Kolkata Metropolitan Development Authority
Office of the Executive Engineer, Div-IX/SWTP(Distribution)
Chowdhury para Lane, Serampore, Hoogly-712201

Abridged e-TENDERING NIT NO: 3T-1/IX/BWTP/2019-20/04 Dated: 04.02.2020

Executive Engineer [DIV-IX/SWTP], invites online tender in two parts viz. Part-I and Part-II from reliable, experienced, bonafide and resourceful Contractor/Firm who have successfully completed not less than 50% value of similar nature of work in any type of specialization job related to Water Treatment plant/ installation of plant equipments etc. in a single contract within last 5 (five) years from the date of this NIT in any Govt. / Semi Govt. / Undertaking / Autonomous Bodies / Statutory or Local Bodies in a single contract having the eligibility criteria given below:-

Project Code: O&M- 131

1) **Tender No:** EE-IX/BWTP/T-07 of 2019-20 ; 2) **Name of Work:** "Emergent Supplying, fittings & fixing of Tube Settler Unit made with square shaped rigid black PVC pipe alongwith renovation of M.S. Structural works within Bansberia Water Treatment Plant"; 3) **Estimated Cost:** Rs. 10,65,685.40 (Incl. GST & LWC); 4) **Earnest Money:** Rs. 22000.00; 5) **Time of Completion:** 2(Two) Months.; 6) **Cost of Tender Document:** Rs. 1100.00;

Intending bidders desirous of participating in the tender are to log on to the website www.kmdaonline.org (the web portal of the KMDA). They may also visit the website https://wbtenders.gov.in for the tender. The tender can be searched by typing KMDA in the search engine provided in the website.

The Authority reserves the right to reject or accept any or all tender without assigning any reason.

**Last date & time of submission of bids online is 03-03-2020 at 18-50 Hrs**

**No. : 3T-1/IX/BWTP/2019-20/04/1(9)**

Copy forwarded for information to:
1. The Chief Executive Officer, KMDA.
2. The Joint Secretary (Works), KMDA.
3. The Chief Engineer (W&S Sector), KMDA.
4. The Director of Finance, KMDA.
5. The Superintending Engineer (E/B), KMDA.
6. The Deputy Secretary (PR), KMDA, Unnayan Bhaban, Salt Lake, Kolkata – with request for circulation/Publication in Website/Newspaper as per prevailing Norms.
7. The Public Relation Officer, WBIDC, Govt. of West Bengal, 23 Abanindranath Thakur Sarani, Kolkata 700017 – with request for circulation in Website please.
8. The Director of Information, I & CA Deprt. Govt. of W.B., Nabanna, Howrah – with request for circulation in Website please.
9. Notice Board

**Date : 04.02.2020**

EXECUTIVE ENGINEER
DIV-IX/SWTP (Distribution)
KMDA

**B.Roy 04/2/2020**

EXECUTIVE ENGINEER
DIV-IX/SWTP (Distribution)
KMDA

**B.Roy 04/2/2020**
Executive Engineer (DIV-IX/SWTP), invites online tender in two parts viz. Part-I and Part-II from reliable, experienced, bonafide and resourceful Contractor/Firm who have successfully completed not less than 50% value of similar nature of work in any type of specialization job related to Water Treatment plant/ installation of plant equipments etc. in a single contract within last 5 (five) years from the date of this NIT in any Govt. / Semi Govt. / Undertaking / Autonomous Bodies / Statutory or Local Bodies in a single contract having the eligibility criteria given below:-

<table>
<thead>
<tr>
<th>Sl No</th>
<th>Name of Work</th>
<th>Estimated Amount</th>
<th>Earnest Money</th>
<th>Time of Completion</th>
<th>Cost of Tender Documents</th>
</tr>
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<tbody>
<tr>
<td>1</td>
<td>&quot;Emergent Supplying, fittings &amp; fixing of Tube Settler Unit made with square shaped rigid black PVC pipe along with renovation of M.S. Structural works within Bansberia Water Treatment Plant&quot;</td>
<td>Rs. 10,65,685.40 (Incl. GST &amp; LWC)</td>
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Tender No: EE-IX/BWTP/T-07 of 2019-20
Project Code: O&M- 131

Intending bidders desirous of participating in the tender are to log on to the website www.kmdaonline.org (the web portal of the KMDA) and click on to the “e-procurement” link provided. They may also visit the website https://wbtenders.gov.in for the tender. The tender can be searched by typing KMDA in the search engine provided in the website.

