BID DOCUMENT "Loading of coal into railway wagons by contractor's payloader(s) at Rajdhar Railway Siding of Piparwar Area for a period of 02 (Two)



CENTRAL COALFIELDS LIMITED

(A Subsidiary of Coal India Limited) Contract Management Cell, Darbhanga House, Ranchi, Jharkhand – 834029 Ph:0651-2360219, Fax:0651-2361120

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सेंट्रलकोल्फ़ील्ड्सलिमिटेड (कोलइंडियाकीअनुषांगी,एकमिनीरत्नकम्पनी) दरभंगाहाउस,राँची-834029 संविदाप्रबंधनप्रकोष्ठ(सी.एम.सी). फोन: 0651-2360219 , फ़ैक्स: 0651-2361120 ई-मेल: gmcmc.ccl@coalindia.in वेबसाइट:http://www.centralcoalfields.in



CENTRAL COALFIELDS LIMITED

(A Miniratna Subsidiary Company of Coal India Limited) Darbhanga House, Ranchi 834 029, Contract Management Cell (CMC) Ph: 0651-2360219 , Fax: 0651-2361120 Email :gmcmc.ccl@coalindia.in Website http://www.centralcoalfields.in

एनआईटीनं.: सीसीएल/जीएम (सीएमसी) /पिपरवार/2020/05

ई-निविदाआमंत्रणसूचना

दिनांक:28.03.2020

1. निम्नलिखितकार्यकेलिएयोग्यनिविदादाताओंसेवेबसाइटhtts://coalindiatenders.nic.inपरडिजिटलीहस्ताक्षरितएवंकोडिकृतऑनलाइनई-निविदाएंआमंत्रितकीजातीहैजिनकेपासकंटोलरऑफसर्टिफ़ाइंगअथॉरिटी (सीसीए),भारतसरकारद्वाराप्राधिकृतकिसीएजेन्सीद्वाराजारीमान्यडिजिटलहस्ताक्षरप्रमाणपत्र होऔरजिसेचेनऑफट्रस्टटूरूटसर्टिफिकेटऑफसीसीएल तक ट्रेसकियाजासके:

(डीएससी)

"पिपरवारक्षेत्रकेराजधर रेलवे साइडिंग पर ठेकेदार के पे-लोडर द्वारा रेलवे वैगन में कोयले की लदाई (अवधि 02 साल)"

कार्यकाविवरण	मात्रा (लाखटन)	प्राक्कलितराशि (रू. में)	अग्रधन (इएमडी) (रू. में)	पूर्णकरनेकीअ वधि (दिनोंमें)
इंजीनियरइंचार्जकेनिर्देशानुसारठेकेदारकेपे– लोडरद्वारा राजधर रेलवे साइडिंग पररेलवेवैगनमेंकोयलेकीलदाई, जिसमेंवैगनकीले वलिंग, रेलवे वैगनकेउपरचूनाकाछिड्काव,ट्रैककीसफाईआदिशामिलहै ।	70.00	6,53,10,000/- (छह करोड़ तिरपन लाख दस हजार रूपये मात्र)	4,08,200/- (चार लाख आठ हजार दो सौ रूपये मात्र)	730

नोट:

1. टेकादस्तावेजहमारेवेबसाइटwww.centralcoalfields.inऔरसरकारीवेबसाइटwww.eprocure.gov.inपरभीउपलब्धहैंऔरनिविदा दाताउसेनिविदाजमाकरनेकेआखरीदिनतकडाउनलोडकरसकतेहैं।आवेदनकाकोईशुल्कनहींहै।

- 2. प्राक्कलितराशिबेसडीजलमुल्य64.42रुपएप्रतिलीटरपरआधारितहै।
- 3. ब्लास्टिंगहेतुविस्फोटक,डेटोनेटरएवंअन्यसम्बद्धसामग्रीसीसीएलद्वारामुफ्तमेंप्रदानकीजाएगीएवंइसकीसंवैधानिकदेख-रेखसीसीएलकेअधिकारियोंद्वाराकीजाएगी।
- 4. वैसेनिविदादाताजिन्हेंसीसीएल/सीआईएलकेसभीअनुषंगीकम्पनियोंकीनिविदाओंमेंभागलेनेहेतनिकालदिया (डीबारकिया)गयाहोएवंजिनकेडीबारकीअवधिबोलीजमाकरनेकेअंतिमदिन(विस्तारसहित) केअन्तर्गतपड़तीहो,**वेइसएनआईटीमेंहिस्सा**लेनेकेयोग्यनहींहै।

2) निविदाकीसमयसूची :

क्र.सं.	विवरण	दिन/माह/वर्ष	समय- घंटाःमिनट	
1.	निविदाकाई-प्रकाशनदिनांक	30.03.2020	18.00	
2.	निविदादस्तावेजडाउनलोडकरनेकीप्रारम्भतिथि	30.03.2020	18.00	
3.	दास्तावेजडाडनलोडकरनेकीअंतिमतिथि	15.04.2020	17.00	
4.	निविदा/बोलीजमाकरनेकीप्रारम्भतिथि	31.03.2020	10.00	
5.	निविदा/बोलीजमाकरनेकीअंतिमतिथि	15.04.2020	17.00	
6.	ऑनलाइनस्पष्टिकरणमांगनेकीप्रारम्भतिथि	31.03.2020	10.00	
7.	ऑनलाइनस्पष्टिकरणमांगनेकाअंतिमतिथि	08.04.2020	17.00	
8.	निविदा ⁄ बोली (पार्ट −⊥) खुलने की तिथि	17.04.2020	11.00	
9.	निविदा ∕ बोली (पार्ट −⊥⊥) खुलने की तिथि		सिस्टम एसएमएस और ई-मेल एलर्टके द्वारा योग्य निविदादाता कोसूचित करेगा ।	

नोट: शुद्धिपत्रकीस्थितिमेंसंबन्धितसूचनाकेवलइ-प्रोक्योरमेंटपोर्टलhtts://coalindiatenders.nic.inमेंप्रकाशितकीजाएगी।विस्तृतई-निविदासूचनाऔरऑनलाइनजमाकरनेकेलिएhtts://coalindiatenders.nic.inदेखें।**कृपयाइसकीअँग्रेजीप्रतिभीदेखें।**

महाप्रबंधक (सीएमसी)

वितरण ः

- 1. इंडिपेंडेंटएक्स्टर्नलमानीटर (आईइएम): श्रीश्रिनिवासनरंगाराजन,आईआरएसएमई(सेवानिवृत्त),सी.-1,रेलनगर, पोदनुरकोयाम्ब्टोर-641023
- इंडिपेंडेंटएक्स्टर्नलमानीटर(आईइएम): श्रीदेवेंद्रकुमारपाठक, आईपीएस(सेवानिवृत्त),एल/जी-4,आम्रपाली,सेफाएर सेक्टर-45,नोएडा,यूपी-201303
- 3. निदेशकतकनीकी(संचालन), सीसीएलरांची
- 4. निदेशकतकनीकी (योजनाएवंपरियोजना), सीसीएलरांची
- 5. सीवीओ, सीसीएल, रांची
- 6. अप्रनिकेतकनीकीसचिव,सीसीएल, रांची
- 7. महाप्रबंधक(संचालन)/महाप्रबंधक(वित्त)- एफपीसी, सीसीएल,रांची
- 8. समस्तक्षेत्रीयमहाप्रबंधक, सीसीएल
- 9. महाप्रबंधक(प्रणाली), सीसीएल, रांची
- 10. जनसम्पर्कअधिकारी, सीसीएल–दिशानिर्देशानुसारएनआईटीकेमुख्यविवरणप्रकाशित/परिचालितकरनेहेतु।

सेंट्रलकोल्फ़ील्ड्सलिमिटेड (कोलइंडियाकीअनुषांगी,एकमिनीरत्नकम्पनी) दरभंगाहाउस,राँची-834029 *संविदाप्रबंधनप्रकोध(सी.एम.सी.* फोनः 0651-2360219, फ़्रैक्सः 0651-2361120 ई-मेल : gmcmc.ccl@coalindia.in वेबसाइट:<u>http://www.centralcoalfields.in</u>



CENTRAL COALFIELDS LIMITED (A Miniratna Subsidiary Company of Coal

India Limited) Darbhanga House, Ranchi 834 029 [Contract Management Cell (CMC) Ph: 0651-2360219 , Fax: 0651-2361120 Email : gmcmc.ccl@coalindia.in Website http://www.centralcoalfields.in

e-TENDER NOTICE

NIT No.:CCL/GM(CMC)/Piparwar/2020/05

Date: 28.03.2020

1. Digitally signed and encrypted e-Tenders are invited on-line on the website https://coalindiatenders.nic.in from the eligible Bidders having valid Digital Signature Certificate (DSC) issued from any agency authorized by Controller of Certifying Authority (CCA), Govt. of India and which can be traced upto the chain of trust to the Root Certificate of CCA, for the following work:

"Loading of Coal into Railway Wagons by contractor's payloader(s) at Rajdhar Railway Siding of Piparwar Area for a period of 02 (Two) Years"

Description of work	Quantity (Lakh Te.)	Estimated Cost of work (in ₹)	Earnest Money (EMD)(in ₹.)	Period of completion in days
Loading of coal into railway wagons by contractor's payloader(s) at Rajdhar Railway siding including levelling of wagons, lime sprinkling at top of railway wagons, cleaning of track etc. as per instruction of engineer in charge.	70.00	6,53,10,000/- (Rupees Six Crore Fifty Three Lakh Ten Thousand Only)	4,08,200/- (Rupees Four Lakh Eight Thousand Two Hundred only)	730

Note:

- i. The bid documents will also be available on our website <u>www.centralcoalfields.in</u>, and govt. website<u>www.eprocure.gov.in</u>and can be downloaded by the bidder up to the bid submission end date. There is no application fee.
- ii. The estimated cost is based on base diesel price of Rs.64.42/Ltr.
- **iii.** Explosives, detonators and related materials connected with blasting will be provided by CCL at free of cost and the statutory supervision will be done by the CCL officials.
- **iv.** Entities having been debarred from participating in tenders of CCL/all subsidiaries of CIL are not eligible to participate in this NIT if end date of bid submission, including extensions thereof falls within the period of their debarring.

