

राष्ट्रीय राजमार्ग एवं अवसंरचना विकास निगम लिमिटेड

सड़क परिवहन और राजमार्ग मंत्रालय, भारत सरकार
तीसरी मंजिल, पीटीआई बिल्डिंग, 4-संसद मार्ग, नई दिल्ली-110 001

National Highways & Infrastructure Development Corporation Limited

Ministry of Road Transport & Highways, Govt. of India
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सार्वजनिक क्षेत्र का उपक्रम

A PUBLIC SECTOR UNDERTAKING

No. NHIDCL/Nagaland & Assam/Dimapur Bypass/AE/2017

Date: 20.12.2017

To,

M/s Yongma Engineering Co. Ltd in association with
M/s Sterling Indo Tech Consultants Pvt Ltd.
India Branch Office: 205 Mohta Building Bhikaji Came Place
New Delhi 110066
Email Id: anilverma@ymeng.in

Kind Attention: Shri Ajay Arora,

Subject:- Consultancy Services for Authority's Engineer for Supervision of "Construction of Four/Six laning from Km 132.375 to Km 158.058 (Total New Alignment length of 20.683 Km) of Daboka Dimapur Section (Dimapur Bypass) of NH-36 & 39 in the state of Nagaland and Dimapur Bypass (Assam Portion) from existing Km 159.400 of NH-36 to existing Km 102.500 of NH-39 and upto end point of Assam portion [Design Km 118.050 to design Km 132.375] (length 14.325 Km) in the State of Assam under SARDP-NE on Engineering Procurement and Construction basis"—Letter of Acceptance (LOA) regarding.

Sir,

This is to notify you that your bid dated 08.09.2017 for "Consultancy Services for Authority's Engineer for Supervision of "Construction of Four/Six laning from Km 132.375 to Km 158.058 (Total New Alignment length of 20.683 Km) of Daboka Dimapur Section (Dimapur Bypass) of NH-36 & 39 in the state of Nagaland and Dimapur Bypass (Assam Portion) from existing Km 159.400 of NH-36 to existing Km 102.500 of NH-39 and upto end point of Assam portion [Design Km 118.050 to design Km 132.375] (length 14.325 Km) in the State of Assam under SARDP-NE on Engineering Procurement and Construction basis" for a modified contract price of Rs. 14,49,73,820.00/- (Rupees Fourteen Crore Forty Nine Lakh Seventy Three Thousand Eight Hundred Twenty only) Net of Taxes has been accepted by the competent Authority of NHIDCL.

2. You are hereby requested to furnish **Performance Security** in the form detailed in Appendix H: of Special Conditions Of Contract of RFP for an amount equivalent to Rs. 36,24,346/- within 15 days as per Clause 13 of TOR (Terms of Reference) of RFP and sign the contract agreement.

3. You are also requested to produce the candidates in person who have been interviewed through Skype/Videocall before Signing of Agreement.

Yours faithfully,

(Y.C. Srivastava)
General Manager (Tech)

Enclosed Contract Negotiation minutes.

Copy for kind information to:

- 1.GM (P),
- 2.ED(P),Guwahati

National Highways and Infrastructure Development Corporation Ltd.

Subject: Minutes of Meeting of Contract Negotiation held at NHIDCL, New Delhi on 20.11.2017, 07.12.2017, 13.12.2017 & 15.12.2017 for "Consultancy Services for Authority's Engineer for Supervision of "Construction of Four/Six laning from Km 132.375 to Km 158.058 (Total New Alignment length of 20.683 Km) of Daboka Dimapur Section (Dimapur Bypass) of NH-36 & 39 in the state of Nagaland and Dimapur Bypass (Assam Portion) from existing Km 159.400 of NH-36 to existing Km 102.500 of NH-39 and upto end point of Assam portion [Design Km 118.050 to design Km 132.375] (length 14.325 Km) in the State of Assam under SARDP-NE on Engineering Procurement and Construction basis"

Present:

(A) For National Highways and Infrastructure Development Corporation Ltd.

1	Shri Sanjay Jaju, Director (A &F)	Chairman
2.	Shri Col. Ajay Ahluwalia, Exe.Director - I	Member
3.	Shri Y.C Srivastava, GM(Tech)	Member Secretary
4.	Shri U.S. Prasad, DGM (Tech)	Presenting officer

(B) For Consultants- M/s Yongma Engineering Co. Ltd. in Association with M/s Sterling Indo Tech Consultants Pvt Ltd.

Shri Ajay Arora, Authorized Representative.

