

APPENDIX 'A' TO NOTICE OF E-TENDER: INVITING APPLICATION (Contd)

1.	Name of Work	<u>PROVISION OF RETAINING WALL AT STABLE HILL OF MRC AND STORM WATER DRAIN HL METHA SPORTS COMPLEX AT GHAI TRG AREA AT MRC WELLINGTON UNDER GE WELLINGTON</u> Tender ID: 2023_MES_609224_1
2.	Estimated Cost	Rs 32.20 Lakhs (At par Market)
3.	Period of completion	06 (Six) Months
4.	Cost of tender documents	Rs 500 in the form of DD/Bankers cheque from any schedule Bank in favour of GE Wellington and payable at Wellington (Note: In case of retendering the contractor who has quoted in the previous call is not required to submit the cost of tender.)
5.	Website/portal address	www.defproc.gov.in and www.mes.gov.in
6.	Type of contract	The tender shall be item rate contract IAFW 1779A and GCC (IAFW-2249) with schedule 'A' (list of items of work) to be priced by contractor.
7.	Date and time of publishing of tender documents	15 Jul 2023 at 1800 Hrs
	Start date and time for submission of bids on line	15 Jul 2023 at 1800 Hrs
	End date and time for submission of bids on line	28 Jul 2023 at 1800 Hrs
	Last date of submission of requisite documents offline	Upto 1800 Hrs on 05 Aug 2023
	Date and time of bid opening	08 Aug 2023 at 1200 Hrs
8.	Eligibility criteria	
	(a) For MES enlisted contractors	Contractors shall be enlisted with MES in Class 'D' and above and category a (i) subject to satisfactory remarks wrt performance in respect of wks in hand as reflected in Workload return (WLR) or any other report circulated by competent engineer authority.
	(b) For contractors not enlisted with MES	(a) Contractor not enlisted with MES should meet the enlistment criteria of 'D' Class MES contractors & category a (i) i.e. with regard to having satisfactorily completion of requisite value works, with central/ state Government/ Central/ State PSUs/ AWHO/ AFNHB/ CGEWHO/ DGMAP, Annual turnover, Bank Solvency, working capital, and other requirements given in Para 1.4 & 1.5 of section 1 of MES Manual on Contracts – 2020 as available in all MES Formations as well as MES website (WWW.mes.gov.in) (b) Not carrying adverse remarks in Work Load Report (WLR) or any other similar report circulated by any competent authority if already working in MES. (c) Not suspended debarred black listed (either permanently or temporarily) from participating in any bid or for business dealing by any Central / State Government Department or any Central / State Government PSU or any Autonomous Body under Central / State Government or any Local Body as on the Bid submission end date.

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9.	Tender issuing and Accepting Officer	GE Wellington Garrison Engineer Wellington, Barracks Post, The Nilgiris. Pin Code – 643231. Email Id: gewellington@gmail.com
10.	Executing agency	GE Wellington
11.	Earnest Money	Rs 64400/- in favour of GE Wellington (in form of Deposit at call receipt. FDR not acceptable)
12.	Performance Security	An amount equivalent to 5% of the contract sum shall be deposited by contractor (either enlisted or unenlisted) within 28 days of receipt of the letter of acceptance in prescribed form as specified in condition 19 of IAFW-2249, failing which, the contract shall be cancelled and EMD submitted by unenlisted contractor shall be forfeited. In case of enlisted contractor, the amount equal to earnest money as mentioned under para 11 above shall be deposited by contractor through MRO in Government treasure. Issue of tender to such tenderer shall remain suspended till the aforesaid amount equal to earnest money is deposited in government treasure. In case, enlisted contractor fails to deposit the money through MRO with in notified time frame, same shall be recovered from security deposit held with the department or any dues held with the department. (for other details the tender be referred)

Notes.