TIME SCHEDULE OF TENDER:

SL	Particulars	Date	Time
No		(DD/MM/YYYY)	(HH:MM)
1	Tender e-Publication date	30.03.2020	18.00
2	Document download start date	30.03.2020	18.00
3	Document download end date	15.04.2020	17.00
4	Bid Submission start date	31.03.2020	10.00
5	Bid submission end date	15.04.2020	17.00
6	Start date for seeking Clarification on-line	31.03.2020	10.00
7	Last date for seeking Clarification on-line	08.04.2020	17.00
8	BTender/Bid Part -I OpeningDate17.04.202011		11.00
9	Tender/Bid Part -II Opening Date	System will inform through SMS & E-mail alert to the eligible bidders.	

For detailed e-tender notice and online submission, visit https://coalindiatenders.nic.in

General Manager (CMC)

Copy to:

- 1. IEM: Shri Srinivasan Rangarajan, IRSME (Retd.), C-1, Rail Nagar, Podanur, Coimbatore 641023
- 2. IEM: Sri Devendra Kumar Pathak, IPS (Retd.), L/G4, Amrapali Saphhire, Sector-45, Noida, U.P.- 201303
- 3. Director (Tech) (Oprn), CCL, Ranchi
- 4. Director (Tech) (P&P), CCL, Ranchi
- 5. CVO, CCL, Ranchi
- 6. TS to CMD, CCL, Ranchi.
- 7. GM(O)/ GM(F)-FPC, CCL, Ranchi
- 8. GM All Areas of CCL
- 9. GM (System), CCL, Ranchi.
- 10. PRO, CCL- to publish salient details of NIT as per guideline.

सेंट्रलकोल्फ़ील्ड्सलिमिटेड (कोलइंडियाकीअनुषांगी,एकमिनीरत्नकम्पनी) दरभंगाहाउस,राँची-834029 [*संविदाप्रबंधनप्रकोष्ठ(सी. एम.सी*). फोनः 0651-2360219 , फ़्रैक्सः 0651-2361120 ई-मेल : gmcmc.ccl@coalindia.in] वेबसाइट:<u>http://www.centralcoalfields.in</u>



CENTRAL COALFIELDS LIMITED (A Miniratna Subsidiary Company of Coal India Limited) Darbhanga House, Ranchi 834 029 [Contract Management Cell (CMC) Ph: 0651-2360219, Fax: 0651-2361120 Email : gmcmc.ccl@coalindia.in] Website http://www.centralcoalfields.in

DETAILED e-TENDER NOTICE (e-NIT)

NIT No.: CCL/GM(CMC)/Piparwar/2020/05

Date: 28.03.2020

1. Digitally signed and encrypted e-Tenders are invited on-line on the website https://coalindiatenders.nic.in from the eligible Bidders having valid Digital Signature Certificate (DSC) issued from any agency authorized by Controller of Certifying Authority (CCA), Govt. of India and which can be traced upto the chain of trust to the Root Certificate of CCA, for the following work:

"Loading of Coal into Railway Wagons by contractor's payloader(s) at Rajdhar Railway Siding of Piparwar Area for a period of 02 (Two) Years"

Description of work	Quantity (Lakh Te.)	Estimated Cost of work (in ₹)	Earnest Money (EMD)(in ₹.)	Period of completion in days
Loading of coal into railway wagons by contractor's payloader(s) at Rajdhar Railway siding including levelling of wagons, lime sprinkling at top of railway wagons, cleaning of track etc. as per instruction of engineer in charge.	70.00	6,53,10,000/- (Rupees Six Crore Fifty Three Lakh Ten Thousand Only)	4,08,200/- (Rupees Four Lakh Eight Thousand Two Hundred only)	730

Note:

- i. The bid documents will also be available on our website <u>www.centralcoalfields.in</u>, and govt. website**www.eprocure.gov.in** and can be downloaded by the bidder up to the bid submission end date. There is no application fee.
- ii. The estimated cost is based on base diesel price of Rs. 64.42/Ltr.
- **iii.** Explosives, detonators and related materials connected with blasting will be provided by CCL at free of cost and the statutory supervision will be done by the CCL officials.

iv. Entities having been debarred from participating in tenders of CCL/all subsidiaries of CIL are not eligible to participate in this NIT if end date of bid submission, including extensions thereof falls within the period of their debarring.

SL	Particulars	Date	Time
No		(DD/MM/YYYY)	(HH:MM)
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9	Tender/Bid Part -II Opening Date	System will inform through SMS & E- mail alert to the eligible bidders.	

2. TIME SCHEDULE OF TENDER:

For detailed e-tender notice and online submission, visit https://coalindiatenders.nic.in

The company reserves the right to extend the date of submission and opening of bid or to cancel the bid without assigning any reason whatsoever. Any addendum/corrigendum/date extension etc. in respect of above tender will be published in e-procurement portal only. Bidders are therefore requested to visit our website regularly to keep themselves updated.

3. DEPOSIT OF EARNEST MONEY/BID SECURITY

The bidder will have an option for submitting EMD through **ONLINE mode only.**

In Online mode, the bidder can make payment of EMD either through **net-banking** from designated Bank/s or through NEFT/RTGS from any scheduled Bank. In case of payment through net-banking the money will be immediately transferred to account designated for the purpose. In case of payment through NEFT/RTGS the bidder will have to make payment as per the Challans generated by system on e-Procurement portal and will have to furnish online the UTR Numbers before submission of bid. Bidder will be allowed to submit his/her bid only when the EMD is successfully received in CCL's designated account and the information flows from Bank to e-Procurement system.

Earnest Money / Bid Security shall bear no interest.

SYSTEM OF ONLINE COLLECTION AND AUTO RESETTLEMENT / REFUND OF EMD:

- i. EMD will be collected centrally at one account at CCL HQ viz. Pool Account.
- ii. Bidder will be allowed to submit his/her bid only after his/her EMD is received by CIL/Subsidiary.

iii. EMD of rejected bidders will be refunded at any stage directly to the account from where it had been received (except the bidders whose EMD is to be forfeited). Refund will be made by an automatic process triggered by the online rejection of bids by the system/evaluator. The bidders should be given

enough precaution in the NIT that bidder should make payment from their own account and any claim for non-receipt of the refund in any account other than the one from which payment of EMD is made, will not be entertained.

iv. If the refund of EMD is not received by the bidder in the account from which the EMD has been made due to any technical reason then it will be paid through e-payment as per manual system.

v. At appropriate stage of tender evaluation, the EMD which is to be retained will be resettled to the respective Area Account by the system automatically.

4. PRE-BID MEETING (if applicable):

The pre-bid meeting shall be held in the office of General Manager (CMC),CCL on the scheduled date & time, if specified in the NIT. The purpose of the pre-bid meeting is to clarify the issues and to answer the questions on any matter that may be raised at that stage.

Non-attendance at the pre-bid meeting will not be a cause for disqualification of bidder and it shall be presumed that the bidder does not require any clarification. If a Pre-Bid meeting is held, the minutes of the Pre-Bid meeting shall be uploaded on the Portal, which can be viewed by all interested bidders.

5. CLARIFICATION OF BID

The bidder may seek clarification on-line within the specified period. However, the management will clarify the relevant queries as far as possible. Important contact details are as follows:

Contact Person : Sri Pawan Kumar, FMP, NIC, Camp CCL HQ

Mob.-7004122813,e-mail -pawankumar9791@gmail.com

Flow of EMD from source account to Axis Aggregator Account and the e-Procurement portal is related to systems, which sometimes takes more than normal duration of 3 to 4 hours. It is advisable to submit online EMD one or two days before end date of bid submission.

6. The bidders have to accept on-line the user portal agreement which contains the acceptance of all the Terms and Conditions of NIT and tender document, undertakings and the e-Procurement procedure through https://coalindiatenders.nic.in in order to become an eligible bidder. These will be a part of the agreement.

7. ELIGIBLE BIDDERS

- 7.1 The invitation for bid is open to all bidders including an individual, proprietorship firm, partnership firm, company, Joint Venture or a Consortium having eligibility to participate as per criteria stipulated in Clause
 No. 8 of this NIT and having Digital Signature Certificate (DSC) issued from any agency authorized by Controller of Certifying Authority (CCA), Gov. of India.
- 7.2 Joint Venture / Consortium: Two or three companies/ contractors may jointly undertake contract/contracts. Each entity will be jointly and severally responsible for completing the task as per the contract. Joint Venture/ Consortium must comply with the requirements of JV/ Consortium mentioned in detail in "Instruction to bidders" and submits JV/Consortium agreement as per the format enclosed in bid document.

