AN ISO 9001 & 14001 COMPANY

TENDER DOCUMENT

TENDER No: PAT/CON/720/01 DATED 17/02/2016

FOR

Tender For “Construction Of 5.00 Llpd Dairy Plant at Dehri-On-Sone, Bihar, From Grid Y11 To Y19 etc complete.”

VOLUME - I

Notice Inviting Tender

Addendum to Instruction to Tenderer

Letter of Undertaking

Form of Tender

Memorandum

Instructions to Tenderers

General Conditions of Contract
NOTICE INVITING TENDER

1.0 CONSTRUCTION OF CIVIL, ELECTRICAL, PLUMBING AND OTHER RELATED WORKS FOR 5.00 LLPD DAIRY PLANT FROM GRID Y11 TO Y19 FOR COMFED AT DEHRI-ON-SONE, BIHAR

Sealed item rate tenders are invited by Engineering Projects (India) Ltd. for part civil works for 5.00 LLPD dairy plant at Dehri-on-Sone for Bihar State Milk Co-Operative Federation Limited (Comfed), BIHAR as per the brief particulars of scope mentioned hereinafter, from the eligible and interested bidders who are well experienced in the field of construction of buildings and related infrastructural development works for the following work:

<table>
<thead>
<tr>
<th>1. Package No.</th>
<th>2. NAME OF WORK</th>
<th>3. ESTIMATED COST (RS)</th>
<th>4. TIME OF COMPLETION</th>
<th>5. EMD DEPOSIT (RS)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>CIVIL, ELECTRICAL, PLUMBING AND OTHER RELATED WORKS FOR CONSTRUCTION OF 5.00 LLPD DAIRY PLANT FROM GRID Y11 TO Y19 AT DEHRI-ON-SONE, BIHAR.</td>
<td>`52,923,950/-</td>
<td>5 MONTHS</td>
<td>10,59,000/-</td>
</tr>
</tbody>
</table>
The brief scope of work included in this tender shall include (but not limited to) **CIVIL, ELECTRICAL, PLUMBING AND OTHER RELATED WORKS** for construction of 5.00 LLPD Dairy Plant from grid Y11 to Y19 at Dehri-On-Sone, Bihar

The detailed scope of work is given in the tender documents.

**Time schedule of Tender activities:**

i) Last date for collection of tender documents : 03.03.2016 upto 4.00 PM

ii) Last Date of submission of Tender : 04.03.2016 at 2.30 P.M.

iii) Date & Time of opening of Techno-commercial bid : 04.03.2016 at 3.00 P.M

Contractors who fulfill the following basic qualifying requirements are eligible to participate in this tender. The joint ventures are not accepted.

**a)** Should have completed /substantially completed during last 7 (Seven) years following “similar works”.

i. Three similar works each of costing minimum 40% of the estimated cost of this work.
   OR
   Two similar works each of costing minimum 50% of the estimated cost of this work.
   OR
   One similar work costing minimum 80% of the estimated cost of this work.

ii. Similar Work shall mean “Residential Buildings / Office Complexes / Institutional or Commercial Buildings”.

iii. The substantially completed works shall be the works where at least 80% billing of total awarded value has been achieved. The certificate issued by client with billed value of work shall form basis of evaluation.
iv. For evaluation purpose, the completion cost of works mentioned in the Completion Certificate shall be enhanced by 7% per annum calculated from the date of completion to last date of receipt of applications for tenders.

v. The cost of free issue materials shall not be included in the completion cost of works.

b) Should have had Average Annual Financial Turnover of not less than 30% of the estimated cost of the work in the last three years ending 31.03.2015 duly certified by a Chartered Accountant.

c) Should not have incurred any loss in more than two years during the last five years ending 31.03.2015. Copies of the balance sheet / Certificate from Chartered Accountant to be submitted.

d) Should have a Solvency of 40% of the estimated cost issued by a Bank. The Solvency Certificate should not have been issued earlier than one year of last date of submission of the tender.

e) Should have valid Permanent Account Number of Income Tax.

f) It is desired that the bidder should have valid PF Registration number / VAT Registration number in the State of Bihar. In case the bidder do not have valid PF registration number / VAT registration number, the same shall be obtained by the successful bidder within one month from the date of LOI or before release of 1st R/A bill which ever is earlier.

g) The bidding Capacity of the contractor should be equal to or more than the estimated cost of the work put to Tender. The bidding capacity shall be worked out by the following formula:

\[
\text{Bidding Capacity} = [A \times N \times 2] - B
\]

Where,
A=Maximum value of construction works executed in any one year during the last five years taking into account the completed as well as works in progress
N= Number of years prescribed for completion of work for which bids has been invited
B=Value of existing commitments and on going works to be completed during the period of completion of work for which bids have been invited

Even though an applicant may satisfy the eligibility criteria, EPI reserves the right for not issuing the tender document if he has record of poor performance such as abandoning work, not properly completing the work, delay in completion of work, poor quality of work, financial failure / weakness etc.
EPI’s empanelled contractors can also participate in the tender provided they fulfill the above qualifying requirements.

