQ
2. Member (Finance), AAI, CHQ
3. Member (Ops.), AAI, CHQ
4. Member (Plg.), AAI, CHQ
5. Member (HR), AAI, CHQ
6. Member (ANS), AAI, CHQ
7. Chief Vigilance Officer, AAI, CHQ
- 8-12. Executive Director (Engg), AAI, Northern Region/ Western Region/ Eastern & North Eastern Region/Southern Region/ MIS & Standardization, CHQ
13. Executive Director (Land Management/ BD), AAI, CHQ
14. Executive Director (PMQA) AAI, CHQ,
- 15-19. Regional Executive Director, AAI, Northern Region/Western Region/ Eastern Region/ Southern Region/ North Eastern Region
- 20-21. Executive Director (CNS-Plg.)-I/II, AAI, CHQ
22. Executive Director (CNS-OM), AAI, CHQ
23. Executive Director (FIU & RCDU), AAI, CHQ
- 24-27. Executive Director (ATM)/ ATM-ASM/ ATM-AFTM/ ATM-CAP, AAI, CHQ
28. Executive Director (Plg.) AAI, CHQ
29. Executive Director (Ops.) AAI, CHQ
30. Executive Director (JVC)AAI, CHQ
31. Executive Director (Avn. Safety), AAI, CHQ
32. Executive Director(Arch.), AAI, CHQ
33. Executive Director(Admin), AAI, CHQ
- 34-35. Executive Director(Finance)- I/II, AAI CHQ
36. Executive Director(Commercial), AAI CHQ
37. Executive Director(IT), AAI, CHQ
38. Executive Director (Airport System), AAI, CHQ
39. Director(Security), AAI, CHQ
40. Executive Director(Tech.), AAI, CHQ
41. Executive Director(SIU), AAI, CHQ
42. Executive Director(RCS), AAI, CHQ
43. Principal (C.A.T.C), Allahabad
44. Director (I.A.A), AAI, Rangpuri
- 45-47. Airport Director, AAI, Kolkata/Chennai/Trivandrum Airports
48. GM (Vigilance) AAI, CHQ
49. GM (Law) AAI, CHQ
50. GM (C&C) AAI, CHQ
51. GM (BDC), AAI, CHQ
- 52-53. GM Engg (project) AAI, Kolkata Project/ Chennai Project
- 54-61. GM Engg (Civil/Electrical), AAI, Northern Region/Western Region/ Southern Region/ Eastern &North Eastern Region, CHQ
- 62-73. GM Engg (Project)/project in-charge, AAI, Port Blair/ Patna/ Hollongi/ Leh/ Dehradun/ Vijayawada/ Trichy/ Rajahmundry/ Guwahati/Rajkot/ Pune/ Jabalpur Airport.
- 74-77. GM: PMQA / Planning / RCS / Airport System, CHQ
- 78-82. GM Engg, AAI, Northern Region/Western Region/ Eastern Region/ Southern Region/ North Eastern, RHQ.
83. GM (IT), Safdarjung Airport
- 84-89. MIS (Civil)-NR/SR/WR/ER/NER /MIS (Electrical), AAI, CHQ

वितरण सूची

1. अध्यक्ष के विशेष कार्यकारी अधिकारी, भा.वि.प्रा., निगमित मुख्यालय।
2. सदस्य (वित्त), भा.वि.प्रा., निगमित मुख्यालय।
3. सदस्य (प्रचालन), भा.वि.प्रा., निगमित मुख्यालय।
4. सदस्य (योजना), भा.वि.प्रा., निगमित मुख्यालय।
5. सदस्य (मानव संसाधन), भा.वि.प्रा., निगमित मुख्यालय।
6. सदस्य (ए एन एस), भा.वि.प्रा., निगमित मुख्यालय।
7. मुख्य सतर्कता अधिकारी, भा.वि.प्रा., निगमित मुख्यालय।
- 8-12. कार्यपालक निदेशक (अभि.) भा.वि.प्रा., उत्तरी क्षेत्र / पश्चमी क्षेत्र / पूर्वी एवं उत्तर पूर्वी क्षेत्र / दक्षणी क्षेत्र / एम आई एस एवं मानकीकरण निगमित मुख्यालय
13. कार्यपालक निदेशक (भूमि प्रबंधन/बी डी), भा.वि.प्रा., निगमित मुख्यालय।
