



**Government of West Bengal
Irrigation & Waterways Department
Jalasampad Bhavan, 3rd Floor, Western Block
Bidhannagar, Salt Lake City, Kolkata 700091**

Memo No. 181 - IB
IW/O/IB-Misc-72/2016-17

Dated: 19th August, 2019


CORRIGENDUM

Latest modified standardised e-tendering notice (Standard e-NIT) for all Procurements of Goods & Works of value above Rs. 45.00 lakh ----guidelines of e-tendering: reg.

In partial modification to this Department's Memo No. 138(9)-IB dated 19th July 2019, the following minor modifications necessitated due to omission / oversight in the above referred memo may be inserted in the standard e-NIT format (Enclosure-II) as mentioned in the ***Annexure-I***.

All other contents of the said Order No. 138(9)-IB dated 19.07.2019 save & except the above shall remain unchanged.

Enclo: ***Annexure-I***


(A. Ghosh)
Deputy Secretary to the
Government of West Bengal

Memo No.181/1(4)-IB

Dated: 19th August, 2019

Copy forwarded for information to:

1. P.S to the Hon'ble Minister-in-Charge
Irrigation & Waterways Department

2. P.A to the Additional Chief Secretary
Irrigation & Waterways Department
3. The Secretary
Finance Department, Budget Branch, Group-N
NABANNA
325, Sarat Chatterjee Road
Howrah 711 102
4. The Financial Advisor, I&W Department &
Ex-officio Special Secretary, Finance Department

Enclo: **Annexure-I**

Sd/-
(A. Ghosh)
Deputy Secretary to the
Government of West Bengal

Memo No. 181/2(8)-IB

Dated: 19th August, 2019

Copy forwarded for information to:

1. The Principal Accountant General (A&E), West Bengal
Treasury Buildings, 2, Government Place (West), Kolkata 700 001
2. The Principal Accountant General (Audit), West Bengal
Treasury Buildings, 2, Government Place (West), Kolkata 700 001
3. The Accountant General, West Bengal, Economics & Revenue Sector Audit
5th Floor, MSO Building, CGO Complex
Block DF, Sector-I, Bidhannagar, Kolkata 700 064
4. Finance (Audit) Department, Group-T
NABANNA
325, Sarat Chatterjee Road, Howrah 711 102
5. Engineer-in-Chief, Public Works Department
6. Engineer-in-Chief, Public Health Engineering Department
7. Engineer-in-Chief, Water Resources Investigation & Development Department
8. Shri P. Mathai, Scientist-C
National Informatics Centre, Kolkata

Enclo: **Annexure-I**

Sd/-
(A. Ghosh)
Deputy Secretary to the
Government of West Bengal

Copy forwarded for information and necessary action to:

1. The Chief Engineer (North)
Irrigation & Waterways Directorate
2. The Chief Engineer (South)
Irrigation & Waterways Directorate
3. The Chief Engineer (West)
Irrigation & Waterways Directorate
4. The Chief Engineer
Teesta Barrage Project
Irrigation & Waterways Directorate
5. The Chief Engineer (North East)
Irrigation & Waterways Directorate
6. The Chief Engineer (South West)
Irrigation & Waterways Directorate
7. The Chief Engineer (Design & Research)
Irrigation & Waterways Directorate
8. The Project Director
West Bengal Major Irrigation & Flood Management Project
Irrigation & Waterways Directorate
9. The Chief Engineer (Mechanical & Electrical)
Irrigation & Waterways Directorate

10-49. Superintending Engineer

Irrigation & Waterways Directorate


50-150. Executive Engineer

Irrigation & Waterways Directorate

- ✓ 151. Sri Sujay Saha
OSD & Ex-Officio Deputy Secretary-III
Irrigation & Waterways Department

He is requested to upload the instant 'Corrigendum Order' under the Order link of the Departmental website www.wbiwd.gov.in

