

# राष्ट्रीय राजमार्ग एवं अवसंरचना विकास निगम लिमिटेड

सड़क परिवहन और राजमार्ग मंत्रालय, भारत सरकार  
तीसरी मंजिल, पीटीआई बिल्डिंग, 4-संसद मार्ग, नई दिल्ली-110001

## National Highways & Infrastructure Development Corporation Limited

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सार्वजनिक क्षेत्र का उपक्रम

A PUBLIC SECTOR UNDERTAKING

### Corrigendum01

NHIDCL/Nagaland/CL (0 to 35.461)/AE/2018 /789

Date: 18.01.2019

To

ALL Respective Bidders,

**Subject:-** Consultancy Services for Authority's Engineer for Supervision of "Construction of two-Lane with hard shoulders of Changtongya Longleng Road on EPC basis from (i) existing Km 0.0 to Km 16.592 (Design Km. 0.000 to Km. 20.751) (Design Length - 20.751 Km) and (ii) existing Km 16.592 to Km 29.530 (Design Km. 20.751 to Km. 35.461) (Design Length - 14.710 Km) in the state of Nagaland under SARDP-NE Phase A"- Corrigendum01 regarding

Sir,

1. The Clarification/Reply to the queries raised by certain bidder is attached herewith as Annexure-I.
2. The bid due date for the subject project is modified as below.

Description	As Existing	As modified
Bid Document /NIT Publishing Date	12.12.2018 (1100hrs)	12.12.2018 (1100hrs)
Bid Document Download / Start Date	12.12.2018 (1100 hrs)	12.12.2018 (1100 hrs)
Clarification Start Date (Pre bid queries)	12.12.2018 (1400 hrs)	12.12.2018 (1400 hrs)
Clarification End Date( Last date for receipt of pre bid query)	14.01.2019 (1100 hrs)	14.01.2019 (1100 hrs)
Pre bid meeting	14.01.2019 (1400 hrs)	14.01.2019 (1400 hrs)
Bid Submission start Date	18.01.2019 (1000 hrs)	18.01.2019 (1000 hrs)
Bid submission End Date (online & physical Copy)	24.01.2019 (1430 hrs)	31.01.2019 (1430 hrs)
Opening Date of Technical Bid	25.01.2019 (1500 hrs)	01.02.2019 (1500 hrs)

Yours Faithfully,

  
A.K. Jha  
DGM (T)



## Annexure-I

### Clarification/Reply to Queries

Sr. No.	Clause No. Of RFP	RFP Reference	Suggestion/Query	Reply/ Clarification
1	Clause 10, Section-1	Deleted	As per section 1 information to Consultants under Para no. 10 deleted. Consultant like to state that as per the normal process of bidding in all proposals of NHAI/MoRTH/NHIDCL and PWD, under this para they allowed the "the Applicant whether a sole applicant or lead member with Joint Venture (s) may include an associate company also. The applicant shall submit a Memorandum of Understanding (MoU) with the Associate regarding the role and responsibilities of the Associate Company along with the proposal. Maximum numbers of key personnel of the associate firm during the RFP proposal and implementation of contract is limited to 3". <b>Consultant requested to kindly allow the association to enhance the local and small enterprises.</b> Kindly consider.	As per RFP
2	Clause 3.6 of Section-2, LOI	Beginning 13 <sup>th</sup> months from the last date of submission of bid, billing rates shall be increased for all items of contract inter alia including vehicle hire, office rent, consumables, furniture @ 5% per year. However, for evaluation and award of the Bid proposals, the quoted initial rate (as applicable for first 12 months from last date of submission of bid) shall be multiplied by the total time input for each position on this contract, i.e. without considering the increase in the billing rates. All payments shall be made in Indian Rupees and shall be subjected to applicable Indian laws withholding taxes if any.	As per clause no. 3.6 "Beginning 13 <sup>th</sup> months from the last date of submission of bid, billing rates shall be increased to cover all items of the contract i.e. remuneration, vehicle, hire, office rent, consumables, furniture etc @ 5% every 12 months. However, for evaluation and award of the bid proposals, the quoted initial rate (as applicable for first 12 months from last date of submission of bid)." However, they request us to kindly maintain the escalation rates of 8%, as the rates of all the services and commodities increase steeply every year. Kindly accept. Escalation percent (%) may kindly be made applicable to other cost also such as vehicle hire, office rent, consumables, furniture etc. due to ever increasing price of fuel and maintenance cost. Kindly consider and confirm.	As per RFP

