

MILITARY ENGINEER SERVICES
NOTICE OF TENDER (NOT)

1. A tender is invited for (see appendix 'A').
2. The work is estimated to cost (see Appendix 'A'). This estimate, however, is not a guarantee and is merely given as a rough guide and if the work costs more or less, a tenderer will have no claim on that account. The tender shall be based on (see Appendix 'A').
3. The work is to be completed within (see Appendix 'A') in accordance with phasing (if any indicated in the tender) from the date of handing over the site, which will be on or after (see Appendix 'A').
4. Normally contractors whose names are on the MES approved list for the area in which the work lies, and within whose financial category the estimated amount would fall, may tender but in case of term contracts, contractors of categories SS to E may tender. In case, where the tender amount is in excess of the financial limit of the contractor and the Accepting officer decides to accept the tender, in which event the tenderer would be required to lodge additional security deposit as notified by the accepting officer in term of conditions of contract. Contractors whose names are on the MES approved list of any MES Formation and who have deposited standing security and have executed standing security bond may also tender without depositing Earnest money along with the tender and if the tender submitted by such a tenderer is accepted, the contractor will be required to lodge with the Controller of Defence Accounts concerned the amount of 'Individual security deposit' within thirty days of the receipt by him of notification of acceptance of his tender, failing which this sum will be recovered from 1st RAR payment or from the first final bill. In the case of term/running contracts, remaining sum shall be recovered from subsequent bill(s) of the contractor. Not more than one tender shall be submitted by one contractor or one firm of contractors. Under no circumstances will a father and his son(s) or other close relations who have business dealing with one another be allowed to tender for the same contract as separate competitors. A breach of this condition will render the tenders of both parties liable for rejection.
5. The Garrison Engineer (I) Coast Guard DHQ No. 1, Opp. Birla Factory, Porbandar – 360575 will be the Accepting Officer here in after referred to as such for purpose of the contract.
6. The Tenders/bids shall be uploaded on the defproc.gov.in site in two packets i.e. the Technical Bid and Financial Bid upto the last date & time of submission of bids indicated in **NOT** therein. Bids shall be opened at time & date mentioned on www.defproc.gov.in.
7. The bidders shall upload documents pertaining to **Cover I i.e. "T" bid** to enable them to qualify for **Cover II i.e. Financial bid. However hard copies of documents must be submitted to The Garrison Engineer (I) Coast Guard DHQ No. 1, Opp. Birla Factory, Porbandar – 360575 so as to reach this office on or before the date mentioned in NOT uploaded on website www.defproc.gov.in.** Cognizance shall be taken of those bidders only who have applied online. A scanned copy of DD with enlistment details and other documents, as applicable, shall be uploaded as packet 1 ('T' bid) of the tender on e-tendering portal. DD is refundable in case T bid is not accepted/admitted resulting in non-opening of 'Q' bid. The applicant contractor shall bear the cost of bank charges for procuring and encashing the DD shall and he/she will not have any claim from Government whatsoever on this account.
8. Tender form and conditions of contract and other necessary documents is available on E-tendering site for download. However General Conditions of Contract IAFW-1779-A and errata and amendments thereto, Schedule of minimum fair wages and MES SSR (Part –I and Part –II) are not uploaded with tender documents. Notwithstanding this, all such documents shall form part of contract agreement in case the tender is accepted. (See Appendix 'A').
- 9.1. In case of contractor who has not executed the Standing Security Bond, the tender/bid shall be accompanied with by Earnest Money amounting to (see appendix 'A') in the form of deposit at call receipt in favour of Garrison Engineer (see appendix 'A') by a scheduled Bank or in receipted treasury Challan the amount being credited to the revenue deposit of the Garrison Engineer (see appendix 'A'). Scanned copy of earnest money shall form part of cover/package 1 ('T' bid).
- 9.2. A contractor who is not enlisted for the area in which the work lies but whose names is in the MES approved list of any MES formation and who has deposited standing security and executed standing security Bond may tender/bid without depositing earnest money along with the tender; but if the Accepting Officer accepts the tender, the contractor will be required to lodge performance security as specified in Condition 19 of IAFW-2249

NOTICE OF TENDER (CONTD...)