Bidders willing to take part in the process of e-tendering are required to obtain Digital Signature Certificate (DSC) from any authorized Certifying Authority (CA) under CCA, Govt. of India (viz. NIC, nCode Solution, Safescript, e-Mudhra, TCS, MTNL, IDRBT) DSC is given as a USB e-Token. After obtaining the Class 2 or Class 3 Digital Signature Certificate (DSC) from the approved CA they are required to register the fact of possessing the Digital Signature Certificates through the registration system available in the website.

Tenders are to be submitted online and intending bidders are to download the tender documents from the website stated above, directly with the help of the e-Token provided. This is the only mode of collection of tender documents. Details of submission procedure are given below under "General terms and conditions and information".

The intending bidder must read the terms and conditions of the NIT carefully. He should particularly go through the eligibility criteria required and satisfy himself of the requirements for eligibility. He should only submit his bid if the considers himself eligible and he is in possession of all the documents required.

All information posted on the website consisting of NIT and related documents, Form No I, BOC, Corrigendum etc. and Drawings if any, shall from part of the tender document.
General Terms and Conditions and Information

1. Eligibility for participation:
   Bonafide Contractor, Registered Engineers Co-operative Societies, firms registered with the State Government, ULB are eligible to participate, depending on the criteria as detailed below.

2. Participation in more than one work:
   Any Contractor can submit tenders for a maximum of 50% of the total number of works (rounded up to next higher integer) published in any particular NIT, depending on his credential and financial capability, details of which are given later.

3. Submission of Tenders
   3.1 General process of submission
   Tenders are to be submitted online through the website stated. All the documents uploaded by the Tender Inviting Authority form an integral part of the contract. Tenderers are required to upload all the tender documents along with the other documents, as asked for in the tender, through the above website within the stipulated date and time as given in the Tender. Tenders are to be submitted in two folders at a time for each work, one is Technical Proposal and the other is Financial Proposal. The tenderer shall carefully go through the documents and prepare the required documents and upload the scanned documents in Portable Document Format (PDF) to the portal in the designated locations of Technical Bid. He needs to fill up the rates of items / percentage in the BOQ, downloaded for the work, in the designated Cell and upload the same in designated location of Financial Bid. The documents uploaded are virus scanned and digitally signed using the Digital Signature Certificate (DSC). Tenderers should specifically take note of all the addendum / corrigendum related to the tender and upload the latest documents as part of the tender.

   3.2 Technical Proposal
   The Technical Proposal should contain scanned copies and / or declarations in the following standardized formats in two covers (folders).

   A. Technical File (Statutory Cover) containing:
   i. Application for Tender (Vide Form-1) (to be submitted in ‘Forms’ folder)
   ii. Tender Form No. 1 to be submitted in ‘Form No 1 folder’
   iii. Notice Inviting Tender (NIT) (to be submitted in ‘NIT’ folder)

Earnest Money & Cost of Tender Paper:
The Earnest Money & Cost of Tender Paper are to be deposited by the bidder electronically: through his net banking enabled account, maintained at any bank or offline through any bank by generating NEFT/RTGS Challan from the e-tendering portal. Intending Bidder will get the Beneficiary details from e-tender portal with the help of Digital Signature Certificate and may transfer the EMD from their respective bank as per the Beneficiary Name and Account No., Amount, Beneficiary Bank Name (ICICI) and IFSC Code and also e-procurement Ref. No.

