

**OFFICE OF THE EXECUTIVE ENGINEER
DIVISION-III, GRWW, W&S SECTOR, KMDA
BIDHANGARH, KOLKATA – 700 066**

No: EE/D-III/1T-01/2001/42

Dated: 13.06.2024

Abridged e-TENDERING NIT NO: 05/EE/D-III/W&S/KMDA of 2024-2025, Dated: 13.06.2024

Notice inviting e-Tender is invited by the **EXECUTIVE ENGINEER, DIV-III, GRWW, W&S SECTOR, KMDA** on behalf of the Kolkata Metropolitan Development Authority for the works mentioned in the list given below, through electronic tendering (e-tendering) from eligible reliable, resourceful, bonafied and experienced Firms / Companies / Individual contractors with financial capability having credentials as per Eligibility Criteria Stated below.

Sl. No	Name of Work	Estimated Amount Put to Tender (Rs.)	Earnest Money (Rs.)	Time of Completion
1	2	3	4	5
1.	Replacement of 400 mm dia Back Wash Sluice Valve for 2.03 MG WTP under Diamond Harbour Municipality.	Rs. 2,28,337.00 (Rupees two lakhs twenty eight thousand three hundred and thirty seven only)	Rs. 4,567.00 (Rupees four thousand five hundred and sixty seven only)	7 (seven days)

Last date & time of submission of bids online is 01.07.2024 at 18:45 Hrs

For details please contact the above office or visit our both websites. In addition to this further any corrigendum or addenda shall be published only in the below mentioned websites.

Visit websites: **www.kmdaonline.org / www.wbtenders.gov.in**

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

**EXWCUTIVE ENGINEER
DIV-III, GRWW, W&S SECTOR, KMDA**

**OFFICE OF THE EXECUTIVE ENGINEER
DIVISION-III, GRWW, W&S SECTOR, KMDA
BIDHANGARH, KOLKATA – 700 066**

No: EE/D-III/1T-01/2001/42

Dated: 13.06.2024

Detailed e-TENDERING NIT NO: 05/EE/D-III/W&S/KMDA of 2024-2025, Dated: 13.06.2024

Notice inviting e-Tender is invited by the **EXECUTIVE ENGINEER, DIV-III, GRWW, W&S SECTOR, KMDA** on behalf of the Kolkata Metropolitan Development Authority for the works mentioned in the list given below, through electronic tendering (e-tendering) from eligible reliable, resourceful, bonafied and experienced Firms / Companies / Individual contractors with financial capability having credentials as per Eligibility Criteria Stated below.

Sl. No	Name of Work	Estimated Amount Put to Tender (Rs.)	Earnest Money (Rs.)	Time of Completion
1	2	3	4	5
1.	Replacement of 400 mm dia Back Wash Sluice Valve for 2.03 MG WTP under Diamond Harbour Municipality.	Rs. 2,28,337.00 (Rupees two lakhs twenty eight thousand three hundred and thirty seven only)	Rs. 4,567.00 (Rupees four thousand five hundred and sixty seven only)	7 (seven days)

If the bid value is 80% or less of the Estimated Amount put to tender, the L1 bidder will have to submit additional performance security @10% of the tendered amount within 7 (seven) working days from the date of issue of letter of acceptance and at the same time prior to issuance of WO, in the form of Bank Guarantee (BG) from any scheduled bank, failing which EMD will be forfeited and the tender will be terminated.

Note: i) The bidders have no adverse report for execution of any project work during last 5(five) years prior to the date of publication of e-NIT. This clause will lead for rejection of application even after fulfillment of other eligibility criteria.
ii) Corrigendum/Addendum (if any) would be published on the website only.
iii) Joint Venture/Consortium will not be allowed to participate in the tender.

Additional Terms and Conditions:

- An affidavit to be submitted separately that a full-fledged technically supported spot decision making Corporate Office exists in West Bengal which may be verified in due course.
- Security period/Defect liability period (DLP) for the work will be 5(five) years from the date of completion of the project.
- Since the work will be executed within the specified working site/location mentioned above in Serial No.1, the successful bidder will take every precaution while execution to safeguard the installations within the working site/location and will make good the damages if any occur during execution of work within working site/location.

