

MILITARY ENGINEER SERVICES
NOTICE INVITING TENDER (NIT)

1. A tender is invited for the work (See Appendix 'A') to this NOTICE INVITING TENDER (NIT)
2. The work is estimated to cost as indicated in aforesaid 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, tenderer/bidder will have no claim on that account.
3. The work is to be completed within the period as indicated in aforesaid Appendix 'A' in accordance with the phasing, if any, indicated in the tender from the date of handing over site, which will be on or about two weeks after the date of Acceptance of tender.
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/bid but in case of term contracts, contractors of categories 'SS' to 'E' may tender/bid. In cases where the tendered amount is in excess of the financial limit of the contractor and The Accepting Officer decides to accept the tender/bid. 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/bid without depositing Earnest Money along with the tender/bid. Not more than one tender/bid shall be submitted/uploaded 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/bid for the same contract as separate competitors. A breach of this condition will render the tenders of both parties liable to rejection.
5. The office of **GE (NS) KOCHI** will be the Accepting Officer here in after referred to as such for purpose of the contract.
6. The technical Bid and Financial Bid (Cover-1 and Cover-2) shall be uploaded by the tenderer/ bidder on or before the date & time mentioned in NIT. A scanned copy of DD with enlistment details/documents shall be uploaded as packet 1/cover-1 ('T' bid) of the tender/bid on e-tendering portal. DD is refundable in case T bid is not accepted resulting in non-opening of 'Q' bid. The applicant contractor shall bear the cost of bank charges for procuring and en-cashing the DD and shall not have any claim from Government whatsoever on this account.
 - 6.1. Tender forms and conditions of contract and other necessary documents shall be available on <https://defproc.gov.in> site for download and shall form part of contract agreement in case the tender / bid is accepted.
 - 6.2 In case of contractor who has not executed the Standing Security Bond, the Cover -1 shall be accompanied with by the Earnest Money of amount as mentioned in Appendix 'A' in the form of deposit at Call Receipt in favour of concerned CCE/Garrison Engineer/AGE (I) (See Appendix 'A') by Scheduled Bank or receipted treasury Challan the amount being credited to the revenue deposit of the concerned CCE/GE/AGE (I) (see Appendix 'A').
 - 6.3 The CCE/CE/GE/AGE (I) will return the Earnest Money wherever applicable to all unsuccessful tenderers/bidders by endorsing an authority on the deposit-at-call receipt for its refund, on production by the tenderer/bidder by a certificate of the Accepting Officer that a bonafide tender/bid was received and all documents were returned.
 - 6.4 Copies of the drawings and other documents pertaining to the work signed for the purpose of identification by the Accepting Officer or his accredited representative, samples of materials and stores to be supplied by the contractor will also be available for inspection by the tenderers/bidder at the office of Accepting Officer and concerned GE/AGE (I) during office working hours.
7. The tenderers/bidders are advised to visit site of work making prior appointment with the CCE/GE/AGE (I) Project manager who is also the Executing Agency of the work (See Appendix 'A'). The tenderers/bidders are deemed to have full knowledge of all relevant documents, samples, site etc. whether they have inspected them or not.
8. Any tender who proposed any alterations to any of the conditions lay down or which proposes any other condition or prescription whatsoever, is liable to be rejected.

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9. The uploading of bid implies that bidder 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.

10. Tenderers/bidders must be in possession of copy of MES Standard Schedule of Rates (see Appendix 'A') including errata/amendments thereto.

11. **EARNEST MONEY DEPOSIT (EMD)**

11.1 All bidders shall be exempted from submission of EMD in all tenders except those who are ineligible from such exemption vide Para 11.2 below.

11.2 All bidders shall be required to sign the Bid Securing Declaration as below in Non Judicial Stamp Paper of value not less than Rs. 100. :-

“ I/We hereby understand and accept that if I/We withdraw or modify my/our bids during the period of validity, or if I/We are awarded the contracts and on being called upon to submit the Performance Security/Security Deposit, fail to submit the Performance Security/Security Deposit before the deadline defined in the request for bid documents/Notice Inviting Tender, I/We shall be debarred from exemption of submitting Bid Security/Earnest Money Deposit for a period of 6(six) months, from the date I/We are declared disqualified from exemption from submission of Earnest Money Deposit/Security Deposit, for all tenders issued by MES during this period ”.