The scan copy of the acknowledgement slip must be uploaded with the statutory cover.

   iv. Drawings if any (to be submitted in ‘Drawings’ folder)

Note: Tenders will be summarily rejected if any item in the statutory cover is not uploaded.
B. My Document (Non-Statutory Cover) containing

i. Certificates:
1) Professional Tax (PT) submission Challan, IT Return for last 3 years and PAN Card details. Application for such addressed to the competent authority may also be considered.
2) GST registration. (Non production of the document will result in GST deduction as per prevailing rules).
3) Bank Solvency Certificate from any Scheduled Bank.

ii. Company Details
1. Registered Deed for Partnership Firm / Consortiums from Registrar of Assurances having office at Todi Mansion, Kolkata. Mere application for registration will not be considered. However in cases where the applicant is yet to receive registration certificate from Todi Mansion, the application is to submit an affidavit in non judicial stamp paper along with the application pledging that "the registration certificate of the Consortium / Partnership firm would be submitted to the Tender Inviting Authority before making agreement with the Tender Accepting Authority in case he is found lowest". In case of inordinate delay in submitting the document his bid is liable to be rejected and his EMD deposited will stand forfeited to Government. Any change in the constituents of the consortium / partnership firm should also be registered from the Office at Todi Mansion, Kolkata, prior to the date of application of tender otherwise his application will be rejected.

Note: An affidavit regarding authorized user of DSC for consortiums and a declaration regarding such authorization for Limited companies is to be submitted.

2. Trade License for Proprietorship Firms.
3. Memorandum of Articles for Limited Companies
4. Society Registration and Bye-Laws for Cooperative Societies.

iii. Credential:
Credential along with Payment Certificate issued by an officer not below the rank of Executive Engineer / Divisional Engineer / District Engineer / Project Manager of the other State / Central Government Departments / Organizations to be submitted in 'Credential' folder. The scanned copy of the Certificate should be uploaded with the non statutory cover.

iv. Balance Sheet:
Audited Balance Sheets of last three financial years with auditor’s certificate regarding annual turnover from contracting business in each year.

(If the company was set up less than three years ago, audited balance sheet for the no of years since inception is to be submitted)

v. Addenda / Corrigendums: if published.
Note: Contractors are to keep track of all the Addendum / Corrigendum and any extension notices issued with a particular tender in the website only and upload the same digitally signed along with the NIT. Tenders submitted without the Addendum / Corrigendum/ extension, digitally signed by the bidder, will be informally and liable to be rejected.

vi. Others: Any other documents found necessary.
Note: Failure of submission of any one of the above mentioned documents will render the tender liable to summary rejection.

vii. The bidder should not have record of poor performance or they should not have been blacklisted by any employer during the last five years prior to the date of the NIT. Such abandonment or punishment will be considered as disqualification towards eligibility. A declaration in this respect through affidavit has to be furnished by the prospective bidders without which the Technical Bid shall be treated as non responsive. The scanned copy of the affidavit should be uploaded with the non statutory cover and the hard copy should preferably be submitted along with the non statutory documents.
2.1 Financial Proposal

The financial proposal should contain the following documents in one cover (folder).

i) Bill of Quantities (BOQ): The contractor is to quote the rate (percentage above or below) online through computer in the space marked for quoting rate in the BOQ (only downloaded copies of the above documents are to be uploaded, virus scanned and digitally signed by the contractor).

4. Submission of original copies of documents of Tender Cost and Earnest Money Deposit

a) **Mode of Payment:** Cost towards tender documents and EMD must be submitted through online from any scheduled Bank of India. Payment in any other from e.g. NSC, KVP etc. will not be accepted.

b) **Place of submission:** For submission of the hard copy of original acknowledgement slip, please refer clause no. 6.1(b).

c) **Time of submission:** For submission of the hard copy of original acknowledgement slip, please refer clause no. 6.1(b).

5. Completion Certificate:

i. Completion Certificates for fully completed works during the current year and last five financial years will only be accepted. Certificates issued for partly completed works will not be considered.

ii. Completion Certificate of work executed in other Departments of State Government or organizations, like Public Works & Public Works (Roads) Department, Irrigation & Waterways Department, Public Health Engineering Department, Sundarban Affairs Department and various other State Government Departments, Zilla Parishads, West Bengal Housing Infrastructure Development Corporation Limited (WBHIDCO), West Bengal State Electricity Distribution Company Limited (WBSEDCL), Kolkata Metropolitan Development Authority (KMDA), Kolkata Metropolitan Water Sanitation Authority (KMW&SA), Kolkata Municipal Corporation (KMC), Other Municipalities, Hoooghly River Bridge Commissioner (HRBC), Engineering Departments of Central Government and Organisations like Farakka Barrage Project (FBP) Authority, Railways, Kolkata Port Trust (KoPT), and companies owned or managed by the State Government, i.e. Mackintosh Burn Ltd., Westinghouse Saxby Farmer Limited & Britannia Engineering Ltd. may also be considered. Such Completion Certificates are to be issued by an officer not below the rank of Executive Engineer / Divisional Engineer / District Engineer / Project Manager of the other State / Central Government Departments / Organisations.