Sr. No.	Clause No. Of RFP	RFP Reference	Suggestion/Query	Reply/ Clarification
3	Clause 6.7 of Letter of Invitation	<p>Replacement of key personnel shall be considered only in unavoidable circumstances. In no case more than two replacements of key personnel shall be permitted during negotiation and in such cases Consultant and such key personnel shall have to submit affidavit to the effect that during the period of assignment specified in para 8 of Section:1, the replaced key personnel shall not be professionally employed anywhere in Employer's works. Employer shall not further consider CV of such key personnel directly or indirectly for any of its projects for this period. The reduction in remuneration of such replacements shall be 5% and 10% for 1<sup>st</sup> replacement and 2<sup>nd</sup> replacement respectively within validity period of bid. In case during negotiations held within validity period of bid, more than two replacements are sought by the H1 consultant; his proposal shall be considered as Non-Responsive. In such case the combined score of remaining technically qualified firms, meeting the non-conflict condition shall be evaluated to arrive at new H1. In case during interaction with the key personnel at the time of negotiation it is found that the key personnel proposed is un-suitable for the assignment position, his replacement by equivalent or better shall be provided by the consultant. The key personnel with such un-suitable CV shall not be considered in any future bids for that position for two years. No deduction for such replacement who are not found suitable during interaction shall be made. In the eventuality that a firm becomes non-responsive, for the third time, due to the action of replacements of more than 2 key personnel during negotiation, the firm and its constituent JV partners and Associates shall be debarred up-to one year for Employer's consultancy projects.</p>	<p>The proposed key personnel but due to unavoidable circumstances beyond their control, substitutions are necessary above mentioned conditions are harsh and may be modified as is prevalent in other ongoing projects i.e. the client shall reduce remuneration by 5% upto 33% of key personnel, reduction of 10% of the remuneration between 33% to 50% and reduction of 15% the remuneration between 55% to 66% of key personnel. Total replacement beyond 66% of key personnel. Total replacement the client may initiate action as specified in the clause kindly consider.</p>	As per RFP
4	Data Sheet, bid	As per RFP Bid submission is 24.01.2019	As per critical data sheet " RFP submission must be uploaded online not	As per RFP