Enclo: **Annexure-I**


14.8.2019
(A. Ghosh)
Deputy Secretary to the
Government of West Bengal

Annexure-I

Sl. No.	As per e-NIT 'Standard Format', vide No. 138(9)-IB, dated 19.07.2019		Instant modification in the e-NIT 'Standard Format'		Remarks
	N.I.T. Clause No.	Details under Clause as per N.I.T.	N.I.T. Clause No.	Proposed corrections in Clause of standard N.I.T.	
1	List of works	Column 9 heading is Physical Milestones for completion of each work within stipulated time (Refer to Clause 19 of the General Terms & Conditions)	List of works	Column 9 heading is Physical Milestones for completion of each work within stipulated time (Refer to Clause 5 of the Conditions of the Contract Agreement in West Bengal Form No. 2911)	
2	4.2 C(IV)	Financial credential explanation: a. Profit & Loss Accounts and Audited Balance Sheets of any three financial years within zone of preceding five financial years, duly authenticated by licensed auditor regarding Annual Turnover from business containing relevant Annexure of IT Form 3CA/3CB/3CD as applicable for the bidder, having Annual Turnover above Rs 1.0 crore in each financial year. It is to be evaluated by the Tender Evaluation Committee as average or arithmetic mean over the said three financial years, to be uploaded in Profit & Loss & Balance Sheet.pdf. Auditor's certificate should preferably contain his/her Membership / Registration no. of Registered Audit/CA Firm and contact details for verification purposes. As per IT Act for all type of Firms having Annual Turnover from business less than Rs. 1.00 crore, Profit & Loss accounts and audit balance sheets only is required, which is required to be certified by a Licensed CA Firm/Audit Firm.	4.2 C(IV)	Financial credential explanation: a. Profit & Loss Accounts and Audited Balance Sheets of any three financial years within zone of preceding five financial years, duly authenticated by licensed auditor regarding Annual Turnover from business containing relevant Annexure of IT Form 3CA/3CB/3CD as applicable for the bidder, having <u>Annual Turnover above Rs 2.0 crore in each financial year</u> . It is to be evaluated by the Tender Evaluation Committee as average or arithmetic mean over the said three financial years, to be uploaded in Profit & Loss & Balance Sheet.pdf. Auditor's certificate should preferably contain his/her Membership / Registration no. of Registered Audit/CA Firm and contact details for verification purposes. As per IT Act for all type of Firms having <u>Annual Turnover from business less than Rs. 2.00 crore</u> , only Profit & Loss accounts and audit balance sheets is required, if the organization has opted for <u>presumptive taxation scheme U/S 44AD of I.T. Act</u> .	1) Annual Turnover above Rs 2.0 crore 2) Annual Turnover from business less than Rs. 2.00 crore, only Profit & Loss accounts and audit balance sheets is required, if the organization has opted for presumptive taxation scheme U/S 44AD of I.T. Act.
3	5 ii	(a) Earnest Money Deposit (EMD): Bidders are required make payment of Earnest Money (EMD) through the e-Payment banking system, on-line and should read in advance the instructions carefully, particularly those contained in the challan generated in the e-transaction of the portal, if opted for EMD payment through RTGS/NEFT. Only if the bidder is exempted from payment of EMD by the State Finance Department, the Govt order for such exemption is to be uploaded while opting for EMD exemption category. Any misjudgement and resultant non submission of EMD will lead to summarily rejection of the bid/tender.	5ii	(a) Earnest Money Deposit (EMD): Bidders are required make payment of Earnest Money (EMD) through the e-Payment banking system, on-line and should read in advance the instructions carefully, particularly those contained in the challan generated in the e-transaction of the portal, if opted for EMD payment through RTGS/NEFT. Only if the bidder is exempted from payment of EMD by the State Finance Department, the Govt order for such exemption is to be uploaded while opting for EMD exemption category. Any misjudgement and resultant non submission of EMD will lead to summarily rejection of the bid/tender. As per Dept. Memo no.- 306-IB/IW-14011(34)/1/2018-JS(IW),dated: 06.08.2018, the quantum of Earnest Money Deposit has been revised as <u>2 % of the amount put to tender or Rs. 50 Lakh,whichever is lower.</u>	The quantum of Earnest Money Deposit has been revised as 2 % of the amount put to tender or Rs. 50 Lakh,whichever is lower.