5.1 Eligibility criteria for participating in more than one tender

Normally separate Completion Certificates (CC) of 100% completed works is to be provided for participation in separate works in a particular NIT (vide 5(a)). However, CC for one particular work may be considered as eligible for participations in maximum two numbers of serials, provided required credential for both the works satisfies the requirements in all respect from one such completion certificate.

5.2 Penalty for suppression / distortion of facts

If any tender fails to produce the original hard copies of the documents (especially Completion Certificates and audited balance sheets), or any other documents on demand of the Tender Evaluation Committee within a specified time frame or if any deviation is the hard copies from the uploaded soft copies of if there is any suppression, the Tender Evaluation Committee upon suggesting suitable punitive measures will bring the matter to the notice of the Chief Engineer concerned immediately and the tenderer may be suspended from participating in the tenders on e-Tender platform of Water & Sanitation Sector, KMDA as per approval of the Chief Engineer for a maximum period 3 (three) years. In addition, his Earnest Money Deposit will stand forfeited to KMDA. The Chief Engineer concerned will issue the necessary orders under intimation to the other Chief Engineers, e-Tendering Cell and also the Department, copy of such order should also invariably be communicated to the Nodal Officer, e-Governance of this Department with a request to upload the same in the Departmental website.
5.3 Taxes & duties to be borne by the Contractor
Income Tax, GST, Professional Tax, Royalty, Construction Workers' Welfare Cess and similar other statutory levy to be borne by the contractor and the rate should be quoted accordingly after consideration of all these charges, if applicable, would be reimbursed subsequently.

5.4 Site inspection before submission of tender
Before submitting any tender, the intending tenderers should make themselves acquainted thoroughly with the local conditions prevailing at site by actual inspection of the site and taking into consideration all factors and difficulties like to be involved in the execution of work in all respect including transportation of materials, communication facilities, climate conditions, nature of soil, availability of local labour and market rate prevailing in the locality etc. and no claim, whatsoever, will be entertained on these account afterwards. In this connection intending tenderers may contact the office of the Executive Engineer, concerned with the work between 12:00 hours to 15:00 hours on any working day prior to date of submission of tenders.

5.5 Conditional and incomplete tender
Conditional and incomplete tenders are liable to summary rejection.

6. Opening and evaluation of tender

6.1 Opening of Technical Proposal
a) Technical proposals will be opened by the Tender inviting authority or his authorized representative electronically from the website stated above, using their Digital Signature Certificate.
b) EMD/Bid Security with Cost of Tender Documents shall be uploaded as soft copy (Scanned copies of the acknowledgment slip) at the time of online submission. Affidavits need not to be submitted at the time of opening of tender. After opening of Tender only the L1 bidder shall submit the hard copy of the documents including acknowledgement slip and Affidavits to the tender inviting authority with his acceptance letter of the LOI. Failure to submit the hard copy with the acceptance letter within the time period prescribe for the purpose, may be construed as an attempt to disturb the tendering process and dealt with accordingly legally including blacklisting of the bidder.
c) Intending tenderers may remain present at the time of opening if they so desire.
d) Cover (Folder) for Statutory Documents (vide Clause 3.2A) will be opened first and if found in order. Cover (Folder) for Non-statutory Documents (vide Clause 3.2B) will be opened. If there is any deficiency in the Statutory Documents, the tenderer will summarily be rejected.
e) Decrypted (transformed into readable formats) documents of the Non-statutory Cover will be evaluated to finalise eligible tenderers.

6.2 Tender Evaluation Committee (TEC)
Committee will be constituted by the concerned Chief Engineer, if required for issuance of tender papers for high value tenders. This will function as Tender Evaluation Committee (TEC), for evaluation of Technical Proposals of the tenders. Otherwise prevailing system will be effective for evaluating tenders.