12. Invitation for e-tender does not constitute any guarantee for validation of 'T' bid and subsequent opening of finance bid of any applicant/ bidder, even of enlisted contractors of appropriate class, merely by virtue of enclosing DD. Accepting Officer reserves the right to reject the 'T' bid and not open the finance bid of any Applicant/bidder. 'T' bid validation shall be decided by the Accepting Officer based on, inter alia, capability of the firm as per criteria given in Appendix 'A' to this NIT. The applicant contractor/bidder will be informed regarding non-validation of his 'T' bid assigning reasons thereof through the <https://defproc.gov.in> website. The applicant contractor/bidder if he so desires may appeal to the next higher Engineer Authority viz CWE (NW) KOCHI on email id, nwkoh3-mes@nic.in with copy to the Accepting Officer on email before the scheduled date of opening of Finance Bid. The decision of the Next Higher Engineer Authority (NHEA) shall be final and binding. The contractor/bidder shall not be entitled for any compensation whatsoever for rejection of his bid.

13. The Accepting Officer reserves the right to accept a tender submitted by a Public Undertaking, giving a price preference over other Tender(s)/bids which may be lower, as are admissible under the Government Policy. No claim for any compensation or otherwise shall be admissible from such tenderer/bidder whose tender/bid is rejected.

14. Tenderers must be very careful to submit a bonafide tender. A bonafide tender must satisfy each and every condition laid down in this Notice. Refer the help for contractors in <https://defproc.gov.in> .

15. The Accepting Officer does not bind himself to accept the lowest or any tender/bid or to give any reasons for not doing so.

16. This **Notice Inviting Tender (NIT)** including Appendix 'A' shall form part of the contract.

Signature of Contractor
Dated

AGE (Contracts)
For Accepting Officer

APPENDIX "A" TO NOTICE INVITING TENDER (NIT)

SI No	DETAILS	PARTICULARS
1.	Name of work	INSTALLATION OF ROOF TOP ON GRID CONNECTED SOLAR PV POWER PROJECT AT HQ 33 WEU.
2.	Estimated Cost	Rs 14.40 Lakhs (At Par Market)
3.	Period of completion	90 days
4.	Cost of Tender	Rs 500/- in the shape of DD/Bankers Cheque from any Nationalised /Scheduled bank in favour of GE (NS) Kochi payable at Kochi. (Note: In case of retendering, the contractor who had quoted in the previous call is not required to submit the cost of tender.)
5.	Website/portal address	https://defproc.gov.in
6.	Type of contract	Tender shall be based on item rate contract (IAFW-1779A) and GCC (IAFW-2249) together with its amendments No 1 to 48 which refers 3% Performance Security Deposit of the contract sum and increase in defects liability period to two (2) years with BOQ (list of items of works) to be priced by tenderer. The tenderer's are required to quote rates against items of BOQ.
7.	Information & Details :	
	(a) Bid submission start date	Refer critical dates.
	(b) Bid submission end date	
	(c) Date of bid opening	
8.	<u>Eligibility Criteria</u>	
	(A) For MES enlisted Contractors	Contractors shall be enlisted with MES in Class 'E' and above and category b (i) (Low Tension Electric works upto 1100 Volts) subject to satisfactory remarks with respect to performance in respect of works in hand as reflected in Work Load return (WLR) or any other report circulated by competent engineer authority.
	(B) For contractors not enlisted with MES.	Contractor not enlisted with MES should meet the enlistment criteria of Class 'E' and above and category b (i) (Low Tension Electric works upto 1100 Volts) with regard to satisfactorily completion of requisite value works with Central/State Government/ Central/ State PSUs/ AWHO/ AFNHB/ CGEWHO / DGMAP, annual turnover, bank solvency, working capital and other requirements given in Para 1.4 & 1.5 of Section 1 of MES Manual of Contracts 2020 as available in all MES formations as well as MES website (www.mes.gov.in). (ii) Not carrying adverse remarks in Work Load Report (WLR) or any other similar report circulated by any competent authority, if already working in MES.
9.	Tender issuing and Accepting Officer	Military Engineer Services, Garrison Engineer (Naval Services), Kataribagh, Naval Base Post, Kochi, 682 004. Tele : 0484-2666537 Fax : 0484-2666537 Nic mail: emnwkoh4-Mes@nic.in
10.	Executing agency	GE (NS) KOCHI
11.	Earnest Money	Not Applicable subject to Bid Securing Declaration (See Clause 11 of NIT)