Special Terms & Condition:

1. Valve & required specials to be procured from the reputed Manufacturer approved by KMDA.
2. All necessary tests to be done by the Agency at their own cost.
3. Quoted rate of the bidders will be considered/accepted only 02 (Two) digits after decimal only.
4. Test certificate of valve must be submitted before execution of work.

Eligibility Criteria:

i) Intending Tenderer should produce Credentials of **Similar Nature of work** (i.e. **Water pipe line work of D.I/HDPE/MS pipe or Valve replacement work**) in single tender of the minimum value of **40%** of the estimated amounts put to tender during last 5(five) years prior to the date of issue of this tender notice in any Govt./Semi-Govt. / Undertaking /Autonomous Bodies / Statutory Bodies and Local Bodies; or,

ii) Intending Tenderer should produce Credentials of **Similar Nature of work** (i.e. **Water pipe line work of D.I/HDPE/MS pipe or Valve replacement work**) in two(2) tenders, each of the minimum value of **30%** of the estimated amounts put to tender during last 5(five) years prior to the date of issue of the tender notice in any Govt./Semi-Govt. / Undertaking /Autonomous Bodies / Statutory Bodies and Local Bodies; or,

iii) Intending Tenderer should produce credentials of one single running work of Credentials of **Similar Nature of work**(i.e. **Water pipe line work of D.I/HDPE/MS pipe or Valve replacement work**)which has been completed to the extent of **80%** or more and value of which is not less than the desired value at i) above. In case of running works in any Govt./Semi-Govt. / Undertaking /Autonomous Bodies / Statutory Bodies and Local Bodies, only those Tenderer who will submit the certificate of satisfactory running work from the concerned Executive Engineer or equivalent Competent Authority with required credentials will be eligible for the tender in the required certificate it should be clearly stated that the work is in progress satisfactorily and also that no penal action has been initiated against the executed agency, i.e., the Tenderer.

Intending bidders desirous of participating in the tender are to log on to the website www.kmda.wb.gov.in (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 CC a, Govt. of India (viz. NIC, nCode Solution, Safes crypt, 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".

Documents to be produced in support of Credential:

A successful performance and completion certificate supplemented with work order along with payment certificate issued by the competent authority shall have to be furnished in support of credibility in terms with eligibility criteria depicted in this Notice (**Eligibility to participate in the tender**). Besides this, following documents shall have to be furnished:

- a) Particulars of ownership/partnership or Board of Directors pertaining to the Organization/Company/Firm
- b) Copies of valid PAN Card, GST, E.P.F & E.S.I Registration Certificate, Professional Tax clearance Certificate.
- c) Bank solvency Certificate issued not before 06 (Six) Months from the last date of Bid Submission from any Scheduled Bank and valid at the time of last date of bid submission of e-NIT.
- d) List of machines &equipment necessary for field as well as laboratory test for all materials.
- e) List of Technical Personnel employed under the organization in details with names, qualification, experience and address with contact number.
- f) Corresponding address should be within West Bengal together with Fax, Telephone nos., Contact mobile no. & Email no. of the tenderer.

All documents in original to be produced in due course of time as & when asked by the Tender Inviting Authority

- **The Rate is to be quoted considering GST(18%) and L.W Cess(1%) as per prevailing Govt. Norms.**
- 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, Safescrypt, 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".
- **Last date & time of submission of bids online is 01.07.2024 at 18:45 Hrs.**
- 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 he 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, BOQ, Corrigendum etc. and Drawings if any, shall form part of the tender document.

General Terms and Conditions and Information

1. Eligibility for participation:

Bonafide Contractors, Registered Engineers Co-operative Societies, Consortiums and Partnership firms registered with the State Government are eligible to participate, depending on the criteria as detailed below.

2. Submission of Tenders

2.1 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 tenderers 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 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.

2.2 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:

- Application for Tender (Vide Form-1) (to be submitted in 'Forms' folder)
- Notice Inviting Tender (NIT) (to be submitted in 'NIT' folder)
- Earnest Money Deposit (EMD)** – Earnest Money mentioned in Sl. No. 1 above, will be deposited by the bidder electronically: online through his net banking enabled bank 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 Earnest Money (EMD) of the Unsuccessful bidder will be returned after award of the contract to the Successful bidder as per rule.