6.3 Uploading so summary list of technically qualified tenderers (1st round)
i. Pursuant to scrutiny and decision of the Technical Evaluation Committee (TEC), the summary list of eligible tenderers for a particular serial of work whose Financial Proposals will be considered will be uploaded in the web portals.
ii. While evaluation, the Committee may summon the tenderers and seek clarification / information or additional documents or original hard copy of any of the documents already submitted and if these cannot be produced within the stipulated timeframe, their proposals will be liable for rejection.

6.4 Opening and evaluation of Financial Proposal
i. Financial proposals of the tenderers declared technically eligible by the Tender Evaluation Committee will be opened electronically by the Tender Inviting Authority from the web portal stated above on the prescribed date.
ii. The encrypted copies will be decrypted and the rates will be read out to the contractors remaining present at that time.
iii. After opening of the financial proposal the preliminary summary result containing interalia, names of contractors and the rates quoted by them will be uploaded.
iv. If the Tender Accepting Authority is satisfied that the rate obtained is fair and reasonable and there is no scope of further lowering down of rate, he may after having the comparative statement checked, upload the final summary result containing the name of contractors and the rates quoted by them against each work after acceptance of the rate.

v. The Tender Accepting Authority may ask any of the tenderers to submit analysis to justify the rate quoted by that tenderer.

6.5 Procedures to be followed when one / two technically tenderers participated in any tender

a. Financial bid of technically qualified single / two tenderers will not be opened immediately.

b. 2nd call may be invited immediately after technical evaluation and uploading the list of the technically qualified bidder(s) of the 1st call after relaxation of the credential criteria to the extent deemed necessary by the Tender Inviting Authority and advertisement to the wholly circulated newspapers.

c. If such bidder(s) technically qualified in the 1st call intend(s) to change their rates quoted to the 1st Call, they need to participate in the 2nd call and submit fresh fee towards tender cost. However fresh EMD need not be submitted and EMD submitted earlier will be considered. In case of non submission of fresh tender fee in the 2nd call, the rates quoted in the 1st call would remain valid while the bid submitted in the 2nd call will be rejected.

d. If such bidder(s) technically qualified in the 1st call does not participate in the 2nd call then the rate of 1st call would be deemed to remain valid in the 2nd call also.

e. After selection of technically qualified tenderers for 2nd call (in case new tenderer other than the existing tenderer of the 1st call), financial bid of both 1st and 2nd call would be opened.

f. Financial evaluation for acceptance would be made in a combined way considering both 1st and 2nd call following usual procedures.

g. However, as stated in cause 6.7(c), in case tender(s) 1st call submit(s) fresh tender in 2nd call, rates of 2nd call would be considered in the process of evaluations.

h. In case there is no fresh participation in the 2nd call, financial bid of the technically qualified tender(s) of the 1st call would be opened even if there is only one tender in the 1st call and would be considered in the process of evaluation for acceptance following usual procedure.

7. Bid Validity: The Bid will be valid for 120 days from the date of opening of the financial bid.

8. Acceptance of e-Tender

Lowest valid rate should normally be accepted. However, the Tender Accepting Authority does not bind himself to do so and reserves the right to reject any or all the tenders, for valid reasons.

8.1 Execution of Formal agreement after acceptance of tender

The tenderers, whose tender is approved for acceptance, shall within 15 days of the receipt of Letter of Acceptance (LOA) to him, will have to execute ‘Formal Agreement’ with the Tender Accepting Authority in six copies of KMIA Form No. I which may be purchased on cash payment from the office of the Executive Engineer concerned with the work.

8.2 The NIT shall form a part of the contract agreement. On acceptance of the bid, the successful bidder shall have to sign the contract consisting of NIT, instruction to bidders, special terms and conditions, specification, BoQ, Drawing, Rate quoted, LOA and Tender Form I.

8.3 Return of Earnest Money of the unsuccessful tenderer(s)

In the present system of e-Tender, only L-1 bidder is required to submit the Earnest Money Deposit (E.M.D) & Cost of Tender Document (C.T.D) in original form after receipt of LOA. Rest bidders are required only to upload scanned copies of Earnest Money Deposit (E.M.D) & Cost of Tender Document (C.T.D) in the e-Tender.