8. ELIGIBILITY CRITERIA OF BIDDER

a) <u>Work Experience</u>: The bidder must have experience of works (includes completed / ongoing) of similar nature valuing 50 % of the annualized estimated value of the work put to tender (for period of completion over 1 year) / 50 % of the estimated value of the work (for completion period up to one year) put to Tender in any year (consecutive 365 days) during last 7(seven) years ending last day of month previous to the one in which bid applications are invited.

Similar nature of works shall mean:

Loading/Transportation/Removal of Coal/mineral/Overburden/Shale/Extraneous materials/Sand.

OR

Extraction of coal by mechanized means including or excluding transportation.

"Annualised value" of the work shall be calculated as the "Estimated value/Period of completion in Days x 365". The value of executed works shall be given a simple weightage to bring them at current price level by adding 5% for each completed year (total number of days/365) after the end date of experience till the last day of month previous to one in which e-Tender has been invited.

Data to be furnished by Bidder on-line:

- i. Start date of the year for which work experience of bidder is to be considered for eligibility.
- ii. Start date & end date of each qualifying experience (similar nature)
- iii. Work Order Number/Agreement Number of each experience
- iv. Name & address of Employer/Work Order Issuing authority of each experience
- v. Percentage (%) share of each experience (100% in case of an Individual/proprietorship firm or the actual % of share in case of a Joint Venture/Partnership firm). Executed Value of work against each experience.
- vi. Executed Value of work against each experience
- **vii.** In case the bidder is a Joint Venture, the work experience of any one, two or three of the individual partners of JV or the JV itself may be furnished as the work experience of the bidder.

Technical evaluation by the System:

- i. The system shall calculate the end date by adding 365 days to the start date of experience (provided by bidder). End date shall not be later than the last date (last day of month previous to the month in which NIT has been published on e-procurement portal).
- ii. The system shall check the Start & End date of each experience and accept it as a qualifying experience if it falls within the year selected by the bidder (as calculated by adding 365 days to the start date restricted to the 'last date')
- iii. The system shall calculate the value of each qualifying experience by multiplying the value with the % share of experience and adding 5% for each completed year (total No. of days/365) after the end date of experience of work till the last date of month previous to one in which the NIT has been published on e-Procurement portal.
- iv. The system shall calculate the value of all qualifying experiences taken together for each bidder and grade him as 'Eligible' if it meets the minimum requirements (50% of Annualised Value or estimated value whichever is less) or else as 'Ineligible'.

- v. In case any of the experiences does not fall in the selected period of 365 days (continuous), such experiences will be excluded from evaluation. Hence the bidder shall have to furnish the value of work executed only during the selected period of 365 days (continuous).
- vi. The weightage of 5% every year will be on simple rate and will not be compounded on yearly basis for the purpose of calculating the value of each qualifying experience."
- vii. The work experience of the bidder may be an ongoing work and the executed value of work shall be considered for evaluation.
- viii. In case the experience has been earned by the bidder as an individual or proprietor of a proprietorship firm, then 100% value of the experience will be considered against eligibility. But if the experience has been earned by the bidder as a partner in a Joint Venture firm/partnership firm then the proportionate value of experience in proportion to the actual share of bidder in that Joint Venture firm/partnership firm will be considered against eligibility.

Scanned copy of documents to be uploaded by bidders (CONFIRMATORY DOCUMENT) :

For work experience, bidders are required to submit Work Experience Certificate issued by the employer against the experience of similar work containing all the information as sought on-line. Bidder should also submit Work order, BOQ and/or TDS along with the bid.

b) <u>Working Capital</u>: Evidence of possessing adequate working capital (at least 20% of the "Annualized value or Estimated value whichever is less" of this work) inclusive of access to lines of credit and availability of other financial resources to meet the requirement. The bidder should possess the working capital within three months prior to the date of opening of tender.

Data to be furnished by Bidder on-line:

- i. Amount of available working capital inclusive of lines of credit and availability of other financial resources
- ii. Date on which the bidder possesses the required working capital
- iii. Name of the Chartered Accountant (CA).
- iv. Membership Number of CA who certifies the bidder's working capital on a particular date.
- v. Date of Issue of Certificate
- vi. In case the bidder is a Joint Venture, the working capital of the individual partners of the JV will be added together for each financial year and is to be furnished as the turnover of the bidder for that particular financial year

Technical evaluation by the System:

- **i.** The system shall check that the date on which the bidder possesses the required working capital as well as the date of issue of certificate is within 3 months of the date of opening of tender.
- **ii.**The value of working capital as certified by the CA is greater than or equal to the minimum requirement.

Scanned copy of documents to be uploaded by bidders (CONFIRMATORY DOCUMENT) :

Certificate of Working Capital issued by a practicing Chartered Accountant having a membership number with Institute of Chartered Accountants of India containing the information as furnished by bidder online.

Note: The certificate issued by CA must contain Unique Document Identification Number (UDIN).

c) <u>Fleet Requirement</u>: Indicative fleet requirement for the tendered work are as follows:

Name of Equipment	Capacity	No. Required
Pay Loaders	3 CuM	06 or equivalent number as per capacity.
Tipping Trucks	16 Te carrying capacity each	240 or equivalent number as per capacity.

Note:

1.All equipment used in mine by outsourced agency should comply to DGMS circulars issued from time to time.

The bidder is required to give an undertaking in the form of an Affidavit in the prescribed format to deploy matching equipments/tippers/pay loaders as per NIT either owned or hired.

Data to be furnished by Bidder on-line:

Confirmation in the form of YES/NO regarding acceptance to deploy matching equipments/tippers/pay loaders as per NIT either owned or hired.

Technical evaluation by the System:

The system will evaluate "Yes" as eligible and "No" as not eligible.

Scanned copy of documents to be uploaded by bidders (CONFIRMATORY DOCUMENT) :

An affidavit confirming acceptance to deploy matching equipments/tippers/pay loaders, etc as per NIT either owned or hired

d) <u>Permanent Account Number</u>: The bidder should possess a Permanent Account Number (PAN) issued by Income tax Department.

Data to be furnished by Bidder on-line: Confirmation in the form of YES/NO regarding possessing of PAN

Technical evaluation by the System:

The system will evaluate "Yes" as eligible and "No" as not eligible.

Scanned copy of documents to be uploaded by bidders (CONFIRMATORY DOCUMENT):

PAN card issued by Income Tax department, Govt.of India. (In case of JV/Consortium, PAN card for each Indian partner of JV/Consortium and Verifiable Tax Residency Certificate of respective country for each foreign partner or JV/consortium itself).

Note: In case the work/service is awarded to a Joint Venture participating in the tender they have to <u>submit PAN, GST</u> registration (as applicable in the tender and for the bidder status) etc. in the name of the Joint Venture after Award of Work/Service at the time of execution of agreement/ before the payment of first running on account bill.

e) Goods and Services Tax (Not Applicable for Exempted Goods/Services)

The bidder should be either GST Registered Bidder/Dealer

OR

GST unregistered Bidder/Dealer

In respect of the above eligibility criteria the bidder is required to furnish the following information online:

i) Confirmation in the form of Yes/No regarding possessing of required document as enlisted in NIT with respect to GST status of the bidder.

<u>Scanned copy of documents to be uploaded by bidders in support of information/ declaration furnished</u> <u>online by the bidder against Eligibility Criteria as Confirmatory Document</u>

The following documents depending upon the status w.r.to GST as declared by Bidder in the BOQ sheet:

a) Status: GST registered Bidder/Dealer:

Document: GST Registration Certificate (i.e. GST identification Number) issued by appropriate authority.

b) Status: GST unregistered bidder/Dealer:

Document: A Certificate from a practicing Chartered Accountant having membership number with Institute of Chartered Accountants of India certifying that the bidder is GST unregistered bidder/dealer in compliance with the relevant GST rules.

[In case of JV a Certificate from a practicing Chartered Accountant having membership number with Institute of Chartered Accountants of India confirming the status of JV w.r.to GST in compliance with relevant GST rules or GST Registration Certificate of JV]

Note: The certificate issued by CA must contain Unique Document Identification Number (UDIN).

Note: In case the work/service is awarded to a Joint Venture participating in the tender they have to <u>submit</u> <u>PAN, GST registration (as applicable in the tender and for the bidder status) etc.</u> in the name of the Joint Venture after Award of Work/Service at the time of execution of agreement/ before the payment of first running on account bill.

f) LEGAL STATUS OF BIDDER

The bidder should be a valid legal entity e.g. individual, proprietorship firm, partnership firm, company registered under Companies Act or joint ventures etc.

Data to be furnished by Bidder on-line:

Confirmation in the form of YES/NO regarding possessing documents(s) in support of requirement of legal status as per NIT/bid document.

Technical evaluation by the System :

The system will evaluate "Yes" as eligible and "No" as not eligible.

Scanned copy of documents to be uploaded by bidders (CONFIRMATORY DOCUMENT) :

The bidder should possess any one of the following documents:

- 1. Affidavit or any other document to prove **proprietorship/Individual** status of the bidder.
- 2. Partnership deed containing name of partners.
- 3. Memorandum & Article of Association with Certificate of incorporation containing name of bidder
- 4. Joint Venture agreement containing name of partners and lead partner, Power of Attorney to the Lead Partner and share of each partner. (As per format prescribed in bid document)

g) DIGITAL SIGNATURE CERTIFICATE (DSC)

The bidder should possess DSC or issue power of attorney/legal document authorizing the DSC holder to submit bid on behalf of the bidder.