10.1. The Accepting Officer will return the Earnest Money wherever applicable to all unsuccessful tenderers by endorsing an authority on the deposit receipt for its refund, on production by the tenderer a certificate of the Accepting Officer that a bonafide tender (vide condition 13 here in after) was received and all documents were returned.

10.2 The Accepting Officer will either return the Earnest Money to the successful tenderer by endorsing an authority on the deposit Receipt for its refund on receipt of an appropriate amount of **Performance security Deposit** or will retain the same in part or full on account of **Performance security deposit** if such a transaction is feasible.

11. Copies of the drawings and other document pertaining to the work signed for the purpose of identification by the Accepting Officer or his accredited representative, sample of materials and stores to be supplied by the contractor will also be available for inspection by the tenderer at the office of (see appendix 'A') during working hours.

12. The tenderers are advised to visit site by making prior appointment with GE. The tenderers are deemed to have full knowledge of all relevant documents, samples, site etc., whether he has inspected them or not.

13. Any tenderer which proposes any alteration to any of the conditions laid down or which proposes any other condition or prescription, whatsoever is liable to be rejected.

14. The submission of bid by a tenderer implies that he has read this notice and the Conditions of Contract and has made himself aware of the scope and specification of work to be done and of the conditions and rates at which stores, tools and plants etc will be issued to him and local conditions and other factors having bearing on the execution of the work.

15. Tenderers must be in possession of a copy of the MES Standard Schedule of Rates (part-I & part-II) including amendments and errata thereto.

16. Tenderer must be very careful to upload a bonafide tender failing which the Accepting Officer, at his absolute discretion, reserves the right of forfeiting a portion of earnest money, security deposit or security bond amount (Not exceeding the cost of tender documents) (see Appendix "A") deposited by tenderer. A bonafide tender must satisfy each and every condition laid down in this notice.

17. Invitation for applications for issue of tender does not constitute any guarantee for validation of 'T' bid for downloading tender/opening of finance bid to applicant even to enlisted contractors of appropriate class and to applicants merely by virtue of enclosing DD and the Accepting Officer reserves the right to deny tender (not validating the 'T' bid) to any applicant. 'T' bid validation shall be decided by the Accepting Officer based on, eligibility criteria as stipulated in Appendix 'A' to NOT. The Accepting Officer shall consider bids uploaded up to the date and time fixed for the same. No cognizance will be given to any application or request received in any form other than uploaded bids. The applicant/contractor will be informed regarding non-validation of 'T' bid assigning reasons therefore. The applicant/contractor if he so desires may appeal to the next higher Engineer authority with copy to the Accepting Officer. The decision of next higher engineer authority shall be final and binding. No appeal/representation shall be entertained in respect of applications received after the due date of receipt of applications/ extended date of receipt of applications. The decision of the next higher authority shall be final and binding. No applicant/contractor shall be entitled for any compensation whatsoever for rejection of his application.

18. The Accepting Officer reserves the right to accept a tender submitted by a Public Sector Undertaking, giving a purchase preference over other tender(s) which may be lower, as are admissible under the Government Policy. No claim for any compensation or otherwise shall be admissible from such tenderers whose tenders is rejected.

19. Accepting Officer does not bind himself to accept the lowest or any tender or to give any reason for not doing so.

NOTICE OF TENDER (CONTD...)

20. This notice of tender (NOT) including Appendix 'A' shall form part of the contract.

21. PERFORMANCE SECURITY

21.1 The successful contractor shall deliver to the accepting officer a performance security in any of the prescribed form i.e BGB/FDR etc form Nationalised/ Scheduled Indian banks within 28 days of receipt of the letter of acceptance for an amount equivalent to 5% of the contract sum.. The performance deposit shall be refunded to the contractor by the GE after the expiration of defects liability period of 24 calendar months from the physical completion and handing over assets by the contractor provided always that the contractor shall be first have been paid the final bill & have rendered a no demand certificate on IAFW-451.