9 Payment

The payment of RA as well as final bill for any work will be made according to the availability of funds and no claim to delay in payment will be entertained.
10 Security Deposit

10.1 Security Deposit towards performance Security amounting to 8% of the work value shall be deducted from the R/A Bill as per prevailing order. No interest will be paid on Security Deposit. Earnest Money @ 2% of the estimated/quoted value put to tender would be converted to Security Deposit in case of the successful bidder.

10.2 If any discrepancy arises between two similar clauses on different notification, the clauses as stated in later notification will supersede former on following sequence:
   a) Tender Form No. I of KMDA.
   b) N.I.T.

11 Additional Performance Security other than Security Deposit

If the accepted bid value of the Successful Bidder is 80% or less of the Estimated amount put to tender, Additional performance security @ 10% of the Tendered Amount shall be submitted in the form of Bank Guarantee of any scheduled Bank within 15(Fifteen) working days from the date of issuance of LoA to ensure the quality and proper execution of the work. The said Bank guarantee shall have to be valid up to end of the contract period and shall be renewed accordingly, if required. If the successful bidder fails to submit the additional performance security within the time period mentioned here, Earnest money of the bidder will be forfeited and other necessary actions as per NIT like, Blacklisting of the contactor etc, may be taken.

12 Withdrawal of Tender

If any tender found lowest after opening of the financial bids withdraws his tender before acceptance or refusal within a reasonable time without giving any satisfactory explanation for such withdrawal, he shall be disqualified for making any tender to the department for a minimum period of one year. All cases in which the Tender Accepting Authority has reason to doubt the bona fide of such withdrawal should be reported to the Chief Engineer concerned in all details for issuance of such disqualification orders by the said Chief Engineer, under intimation to the other Chief Engineers, e-Tendering Cell and also to this Department. Copy of such order should invariably be communicated to the Nodal Officer, e-Governance of this Department with a request to upload the same in the Departmental website.

For any queries / clarification regarding the uploading of documents and tendering process please contact the Executive Engineer (DIV-VI/SWTP). Through email: div6_kmda@rediffmail.com

13 Schedule of Dates for e-Tendering

<table>
<thead>
<tr>
<th>Sl. No</th>
<th>Activity</th>
<th>Date &amp; Time</th>
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<tbody>
<tr>
<td>1.</td>
<td>e-Publishing Date</td>
<td>11-02-2020 at 14:00 Hrs</td>
</tr>
<tr>
<td>2.</td>
<td>Document Download start date &amp; Time (Online)</td>
<td>11-02-2020 at 14:30 Hrs</td>
</tr>
<tr>
<td>3.</td>
<td>Bid submission start date &amp; Time (Online)</td>
<td>11-02-2020 at 15:00 Hrs</td>
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<tr>
<td>4.</td>
<td>Pre Bid Meeting</td>
<td>NIL</td>
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<tr>
<td>5.</td>
<td>Document Download end date (Online)</td>
<td>03-03-2020 at 15:00 Hrs</td>
</tr>
<tr>
<td>6.</td>
<td>Bid submission end date &amp; Time (Online)</td>
<td>03-03-2020 at 18:50 Hrs</td>
</tr>
<tr>
<td>7.</td>
<td>Technical Bid opening date &amp; Time (Online)</td>
<td>05-03-2020 at 15:00 Hrs</td>
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<tr>
<td>8.</td>
<td>Uploading of preliminary list of Technically qualified bidders</td>
<td>To be notified later</td>
</tr>
<tr>
<td>9.</td>
<td>Uploading of final list of Technically qualified bidders</td>
<td>-Do-</td>
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<tr>
<td>10.</td>
<td>Financial Bid opening date</td>
<td>-Do-</td>
</tr>
<tr>
<td>11.</td>
<td>Uploading of Financial Bid evaluation sheet</td>
<td>-Do-</td>
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Additional Terms & Conditions

1. Any Joint Venture/Consortium will not be permitted.

2. The Executive Engineer of the Division concerned will be the Engineer-in-Charge in respect of the contract and all correspondence concerning rates, claims, change in specification and/or design and similar important matters will be valid only if made by the Engineer-in-Charge. If any correspondence of above tender is made with Officers other than the Engineer-in-charge for speedy execution of works, the same will not be valid unless copies are sent to the Engineer-in-Charge and approved by him. The instruction given by the Assistant Engineer and the Junior Engineer on behalf of the Engineer-in-Charge shall also be valid (who have been authorized to carry out the work on behalf of the Engineer-in-Charge) regarding specification, supervision, approval of materials and workmanship. In case of dispute, the decision of Engineer-in-Charge shall be final and binding.