NOTES:

1. After opening of Cover1, if the number of MES enlisted contractors of eligible class as well as un-enlisted contractors, if any, fulfilling the other eligibility criteria given in NIT are less than 7 (Seven), applications in respect of contractors one class or two classes (in case of remote and difficult areas to be decided as per list circulated by CE command/ADG) below the eligible class shall also be considered subject to fulfilment of other eligibility criteria given in the NIT. Therefore, MES Contractors one class below (two classes below in case of remote and difficult areas) may also bid for this tender. However, Contractors of one/two classes below the eligible class shall not be considered in case their present residual work in hand is more than twice their present tendering limit. Such bidders shall upload in their Cover – 1 bid details of work in hand showing names of work, names of Accepting Officers, Contract amounts, dates of commencement and completion (stipulated) and progress as on bid submission date. These details shall be verified by the Tender Issuing Authority from concerned formations in case bids of such contractors are considered for evaluation.

2. In case after opening of Cover 1, the number of MES enlisted contractors of eligible class as well as un-enlisted contractors, if any, fulfilling the other eligibility criteria given in NIT, are 7(Seven) or more, applications of only those one class below the eligible class bidders shall be considered, who have previously completed similar works satisfactorily and are meeting the criteria of up gradation in respect of past experience of completed works (individual work experience and/or average annual turnover as applicable) and financial soundness (solvency/financial soundness and working capital) as per details given in Manual on Contracts. Therefore, such contractors shall upload the requisite information/documents in theCover-1.

3. Un-enlisted contractor shall be considered provided he meets the criteria. Foreign firms shall not be eligible for this tender. However Indian Firms is having foreign national/Indian nationals staying abroad / Indian national having taken foreign citizenship, as director(s) shall be considered subject to security clearance from the concerned authorities.

4. Contractors enlisted with MES will upload following documents in Cover 1 for checking eligibility: -

(a) Application for tender on Firm's letter head.

(b) Enlistment letter issued by the Registering Authority duly renewed for the cycle period in vogue.

(c) Scanned copy of DD/ Bankers Cheque toward cost of tender and EMD instrument in Case SSD bond is not signed at the time of registration.

(d) Any other document required as described in this Appendix.

5. Contractors not enlisted with MES will be required to upload following documents in Cover 1 for checking eligibility.

(a) Application for tender on Firm's letter head.

(b) Scanned copy of DD/bankers cheque toward cost of tender and Earnest Money Deposit (EMD) instrument.

(c) Copy of Police Verification Report/Police clearance Certificate/Character Certificate from the Police Authority of the area where the registered office of the firm is located/notarized copy of valid passport of Proprietor/each Partner/each Director.

(d) All documents required for enlistment in MES for the class mentioned in Para 8(b) above as per Para 1.5 of Section1 of MES Manual on Contracts 2020.