If the L1 bidder does not agree to execute the job after opening of Bid and also during execution of the work or found any false declaration or forgery or falsification of records, the Earnest Money will be forfeited and may be construed as an attempt to disturb the tendering process as well as execution of work, will be dealt with as per legal provision of PWD, Govt. of WB Memorandum No-724-W(C)/1M-953/19, Dated-19.12.2019 and as per PWD, Govt. of WB guideline vide no. 547-W(C)/1M-387/15 dated 16.11.2015 including debarment up to 3(three) years of the Bidder in participating in any tender in KMDA.

- Scanned Copy of One affidavit before Notary will have to be submitted for each serial mentioning the correctness of the documents and a declaration of penalty debarment etc. faced by him under any Govt./Semi- Govt./Autonomous body/Institution online at desired location. (as per Format Attached)
- 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. Tenderers should upload following Documents in "All Other Important Documents" Folder in Statutory Cover

i. Certificates:

- 1) Credential certificates as stated above in "Eligibility Criteria".
- 2) Valid trade License.
- 3) Declaration of Affidavit.
- 4) Professional Tax (PT) submission Challan and PAN Card details. Application for such addressed to the competent authority may also be considered.
- 5) Certificate of GST Registration.
- 6) Bank solvency Certificate not less than **10% of Estimated Amount put to tender** from any Scheduled Bank and valid for 1 (One) year upto the date of E-NIT.
- 7) The IT Return and Audited Balance Sheet with loss and profit statement should be submitted in form of 3CB and 3CD for last 3 (three) financial years.
- 8) EPF and ESI Certificate along with labour license to be obtained and uploaded at the time of bid submission.
- 9) The average annual turnover of last three financial years, of the intending bidder, shall have to be at least **40% of Estimated Amount put to tender**.
- 10) The prospective bidders shall have in their full-time engagement or in contract experienced technical personal, with the sufficient knowledge of PART/CPM, The minimum being one Civil Engineering Degree Holder or one Civil Engineering Diploma Holder.
(Authenticated documents in respect of qualification and engagement shall be furnished for Technical Evolution)

ii. Company Details

1. Registered Deed for Partnership Firm / Consortium from Registrar to be submitted. Only application for registration will not be considered. However in cases where the applicant is yet to receive registration certificate, the applicant is to submit an affidavit in non-judicial stamp paper along with the application pledging that "*the registration certificate of the Partnership firm / Consortium 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 partnership firm / Consortium should also be registered from the Office prior to the date of application of tender otherwise his application will be rejected.
Note: An affidavit regarding authorized user of DSC for Consortium 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 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 along with Work Order and Payment Certificate.

iv. Balance Sheet:

Audited Balance Sheets and I.T. Return along with Form 3CD of last three financial years regarding annual turnover from contracting business in each year.

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

v. Addenda / Corrigendum: if published.

Note: Contractors are to keep track of all the Addendum / Corrigendum issued with a particular tender and upload the same digitally signed along with the NIT Tenders submitted without the Addendum / Corrigendum will be informal 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. This above-mentioned document should be upload in "All Other Important Documents" folder in Technical Cover.

- 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 as per Format IV **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.

2.2.1 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 (on Turnkey Basis) 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*).
- ii) **Cost of tender document & EMD if any may be remitted through Net Banking/ RTGS / NEFT directly in the Bank Accounts as specified in website (scanned copy of Acknowledgement Slip of remittance of EMD to be uploaded during the electronic submission of the tender).**

3. 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 KMDA will be considered. Completion Certificate of works 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, ZillaParishads, 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, Hooghly River Bridge Commissioner (HRBC), Engineering Departments of Central Government and Organizations 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 / Organizations.

3.1 Penalty for suppression / distortion of facts

- If any bidder 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 tenderers may be suspended from participating in the tenders on e-Tender platform of Water Supply Sector in KMDA for a maximum period 3 (three) years. In addition, his Earnest Money Deposit will stand forfeited by 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 to be communicated to the Nodal Officer, e-Governance of this Department with a request to upload the same in the Departmental website.
- **Debarment Clause:** In case of forgery or falsification of record submitted by the bidder or failure to execute committed contract or their failure to perform contractual obligation and thereby resulting delay of the works or execution of the faulty works, the contractor/supplier/consultant may be suspended or debarred from KMDA as per the procedure stated in the PWD **memorandumNo-724-W(C)/1M-953/19, Dated-19.12.2019 and as per PWD, Govt. of WB guideline vide no. 547-W(C)/1M-387/15 dated 16.11.2015.**

3.2 Taxes & duties to be borne by the Contractor

Income Tax, Labour Welfare Cess, GST and Other Taxes as per Govt. Rule to be borne by the contractor.