21.2 If the performance security is provided by the successful contractor in the form of a Bank Guarantee, it shall be issued by Nationalized/Scheduled Indian Bank but its confirmation shall be done only from the head Office of the Bank.

21.3 Failure of the successful contractor to comply with the requirement of sub-clause 22.1 shall constitute sufficient grounds for cancellation of the award of work and forfeiture of the Earnest Money. In case of MES enlisted contractors, an amount equal to earnest money, stipulated in the Notice Inviting Tender, shall be notified to the tenderer for depositing the amount through MRO. Issue of tender to such tenderers shall remain suspended till the aforesaid amount equal to the Earnest Money is deposited in Government Treasury.

21.3 All compensation or other sums of money payable by the contractor to be Govt under the terms of this contract or under any other contract with Govt may be deducted from, or paid by the sale of a sufficient part of the performance security or from the interest arising there from or from any sums which may be due or become due to the contractor by the Govt on any account whatsoever and in the event of his performance security being reduced by reason of any such deduction, or sale as aforesaid, the contractor shall within ten days thereafter make good in cash or securities, endorsed as aforesaid, any sum or sums which may have been deducted from or realized by the sale of his performance security or any part thereof. Govt shall not be responsible for any loss of securities or any depreciation in the value of securities while in their charge nor for loss of interest thereon.

21.4 In the event of contract being cancelled, under condition 52, 53 & 54 of General Conditions of Contract, the performance security shall be forfeited in full and shall be credited into consolidated fund of India.

22. Defects liability period: Defects liability period for the subject work shall be 24 (Twenty Four) calendar months after the work have been handed over by the contractor duly completed to the Government.

Signature of Contractor

(K Venugopal)
AE (QS&C)
AGE (Contracts)
for Accepting Officer

APPENDIX 'A' TO NOTICE OF TENDER (E – TENDER)

1	Name of work	:	PROVN OF SOLAR LED LIGHT, PROVN OF LED FITTINGS AND FIXTURES IN MD ACCN AND PROVN OF MODULAR SWITCHES AND FALSE CEILING LIGHTS AT ICGS VADINAR AND PROVN OF SOLAR STREET LIGHT AT CGDHQ NO. 1 UNDER GE(I) CG PORBANDAR
2	Estimated Cost of Work	:	Rs 44.50 Lakhs (Approx)
3	Period of completion	:	06 (Six) months
4	Cost of tender documents	:	Rs 500/- (Rupees five hundred only) in the shape of DD/Bankers cheque from any schedule Bank in favour of GE (I) Coast Guard Porbandar, and payable at Porbandar. (Copy shall be uploaded online and original to be submitted offline before due date – see critical dates)
5	Website/portal address	:	www.defproc.gov.in
6	Type of Contract	:	The tender shall be Item Rate Contract based on IAFW-1779A with list of work to be quoted by the contractor and GCC (IAFW-2249) with Schedule 'A'.
7	Information & Details		
	(a) Bid submission start date	:	15 Feb 2020 from 1400 Hours
	(b) Bid submission end date	:	21 Feb 2020 upto 1800 Hours
	(c) Date of bid opening	:	To be intimated later on/ or after Evaluating the technical bid through defproc.gov.in
8	<u>Eligibility Criteria</u>		
	(A) For MES enlisted contractors		All contractors enlisted with MES in Class 'D' and above and category b (i) subject to the remarks wrt performance in respect of Wks in hand reflected in Workload return (WLR) circulated by competent engineer authority. Refer Note – below
	(B) For contractors not enlisted with MES		(a) The firms not enlisted with MES shall meet the enlistment criteria of 'D' class MES contractors & category b (i) i.e. with regard to having satisfactorily completed requisite value works, Annual turnover. Solvency, working capital immovable property/ fixed assets, T&P, Engineering establishment, no recovery outstanding in any Govt. Department, Police verification/ Passport etc. As per enlistment criteria given in Para 1.4 and 1.5 of Section 1 Part - I of MES Manual on Contacts - 2007 (Reprint 2012) as available in all MES Formations. (b) These firms shall also submit copy of Police verification from police authority of the area where the registered office of the firm is located/ notarised copy of valid passport of proprietor/each partner/each Director. (c) Firm should not carry adverse remarks in WLR or any other similar report of any authority.
	(C) For All Contractors		Contractor will not be allowed to execute the work by subletting or through power of attorney holder on his behalf to a third party/ another firm except sons/daughters/spouse of proprietor/ partner/ Director and firm's own employees, Director, Project Manager. This shall be subject to certain conditions which will be prescribed in the NOT forming part of the tender documents.