Data to be furnished by Bidder on-line:

Confirmation in the form of YES/NO regarding submitting bid using own DSC or submitting power of attorney/legal document authorizing the DSC holder to submit bid on behalf of the bidder.

Technical evaluation by the System :

The system will evaluate "Yes" as eligible and "No" as not eligible.

Scanned copy of documents to be uploaded by bidders (CONFIRMATORY DOCUMENT) :

If the bidder himself is the DSC holder bidding on-line then they have to submit an undertaking in this regard.

However, if the DSC holder is bidding online on behalf of the bidder then a Power of Attorney or any sort of legally acceptable document signed by the bidder authorizing DSC holder to submit online bid on behalf of them (the bidder) is required to be submitted.

 b) UNDERTAKING REGARDING GENUINENESS OF INFORMATION FURNISHED ONLINE, DOCUMENTS UPLOADED. The bidder is required to submit an undertaking in the prescribed format regarding genuineness of information furnished online, documents uploaded etc.
 Data to be furnished by Bidder on-line:

Confirmation in the form of YES/NO regarding submission of the undertaking as per format.

Technical evaluation by the System:

The system will evaluate "Yes" as eligible and "No" as not eligible.

Scanned copy of documents to be uploaded by bidders (CONFIRMATORY DOCUMENT) :

Scanned copy of undertaking in the prescribed format regarding genuineness of information furnished online, documents uploaded etc.

i) LETTER OF BID(LOB)

The bidder is required to submit a Letter of Bid (as per format in bid document) printed on Bidder's letter head as per e-NIT.

Data to be furnished by Bidder on-line:

Confirmation in the form of YES/NO regarding submission of the Letter of Bid as per format.

Technical evaluation by the System:

The system will evaluate "Yes" as eligible and "No" as not eligible.

Scanned copy of documents to be uploaded by bidders (CONFIRMATORY DOCUMENT) :

Letter of Bid (as per format in bid document) printed on Bidder's letter head as per e-NIT.

j) INTEGRITY PACT (APPLICABLE FOR TENDERED VALUE >RS 5.00 CRORE)

The bidder should sign pre-contract Integrity pact as per format prescribed in bid document. **Data to be furnished by Bidder on-line:**

Confirmation in the form of YES/NO regarding submission of Integrity Pact as per format prescribed in Bid Document, duly signed by the bidder.

Technical evaluation by the System:

The system will evaluate "Yes" as eligible and "No" as not eligible.

Scanned copy of documents to be uploaded by bidders (CONFIRMATORY DOCUMENT) :

Pre contract Integrity Pact (as per format given in bid document) duly signed by bidder with seal.

k) AFFIDAVIT REGARDING STATUS OF BLACKLISTING/DEBARRING

The bidder is required to submit an AFFIDAVIT in the prescribed format duly attested by the Oath Commissioner/Notary stating status of blacklisting/ debarring, assent to criteria of non-eligibility of such parties and acceptance of provision to debar contractor in case of such default.

Data to be furnished by Bidder on-line:

Confirmation in the form of YES/NO regarding submission of the AFFIDAVIT as per format.

Technical evaluation by the System:

The system will evaluate "Yes" as eligible and "No" as not eligible.

Scanned copy of documents to be uploaded by bidders (CONFIRMATORY DOCUMENT):

Scanned copy of AFIDAVIT as above in the prescribed format.

9. deleted.

10. SUBMISSION OF BID:

- a) In order to submit the Bid, the bidders have to get themselves registered online on the e-Procurement portal (https://coalindiatenders.nic.in) with valid Digital Signature Certificate (DSC) issued from any agency authorized by Controller of Certifying Authority (CCA), Govt. of India and which can be traced up to the chain of trust to the Root Certificate of CCA. The online Registration of the Bidders on the portal will be free of cost and one time activity only. The registration should be in the name of bidder, whereas DSC holder may be either bidder himself or his duly authorized person.
- **b)** The bidders have to accept unconditionally the **online user portal agreement** which contains the acceptance of all the Terms and Conditions of NIT including General and Special Terms & Conditions and other conditions, if any, along with on-line undertaking in support of the authenticity of the declarations regarding the facts, figures, information and documents furnished by the Bidder on-line in order to become an eligible bidder. No conditional bid shall be accepted. This **User Portal Agreement** will be a part of the NIT/ Contract Agreement.
- c) EMD shall be submitted online /offline (in case of BG only) as prescribed earlier. However, in case of tenders having provision for exemption of EMD, the bidder claiming for exemption will have to upload the requisite document as specified in NIT in support of their claim for exemption of EMD.
- **d)** Bidder (s) will have to provide relevant data by filling the prescribed format in an objective and structured manner. The software will use the information provided by the bidders to evaluate the technical bid automatically.
- e)The qualification in the bid will be subject to the receipt and acceptance of the EMD within schedule date and time as mentioned in the NIT.
- f) For online submission of tender the bidders will have to upload "Letter of Bid", all the confirmatory documents as prescribed in the NIT and Technical Parameter Sheet (TPS) (if applicable) in Cover-I and only "Price-bid" in Cover-II.
- i) Letter of Bid: The format of Letter of Bid (as given in the NIT) will be downloaded by the bidder and will be printed on Bidder's letter head and the scanned copy of the same will be uploaded during bid submission in cover-I. This will be the covering letter of the bidder for his submitted bid. The content of the "Letter of Bid" uploaded by the bidder must be the same as per the format downloaded from website and it should not contain any other information.

The Letter of bid will be digitally signed by DSC holder submitting bid online and it does not require any physical signature. However, if the Letter of Bid (LoB) bears the physical signature in addition to the digital signature of DSC holder, it will be accepted without questioning the identity of person signing the Letter of Bid.

If there is any change in the contents of Letter of Bid uploaded by bidder as compared to the format of Letter of Bid uploaded by the department with NIT document, then the bid will be rejected. However, inclusion of any additional redundant information by the Bidder in the submitted Letter of Bid (LOB), which does not contradict the content and spirit of original format of LOB uploaded by department will not be a cause of rejection of his/her bid.

- ii) Technical Parameter Sheet (TPS) (If applicable as per standard NIT): The Technical Parameter Sheet containing the technical specification parameters for the tendered work/service will be in Excel format (password protected) and will be uploaded during tender creation. This will be downloaded by the bidder and he will furnish all the required information on this Excel file. Thereafter, the bidder will upload the same Excel file during bid submission in General Technical Evaluation (GTE). The Technical Parameter Sheet which is incomplete and not submitted as per instruction given above will be rejected.
- iii) Confirmatory Documents: All the Confirmatory documents as enlisted in the NIT (as detailed in clause no 16 below) in support of online information furnished by the bidders are to be uploaded in cover-I by all the bidders while submitting his/her/their bid.
- iv) Price bid: The Price bid containing the Bill of Quantity will be in .xls format (password protected) and will be uploaded during tender creation. This will be downloaded by the bidder and he will quote the rates for all items on this Excel file. Thereafter, the bidder will upload the same Excel file during bid submission in Cover-II. The Price-bid will be in Item Rate BOQ format and the bidder will have to quote for all the tendered items and the L-1 will be decided on overall quoted value(i.e. Cost to company). The Price-bids of the tenderers will have no condition. The Price Bid which is incomplete and not submitted as per instruction given above will be rejected.
- v) However, in case of tenders having provision for exemption of EMD, the bidder claiming for exemption will have to upload the requisite document as specified in NIT in support of their claim for exemption of EMD.
- **11.** All bids are to be submitted on-line on the website https://coalindiatenders.nic.in. No bid shall be accepted off-line.
- **12.** It is the bidder's responsibility to comply with the system requirement i.e. hardware, software and internet connectivity at bidder's premises to access the e-tender portal. Under any circumstances CCL shall not be liable to the bidders for any direct/indirect loss or damages incurred by them arising out of incorrect use of the e-tender system or internet connectivity failures.

13. AUTO EXTENSION OF DATES OF RECEIPT & OPENING:

If number of bids received online is found to be less than three on end date of bid submission then the following critical dates of the Tender will be automatically extended initially for a period of <u>two days</u> ending at 17.00 hrs and if the number of bids still remains less than three, then for another <u>five days</u> ending at 17.00 hrs:

- Last date of submission of Bid
- Last date of receipt of EMD
- Date of opening of Tender.

If any of the above extended Dates falls on Sunday/Holiday i.e. a non-working day as defined in the e-Procurement Portal then the same is to be rescheduled to the next working day. This extension will be also applicable in case of receipt of zero bids.

14. On the scheduled date & time of bid opening, the bid will be decrypted and opened on-line, by the Bid Openers with their Digital Signature Certificate (DSC). The bidder can view bid opening remotely on their personalized dash board under "Bid Opening (Live)" link. Thereafter, the bid shall be evaluated by the system

on-line based on the information furnished by bidders on-line in accordance with clause No.8 of NIT (Eligibility Criteria). This on-line evaluation will be validated by CCL.

The bidders will get the information regarding the status of their financial bid and ranking of bidders on website.