2.0 Tender documents comprising of the following are available on the website of EPI: www.epi.gov.in

(i) Notice Inviting Tender
(ii) General Conditions of Contract (GCC available under tab titled tenders)
(iii) Addendum to Instruction to Tenderers
(iv) Additional Conditions of Contract, Addendum to Clause No. 10 of ACC
(v) Technical Specification
(vi) Tender Drawings
(vii) Bill of Quantities
(viii) Price Bid

3.0 The complete tender documents are available on the website and the same can be downloaded by the intending bidders directly from EPI website. The tender fee of Rs. 1,000/- (Rupees One Thousand Only) (non-refundable) by Crossed Demand Draft / Pay Order favoring Engineering Projects (India) Ltd. payable at PATNA shall be submitted by the bidder along with their bid in Envelope – I. Relevant experience certificates and other documents as mentioned above Cl. 1.0 (a) to 1.0 (g) duly attested by Gazetted Officer not below the rank of Executive Engineer or equivalent or Notary Public fulfilling the qualifying criteria shall be enclosed in Envelope – I. Completion Certificates from clients shall be in the name of the Company who is submitting the tender. The bidder has to produce original documents for verification at the time of opening of tender or as and when demanded.

Tender documents can also be obtained from the office of Group General Manager, Engineering Projects (India) Ltd, 202, R. S. VILLA, Kankarbagh, Patna-800003 from 10.00 Hrs to 17.00 Hrs on all working days (Monday to Friday) except Public Holidays, on submission of request letter along with the tender fee of Rs. 1,000/- (Rupees One Thousand Only) (non-refundable) by Crossed Demand Draft / Pay Order favoring ‘Engineering Projects (India) Ltd.’ payable at Patna and relevant experience certificates and other documents as mentioned above (Cl. 1.0(a) to 1.0(g)) duly attested by Gazetted Officer not below the rank of Executive Engineer or equivalent or Notary Public fulfilling the qualifying criteria. Issuance of Tender Documents to any Tenderer shall, however, not construe that the Tenderer is considered qualified for the tender work and the same may be rejected if on detailed scrutiny the document submitted along with the tender are found to be unsatisfactory. The decision of EPI in this regard shall be final and binding on the Tenderer.
4.0 All Tenders shall be accompanied by Earnest Money Deposit (EMD) as stated above. This can be either in the form of crossed demand draft or pay order of any nationalised bank / scheduled bank for the full amount of EMD payable favoring Engineering Projects (India) Limited payable at New Delhi or in the form of Bank Guarantee in accordance with the prescribed proforma favoring Engineering Projects (India) Limited mentioned in the GCC Tender submitted without EMD or with inadequate amount of EMD shall be rejected. The EMD shall be valid for a minimum period of 150 days.

The offer shall remain valid for a period of 90 days from the last date of submission of offer.

5.0 The Terms & Conditions contained in the NIT and tender document should be applicable.

6.0 Tender documents shall be issued by and submitted to:
Group General Manager (Contracts)
Engineering Projects (India) Ltd.
202, RS villa, Patna-800003
Tel No. – 06122366225

7.0 In case of any unscheduled holiday takes place on the last day of issue of Tender/Submission of tender, the next working day will be treated as scheduled day and time for issue/submission of tender.

8.0 In case of tie-tender, where two firms are bidding lowest, EPI reserves the right to split the work among these bidders and / or EPI will reserve the right to award the tender to any one of such bidder.

9.0 EPI reserves the right to accept any tender or reject any or all tenders or annul this tendering process without assigning any reason and liability whatsoever and to re-invite tender at its sole discretion. The corrigendum, extension, cancellation of this NIT, if any, shall be given on EPI’s website: www.engineeringprojects.com only. The intending Tenderers are requested to visit EPI’s website regularly for this purpose.