Contd.....

APPENDIX 'A' TO NOTICE OF TENDER (E – TENDER) (Contd.....)

09	Tender issuing and Accepting Officer	:	The Garrison Engineer (I) Coast Guard, DHQ No. 1, Opp. Birla Factory, Porbandar – 360575 Email: mesporbandar@gmail.com Phone/FAX:- 0286-2244482
10	Executing agency	:	The Garrison Engineer (I) Coast Guard,
11	Earnest Money	:	₹ 89,000/- in favour of Garrison Engineer (I) Coast Guard Porbandar

NOTES:

(a) Contractor one class below (two class below in case of remote and difficult area) may also bid for this tender. Their application shall be considered subject to fulfillment of other eligibility criteria given in NIT when number of applicants of eligible class qualifying for the tender are less than 7(seven). This clause is not applicable in case the eligibility criteria for class of enlistment is Class 'E'

(b) In case number of eligible class contractors satisfying the eligibility Criteria give in NIT are 7 or more than 7, application of one class below the eligible Class shall not be considered except those who have previously completed similar works satisfactorily and are meeting the criteria of upgradation in respect: of past experience and /or average annual turnover as applicable and financial soundness (solvency/financial soundness and working capital) provided the value of work is less than twice the tendering limit of such contractors. Contractors one class below the eligible class may upload necessary documents wrt works experience and financial soundness in cover 1 of tender (T bid)..

(c) (i) Applications/ bids not accompanied by scanned copies of requisite DD/Bankers Cheque towards cost of tender and earnest money (as applicable) shall not be considered for validation of 'T' bid and their finance bids will not be opened.

(ii) Contractors should ensure that their original DDs and earnest money (as applicable) are received within 05 (five) days of bid submission end date.

(iii) In case of applications/bids from enlisted contractors of MES, where scanned copies of requisite DD/ Bankers Cheque towards cost of tender has been uploaded but physical copies are not received by the stipulated date, their finance bids will be opened. However non-submission of physical copies of cost of tender shall be considered as willful negligence of the bidder with ulterior motives and such bidder shall be banned from bidding for a period of six months commencing from the date of opening of finance bid (cover 2).

(iv) In case of applications/bids from un enlisted contractors, where scanned copies of requisite DD/Bankers Cheque towards cost of tender has been Uploaded but physical copies are not received by the stipulated date, finance bids will not be opened. Name of such contractors along with complete address shall be circulated for not opening of their bids for a period of six months commencing from the date of opening of finance bid (cover 2),

(v) In case of applications /bids (enlisted contractor as well as contractor) where scanned copies of requisite Earnest money (as applicable) were uploaded but the same are not received in physical form within stipulated time, such bids shall not qualify for opening of finance bid (cover 2).

(d) Contractors may note that they shall not be loaded beyond their tendering limit as under: -

(aa) In case contractors of eligible class are selected for issues of tender : 4 to 5 times the tendering limit.

(bb) In case of one class (two class in case of remote and difficult area as the case may be) contractors are selected for issue of tender : 6 to 7 times.

(cc) In case of unenlisted contractors: 2 times the upper tendering limit of class for which contractor meets the criteria for enlistment.

(e) In case any deficiency is noticed, in the documents required to be uploaded by the tenderers as per NIT, after opening of Cover 1 (T bid) and during technical evaluation, a communication in the form of e-mail/ whatsapp /SMS /speed post etc. shall be sent to the contractor to rectify the deficiency within a period of 07 days from date of communication failing which financial bid (cover-2) shall not be opened and contractor shall not have any claim on the same.