Sl. No.	As per e-NIT 'Standard Format', vide No. 138(9)-IB, dated 19.07.2019		Instant modification in the e-NIT 'Standard Format'		Remarks
	N.I.T. Clause No.	Details under Clause as per N.I.T.	N.I.T. Clause No.	Proposed corrections in Clause of standard N.I.T.	
4	5 ii	(b) Additional Performance Bank Guarantee: "Additional Performance Security" has been made mandatory which shall be obtained only from the successful L1 bidder, if the accepted bid price is below by more than 20% of the amount put to tender. This Additional Performance Security shall be equal to 10% of the tendered amount i.e. the L1 bid price.	5 ii	(b) Additional Performance Bank Guarantee: "Additional Performance Security" has been made mandatory which shall be obtained only from the successful L1 bidder, if the accepted bid price is <u>below 20% of tender BOQ or below by more than 20% of the tender BOQ</u> . This Additional Performance Security shall be equal to 10% of the tendered amount i.e. 10% of the L1 bid price.	"Additional Performance Security" has been made mandatory for bids <u>below 20% of the amount put to tender or more</u>
5	5 ii	The said Bank Guarantee (BG) shall have to be valid up till the end of the contract/Agreement period including extended time period till 100% physical completion of work in all respects and shall be renewed within validity period accordingly if required. The said Bank Guarantee shall remain in custody of the DDO & Executive Engineer in-charge of the work, which shall be returned to the bidder/contractor after successful physical completion of the work as per contract. If the bidder fails to complete the work successfully, this Additional Performance Security shall be forfeited at any time during the pendency of the contract period after serving suitable notice to the contractor/bidder agency. Necessary provisions regarding deduction of security deposit from progressive bills of the contractor in respect of the tendered work shall be governed as per relevant clauses of the tender contract/Agreement which will in no way be affected / altered due to this Additional Performance Security	5 ii	The said Bank Guarantee (BG) shall have to be valid up till the end of the contract/Agreement period including extended time period till 100% physical completion of work in all respects and shall be renewed within validity period accordingly if required. The said Bank Guarantee shall remain in custody of the DDO & Executive Engineer in-charge of the work, which shall be returned to the bidder/contractor after successful physical completion of the work as per contract. If the bidder fails to complete the work successfully, this Additional Performance Security shall be forfeited at any time during the pendency of the contract period after serving proper notice to the contractor/bidder agency. Necessary provisions regarding deduction of security deposit from progressive bills of the contractor in respect of the tendered work shall be governed as per relevant clauses of the tender contract/Agreement which will in no way be affected / altered due to this Additional Performance Security. As per Dept. Memo no.- 306-IB/IW-14011(34)/1/2018-JS(IW),dated: 06.08.2018, the entire Security Deposit or the Performance Security may be released after physical and financial completion of the project but before expiry of the security period or defect liability period against receipt of <u>equivalent amount of bank guarantee of approved bank of RBI which should remain valid till the expiry of the defect liability period</u> . As Departmental Memo No. 05-W/2018-19,dated: 26.09.2018, the L1 Bidder who has already deposited Earnest Money following above procedure <u>for tenders of values Rs. 25 Crore or above and EPC contracts</u> , may be allowed to deposit unconditional Bank Guarantee amounting to <u>5% of the tendered amount as a part of Performance Security</u> (total of which is 10%) after signing of contract agreement on specific request as per term of the contract. Such BG would remain valid till defect liability period. Further deduction towards balance Performance Security from the 1st RA Bills will be such <u>that the total Performance Security comes to 10 % of the tendered amount</u> i.e. Earnest Money already deposited(& deemed to have been converted as a part of Performance Security) +BG submitted(5% of the tendered amount, as stated above)+amount to be deducted from the RA Bills.	1) entire Security deposit or Additional Performance Security shall be held upto Defect Liability Period. 2) For works of value more than 25 Crores agency may deposit 5% of the tendered amount as a part of Performance Security (total of which is 10%) after signing of contract agreement in the form of Bank Guarantee. Further deduction towards balance Performance Security from the 1st RA Bills will be such that the total Performance Security comes to 10 % of the tendered amount