3.3 **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 between 11.30 hours to 16.30 hours on any working day prior to date of submission of tenders.

3.4 Agency shall have to arrange required land for installation of Plant & machineries, storing materials, labour shade etc. at their own cost and responsibility, nearest to the work site.

3.5 **Conditional and incomplete tender**

Conditional and incomplete tenders are liable to summary rejection.

4. **Opening and evaluation of tender**

4.1 **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) Intending tenderers may remain present at the time of opening if they so desire.
- c) 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 3.2.B) will be opened. If there is any deficiency in the Statutory Documents, the tender will summarily be rejected.
- d) Decrypted (transformed into readable formats) documents of the Non-statutory Cover will be evaluated to finalize eligible tenderers.

4.2 **Tender Evaluation Committee (TEC)**

Committee already constituted for issuance of tender papers for high value tenders, will continue to function as Tender Evaluation Committee (TEC), for evaluation of Technical Proposals of the tenders, until further order.

4.3 **Uploading of summary list of technically qualified Tenderer**

- i. Pursuant to scrutiny and decision of the Technical Evaluation Committee (TEC), the summary list of eligible tenderers for a particular serial of work who's 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.

4.4 **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 inter-alia, name 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.

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

6. **Acceptance of 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.

6.1 **Tender Accepting Authority**

As per prevalent orders of I&WD Tender Accepting Authority for different tenders is as follows:

- a) For tenders above upto 2.5 crore: *Superintending Engineer*,
- b) For tenders above 2.5 crore upto 5.0 crore: *Chief Engineer*
- c) For tenders of value 5.0 crores or more: With approval of Govt. appointed Tender Committee.

6.2 Execution of Formal tender after acceptance of tender

The tenderers, whose tender is approved for acceptance, shall within 20 days of the receipt of Letter of Acceptance (LOA) to him, will have to execute 'Formal Agreement' with the Tender Accepting Authority in seven/ten copies and one original copy of KMDA Form No. I which may be purchased on Cash Payment/Demand Draft from the office of the Executive Engineer concerned with the work.

- 6.3 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.

7. Payment

The payment of R.A bill as well as Final bill for any work will be made according to the availability of fund and no claim to delay in payment will be entertained. Payment will be made as per actual work completed at site and as per abstract schedule for the work.

8. Security Deposit:

- i) The Earnest money deposited by the lowest bidder (hereinafter shall be called the contractor) shall be converted into security deposit.
- ii) The authority making payment shall deduct such sum which together with the Earnest Money already deposited and converted into security deposit, shall amount to **10%** of the value of works executed at the material point of time and paid during the progressive running accounts bills, so that total deduction against Security deposit together with Earnest Money constitute 10% of the tendered value of work actually done.
- iii) After completion of the work, the Contractor may opt for refund of the Security Deposit by replacing equal amount of Bank Guarantee of scheduled Bank valid up to 3 months beyond the defect liability period. **While issuing Bank Guarantee in favour of KMDA, the issuing applicants must mentioned receivers details as ICICI Bank, IFSC: ICIC0006950, Branch Salt Lake, Sec-I, in BG text at which SFMS IFIN 760 message to be send by issuing bank to establish the authenticity of the given BG.**
- iv) For this work with **05(Five) years Defect Liability Period:**
 - a) No security deposit shall be refunded to the contractor for 1st (first) 3(three) years from the actual date of completion of the work.
 - b) **30% of the security deposit** shall be refunded to the contractor on expiry of **four years** from the actual date of completion of the work.
 - c) The balance **70% of the security deposit** shall be refunded to the contractor on expiry of **Five years** from the actual date of completion of the work.

9. Defect Liability:

- i) The contract will have the Defect liability for a period of **5 (five) Years** from the date of successful completion of the work.
- ii) Prospective Bidder shall have to execute the work in such manner so that appropriate service level of the work under improvement is to be maintained during progress of the work and during Defect Liability Period from the date of successful completion of the work up to the entire satisfaction of the Engineer in Charge. If any defect / damage is detected during this period as mentioned above the contractor shall make the same good at his own expense to the satisfaction of the of the Engineer in Charge or in default the Engineer in Charge may cause the same to be made good by other agency and deduct the cost (of which the certificate of the Engineer in Charge shall be final) from his security deposit or any sums that may be then, or at any time thereafter become due to the contractor. Security Deposit shall become payable only during Defect Liability Period as mentioned in clause for Security Deposit in NIT after making necessary deduction if applicable.