3. The acceptance of the tender will rest with the Tender Accepting Authority without assigning reason thereof. The accepting authority reserves right to reject any or all tenders without assigning any reason thereof.

4. There shall be no provision for arbitration.

5. There shall not be any adverse report, on any count whatsoever, against the agency where they have worked.

6. The Bidder shall have to comply with the provisions of (a) Contract labour (Regulation & abolition) Rules, 1970(b) Minimum Wages Act 1948 or the modification thereof or any other laws relating thereto as will be in force from time to time.

7. Department shall not entertain any claim whatsoever from the contractor for payment of compensation on account of idle labour on any ground including non-possession of land.

8. The Government shall not be held liable for any compensation due to machines becoming idle for any circumstances including untimely rains, other natural calamities, strike etc.

9. Imposition of any duty / tax / royalty etc. whatsoever of its nature (after work order / Commencement and completion of the work) is to be borne by the bidder. Original challans of those materials, which are procured by the bidder, may be asked to be submitted for verification.

10. Cess @ 1% of the cost of construction works shall be deducted from the Gross value of the Bill in Terms of Finance Department order No. 853-F dated 01.02.2006. Also it is instructed to register his Establishment under the Act, under the competent registering Authority, i.e. Assistant Labour Commissioner / Dy. Labour Commissioner of the region concerned. Service Tax as applicable as per present norms will be charged from the eligible bidder.

11. No mobilization / secured advance / price escalation will be allowed unless specified otherwise.

12. GST, Cess, Royalty of sand, stone chips, stone metal gravel, boulders, forest product etc. Toll Tax, Income Tax, Ferry Charges and other Local Taxes if any are to be paid by the contractor/consultant. No extra payment will be made for these. The rates of supply and finished work items are inclusive of these.

13. All working tools and plants, scaffolding, construction of vats & platforms will have to be arranged by the consultant at his own cost.

14. The consultant shall supply mazdoors, bamboos, ropes, pegs, flags etc. for lay out of the work and for taking and checking measurements for which no extra payment will be made.

15. The consultant should see the site of works and tender documents, drawings etc. before submitting tender and satisfy himself regarding the condition and nature of works and ascertain difficulties that might be encountered in executing the work, carrying materials to the site work, availability of drinking water and other human requirements and security etc. The Engineer-in-Charge may order the contractor to suspend any work that may be subjected to damage by climate conditions. No claim will be entertained on this account. The contractor/consultant will not be entitled to any claim or extra rate on any accounts.

16. A machine page numbered Site Order book (with triplicate copy) will have to be maintained at site by the contractor/consultant and the same has got to be issued from the Engineer-in-Charge before commencement of the work. Instructions given by inspecting officers will be recorded in this book and the contractor/consultant must note down the action taken by him in this connection as quickly as possible.
17. The work will have to be completed within the time mentioned in the tender notice. A suitable work program is to be submitted by the contractor/consultant within 7(seven) days from the date of receipt of work order which should satisfy the time limit of completion. The contractor/consultant should inform in writing the name of his authorized representative at site within 7 (seven) days from the date of receipt of work order who will receive instruction of the work, sign measurement book, bills and other Govt. papers etc.

18. No compensation for idle labour, establishment charge or on other reasons such as variation of price index etc. will be entertained.

19. All possible precautions should be taken for the safety of the people and work force deployed at worksite as per safety rule in force Contractor/consultant will remain responsible for his labour in respect of his liabilities under the Workmen’s Compensation Act etc. He must deal with such cases as promptly as possible. Proper road signs as per P.W.D. practice will have to be made by the contractor/consultant at his own costs while operating a republic thoroughfare.

20. The contractor/consultant will have to maintain qualified technical employees and/or Apprentices at site as per prevailing Apprentice Act or other Department Rules & Orders circulated from time to time.