15. <u>e-PROCUREMENT PROCESS</u>

The e-procurement system will cover the following:

- i. All the Open and Limited Open (Open tender for all the eligible bidders with intimation to some short listed vendors) tenders having Estimated Value of Rs. 2.00 lakhs and above.
- All Single/Limited tenders for estimated value of Rs 2 lakhs and above. It shall require the implementation of the vendor/contractor registration in different categories in compliance with CVC Office Order No. 43/7/04 dated 02.07.04 and its subsequent guidelines on this matter, if any.
- iii. For Works and Services with estimated value put to Tender below Rupees 50 Lakhs, the system of Single Cover shall continue. However, there shall be <u>work experience criteria and no</u> financial eligibility criteria in these Tenders.
- iv. For Works and Services with estimated value put to Tender Rupees 50 Lakhs and above, Two-part tendering system without Reverse Auction shall be followed. Date of opening of Bid of Part-I and Part-II shall be mentioned in the NIT. However, in case opening of Part-II is not possible on pre-defined date as mentioned in the NIT then approval of TAA shall be taken. (When TAA is CMD, then with the approval of concerned Director and in case the TAA is above CMD (i.e. FDs/Empowered Committee/Board), then with the approval of CMD. In case TAA is below CMD, then approval of respective TAA is required.)

(A) Process common to normal tenders

- i. The bidder shall upload their bids along with all the supporting documents in the e-procurement portal within the stipulated date of tender submission. EMDs are to be paid by the bidders in **online** mode.EMD exemption documents will be uploaded as provided in the system, to be verified along with bid documents.
- ii. In case of number of bids received is/are less than three, tender submission date shall be extended initially by **two days** and thereafter by **five days** automatically by the system.
- **iii.** Bidders are required to upload their bid documents **and information** as specified in NIT /as per General Technical Evaluation (GTE), Technical Parameter Sheet (TPS) **(if applicable).**
- iv. On scheduled date & time of tender opening and upon opening of the tender by the bid opening team, System will evaluate the Technical bids (cover-1) automatically on the basis of relevant data provided by bidder through a form contained in GTE, TPS and other Commercial Parameters combined in TPS (as applicable) in an objective and structured manner while submitting bid. If the parameter given by bidder in objective and structured manner does not confirm to required eligibility criteria as specified in the tender document then the bid will be automatically rejected by the system.

v. OPENING OF TECHNICAL BID (For Works and Services with estimated value put to Tender for Rupees 50 Lakhs & above. The system shall be as follow):

a) Opening of Technical bid: The Technical bid (Cover-I) will be opened one day after the Bid submission end date or next working day whichever is later. Technical bid (Cover-I) will be decrypted and opened online by the "Bid Openers" with their Digital Signature Certificates on the prescheduled date & time of Tender Opening.

b) The e-Procurement System will evaluate the Technical bids automatically on the basis of relevant data provided by bidder through a form in an objective and structured manner while submitting bid. If the parameter given by bidder in objective and structured manner does not confirm to required eligibility criteria as specified in the tender document then the bid will be rejected.

c). All the documents uploaded by bidder(s) including i.e. Letter of Bid & EMD exemption documents (if any) and the Evaluation sheets generated by the system online shall be downloaded after opening of Technical bid (Cover-I). After decryption and opening of Technical bid (Cover-I) the "technical bid opening summary" will be uploaded on the same day.

16. Scanned copies of documents as per following table are to be uploaded by all bidders during ` submission of bid.

The following supportive documents of bidder(s), pursuant to Clause 17 (a), shall be downloaded for evaluation by the Tender Inviting Authority:

SL.N o.	Eligibility Criteria	Information to be furnished by bidder on line	Scanned copy of documents, to be uploaded by all bidders during submission of bid in support of information/ declaration furnished online by the bidders against Eligibility Criteria as Confirmatory Document /other requirements as per bid document
1	THE WORK EXPERIENCE: The bidder must have experience of works (includes completed / ongoing) of similar nature valuing 50 % of the annualized estimated value of the work put to tender (for period of completion over 1 year) / 50 % of the estimated value of the work (for completion period up to one year) put to Tender in any year (consecutive 365 days) during last 7(seven) years ending last day of month previous to the one in which bid applications are invited.	 Start date of the year for which work experience of bidder is to be considered for eligibility Start date & end date of each qualifying experience (similar nature) Work Order Number/Agreement Number of each experience. Name & address of Employer/Work Order Issuing authority of each experience. Percentage (%) share of each experience (100% in case of an Individual/proprieto rship firm or the actual % of share in case of a Joint Venture/Partnership 	 For work experience, bidders are required to submit Work Experience Certificate issued by the employer against the experience of similar work containing all the information as sought on-line. Bidder should also submit Work order, BOQ and/or TDS along with the bid. NOTE : Bidders are requested to take utmost care so that scanned copy of the desired certificates as above is/are uploaded in respect of the same work(s) for which information has been furnished online. No cognizance shall be given to scanned copy of experience certificate(s) for any work other than the one/those for which online information was furnished by the bidder; even if the bidder qualifies with the same. However, if bidder has NOT uploaded, by mistake or otherwise, any experience related document (during online bid submission), for the work(s) for which information has

		firm). 6. Executed Value of work against each experience. 7. In case the bidder is a Joint Venture, the work experience of any one, two or three of the individual partners of JV or the JV itself may be furnished as the work experience of the bidder.	been furnished online ; they will be allowed to submit scanned copy of desired experience documents as SHORTFALL DOCUMENT for that/those work(s) along with other shortfall documents, if any, in reference to clause no. 17(b) of e-NIT, for confirmation of the Information furnished by bidder on line.
2	THE AVAILABILITY OF WORKING CAPITAL: Evidence of possessing adequate working capital (at least 20% of the "Annualized value or Estimated value whichever is less" of this work) inclusive of access to lines of credit and availability of other financial resources to meet the requirement. The bidder should posses the working capital within three months prior to the date of opening of tender.	 Amount of available working capital inclusive of lines of credit and availability of other financial resources Date on which the bidder possesses the required working capital Date of issue of W.C. Certificate Name of the Chartered Accountant(CA) Membership Number of CA who certifies the bidder's working capital. 	Certificate of Working Capital issued by a Practicing Chartered Accountant having a membership number with Institute of Chartered Accountants of India containing the information as furnished by bidder on- line. Note: The certificate issued by CA must contain Unique Document Identification Number (UDIN).
3	FLEET REQUIREMENT: The bidder is required to give an undertaking in the form of an Affidavit in the prescribed format to deploy matching equipments/tippers/pay loaders as per NIT either owned or hired	Confirmation in the form of Yes/NO.	An affidavit confirming acceptance to deploy matching equipments/tippers/pay loaders as per NIT either owned or hired

4	Legal Status of the bidder	Confirmation in the form of Yes/NO for possessing the supporting documents	Any one of the following document : 1. Affidavit or any other document to prove proprietorship/Individual status of the bidder.
			2. Partnership deed containing name of partners.
			3.Memorandum & Article of Association with certificate of incorporation containing name of bidder
			4. Joint Venture agreement containing name of partners and lead partner, Power of Attorney to the Lead Partner and share of each partner.(as per format prescribed in bid document)
5	Valid Permanent Account Number (PAN)	Confirmation in the form of Yes/NO for	PAN card issued by Income Tax department, Govt.of India
		possessing the supporting documents	(In case of JV/Consortium, PAN card for each Indian partner of JV/Consortium and Verifiable Tax Residency Certificate of respective country for each foreign partner or JV/consortium itself)
6	Valid Digital Signature Certificate	Confirmation in the form of Yes/NO for possessing the supporting documents	If the bidder himself is the DSC holder bidding on-line then they have to submit an undertaking in this regard. However, if the DSC holder is bidding online on behalf of the bidder then the Power of Attorney or any sort of legally acceptable document for the authority to bid on behalf of the bidder
7	Goods and Services Tax (Not Applicable for Exempted	1. Confirmation in the form of Yes/No regarding possessing of	The following documents depending upon the status w.r.to GST as declared by Bidder in the BOQ sheet:
	Goods/Services) The bidder should be either GST Registered Bidder/Dealer(but not under Composition Scheme)	required document as enlisted in NIT with respect to GST status of the bidder	a)Status: GST registered Bidder/Dealer <u>(but not under Composition Scheme)</u> Document: GST Registration Certificate (i.e. GST identification Number) issued by
	OR GST unregistered Bidder/Dealer	2. Status of the bidder in the BoQ excel sheet being uploaded by the bidder during bid submission as per previous column.	 b) Status: GST unregistered bidder/Dealer: Document: A Certificate from a practicing
			Chartered Accountant having

			membership number with Institute of
			Chartered Accountants of India
			certifying that the bidder is GST
			unregistered bidder/dealer in
			compliance with the relevant GST rules
			of India.
			[In case of JV a Certificate from a
			practicing Chartered Accountant having
			membership number with Institute of
			Chartered Accountants of India
			confirming the status of JV w.r.to GST in
			compliance with relevant GST rules or GST
			Registration Certificate of JV]
			Note: The certificate issued by CA must
			contain Unique Document
			Identification Number (UDIN).
			If turnover of bidder exceeds exemption
			limit, the bidder must have GST
			registration as per GST Act and rules.
8	Undertaking regarding	Confirmation in the	An Undertaking regarding genuineness of
0	genuineness of information	form of Yes/NO for	information, documents, and other issues
	furnished online, authenticity of	possessing the	like PF, contract labouretc as per format
	-		
	scanned copy of documents	supporting documents	given in bid document.
	uploaded in support of eligibility		
	and other issues as per format		
•	prescribed in bid document.	Confirmation in the	Latter of Did (on you format in hid
9	Letter of Bid		Letter of Bid (as per format in bid
		form of Yes/NO for	, ,
		possessing the	head as per clause no. 10 (f)of e-NIT.
		supporting documents	
10	Integrity Pact(applicable for	Confirmation in the	Pre contract Integrity Pact (as per
	estimated cost > Rs.5.0 crore)	form of Yes/NO for	format given in bid document) duly
		possessing the	signed by bidder with seal.
		supporting	
4-		documents	
11	Affidavit regarding status of	Confirmation in the	
	blacklisting/debarring	form of Yes/NO for	, , ,
		possessing the	5, 5 1
		supporting documents	given in bid document.
12	Any other document to support th	e qualification informatio	n as submitted by bidder on-line.
	Note: Only one file in .pdf format	can be uploaded against	t each eligibility criteria. Any additional/
	other relevant documents to support the information/declaration furnished by bidder online against eligibility criteria may also be attached by the bidder in the same file to be uploaded against		
	respective eligibility criteria.		
L	,		

* The zone of applicability of penal provisions shall be restricted to CCL.