- (a) After opening of Cover 1. If the number of MES enlisted contractors of eligible class as well as un-enlisted contractors if any, fulfilling the other eligibility criteria given in NIT are less than 7(Seven) applications in respect of contractors one class or two classes (in case of remote and difficult areas to be decided as per list circulated by CE commend/ ADG) below the eligible class shall be also be considered subject to fulfilment of other eligibility criteria given in the NIT. Therefore MES contractor one class below (Two classes below in case of remote and difficult areas) may also bid for this tender. However contractors of one/ two classes below the eligible class shall not be considered in case their present residual work in hand is more than twice their present tendering limit. Such bidders shall upload in their Cover-I bid details of works in hand showing names of work names of Accepting Officers. Contract amounts dates of commencement and completion (stipulated) and progress as on bid submission date. These details shall be verified by the Tender Issuing Authority from concerned formations in case bids of such contractors are considered for evaluation.

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- (b) In case after opening of cover 1 the number of MES enlisted contractors of eligible class as well as un-enlisted contractors if any fulfilling the other eligibility criteria given in NIT are 7(Seven) or more application of only those one class below the eligible class bidders shall be considered. Who have previously completed similar works satisfactorily and are meeting the criteria of upgradation in respect of past experience of completed works (individual work experience and /or average annual turnover as applicable) and financial soundness (solvency / financial soundness and working capital) as per details given in Manual of Contracts. Therefore such contractors shall upload the requisite information / documents in the Cover-1.
- (c) Un-enlisted contractor shall be considered provided he meets the criteria. Foreign firms shall not be eligible for this tender. However Indian Firms having foreign national/ Indian nationals staying abroad/ Indian national having taken foreign citizenship as director (s) shall be considered subject to security clearance from the concerned authorities.
- (d) Contractors enlisted with MES will upload following documents in Cover 1 for checking eligibility:-
- (i) Application for tender on Firm's letterhead.
 - (ii) Enlistment letter issued by the Registering Authority duly renewed for the cycle period in vogue.
 - (iii) Scanned copy of DD/ Bankers cheque towards cost of tender and EMD instrument in case SSD bond is not signed at the time of registration.
 - (iv) Any other documents required as described in this Appendix
- (e) Contractors not enlisted with MES will be required to upload following documents in Cover 1 for checking eligibility:-
- (i) Application for tender on Firm's letterhead.
 - (ii) Scanned copy of DD/ Bankers Cheque toward cost of tender and Earnest Money Deposit (EMD) instrument.
 - (iii) Copy of police verification Report / Police Clearance Certificate/ Character Certificate from the Police Authority of the area where the registered office of the firm is located/ notarized copy of valid passport of Proprietor / each Partner / each Director.
 - (iv) All documents required for enlistment in MES for the class mentioned in Para 8(b) above as per Para 1.5 of Section 1 of MES Manual of Contracts 2020.
 - (v) Details of works being executed in MES if any.
 - (vi) Any other documents required as described in this Appendix.
- (f) Tenders not accompanied by scanned copies of requisite DD/ Bankers Cheque towards cost of tender and earnest money (as applicable) in cover 1 shall not be considered for validation of 'T' bid and their Financial Bids will not be opened:-