Dated: ..........................
LETTER OF UNDERTAKING
(TO BE ENCLOSED IN ENVELOPE-1 ALONGWITH EMD)

ENGINEERING PROJECTS (INDIA) LIMITED
202, R S Villa,
Patna-800020

Ref.: CONSTRUCTION OF 5.00 LLPD DAIRY PLANT GRID Y11 TO Y19 AT DEHRI-ON-SONE, BIHAR

NIT No. : PAT/CON/720/001 DATED 7/02/2016

Sir,

UNDERTAKING FOR ACCEPTANCE OF TENDER CONDITIONS

1. The tender documents for the work as mentioned in “Memorandum” to “Form of Tender” have been issued to me / us by ENGINEERING PROJECTS (INDIA) LIMITED and I / We hereby unconditionally accept the tender conditions and tender documents in its entirety for the above work.

2. The contents of clause 1.2 and 1.3 of the Tender documents (Instructions to Tenderers) have been noted wherein it is clarified that after unconditionally accepting the tender conditions in its entirety, it is not permissible to put any remark(s) / condition(s) (except unconditional rebate on price, if any) in the 'Price-Bid' enclosed in “Envelope-2” and the same has been followed in the present case. In case this provision of the tender is found violated at any time after opening “Envelope-2”, I / We agree that my/our tender shall be summarily rejected and EPI shall, without prejudice to any other right or remedy be at liberty to forfeit the full said Earnest Money absolutely.

3. The required Earnest Money for this work is enclosed herewith.

Yours faithfully,

(Signature of the Tenderer)
Seal of Tenderer

Dated: ___________________
FORM OF TENDER

To,

ENGINEERING PROJECTS (INDIA) LIMITED
202, R. S. VILLA
PATNA-800020

Ref.: CONSTRUCTION OF 5.00 LLPD DAIRY PLANT FROM GRID Y11 TO Y19 AT DEHRI-ONSE, BIHAR.

NIT No. : PAT/CON/720/001 DATED 17/02/2016

1. I/We hereby tender for execution of work as mentioned in “Memorandum” to this “Form of Tender” as per tender documents within the time schedule of completion of work as per separately signed and accepted rates in the Bill of Quantities quoted by me/us for the whole work in accordance with the Notice Inviting Tender, Conditions of Contract, Specifications of materials and workmanship, Bill of Quantities Drawings, Time Schedule for completion of jobs, and other documents and papers, all as detailed in tender documents.

2. It is agreed that the time stipulated for jobs and completion of works in all respects and in different stages mentioned in the “Time Schedule for completion of jobs” and signed and accepted by me/us is the essence of the contract. I/We agree that in case of failure on my/our part to strictly observe the time of completion mentioned for jobs and the final completion of works in all respects according to the schedule set out in the said “Time Schedule for completion of jobs” and stipulations contained in the contract, the recovery shall be made from me/us as specified therein. In exceptional circumstances extension of time which shall always be in writing may, however be granted by EPI at its entire discretion for some items, and I/We agree that such extension of time will not be counted for the final completion of work as stipulated in the said “Time schedule of completion of jobs”.

3. I/We agree to pay the Earnest Money, Security Deposit cum Performance Guarantee, Retention Money and accept the terms and conditions as laid down in the “Memorandum” to this “Form of Tender”.

4. Should this tender be accepted, I/We agree to abide by and fulfill all terms and conditions referred to above and as contained in tender documents elsewhere and in default thereof, allow EPI to forfeit and pay EPI, or its successors or its authorized nominees such sums of money as are stipulated in the tender documents.

5. I/We hereby pay the earnest money amount as mentioned in the “Memorandum” to this “Form of Tender” in favour of Engineering Projects (India) Limited payable at place as mentioned in the “NIT/ITT”.

Signature of Contractor
6. If I/we fail to commence the work within 10 days of the date of issue of Letter of Intent and/or I/We fail to sign the agreement as per Clause 84 of General Conditions of Contract and/or I/We fail to submit Security Deposit cum Performance Guarantee as per Clause 9.0 & 9.1 of General Conditions of Contract, I/We agree that EPI shall, without prejudice to any other right or remedy, be at liberty to cancel the Letter of Intent and to forfeit the said earnest money as specified above.

7. I/We are also enclosing herewith the Letter of Undertaking on the prescribed Proforma as referred to in condition of NIT.