- (e) Details of works being executed in MES, if any.
- (f) Any other document required as described in this Appendix.
6. Tenders not accompanied by scanned copies requisite DD/Bankers Cheque towards cost of tender and earnest money (as applicable) in Cover 1 shall not be considered for validation of T-bid and their financial Bids will not be opened.
7. Contractors should ensure that their original physical DD and Earnest Money Deposit (EMD) instruments (as applicable) reach the office of Accepting Officer within 7 days of bid submission end date (The number of days to be mentioned shall be as decided by the Accepting Officers, but it shall not be less than 5 days) failing which following action shall be taken.
- (a) In case of tenders from an enlisted contractor of MES, where scanned copies of requisite DD/ Bankers cheque towards cost of tender have been uploaded in Cover 1 but physical copies are not received within the stipulated period, their financial bids (Cover 2) will be opened. However non-submission of physical copies of cost of tender shall be considered as wilful negligence of the tenderer with ulterior motives and such tenderer shall be banned from bidding for a period of six months commencing from the date of opening of Financial Bid (Cover2).
- (b) In case of tenders from un-enlisted contractor, where scanned copies of requisite DD/Banker Cheque towards cost of tender have been uploaded in Cover 1 but physical copies are not received within the stipulated period, their financial bids (Cover 2) will not be opened. Name of such contractors along with complete address shall be circulated for not opening of their bids for a period of six months commencing from the date of opening of Financial bid (Cover 2).
- (c) In case of tenders from enlisted and un-enlisted contractors, where scanned copies of instruments for Earnest Money Deposit (as applicable) have been uploaded in Cover 1 but the same are not received in physical form within stipulated period, such tenders shall not qualify for opening of financial bid (Cover 2).
8. Contractor will not be allowed to execute the work by subletting or through power of attorney to a third party/another firm on his behalf. However, a contractor can execute the work through power of attorney to sons/daughters/spouse of Proprietor/Partner/Director and firm's own employees, director, project manager provided they are not having a separate enlisted from in MES in their name as Proprietor/ Partner/ Director.
9. After opening of Cover 1 and during its technical evaluation, in case of any deficiency is noticed in the documents required to be uploaded by the tenderers as per NIT, a communication in the form of e-mail/SMS/Speed Post etc shall be sent to the contractor to rectify the deficiency within a period of seven days from date of communication failing which their financial bid (Cover 2) shall not be opened and contractor shall not have any claim on the same.
10. Invitation for e-tender does not constitute any guarantee for validation of Technical bid and subsequent opening of financial bid of any applicant/bidder merely by virtue of enclosing DD. Accepting Officer reserves the right to reject the Technical bid and not to open the financial bid of any applicant/bidder. Technical bid validation shall be decided by the Accepting Officer based on eligibility of the firm as per criteria given in this Appendix. Tenderer/bidder will be informed regarding non-validation of his Technical bid assigning reasons therefore through tender evaluation report which shall be uploaded on the website. Such tenderer, if desires, may appeal to the next higher Engineer Authority (NHEA) viz CWE (NW) Kochi on email id nwkoh3-mes@nic.in with copy to the Accepting Officer on email before the scheduled date of opening of Cover 2. NHEA shall decide the matter within a period of seven working days from the date of receipt of appeal. The decision of the NHEA shall be final and binding. The tenderer/bidder shall not be entitled for any compensation whatsoever, for rejection of his bid.

11. In case an un-enlisted contractor is already executing works in MES, he shall not be considered eligible for the subject tender if the total value of such works is more than twice the tendering limit of the MES Class of contractor for which it is eligible. For this purpose, details of the works being executed by such a contractor shall be uploaded in the Cover-1 of the bid and shall be checked/ verified by the Accepting Officer.

12. In case the BOQ is revised through the corrigendum and the bidder has failed to quote on revised BOQ (i.e. he has quoted on pre revised BOQ), such bid shall be treated as wilful negligence by the bidder and his quotation shall be considered non-bonafide. In such cases the lowest tender shall be determined from amongst the valid/bonafide bids only. Accepting Officer may decide whether to re-tender or consider the lowest bonafide tender for acceptance.

13. Revoking the offer or revising the rates upward or offering voluntary reduction by the lowest tenderer after opening of Cover 2 shall be considered as a wilful default. For this default a penalty of an amount equal to Earnest Money shall be levied. In case of an un-enlisted tenderer, Earnest Money deposited by him shall be forfeited. In case of MES enlisted tenderer having deposited the Standing Security Bond, an amount equal to the earnest money stipulated in the NIT, shall be notified to the tenderer for depositing through MRO and consideration of such tenderer in tender evaluation for future works shall remain suspended till the aforementioned amount is deposited in the Government Treasury. No other disciplinary / administrative action shall be taken against such tenderer. In such a situation, the next lowest offer shall not be considered for acceptance. Instead, retendering shall be resorted to in a transparent and fair manner and the defaulting tenderer and his related firm if any shall not be eligible for this tender in second call of subsequent calls.

14. Tender to related firms shall not be issued simultaneously. Firms shall be termed as related if Proprietor/one more Partners/Directors are common. Decision of Accepting Officer on issue/deny the tender to any one of the related firms shall be final and binding.

AGE (Contracts)
For Accepting officer

File No: 8886 / 03 /E8

Military Engineer Services
Garrison Engineer (NS)
Kataribagh, Naval Base – Post
Kochi – 682 004.

Date: 10 Feb 2022.