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- (g) Contractor should ensure that their original physical DDs and Earnest Money Deposit (EMD) instruments (as applicable) reach the office of Accepting Officer within **05 days** of bid submission end date (* The number of days to be mentioned shall be as decided by the Accepting Officers. But it shall not be less than 5 days failing which following action shall be taken:-
- (i) In case of tenders from and enlisted contractor of MES where scanned copies of requisite DD/ Bankers Cheque towards cost of tender have been uploaded in Cover 1 but physical copies are not received within the stipulated period their financial bids (cover 2) will be opened. However non submission of physical copies of cost of tender shall be considered as wilful negligence of the tenderer with ulterior motives and such tenderer shall be banned from bidding for a period of six months commencing from the date of opening of Financial Bid (Cover 2).
- (ii) In case of tenders from unlisted contractor where scanned copies of requisite DD/ Bankers Cheque towards cost of tender have been uploaded in cover 1 but physical copies are not received within the stipulated period their financial bids (Cover 2) will not be opened. Name of Such Contractors along with complete address shall be circulated for not opening of their bids for a period of Six months commencing from the date of opening of Financial Bid (Cover 2)
- (iii) In case of tenders from enlisted and unenlisted contractors where scanned copies of instruments for Earnest Money Deposit (as applicable) have uploaded in cover 1 but the same are not received in physical form within stipulated period. Such Tenders shall not qualify for opening of financial bid (Cover 2)
- (h) Contractor will not be allowed to execute the work by subletting or through power of attorney to a third party / another firm on his behalf. However a contractor can execute the work through power of attorney to sons/ daughters/ spouse of proprietor / partner / Director and firm's own employees director project mandager **Provided they are not having a separate enlisted firm in MES in their name as Proprietor / Partner/ Director.**
- (j) After opening of cover 1 and during its technical evaluation in case any deficiency is notice in the documents required to be uploaded by the tenderers as per NIT a communication in the form of e-mail/ SMS/ Speed Post etc shall be sent to the contractor to rectify the deficiency within a period of seven days from date of communication failing which their financial bid (Cover 2) shall not be opened and contractor shall not have claim on the same.
- (k) Invitation for e-tender documents not constitute any guarantee for validation of Technical bid and subsequent opening of financial bid of any applicant / bidder merely by virtue of enclosing DD. Accepting Officer reserves the right to reject the Technical bid and not to open the financial bid of any applicant/ bidder. Technical bid validation shall be decided by the Accepting Officer based on eligibility of the firm as per criteria given in this Appendix. Tenderer / bidder will be informed regarding non-validation of his Technical bid assigning reasons therefore through tender evaluation report which shall be uploaded on the website. Such tenderer if desired may appeal to the next higher Engineer Authority (NHFA) viz **CWE Wellington** on email id **well3_mes@nic.in** with copy to the Accepting Officer on email before the scheduled date of opening of Cover 2. NHEA shall decide the matter within a period of seven working days from the date of receipt of appeal. The decision of NHEA shall be final and binding. The tenderer / bidder shall not be entitled for any compensation whatsoever for rejection of his bid.

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- (l) In case an unenlisted contractor is already executing works in MES. He shall not be considered eligible for the subject tender if the total value of such is more than twice the tendering limit of the MES Class of contractor for which it is eligible. For this purpose details of the works being executed by such a contractor shall be uploaded in the Cover-1 of the bid and shall be checked / verified by the Accepting officer.
- (m) In case the BOQ is revised through the corrigendum and the bidder has failed to quote on revised BOQ (ie he has quoted on pre revised BOQ) such bid shall be treated as wilful negligence by the bidder and his quotation shall be considered non-bonafide. In such case the lowest tender shall be determined from amongst the valid/ bonafide bids only. Accepting officer may decide whether to re-tender or consider the lowest bonafide tender for acceptance.
- (n) Revoking the offer or revising the rates upward or offering voluntary reduction by the lowest tenderer after opening of Cover 2 shall be considered as a wilful default. For this default a penalty of an amount equal to Earnest money shall be levied. In case of an unenlisted tenderer Earnest Money deposited by him shall be forfeited. In case of MES enlisted tenderer having deposited the Standing Security Bond an amount equal to the earnest money stipulated in the NIT shall be notified to the tenderer for depositing through MRO consideration of such tenderer in tender evaluation for future work shall remain suspended till the aforementioned amount is deposited in the Government Treasury. No other disciplinary / administrative action shall be taken against such tenderers. In such a situation the next lowest offer shall not be considered for acceptance instead retendering shall be resorted to in a transparent and fair manner and the defaulting tenderer and his related firm if any shall not be eligible for this tender in second call or subsequent calls.
- (o) Tender to related firms shall not be issued simultaneously. Firms shall be termed as related if proprietor / one or more Partner/ Directors are common Decision of Accepting Officer on issue/ deny the tender to any one of the related firm shall be final and binding.

Signature of Contractor

AGE (Contracts)
For Accepting Officer

File No: 8815/ 03 /E8

Dated: 15 Jul 2023

Garrison Engineer
Wellington, Barracks Post
The Nilgiris Pin-643 231