17. Technical Evaluation of Tender.

- **a.** After opening of Technical bid, the documents submitted by bidder(s) in cover I as enlisted in the NIT will be downloaded by the Evaluator and shall be put up to the Tender Committee. The Tender Committee will examine the uploaded documents against information/declarations furnished by the bidder(s) online. If it confirms to all of the information/ declarations furnished by the bidder online and does not change the eligibility status of the bidder then the bidder will be considered eligible for award of Contract
- b. In case the Tender Committee finds that there is some deficiency in uploaded documents corresponding to the information furnished online or in case corresponding document have not been uploaded by bidder(s) then the same will be specified online by Evaluator clearly indicating the omissions/shortcomings in the uploaded documents and indicating start date and end date allowing 7 days (7 x 24 hours) time for online re-submission by bidder(s). The bidder(s) will get this information on their personalized dashboard under "Upload confirmatory document" link. Additionally, information shall also be sent by system generated email and SMS, but it will be the bidder's responsibility to check the updated status/information on their personalized dash board regularly after opening of bid. No separate communication will be required in this regard. Non-receipt of email and SMS will not be accepted as a reason of non-submission of documents within prescribed time. The bidder(s) will upload the scanned copy of all those specified documents in support of the information/ declarations furnished by them online within the specified period of 7 days. No further clarification shall be sought from Bidder.
- **c.** It is responsibility of Bidders to upload legible/clearly readable scanned copy of all the required documents as mentioned above.
- **d.** The tender will be evaluated on the basis of documents uploaded by bidder(s) online. The bidder(s) is/are not required to submit hard copy of any document through offline mode. Any document submitted offline will not be given any cognizance in the evaluation of tender.
- e. In case the bidder(s) submit(s) requisite documents online as per NIT, then the bidder(s) will be considered eligible for opening of Price Bid.
- **f.** Seeking clarification shall be restricted to confirmation of submitted document/online information only and it should be only for one time for a period of upto 7 days. The clarification shall be taken in online mode in the e-Procurement portal of CIL only.
- **g.** The verification of Document from source shall be done only in case of complaints received or on suspicion. This should be done either through speed post or through electronic communication. No anonymous/pseudonymous complaints shall be entertained.
- h. In case bidder(s) fails to confirm the online submitted information(s)/ declaration(s) by the submitted documents as (b) above, their/his bid shall be rejected; however, if the confirmatory documents do not change eligibility status of the bidder in connection his submitted online information(s)/declaration(s), then his/their bid will be accepted for opening of Price Bid.
- i. The price Bid of eligible Bidder in Technical Bid shall be opened with the approval of Tender Approving Authority (TAA) based on recommendation of Tender Committee.
- j. After Technical evaluation of tender, "Technical Evaluation Summary" will be uploaded by the evaluator and price bid shall be opened on prescheduled date and time mentioned in the NIT online in the e-Procurement portal of CIL. However, in case there is any extension of date and time of price bid opening, it shall be notified online and price bid shall be opened online on e-Procurement portal of CIL at rescheduled date and time.
- **k.** In case none of the bidder(s) complies the technical eligibility criteria as per NIT, then bidder(s) will be rejected online and re-tender (if required) will be done (with the same or different quantity, as per the instant requirement).

I. Procurement from Micro and Small Enterprises (MSEs) shall be applicable for Service Tenders in accordance to the notification of Govt. of India and including its amendment(s) as notified by Gol from time to time.

i) Subject to meeting terms and conditions stated in the tender document including but not limiting to prequalification criteria, 25% of the work will be awarded to MSE as defined in MSE Procurement Policy issued by Department of Micro, Small and Medium Enterprises (MSME) for the tendered work/item. Where the tendered work can be split, MSE quoting a price within a price band of L1 + 15% shall be awarded at least 25% of total tendered work provided they match L1 price. In case the tendered work cannot be split, MSE shall be awarded their quoted price is within a price band of L1 + 15% and they match the L1 price.

ii) In case of more than one such MSEs are in the price band of L1 + 15% and matches the L1 price, the work may be shared proportionately if the job can be split. If the job cannot be split, then the opportunity to match the L-1 rate of the tender shall be given first to MSE who has quoted lowest rate among the MSEs and the total job shall be awarded to them after matching the L-1 price of the tender. If the MSE who have quoted lowest rate among the MSEs in the price band of L1 + 15% do not agree to match the rate of L1 of the tender, then the MSE with next higher quoted rate in the price band of L1 + 15% shall be given chance to match the rate of L1 for award of the complete job. This process to be repeated in till work is awarded to MSE or MSE bidders are exhausted.

iii) Out of the 25% target of annual procurement from micro and small enterprises 3(three) percent shall be earmarked for procurement from micro and small enterprises owned by women. In the event of failure of such MSEs to participate in the tender process or meet the tender requirements and L1 price, 3(three) percent sub-target so earmarked shall be met from other MSEs.

iv) Out of the 25% target of annual procurement from micro and small enterprises 4(four) percent shall be earmarked for procurement from micro and small enterprises owned by Scheduled Caste & Scheduled Tribe entrepreneurs. In the event of failure of such MSEs to participate in the tender process or meet the tender requirements and L1 price, four percent sub-target so earmarked shall be met from other MSEs.

v) To qualify for entitlement as SC/ST owned MSE, the SC/ST certificate issued by District Authority must be submitted by the bidder in addition to certificate of registration with anyone of the agencies mentioned in paragraph (I) above. The bidder shall be responsible to furnish necessary documentary evidence for enabling CIL to ascertain that the MSE is owned by SC/ST. MSE owned by SC/ST is defined as:

In case of proprietary MSE, proprietor(s) shall be SC /ST

- In case of partnership MSE, The SC/ST partners shall be holding at least 51% shares in the enterprise.
- In case of Private Limited Companies, at least 51% share shall be held by SC/ST promoters.
- vi) Classification of Micro and Small Enterprise are as under:
 - a. Micro Enterprise -Enterprise where the investment in equipment does not exceed Rupees Ten Lakhs.
 - b. Small Enterprise- Enterprise where the investment in equipment is more than Rupees Ten Lakhs but does not exceed Rupees Two crores.

vii) The MSEs should be registered with District Industries Centers (DICs)/ Khadi & Village Industries Commission (KVIC)/ Khadi & Village Industries Board (KVIB)/ Coir Board/ NSIC/ Directorate of Handicrafts and Handloom or any other body specified by Ministry of Micro, Small & Medium Enterprises (MoMSME) are eligible for availing benefits under the Public Procurement Policy for Micro and Small Enterprise (MSEs) Order, 2012.

viii) The MSEs are required to submit copy of documentary evidence, issued by their registering authority whether they are small enterprise or micro enterprise as per provisions of Public Procurement Policy for Micro and Small Enterprise (MSEs) Order, 2012 with latest guidelines/clarifications provided by MoMSME.

- m. Preference to Make in India (as applicable) vide Order No. P45021/2/2017-PP (BE-II) issued by Govt. of India as amended from time to time shall be applicable. Accordingly, provisions of these guidelines are to be modified suitably.
- **18. One Bid per Bidder**: Each Bidder shall submit only one Bid, either individually, or as a partner in a partnership firm or a partner in a Joint Venture or a public limited firm. A Bidder who submits or participates in more than one Bid (other than as a sub-contractor or in cases of alternatives that have been permitted or requested) will cause all the proposals with the Bidder's participation to be disqualified.

19. REFUND OF EARNEST MONEY

If EMD is paid by the bidder in online mode (Direct Debit/NEFT/RTGS) then the EMD of rejected bidders will be refunded at any stage directly to the account from where it had been received (except the cases where EMD is to be forfeited).

No claim from the bidders will be entertained for non-receipt of the refund in any account other than the one from where the money is received.

The Earnest Money will be refunded in due course and will not carry any interest. EMD will be refunded to:

(i) bidders withdrawing his/her bid online (i.e. before the end date of submission of tender)

(ii) The unsuccessful bidders including bidder who is technically eligible but rejection is due to high rate quoted by him/her

(iii) all bidders, in case the tender is cancelled and EMD is not forfeited.