Date the __________________________ day of ________________________________

SIGNATURE OF TENDERER

NAME (CAPITAL LETTERS):

OCCUPATION

ADDRESS

________________________________________

________________________________________

________________________________________

________________________________________

SEAL OF TENDERER
MEMORANDUM

(ENCLOSURE TO FORM OF TENDER)

Ref. : CONSTRUCTION OF 5.00 LLPD DAIRY PLANT FROM GRID Y 11 TO Y19 AT DEHRI-ON-SONE, BIHAR.

NIT No. : PAT/CON/720/001 DATED 17/02/2016

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Description</th>
<th>Cl. No.</th>
<th>Values / Description to be applicable for relevant clause(s)</th>
</tr>
</thead>
<tbody>
<tr>
<td>i)</td>
<td>Name of Work</td>
<td>Civil Construction of 5.00 LLPD Dairy Plant from Y11 to Y19 at Dehri-On-Sone, Bihar.</td>
<td></td>
</tr>
<tr>
<td>ii)</td>
<td>Owner / Client / Employer</td>
<td>Shahabad Dugdh Utpadak Sahkari Sangh Ltd (SDUSSL) under Bihar State Milk Co-Operative Federation Limited,( COMFED) Patna, Bihar</td>
<td></td>
</tr>
<tr>
<td>iii)</td>
<td>Type of Tender</td>
<td>Percentage Rate Basis</td>
<td></td>
</tr>
<tr>
<td>iv)</td>
<td>Earnest Money Deposit</td>
<td>NIT</td>
<td>Rs1059000/- (Rupees Ten Lakhs Fifty nine Thousand Only)</td>
</tr>
<tr>
<td>v)</td>
<td>Estimated Cost</td>
<td>NIT</td>
<td>52923950./- (Rupees Five Crores Twenty Nine Lakhs Twenty Three Thousand Nine Hundred Fifty Only)</td>
</tr>
<tr>
<td>vi)</td>
<td>Time for Completion of Work</td>
<td>NIT</td>
<td>5 months</td>
</tr>
<tr>
<td>vii)</td>
<td>Mobilization Advance</td>
<td>--</td>
<td>Nil</td>
</tr>
<tr>
<td>viii)</td>
<td>Interest Rate on Mobilization Advance</td>
<td>--</td>
<td>NA</td>
</tr>
<tr>
<td>ix)</td>
<td>Number of Installments for recovery of Mobilization Advance</td>
<td>--</td>
<td>As per EPI GCC</td>
</tr>
<tr>
<td>x)</td>
<td>Schedule of Rates applicable</td>
<td>--</td>
<td>As per tender document</td>
</tr>
<tr>
<td>xi)</td>
<td>Validity of Tender</td>
<td>4.0 (GCC)</td>
<td>90 (Ninety) Days from the date of opening of price bid..</td>
</tr>
<tr>
<td>xii)</td>
<td>Security Deposit cum Performance Guarantee</td>
<td>9.0 (GCC)</td>
<td>2.00% (Two percent only) of contract value within 10 days from the date of</td>
</tr>
</tbody>
</table>
### Instruction to Tenderers
**Engineering Projects (India) Limited**

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**issue of telegram / letter / telex / FAX of intent of acceptance of tender.**

<table>
<thead>
<tr>
<th>xxxii)</th>
<th>Retention Money</th>
<th>10.0 (ACC)</th>
<th>8.00% (eight percent only) of the contract amount which shall be deducted in the manner set out in this contract.</th>
</tr>
</thead>
<tbody>
<tr>
<td>xxxiii)</td>
<td>Time allowed for starting the work</td>
<td>43.0 (GCC)</td>
<td>The date of start of contract shall be reckoned 10 days from the date of issue of telegram / letter / telex / FAX of intent of acceptance of tender.</td>
</tr>
<tr>
<td>xxxiv)</td>
<td>Defect Liability Period</td>
<td>74.0 (GCC)</td>
<td>12 (twelve) Months from the date of taking over of works.</td>
</tr>
<tr>
<td>xxxv)</td>
<td>Arbitration</td>
<td>17 (ACC)</td>
<td>Arbitration shall be as per provisions of Clause no.76 of GCC. The Venue of Arbitration shall be Patna.</td>
</tr>
<tr>
<td>xxxvi)</td>
<td>Jurisdiction</td>
<td>17.3 (ACC)</td>
<td>Courts in Patna</td>
</tr>
</tbody>
</table>

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**SIGNATURE OF TENDERER:**

**NAME (CAPITAL LETTERS):**

**OCCUPATION:**

**ADDRESS:**

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**SEAL OF TENDERER**