(f). Contractors enlisted with MES will upload following documents for checking eligibility:-

- (i) Application for bid in Firm's letter head
- (ii) Enlistment letter
- (ii) Scanned copy of DO of cost of tender

(g) Contractors not enlisted with MES will be required to upload necessary documents to prove their eligibility for enlistment in eligible class & category of work, including Affidavit for no recovery outstanding. List of documents required for enlistment in MES has been given in para 1.5 of section 1 of Part I MES Manual on Contractors 2007 (reprint 2012). Following documents shall also be uploaded amongst others:

(i) Details of three highest valued similar nature of works executed during last five years, financial year-wise in tabular form giving name of work. Accepting Officer's details, viz, Address, Telephone, Fax No, E-mail ID etc, date of acceptance of tender and actual date of completion. This shall be duly signed by proprietor/ all partners/ authorised Director of Pvt/ Public Ltd, as applicable. It should indicate whether extension was granted or compensation was levied. Attested copy of acceptance letter and completion certificate shall be enclosed of each work. In case performance report has been given by the client same shall also be submitted duly attested.

(ii) Solvency certificate and working capital certificate issued by scheduled bank.

(iii) Annual turnover certificate for last 2 years issued by Chartered Accountant along with relevant pages of audited balance sheets in support thereof.

(iv) Affidavits for possession of movable & immovable properties by proprietor/ partner owning the immovable property along with Valuation certificate from Regd Valuer in support of movable & immovable properties. In case of Limited Company, the immovable property is required to be in the name of the company

(v) In addition, the un-enlisted contractors shall also furnish affidavit on non-Judicial stamp paper in the form of hard copy declaring their turnover for last 2 (Two) years.

(vi) Scanned copy of DD of cost of tender and earnest money.

(h) In case of rejection of technical/ prequalification bid, contractor may appeal to next higher Engineer authority i.e HE CE (CG) Goa on email: cecggoa@gmail.com, against rejection within 07 days from the technical bid evaluation, whose decision shall be final and binding. However contractor/ bidder shall not be entitled to any compensation whatsoever for rejection of technical/prequalification bid.

File No 8481/ /E8

AGE (Contracts)
for Accepting Officer

Military Engineer Services
The Garrison Engineer (I) Coast Guard,
DHQ No. 1, Opp. Birla Factory,
Porbandar – 360575

Annexure**ELIGIBILITY CRITERIA FOR UN-ENLISTED CONTRACTORS****1 EXPERIENCE**

- (a) Two works costing not less than Rs 25.00 lakhs.
or
One work costing not less than Rs 40.00 lakhs.
or
(b) Average annual turnover for last two consecutive years shall not be less than Rs 50.00 lakhs.

2. FINANCIAL SOUNDNESS

- (a) Solvent upto Rs 20.00 lakhs.
or
Financially sound for engagement upto Rs 50.00 lakhs.
(b) Working capital not less than Rs 7.50 lakhs.

3. ENGINEERING ESTABLISHMENT

- One graduate Engineer from a Government recognized institution with minimum exp.
or
One diploma Engineer from Government recognized institution with minimum experience of 2 years.

4. LIMIT OF MINIMUM RESERVE / ASSETS (IMMOVABLE AND MOVABLE)

8.00 lakhs - 80% of minimum reserve shall be in the form of immovable property.

5. T&P - NA**6. POLICE VERIFICATION**

Copy of Police Verification Certificate from Police Authority of the area where registered office of the firm is located is required to be submitted. Alternatively notarized copy of valid passport of proprietor/ each partner/ each director can be submitted.

7. CERTIFICATE REGARDING NO RECOVERY OUTSTANDING IN ANY GOVT DEPARTMENT.

Affidavit of Rs 100/- shall be furnished to this effect.

Note:- Contractor is required to upload copies of all the above documents alongwith tender documents prior to closing date of bid submission.

AGE (Contracts)
for Accepting Officer