10. If the stipulations in the various tender documents be found to be at variance in any respect, one will override others, only to the extent as those are at variance, in the order of precedence as given in the list below:

- i) Letter of Acceptance,
- ii) Corrigendum, addendum, minutes etc. before opening of tender,
- iii) Minutes of the Pre-Bid meeting,
- iv) Special provisions/ terms and conditions (Section-D),
- v) NIT and Conditions & Requirements for Tendering (Section-B),

- vi) General conditions of Contract (Section-C),
- vii) General Specifications of workmanship and Materials for Civil works (Section-E),
- viii) Detailed Technical Specifications with Description of Project (Section-A)
- ix) BOQ/Price-schedule,

The willing bidders are requested to go through this NIT carefully. If they find any discrepancy or ambiguity in any Clause/Clauses of this NIT or any Clause/Clauses is/are not clear to them, they should bring it to the notice of the Tender Inviting Authority in the Pre-Bid Meeting itself and the Authority or his representative shall rectify or adjust or explain the meaning of the said Clause. Any discrepancy or ambiguity found by the contractor in any Clause of the NIT after opening the financial bid, the explanation of this Authority is final and binding to the Contractor. No extra payment shall be payable to the Contractor in this regard under any circumstances.

11. Withdrawal of Tender

As per NIC Rules.

12. Schedule of Dates for e-Tendering

Sl. No	Activity	Date & Time
1.	Publishing Date	20.06.2024 at 15.00 Hrs
2.	Document Download start date	20.06.2024 at 15.10 Hrs
3.	Bid submission start date	20.06.2024 at 15.15 Hrs
4.	Submission of Pre-Bid Queries	24.06.2024 upto 14:00Hrs
5.	Pre-Bid Meeting & time, meeting will be held in the Office of EE/D-III,W&S,KMDA at Bidhangarh, Kolkata-700 066	25.06.2024 at 15:00 Hrs
5.	Uploading of reply to Pre-Bid queries&time	27.06.2024 at 17:00 Hrs
7.	Document Download end date& time	01.07.2024 at 18:30 Hrs
8.	Bid submission end date& time	01.07.2024 at 18:45 Hrs
8.	Technical Bid opening date& time	03.07.2024 at 18.45 Hrs
10.	Uploading of preliminary list of Technically qualified bidders.	To be notified later
11.	Uploading of final list of Technically qualified bidders.	Do
12.	Financial Bid opening date	Do
13.	Uploading of Financial Bid evaluation sheet	Do

13.Pre-Bid Queries:

The intending bidders has to submit their queries in online through the specified e-mail ID (eed3grww@gmail.com) to the Tender Inviting Authority before date of Submission of Pre Bid-Queries meeting to be held at Office of the Executive Engineer, Div-III, GRWW, Bidhangarh, Kolkata-700066.

14. REJECTION OF BID:

The Employer (tender accepting authority) reserves the right to accept or reject any Bid and to cancel the Bidding processes and reject all Bids at any time prior to the award of Contract without thereby incurring any liability to the affected Tenderer or Tenderers or any obligation to inform the affected Tenderer or Tenderers of the ground for Employer's (tender accepting authority) action.

Additional Terms & Conditions

1. The Executive Engineer 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.
2. 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.
3. There shall be no provision for arbitration.