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6	5 ii.c	omitted	5 ii. c	<u>Mobilization Advance:</u> As Departmental Memo No. 05-W/2018-19, dated: 26.09.2018, for all works contracts of value Rs. 25 Crore or more, mobilization advance @ 10% of the tendered amount at 10% simple interest may be sanctioned to the contractor on specific request as per term of the contract. The mobilization advance shall be released only after submission of an unconditional Bank Guarantee of a scheduled bank by the contractor for the amount of advance and interest, which will remain valid for the period of contract. The mobilization advance together with interest on the advance shall be recovered in maximum 5 instalments commencing from 2nd RA Bill.	To be Inserted
7	7 II c	Concrete work (including reinforcement and allied works in case of piling) other than those for Buildings: PCC inclusive of shuttering, formwork with staging, RCC of all grades inclusive of all reinforcements & insert plates & formworks- shuttering with staging complete & MS liners for bore piles & MS or special alloy sheet piles as cut-off walls or retaining walls in all types of structures, concrete pavement and protection works but excluding concrete works included under Cl. 7 II(f) below.	7 II c	Concrete work (including reinforcement and allied works in case of piling) other than those for Buildings: PCC inclusive of shuttering, formwork with staging, RCC of all grades inclusive of all reinforcements & insert plates & formworks- shuttering with staging complete & MS liners for bore piles & MS or special alloy sheet piles as cut-off walls or retaining walls in all types of structures, concrete pavement and protection works, but excluding concrete works included under Cl. 7 II (g) below.	
8	7 II f	Road work: All types of bituminous road / rigid pavement using RCC / PCC / other type of roads using boulder / brickbats / whole bricks / jhama bats / riverbed materials / moorum. In case of construction of RCC pavement upto maximum width of 3.5 m and meant for only 4-wheeler having Gross Vehicular Weight not exceeding 5.5 MT (maximum Axle Load of 3.5 MT, rates as 5R bridge as per IRC-6), PCC/RCC works executed in protection / lining / any other structures including building may also be considered in addition to the criteria stated in the foregoing sentence of this Para 7.II.f.	7 II f	Road work: All types of bituminous road / rigid pavement using RCC / PCC / other type of roads using boulder / brickbats / whole bricks / jhama bats / riverbed materials / moorum. In case of construction of PCC pavement upto maximum width of 3.5 m and meant for only 4-wheeler having Gross Vehicular Weight not exceeding 5.5 MT (maximum Axle Load of 3.5 MT, rates as 5R bridge as per IRC-6), PCC/RCC works executed in protection / lining / any other structures including building may also be considered in addition to the criteria stated in the foregoing sentence of this Para 7.II.f.	
9	9'Work programme' as defined in para 2 on receipt of LOI/LOA.....	9'Work programme' as defined in para 22 on receipt of LOI/LOA.....	

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10	11 d (xv)	Non-submission of authentic Bank Guarantee of required amount by the selected bidder in a tender for Procurement of Goods & Works, if the bid price is below 20% of the tender value within the period as prescribed in the e-NIT, 7 working days from date of issue of LOA which may be extended upto maximum 14 working days.		<u>As per Cl. 5(ii) of e-NIT format:</u> The Additional Performance Security shall have to be submitted by the selected L1 bidder after issuance of Letter of Acceptance / Letter of Invitation (LoA/LoI) <u>within next seven working days and before issuance of Award of Contract (AoC)</u> in the form of "Bank Guarantee" of any Scheduled Bank approved by RBI, payable at Kolkata or / in West Bengal, as per specimen format Form-6. Else, its/their Earnest Money Deposit (EMD) will be forfeited without any prejudice by the Tender inviting authority	1) Extension upto 14 days shall be permitted in any special case and to be primarily be approved by the appropriate authority
11	15.4	omitted	15.4	Power is delegated to HTEC to verify the authenticity of bid documents by physically summoning the applicant bidder on the basis of specific doubts which could not be cleared, which shall be exercised in exceptional cases, <u>offline</u> verification before issue of LOA needs to be avoided. Only when all other methods of undertaking verification have been exhausted, and there is ample reason to believe that fairness of the technical bid evaluation of the tender cannot be ensured without such action. Prima-facie, if there is not enough reason to doubt the authenticity of the bid documents, physical summon of the bidder shall be avoided, as after determination of L1 bid in financial bidding and before issuance of LOA, all the on-line documents would be verified with the originals by the Accounts & estimating branches of the designated Executive Engineer, and reported to the Tender Accepting Authority prior to the issuance of LOA.	To be Inserted. Offline verification of documents before issue of LOA should be avoided.


(A. Ghosh)

19.8.2019
Deputy Secretary to the
Government of West Bengal