1. Opening remarks

At the outset, the Director (A &F) welcomed the participants and expressed the hope that negotiations would be fruitful and would lead to early finalization of a binding contract. He further insisted for accomplishing the assignment on fast track. The Consultant's representative Shri Ajay Arora thanked the Committee on behalf of the Consultants for the invitation and assured to put in all efforts to come up to NHIDCL requirements.

2. Confirmation of Personnel

2.1 During the meeting, the Consultant was apprised that 9 key personnel are required to be deployed by the consulting firm for the assignment and these would be (i) Team Leader cum Senior Highway Engineer, (ii) Resident Engineer cum pavement specialist + road safety expert (2 no's), (iii) Sr. Contract Specialist, (iv) Senior Quantity Surveyor, (v) Bridge/Structural Engineer, (vi) Material Engineer, (vii) Highway Design Specialist and (viii) Bridge Design Specialist.

2.2 Thereafter, the Consultant's authorized representative presented the four key personnel i.e. (i) Team Leader cum Senior Highway Engineer, (ii) Resident Engineer cum pavement specialist + road safety expert (2 no's) and (iii) Highway Design Specialist for interaction on 20.11.2017 and all found suitable for the assignment . The Attendance Sheet and undertaking is enclosed as per Annexure-I and Annexure-II respectively.

2.3 Further The Consultant has Proposed the CV towards replacement of **Senior Quantity Surveyor and Material Engineer** submitting that the key personnel is not able to join the assignment due to personal reasons.

2.4 The CVs submitted by the Consultant has been evaluated in accordance with the RFP and the following are respective comparative the scores.

Sr. No.	Key Personnel	Marks Scored by the replaced candidate	Marks scored (original candidate)
1.	Senior Quantity Surveyor	90	90
2.	Material Engineer	84.659	89



- 2.5 The remuneration of the replaced candidate shall be reduced by 5% and 10% for 1st replacement and 2nd replacement respectively in accordance with clause 6.7 of RFP and marks scored by Mr. Rakesh Kumar (Senior Quantity Surveyor) are equal to the Original Key personnel and the marks scored by Mr. **Kshiti Sundar Roy** (Material Engineer) are less than to the Original Key personnel hence the remuneration has been reduced proportionately i.e. 84.659/89.
- 2.6 Mr. Dharmendra (Bridge/Structural Engineer), Mr. Satyajit Banerjee (Bridge Design Specialist), Mr. Rakesh Kumar (Senior Quantity Surveyor), Mr. **Kshiti Sundar Roy** (Material Engineer) and Mr. Chandra Kumar Bafna (Sr. Contract Specialist) were interviewed through Skype/video-call. The candidates are found suitable for the assignment and undertaking was given by all candidates through email (Enclosed at Annexure-III). Further Mr. Dharmendra (Bridge/Structural Engineer), Mr. Satyajit Banerjee (Bridge Design Specialist) and Mr. **Kshiti Sundar Roy** (Material Engineer) have presented for interaction physically.
- 2.7 The Committee interacted with each of the 9 nos. key personnel as mentioned and found that all of them suitable for the assignment.
3. **Terms of Reference and Scope of Work**
The general points of clarification regarding Terms of Reference and Scope of Work were discussed and addressed by the Committee. The Consultant confirmed that they have understood the requirement of the assignment as given in the Terms of Reference and have accordingly constituted their team of key personnel with adequate expertise.
4. **Work Plan and Personnel Schedule**
(i) The Consultant explained the proposed work plan and proposed induction of personnel for effective execution of the tasks set-forth in Terms of Reference.
(ii) It was also informed that the construction agency for the work in Nagaland Portion is already at site and the work of construction has commenced therefore consultant is required. The Consultant agreed to sign the Contract Agreement soon after receipt of LOA and begin the assignment accordingly to ensure the set timelines.
5. **Conclusion on Technical points**
The following points were discussed and agreed during negotiations.
(i) **Substitution of Key Personnel**
It shall be governed by clause 4.5 of GCC.
(ii) **Professional Liability Insurance:**
The Consultant shall provide to NHIDCL the necessary insurances in the manner, form and amount in pursuant to clause 3.5 of GCC.
6. **Conclusion on Financial Matters**
(i) The Consultant's Representative was informed all the expenses under the contingencies shall be incurred with prior approval of NHIDCL.
(ii) The original Financial Proposal amounts to Rs.14,66,43,140.00/- (Net of Taxes) (Rupees Fourteen Crore Sixty Six Lakh Forty Three Thousand One hundred Forty Only) and the



following are the details. The modified proposal after taking into account the reduction in remuneration of Key personnel's is as under:

Sr. No.	Key Personnel	Rate/Month (as per proposal)	Modified Remuneration on account of replacement	Further Reduction in Remuneration on pro rata basis of marks	Final Remuneration as finalised in Contract Negotiation	No. of Man Months	Modified Amount
A	Team Leader Cum Senior Highway Engineer	350000	0		350000	48	16800000
B	Residential Engineer cum Pavement specialist + Road Safety Expert	225000	0		225000	84	18900000
C	Residential Engineer cum Pavement specialist + Road Safety Expert	225000	0		225000	84	18900000
D	Sr. Contract Specialist	125000	0		125000	16	2000000
E	Senior Quantity Surveyor	215000	204250@		204250	40	8170000
F	Bridge/Structural Engineer	230000	0		230000	36	8280000
G	Material Engineer	215000	193500*	184062#	184062	40	7362480
H	Bridge Design Specialist	240000	0		240000	4	960000
I	Highway Design Specialist	240000	0		240000	4	960000
J	Sum(A to I)						8,23,32,480
K	Sum (Sr. No. 1.9 to Sr. No. 10) of Annexure A of BOQ						6,26,41,340
L	Final Contract Price (J+K)						14,49,73,820
Rupees Fourteen Crore Forty Nine Lakh Seventy Three Thousand Eight Hundred Twenty only(Net of Taxes)							

@ Remuneration reduced by 5%.

* Remuneration reduced by 10%.

The firm was requested to provide a candidate with equivalent or better qualification than the previous candidate. The firm could not provide a better person than the replaced candidate; therefore, the reduction has been made on pro-rata basis.

(iii) The man-month rates shown against each personnel are inclusive of overtime period. The working hours shall match the working hours suiting to the requirement of the work. All such cost shall be borne by the Consultant within the man month rates. Any extra cost on account of this, if any, shall be borne by the Consultant only.

(iv) Final Composition of Team. Their remuneration is given at Para 6(ii) here in under

Sr. No	Designation	Original Key Personnel Name	Final Key Personnel Name	Final Remuneration of Key Personnel after modification per Month
1	Team Leader Cum Senior Highway Engineer	Shivraj	Shivraj	3,50,000
2	Residential Engineer cum Pavement specialist + Road Safety Expert	Pritish Chandra Bardhan	Pritish Chandra Bardhan	2,25,000
3	Residential Engineer cum Pavement specialist + Road Safety Expert	Kanteswar Deka	Kanteswar Deka	2,25,000
4	Sr. Contract Specialist	Chandra Kumar Bafna	Chandra Kumar Bafna	1,25,000
5	Senior Quantity Surveyor	Jaspal Chand	Rakesh Kumar	2,04,250



6	Bridge/Structural Engineer	Dharmendra	Dharmendra	2,30,000
7	Material Engineer	Dibyendu Mandal	Kshiti Sundar Roy	1,84,062
8	Highway Design Specialist	Kushal Pareek	Kushal Pareek	2,40,000
9	Bridge Design Specialist	Satyajit Banerjee	Satyajit Banerjee	2,40,000

7. **Taxes**

Since GST Act, 2017 has been implemented, as such GST treatment shall be as per Government guidelines.

8. **Integrity Pact**

Further, the consultant was apprised that it shall be required to sign the Integrity Pact as per the format at the time of signing of Contract Agreement. The Consultant's Representative agreed for the same.


9. **Recommendations of the Committee.**

The Committee found the negotiations successful and recommends awarding the work to the Consultant, M/s Yongma Engineering Co. Ltd. in Association with M/s Sterling Indo Tech Consultants Pvt Ltd at a cost of Rs. 14,49,73,820.00/- in words (Rupees Fourteen Crore Forty Nine Lakh Seventy Three Thousand Eight Hundred Twenty only) (Net of Taxes). The Consultant was informed that key personnel Mr. Rakesh Kumar (Senior Quantity Surveyor), and Mr. Chandra Kumar Bafna (Sr. Contract Specialist) who have been interviewed through Skype/Video-call is to be brought in person for interacting with Committee before signing of Agreement.

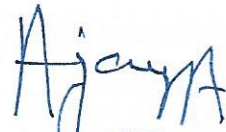
The meeting ended with a vote of thanks to the Chair.



Sanjay Jaju ,IAS
Director(A&F)
Chairman



Y.C. Srivastava
GM(Tech)
Member



Col. Ajay Anluwalia
Exe. Director - I
Member



U.S. Prasad
DGM(Tech)
Member

Accepted by:

Shri Ajay Arora
Authorised Representative