4. 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.
5. Persons having authenticated and having registered Power of Attorney may be considered lawfully becoming to be acting on and for behalf of the Bidder.
6. 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.
7. 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.
8. No Adjustment of Price or Price Escalation of any kind will be allowed.
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. No mobilization / secured advance will be allowed unless specified otherwise.
11. Income Tax, GST and other Taxes if any are to be paid by the contractor. No extra payment will be made for these. The rates of supply and finished work items are inclusive of these.
12. All working tools and plants, scaffolding, construction of vats & platforms will have to be arranged by the contractor at his own cost.
13. The contractor shall supply mazdoors, bamboos, ropes, pegs, flags etc. for layi0ng out the work and for taking and checking measurements for which no extra payment will be made.
14. The contractor 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 will not be entitled to any claim or extra rate on any accounts.
15. A machine page numbered Site Order book (with triplicate copy) will have to be maintained at site by the contractor 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 must note down the action taken by him in this connection as quickly as possible.
16. 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 within 7(seven) days from the date of receipt of work order which should satisfy the time limit of completion. The contractor 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.
17. No compensation for idle labour, establishment charge or on other reasons such as variation of price index etc. will be entertained.
18. 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 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 at his own costs while operating a republic thoroughfare.
19. The contractor 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.
20. The contractor 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.
21. 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.
22. Any materials brought to site by contractor must be subject to approval of the Engineer-in-Charge. The rejected materials must be removed by the contractor 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.

23. The Tender Inviting Authority (TIA) reserves the right to waive any **minor deviations** in the qualification criteria if they do not materially affect the capability of a Bidder to perform the Contract.
24. In case if there is any objection regarding Pre-qualification/ list of "Qualified Bidders", that objection should be lodged to the Tender Inviting Authority within 24 hours from the date and time of publication of list of technically qualified bidder and beyond that time schedule no objection will be entertained by the Tender Inviting Authority. The decision of the Tender Inviting Authority will be final and binding to all concerned and no challenge against such decision will be entertained.

**EXECUTIVE ENGINEER
DIV-III, GRWW, W&S SECTOR, KMDA**

No: EE/D-III/1T-01/2001/42

Dated: 13.06.2024

Copy forwarded for information to:

1. The Chairman, Diamond Harbour Municipality.
2. The DG, W&S Sector, KMDA.
3. The Chief Engineer, W& S Sector, KMDA.
4. The Superintending Engineer, GRWW Circle, W&S Sector, KMDA.
5. The Dy. Secy., Public Relation Cell, KMDA along with four copies of this NIT for publication in three leading dailies of which one must be in English and for display this NIT in website of KMDA and Govt. of West Bengal as per CEO's order No. 192(2)(18)N-316/KMDA/FA000/05 Dated 10.01.2008.
6. The A.C.F.A W&S Sector, KMDA.
7. The P.S. to Chief Executive Officer, KMDA.
8. Notice Board, GRWW Circle, W&S Sector, KMDA.
9. The respective file.

**EXECUTIVE ENGINEER
DIV-III, GRWW,W&S SECTOR, KMDA**

FORM 1
APPLICATION FOR TENDER

To
The Executive Engineer
Division-III, GRWW, W&S SECTOR, KMDA

Tender No.

Serial No. of Work applied for :

Amount put to tender:

Dear Sir,

Having examined the Statutory, Non statutory & NIT documents, I/We hereby like to state that I/we willfully accept all your conditions and offer to execute the works as per Tender no and Serial no. stand above. I/We also agree to remedy the defects after/during execution of the above work in conformity with the conditions of contract, specifications, drawings, bill of quantities and addenda.

Dated this _____ day of _____ 2024

Full name of applicant: _____

Signature: _____

In the capacity of : _____

Duly authorized to sign bids
For & on behalf of (Name of Firm): _____
(In block capitals or typed)

Office address:

Telephone no(s) (office): _____

Mobile No. _____

Fax No. _____

E-mail ID : _____

Affidavit Format

One Affidavit before Notary will have to be submitted mentioning the correctness of the documents and Declaration of penalty, debarment etc. faced by the declarant under any Govt / Semi- Govt / Autonomous body / Institution / local body in hard copy along with serial no (d) above within stipulated date & time.

Points/Declaration to be furnished in the AFFIDAVIT

- i) I (Name), Son of (Father's Name), residing at (Residential Address) having office at
- ii) (Business Address) do hereby solemnly affirm and declare as follows :
- iii) Partnership Details:
- iv) Reference NIT No, Sl. No.
- v) All Documents submitted by me are genuine, authentic, true and valid.
- vi) All information furnished are true to the best of my knowledge & behalf. Department has got full right to cancel the same with penal measure, if any, in case any of the statements is proved to be false.
- vii) Neither any penalty or debarment was made against me nor against the firm in any way at any Govt./Autonomous Body/Institution.
- viii) That I am a citizen of India.

All above statements are true to the best of my Knowledge and belief.