21. The contractor/consultant will have to accept the work program and priority of work fixed by the Engineer-in-Charge so that most vulnerable reach and / or vulnerable items be completed before the date needed by the Department due to impending monsoon or rise of water level or for other reasons.

22. The quantities of different items of work mentioned in the tender schedule or in work order are only tentative. In actual work, these may vary considerably. Payment will be made on the basis of works actually done in different items and no claim will be entertained for reduction of quantities in some items or for omission of some items. For execution of quantitative excess of any item beyond 10% or supplementary works, approval of the Superintending Engineer / Chief Engineer would be required depending on whoever be the Tender Accepting Authority, before making payment.

23. Departmental materials shall be issued to the contractor to the extent of requirements as assessed and in installments as decided by the Engineer-in-Charge. Issue of materials may be of three categories.
   a) Materials issued directly to the work and subject to recovery.
   b) Materials issued from departmental go down and subject to recovery.
   c) Materials issued at free of cost.

24. Any materials brought to site by contractor/consultant must be subject to approval of the Engineer-in-Charge. The rejected materials must be removed by the contractor/consultant from the site at his own cost within 24 hrs. of issue of the order to that effect. The rates in the schedule are inclusive of cost and carriage of all materials to worksite. The materials will have to be supplied in phase with due intimation to the Sub-Divisional Officer concerned in conformity with the progress if the work. For special type of materials, relevant Data Sheet containing the name of the Manufacturers. Test Report etc. will also be submitted in each occasion. Engineer-in-Charge may conduct independent test on the samples drawn randomly before according approval for using the materials at site. In this regard decision of Engineer-in-Charge is final and binding.

25. For materials under category 20 (a), (b) & (c), the contractor will act as the custodian thereof. The materials will have to be carried from the departmental go-down to worksite by the contractor at his own cost. The contractor shall remains responsible for the proper storage and safety of the materials. Suitable Go-down / Store shall have to be made by him at his own cost. Penalty charges shall be levied at higher rate for loss, wastage, misuse. Surplus materials of the departmental if any, shall have to be returned to the issuing Go-down or store at the contractor's cost within the time frame as fixed by Engineer-in-Charge, otherwise, the cost at penal rate will be recovered from the bill. Indent for departmental materials shall be submitted by the contractor to the Assistant Engineer at least 7 days in advance of actual requirement. No claim will be entertained for non-issuance of such materials in time but reasonable extension of time will be granted. All materials, whatsoever be the category thereof, shall be properly stored by the contractor in suitable go-downs near the site of work at his own cost & under no circumstances whatsoever shall any material be
removed from the site of work without prior written permission of the Engineer-in-Charge. The contractor shall be responsible for any damage or loss of such materials.

26. The contractor shall also have to satisfy the Engineer-in-Charge regarding the proper utilization of materials which have been issued departmentally.

27. Value of the material, under category (a) & (b) of clause 20 above, will be recovered from the bills of the consultant in one or successive installments as may be decided by the Engineer-in-Charge.

28. Requisite quantity of cement as may be required for the work will be supplied from the nearest departmental go down if stock permits. The issue rate of cement is shown in the Schedule of materials attached. Any excess consumption of cement by more than 5% over the final consumption statement drawn up as per consumption rate specified in the Schedule will be recovered at a penal rate shown in schedule.

29. Reinforcing steel materials will be issued when stock permits, from the nearest department go down where such material is available in marketable length. While issuing the same, for any particular work the quantity actual required as per approved drawing shall only be issued. While executing the work, it will be responsibility of the Contractor as well as the Engineer-in-Charge to get this quantity properly utilized in the work. Cut pieces, if any will not be taken back by the Department. Recovery for the total quantum of steel issued will be made at the issue rate shown in the Schedule. In case of misuse over +10%, deduction will be made at a penal rate shown in the Schedule. This whole principle shall apply in case of other M.S. materials also.

EXECUTIVE ENGINEER
DIV-IX/SWTP (Distribution)
KMDA

No. : 3T-1/IX/BWTP/2019-20/04/1(9)

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6. The Deputy Secretary (PR), KMDA, Unnayan Bhaban, Salt Lake, Kolkata – with request for circulation/Publication in Website/Newspaper as per prevailing Norms.
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