Bidders should preferably submit a cancelled cheque of the same bank account as mentioned in the e-Mandate uploaded with tender. The e- mandate and cancelled cheque shall be used for conventional system of e-refund of EMD, in case auto refund by system is not operated for any technical or other reason whatsoever.

20. SITE VISIT

The Bidder, at the Bidder's own responsibility, cost and risk, is encouraged to visit and examine the Site of works and its surroundings and obtain all information that may be necessary for preparing the Bid and entering into a contract for execution of the works. The cost of visiting the Site shall be at the Bidder's own expense.

It shall be deemed that the tenderer has visited the site/area and got fully acquainted with the working conditions and other prevalent conditions and fluctuations thereto whether he actually visits the site/area or not and has taken all the factors into account while quoting his rates.

21. COST OF BIDDING

The bidder shall bear all costs associated with the preparation and submission of his bid and the Employer will in no case be responsible and liable for this costs.

22. Change in Constitution of the Contracting Agency:

Prior approval in writing of the Company shall be obtained before any change is made in the Constitution of the contracting agency, otherwise it will be treated as a breach of Contract.

- 23. Canvassing in connection with the tenders in any shape or form is strictly prohibited and tenders submitted by such tenderers who resort to canvassing shall be liable for rejection.
- 24. The Price-bids of the tenderers will have no condition. The Bill of Quantity (BOQ) for the tendered work, as available in the website, is to be downloaded by the bidder and the same file after filling of the quoted

rates is to be uploaded during bid submission on-line. The Price-bids which are incomplete and not submitted as per instructions given above will be rejected.

25. Bid Validity:

The validity period of the tenders shall be 120 (One Hundred & Twenty) days from the last date of submission of bid.

In exceptional circumstances, prior to expiry of the original time limit, the Employer may request the bidders to extend period of validity for a specified additional period. The Employer's request and bidder's response shall be made in writing. A bidder may refuse the request without forfeiting his EMD/bid security. A bidder agreeing to the request will not be required or permitted to modify his bid. The tenderer shall not, during the said validity period or within the period extended by mutual consent, revoke or cancel his tender or alter the tender or any terms/conditions thereof without consent in writing of the company. In case the tenderer violates to abide by this, the Company will be entitled to take penal action as per clause pertaining to Modification and Withdrawal of Bid of the NIT.

26. Modification and Withdrawal of Bid:

Modification of the submitted bid shall be allowed on-line only before the deadline of submission of tender and the bidder may modify and resubmit the bid on-line as many times as he may wish. Bidders may withdraw their bids online within the end date of bid submission and their EMD will be refunded.

However, if the bidder once withdraws his bid, he will not be able to resubmit the bid in this tender. For withdrawal of bid after the end date of bid submission, the bidder will have to make a request in writing to the Tender Inviting Authority. Withdrawal of bid may be allowed till issue of work order/LOA with the following provision of penal action:

a. If the request of withdrawal is received before online notification for opening of price bid, the EMD will be forfeited and bidder will be debarred for 1 (one) year from participating in tenders in CCL. The Price-bid of remaining bidders will be opened and the tender process shall go on.

b. If the request of withdrawal is received after online notification for opening of price bid, the EMD will be forfeited and the bidder will be debarred for minimum 1 (one) year from participating in tenders in CCL. The Price-bid of all eligible bidders including this bidder will be opened and action will follow as under:

i). If the bidder withdrawing his bid is other than L 1, the tender process shall go on.

ii). If the bidder withdrawing his bid is L-1, then re-tender will be done.

Note :i). In case of clause (a) & (b) above, a letter will be issued to the bidder by Tender Inviting Authority with the approval of Tender Accepting Authority(When TAA is CMD, then with the approval of concerned Director and in case the TAA is above CMD (i.e. FDs/Empowered Committee/Board), then with the approval of CMD. In case TAA is below CMD, then approval of respective TAA is required.), stating that the EMD of bidder is forfeited, and this bidder is debarred for 1 (one) year (in case of clause-a) OR minimum one (1) year (in case of clause-b) from participating in tenders in CCL. This letter will be circulated to all Areas of the Subsidiary and the updated list will be maintained by all Tender Inviting Authority/Evaluators. ii). Penal action against clause (a) & (b) above will be enforced from the date of issue of such order.

Note: In case the entity to be debarred is a partnership firm or JV firm or consortium, then the penalty shall be extended to all partners of such firms/ JV/ consortium.

Note:

i. In case of withdrawal of bid by any bidder after the end date of submission of bid a letter shall be sent by registered post/speed post in the address of bidder as available on the portal allowing 10 days' time and seeking confirmation from the bidder regarding the withdrawal of bid. The Bidder has to confirm the withdrawal by sending a confirmation letter by registered post/speed post

addressed to the Tender Inviting Authority. In case of non-receipt of any confirmation from the Bidder regarding withdrawal within stipulated period, <u>the request for withdrawal will be ignored</u> and Tender Evaluation process will continue as usual.

- **ii.** However, if the concerned Bidder is a partnership firm or a joint venture and if any of the partners wants to dissociate from the Bidding firm, then this would also tantamount to withdrawal of bid and above process of seeking confirmation will be followed by CCL. If the Bidding firm want to deny the dissociation of any of the partners then a legally acceptable document in support of their claim duly signed by all the partners of all the bidding firm should be sent by Registered post/Speed post to Tender Inviting Authority. In case of non-receipt of any such confirmation within stipulated period of 10 days, it will be construed that bidding firm has been dissolved and its <u>bid will be treated as withdrawn</u>.
- **iii.** CCL reserves the right to cancel the tender if offer is withdrawn by any bidder after end date of submission apart from other penal actions as stipulated elsewhere in this document.
- 27. If L-1 bidder backs out the EMD will be forfeited and the bidder will be debarred for minimum one(1) year from participating in tenders in CCL.
- 28. BID PRICES: The Bidders shall offer for the whole work based on the priced Bill of Quantities submitted by the bidder. However, CCL reserves the right to allot part of the work at their discretion and no claims, whatsoever, shall be entertained in this regard. The Bidder shall fill-in rates and prices for all items of the work described in the Bill of Quantities. The rates and prices quoted by the Bidder shall be fixed for the duration of the contract and shall not be subject to variations on any account except to the extent variations allowed as per the conditions of the contract of the bidding document. The base diesel price will be specified in the NIT/detailed e tenderNoticeby the company.
- 29. All duties, taxes (excluding Goods and Services Tax (GST) &GST Compensation Cess (if applicable) only) and other levies payable by the bidder/Contractor under the Contract, or for any other cause as applicable on the last date of submission of Bid, shall be included in the rates, prices and the total Bid Price submitted by the Bidder.

Applicable GST either payable by bidder or by company under reverse charge mechanism shall be computed by system in BOQ sheet as per predefined logic.

All investments, operating expenses, incidentals, overheads, leads, lifts, carriages etc. as may be attendant upon execution and completion of works shall also be included in the rates, prices and total Bid price submitted by the bidder.

However, such duties, taxes, levies etc. which is notified after the last date of submission of Bid and/or any increase over the rate existing on the last date of submission of Bid shall be reimbursed by the company on production of documentary evidence in support of payment actually made to the concerned authorities.

Similarly if there is any decrease in such duties, taxes and levies the same shall become recoverable from the contractor.

The item wise rate quoted by bidder shall be inclusive of all taxes, duties & levies but excluding GST & GST Compensation Cess, if applicable. The payment of GST and GST Compensation Cess by service availer (i.e. CIL/Subsidiary) to bidder/contractor(if GST payable by bidder/contractor) would be made only on the latter submitting a Bill/invoice in accordance with the provision of relevant GST Act and the rules made thereunder and after online filing of valid return on GST portal. Payment of GST & GST Compensation Cess is responsibility of bidder/contractor.

However, in case contractor is GST unregistered bidder/dealer in compliance with GST rules, the bidder/dealer shall not charge any GST and/or GST Compensation Cess on bill/invoice. In such case, applicable GST will be deposited by CIL/Subsidiary directly to concerned authorities.

Input tax credit is to be availed by paying authority as per rule.

If CIL/Subsidiary fails to claim Input Tax Credit(ITC) on eligible Inputs, input services and Capital Goods or the ITC claimed is disallowed due to failure on the part of supplier/vendor of goods and services in incorporating the tax invoice issued to CIL/Subsidiary in its relevant returns under GST, payment of CGST & SGST or IGST, GST (Compensation to State) Cess shown in tax invoice to the tax authorities, issue of proper tax invoice or any other reason whatsoever, the applicable taxes &cess paid based on such Tax invoice shall be recovered from the current bills or any other dues of the supplier/vendor along with interest, if any.

- **30.** Currencies of Bid and Payment: The unit rates and prices shall be quoted by the Bidder entirely in Indian Rupees only.
- **31.** The Company reserves the right to postpone the date of receipt and opening of tenders or to cancel the tenders without assigning any reason whatsoever.
- **32.** The Company reserves its right to allow Public Enterprises purchase preference facility as admissible under prevailing policy.
- **33.** Contractors are to employ, to the extent possible, only local "Project Affected People" and pay wages not less than the minimum wages as mentioned in Point No 12(xi) of General Terms and Condition of Conditions of Contract.

34. Employer's Right to Accept any Bid, Negotiate and to Reject any or all Bids:

The Employer reserves the right to accept, negotiate or reject any Bid and to cancel the bidding process and reject all Bids, at any time prior to the award of Contract, without thereby incurring any liability to the affected Bidder or Bidders or any obligation to inform the affected Bidder or Bidders of the grounds for the Employer's action.