14. कार्यपालक निदेशक (परियोजना अनुवीक्षण एवं गुणवत्ता आश्वसन), भा.वि.प्रा., निगमित मुख्यालय।
- 15-19. क्षेत्रीय कार्यपालक निदेशक, भा.वि.प्रा., उत्तरी क्षेत्र / पश्चमी क्षेत्र / पूर्वी क्षेत्र / दक्षणी क्षेत्र / उत्तर पूर्वी क्षेत्र।
- 20-21. कार्यपालक निदेशक, (संचार दिक्चालन व निगरानी) -(योजना)-I/II, भा.वि.प्रा., निगमित मुख्यालय।
22. कार्यपालक निदेशक, (संचार दिक्चालन व निगरानी) -(ओ.एम.), भा.वि.प्रा., निगमित मुख्यालय।
23. कार्यपालक निदेशक, (आर सी डी यू & एफ आइ यू), भा.वि.प्रा., निगमित मुख्यालय।
- 24-27. कार्यपालक निदेशक, (ए.टी.एम.)/एटीएम-एएसएम/एटीएम-एएफटीएम/एटीएम-केप, भा.वि.प्रा., निगमित मुख्यालय।
28. कार्यपालक निदेशक (योजना), भा.वि.प्रा., निगमित मुख्यालय।
29. कार्यपालक निदेशक (प्रचालन), भा.वि.प्रा., निगमित मुख्यालय।
30. कार्यपालक निदेशक (जेवीसी), भा.वि.प्रा., निगमित मुख्यालय।
31. कार्यपालक निदेशक (एवि. सेफटी), भा.वि.प्रा., निगमित मुख्यालय।
32. कार्यपालक निदेशक (आर्क), भा.वि.प्रा., निगमित मुख्यालय।
33. कार्यपालक निदेशक (प्रशासनिक), भा.वि.प्रा., निगमित मुख्यालय।
- 34-35. कार्यपालक निदेशक (वित्त)- I / II, भा.वि.प्रा., निगमित मुख्यालय।
36. कार्यपालक निदेशक (वाणिज्य), भा.वि.प्रा., निगमित मुख्यालय।
37. कार्यपालक निदेशक (सूचना प्रौद्योगिकी), भा.वि.प्रा., निगमित मुख्यालय।
38. कार्यपालक निदेशक (एयरपोर्ट सिस्टम), भा.वि.प्रा., निगमित मुख्यालय।
39. निदेशक (सुरक्षा), भा.वि.प्रा., निगमित मुख्यालय।
40. कार्यपालक निदेशक (तकनीकी), भा.वि.प्रा., निगमित मुख्यालय।
41. कार्यपालक निदेशक (एसआईयू), भा.वि.प्रा., निगमित मुख्यालय।
42. कार्यपालक निदेशक (आरसीएस), भा.वि.प्रा., निगमित मुख्यालय।
43. प्रधानाचार्य (सी ए टी सी), इलाहाबाद।
44. निदेशक, (आई.ए.ए), भा.वि.प्रा., रंगपुरी।
- 45-47. विमानपतन निदेशक, भा.वि.प्रा., कोलकाता/चेन्नई/त्रिवेन्द्रम विमानपतन।
48. महाप्रबंधक (सतर्कता), भा.वि.प्रा., निगमित मुख्यालय।
49. महाप्रबंधक (विधि), भा.वि.प्रा., निगमित मुख्यालय।
50. महाप्रबंधक (सी.एव.सी.), भा.वि.प्रा., निगमित मुख्यालय।
51. महाप्रबंधक (बिजनेस विकास एकक), भा.वि.प्रा., निगमित मुख्यालय।
- 52-53. महाप्रबंधक (अभि. -प्रोजेक्ट), भा.वि.प्रा., कोलकाता प्रोजेक्ट / चेन्नई प्रोजेक्ट।
- 54-61. महाप्रबंधक (अभि) (सिविल/ विदधुत), भा.वि.प्रा. उत्तरी क्षेत्र / पश्चमी क्षेत्र/ दक्षणी क्षेत्र / पूर्वी एंड उत्तर पूर्वी क्षेत्र, निगमित मुख्यालय।
- 62-73. महाप्रबंधक (अभि-प्रोजेक्ट)/प्रोजेक्ट इंचार्ज, भा.वि.प्रा., पोर्ट ब्लेयर / पटना / होलॉंगी / लेह / देहरादून / विजयवाड़ा / त्रिची / राजमुंदरी / गुवाहाटी / राजकोट / पुणे / जबलपुर हवाई अड्डा।
- 74-77. महाप्रबंधक (परियोजना अनुवीक्षण एवं गुणवत्ता आश्वसन)/ योजना/आर सी एस / एयरपोर्ट सिस्टम, भा.वि.प्रा., निगमित मुख्यालय
- 78-82. महाप्रबंधक अभि, भा.वि.प्रा., उत्तरी क्षेत्र / पश्चमी क्षेत्र / पूर्वी क्षेत्र / दक्षणी क्षेत्र / उत्तर पूर्वी क्षेत्र, क्षेत्रीय मुख्यालय।
83. महाप्रबंधक (सूचना प्रौद्योगिकी), सफदरजंग हवाई अड्डा।
- 84-89. एम आई एस (सिविल)- उत्तरी क्षेत्र / दक्षणी क्षेत्र / पश्चमी क्षेत्र/ पूर्वी क्षेत्र/ उत्तर पूर्वी क्षेत्र /एम आई एस (विदधुत), भा.वि.प्रा., निगमित मुख्यालय।