35. Award Criteria:

i. The Employer will award the Contract to the Bidder whose Bid has been determined to be substantially responsive to the Bidding documents and who has offered the lowest evaluated Bid Price, provided that such Bidder has been determined to be eligible in accordance with the provision of Clause No.7 (eligible bidders) and Clause No.8 (eligibility criteria).

ii. In case the L1 Price is below 15% of the estimated cost put to tender, the work will be awarded with Additional Performance Security as per Clause No-*4.6* of the General Terms & Conditions of the Contract.

36. Notification of Award and Signing of Agreement:

The Bidder, whose Bid has been accepted, will be notified of the award on-line and also by registered post by the Employer prior to expiration of the Bid validity period. The L-1 bidder will get the information regarding award of work on their personalized dash-board on-line. This letter (hereinafter and in the Conditions of Contract called the "Letter of Acceptance") will state the sum that the Employer will pay the Contractor in consideration of the execution and completion of the Works by the Contractor as prescribed by the Contract (hereinafter and in the Contract called the "Contract Price").

The notification of award will constitute the formation of the Contract.

The Agreement will incorporate all agreements between the Employer and the successful Bidder within 28 days following the notification of award along with the Letter of Acceptance.

- **37.** In case the works/service is awarded to a joint venture participating in the tender they have to submit PAN, GST registration (as applicable in the tender and for the bidder status) on the name of the Joint Venture after Award of the Works/Service at the time of execution of agreement/before the payment of first running on account bill.
- **38.** No sub-letting of the work as a whole by the contractor is permissible. Prior permission is required to be taken from the principal employer for engagement of sub-contractors in "Hiring Of Equipment"/ "Transport" contract for part work / piece rated work.
- **39.** This Tender Notice shall be deemed to be part of the Contract Agreement and its stipulation supersedes corresponding Clauses mentioned anywhere else in the Bid document displayed on e-tender website.
- **40.** The tenderer shall have to ensure implementation of CMPF/EPF, if applicable, in respect of the employees deployed by him.
- 41. The Company does not bind itself to accept the lowest tender and reserves the right to reject any or all the tenders without assigning any reasons whatsoever and to split up the work between two or more tenderers or accept the tender in part and not in its entirety. The tendered quantity and/or duration of work may be reduced.
- 42. Matters relating to any dispute or difference arising out of this tender before issue of LOA shall be subject to the jurisdiction of District Court of the place of invitation of tender and for subsequent contract after issue of LOA, shall be of district court where the subject work is to be executed.
- 43. Initial Medial Examination of all contractual mining workers is mandatory and an amount of ₹ (INR) 950.00 (Rupees nine hundred fifty only) or as per subsequent revised rate shall be charged towards conducting IME for each Contractor's worker, which shall be recovered from the bills of the contractors.
- 44. Execution of work by engagement of child labour is also prohibited.
- **45.** The contractor/contractors shall not pay to his employees engaged in Mining Activities#of different categories, less than the minimum wages for contractual workers notified from time to time by Company/CIL as per policy decision. The prevalent Minimum wages of the contractor's workers engaged in mining activities of different categories are as under :

Categories of employee	Minimum wages of contractors" workers engaged in mining activities (w.e.f. 01.10.2019) [as per Office Order of CIL vide CIL/C-5B/JBCCI/JC /VDA/160 dated19.05.2020]
Unskilled	Rs.892.00
Semi-skilled	Rs.926.00
Skilled	Rs.960.00
Highly Skilled	Rs.994.00

[refer Section 2(j) of Mines Act 1952]

46. Integrity Pact *: The bidders are required to sign the integrity pact as per format given in Tender Document. Name, address and contact Number of the Independent External Monitor (IEM): -

Name	Address
 Shri Srinivasan Rangarajan,IRSME (Retd.) SriDevendraKumarPathak,IPS(Retd.) 	 1.C-1, Rail Nagar, Podanur, Coimbatore - 641023 e-mail :<u>ramasalperi@gmail.com</u> 2. L/G4, Amrapali Saphhire, Sector-45, Noida,U.P 201303 e-mail :<u>pathak56515@gmail.com</u>

- **47.** In order to explore the possibility of settling the dispute amicably & quickly, the bidders are advised to approach the IEM first, before preferring to litigate the matter in court. However, the bidders may also note that the recommendations of the IEM would only be advisory in nature and not legally binding on CCL.
- 48. Hindrances in transportation route considered in estimated cost and deductions applicable on award:
 - I. The estimated cost as above includes rates for hindrances as follows:
 - (a) On account of (name of crossing) railway crossing: Rs./Te(NOT APPLICABLE)

 - (c) No entry restriction at (Name of place) for (... Hrs.): (NOT APPLICABLE)
 - (d) Katcha/ Narrow Road Total(Length)Rs/Te/KM. (NOT APPLICABLE)
 - II. On award, existence of the hindrances considered in estimate as above shall be verified &recorded. Hindrances shall be reviewed to check for its continuance. On reduction/withdrawal of hindrances, the same shall be recorded. When any of hindrance(s) included in estimate is withdrawn/reduced after award/during execution, deduction shall be applicable from awarded rate of the transportation item @ (rate of hindrance considered in estimated rates to the extent reduced or withdrawn) x (awarded rate /SOR rate of the transportation item). The continuance/reduction/withdrawal of hindrance shall be certified by Engineer- in Charge.
 - **III.** The verification of hindrances shall be done jointly by Engineer-in-charge (EIC) and the contractor or their authorized representative and a record shall be maintained duly signed by both parties.
- **IV.** Wherever applicable, if rate of transportation is including weighment at one end or both ends of transportation route, on award, the applicable rate of deduction shall be in proportion of awarded rate to the SOR rate for that item i.e. [Rs. 0.67 x (awarded rate/SOR rate)]

[Qualifying Criteria for application of additional payment clause due to hindrances in coal transportation: Payment of additional rates in surface to surface transportation of coal arising due to various hindrances present in coal transportation route will be subjected to qualifying criteria as mentioned below:

A. Hindrance caused due to presence of bazaar/village in coal transportation route:

Bazaar/Village situated along roads in coal transportation routes having road width less than 7.0 meters and length more than 200 meters along the road length will only be considered as hindrance for application of payment of additional rates.

Payment shall be made at applicable rates as mentioned in SOR for each bazaar/ village falling in coal transportation route.

B. Hindrance caused due to enforcement of No Entry / Route restriction:

Hindrance caused due to enforcement of No entry/ route restriction will be subjected to the following criterion:

Entry restriction / 'No entry' notified by the Govt./District authorities will only be treated as hindrance.
 No entry or route restriction of duration up to one hour (sixty Minutes); will not be considered as hindrance.
 Additional payment shall be made for each such hindrance. For reference of applicable rate in SOR, the duration of no entry shall be rounded off to nearest complete hour.

C. Hindrance caused on account of existence of Kutcha road in route:

Hindrance caused on account of existence of Kutcha road in route will be subjected to the following criterion: Additional rate on account of existence of Kutcha road in transportation route shall be applicable if portion of Kutcha road in transportation route other than siding and coal dump portion is more than 1 km. WBM road /Black top roads /Metalled /PCC roads shall not be considered as Kutcha road.

- ≻Any road having a width less than 3.0 meter will be treated as narrow road while roads of width 3.0 meter or more will not be treated as narrow road.]
- 49. Only GPS/GPRS device and RFID tag equipped tipping trucks/dumpers shall be allowed to ply within the mines area/on route(s) to destination as per contract, by the contractor for transportation of coal. Such GPS/GPRS devices and RFID tags shall be installed by CCL free of cost through the service integrator in all tipping trucks /dumpers approved by PO/GM. Contractor shall be responsible for safety and security of that GPS devices and RFID tags. In case of damage/theft of such devices, the operation of that tipping truck /dumpers shall be stopped and contractor shall inform project officer (PO) immediately about the damage/theft. It will be responsibility of PO to get a new GPS/GPRS device and/or RFID tag installed immediately. The cost of GPS/GPRS device and/or RFID tag along with installation cost and penalty etc. (if any) shall be recovered from the running bills of the contractors, as per directions given by AGM/SO (Mining) of concerned Area/locations. The contractors are further advised to take all pro-active measures in consultation with AGM/SO (Mining) Area to avoid delay in replacement of GPS devices lost/damaged by the contractor in outsourced trucks. In no case the tipping trucks/dumpers without having active GPS/GPRS device and RFID tag shall be allowed for transportation of coal.

General Manager (CMC), CCL Ranchi

Copy to:

- 1. IEM: Shri Srinivasan Rangarajan, IRSME (Retd.), C-1, Rail Nagar, Podanur, Coimbatore 641023
- 2. IEM: Sri Devendra Kumar Pathak, IPS (Retd.), L/G4, Amrapali Saphhire, Sector-45, Noida, U.P.- 201303
- 3. Director (Tech) (Oprn), CCL, Ranchi
- 4. Director (Tech) (P&P), CCL, Ranchi
- 5. CVO, CCL, Ranchi
- 6. TS to CMD, CCL, Ranchi.
- 7. GM(O)/ GM(F)-FPC, CCL, Ranchi
- 8. GM All Areas of CCL
- 9. GM (System), CCL, Ranchi.
- 10. PRO, CCL, Ranchi- to publish salient details of NIT as per guideline