Sr. No.	Clause No. Of RFP	RFP Reference	Suggestion/Query	Reply/ Clarification
	submission	2:30 pm	later than 2:30 pm on 24.01.2019 in the manner specified in the RFP document. They requested to kindly extend the submission date by at least one week to enable us to submit the most technically and financially competitive bid.	
5	Clause 3.4 iv (k) of Section — 2 (LOI), Page no. 14 Clause 6.7 of Section — 2 (LOI), Page no. 19-20	Replacement of key personnel shall be considered only in unavoidable circumstances. In no case more than two replacements of key personnel shall be permitted during negotiation ,and in such cases..... any of its projects for this period. The reduction in remuneration of such replacements shall be 5% and 10% for 1st replacement and 2nd replacement respectively within validity period of bid. In case during negotiations held within validity period of bid, more than two replacements are sought by the H-1 consultant; his proposal shall be considered as Non-Responsive. In such case the ..... becomes non-responsive, for the third time, due to the action of replacements of more than 2 key personnel during negotiation, The firm and its constituent JV partners shall be debarred upto one year for Employer's consultancy projects.	Generally, in the AE RFP's floated across NHIDCL, there are 6 positions allowing replacement of 2 key experts during negotiation. As in particular project, there are 8 key experts and the project is in the state of Nagaland where in there are very few experts available to work there, hence, it is requested to kindly allow replacement during negotiation upto 3 experts with following penalty. 1st and 2nd replacement: 5% 3rd replacement: 10% Accordingly, it is requested to you kindly amend the clauses.	Partially Agreed. Instead of 2 replacements 3 replacement of key personnel are permitted at the time of Contract Negotiation. The reduction in remuneration of such replacement shall be 5% for 1 <sup>st</sup> replacement and 10% for 2 <sup>nd</sup> & 3 <sup>rd</sup> replacements respectively, within validity period of bid.
6	Clause 3.4 (d) of Section — 2 (LOI), Page no. 13	CVs of key personnel would have to be submitted through INFRACON. Client may also require that that at the time of Contract negotiations, CVs of the key personnel are submitted by the firm in accordance with the prescribed format and duly certified by the candidate and firm.	As CVs of key personnel have to be submitted through INFRACON, we understand that the signing and certification by the individual and the authorized representative of the firm on every pages of the CV is not mandatory during the submission of proposal Kindly confirm.	As per RFP
7	APPENDIX B-2 of Section —4, Page no. 36	Comment and Suggestions of Consultants on the Terms of Reference and on Services and facilities to be provided by the Employer (To be submitted by the Selected Bidder at the time of Contract Negotiations)	We understand that the Appendix B-2 is not required to submit along with the Technical Proposal.  Kindly confirm	As per RFP
8	APPENDIX B-3 of Section — 4, Page no. 37	APPENDIX B-3: Approach Paper on Methodology and Work Plan for performing the assignment (To be submitted by the Selected Bidder at the time of Contract Negotiations)	We understand that the Appendix B-3 is not required to submit along with the Technical Proposal.  Kindly confirm	As per RFP
9	APPENDIX B-4 of Section — 4, Page no. 38	APPENDIX B-4: Composition of the Team Personnel, and Task(s) of each Team Member (To be submitted by the Selected Bidder at the time of Contract Negotiations)	We understand that the Appendix B-4 is not required to submit along with the Technical Proposal.  Kindly confirm	As per RFP



Sr. No.	Clause No. Of RFP	RFP Reference	Suggestion/Query	Reply/ Clarification
10	Appendix B-5: Format of Curriculum Vitae (CV) for proposed Staff, of Section — 4, Page no. 40	For Key Personnel having intermittent inputs, add the following: (Upload the following certificate on Infracon portal).  Certification by the firm (Upload the following Certificate on Infracon portal)	There is no option on INFRACON to upload such certificate. Kindly clarify.  Kindly confirm	As per RFP. Undertaking of key personnel can be uploaded on INFRACON Portal.
11	Appendix B-5 of Section —4, Page no. 41	Note:- a) . b) . c) . d) . e)..... f) Experience Certificate from Employers to be attached. (Upload on Infracon portal)	Kindly confirm whether the Experience Certificates from Employers for claiming the experience of key professionals need to be submitted/ uploaded on Infracon or a self-undertaking in this regard will suffice.	As per RFP
12	APPENDIX B-6, of Section —4, Page no. 42	APPENDIX B-6: Time Schedule for Professional Personnel (To be submitted by the Selected Bidder at the time of Contract Negotiations)	We understand that the Appendix B-6 is not required to submit along with the Technical Proposal.	As per RFP
13	APPENDIX B-7 of Section— 4, Page no. 43	APPENDIX B-7: Activity (Works) Schedule (To be submitted by the Selected Bidder at the time of Contract Negotiations)	We understand that the Appendix B-7 is not required to submit along with the Technical Proposal.  Kindly confirm	As per RFP
14	APPENDIX B-8 of Section —4, Page no. 44	APPENDIX B-8: Affidavit for correctness of CV of key personnel and experience claimed by the firms (To be submitted by the Selected Bidder at the time of Contract Negotiations)	We understand that the Appendix B-8 is not required to submit along with the Technical Proposal.  Kindly confirm	As per RFP
15	Clause 4.5 (c) of GCC, Section —7, Page no. 86	4.5 Removal and/ or Replacement of Personnel (c) Any of the Personnel provided as a replacement under Clauses (a) and (b) above, the rate of remuneration.....any removal and/or replacement, and (ii) the remuneration to be paid to any of the Key Personnel provided as are placement shall be 90% of the remuneration which would have been payable to the Key Personnel replaced. However, for the reason other than death/extreme medical ground,(i) for total replacement upto 33% of key personnel, remuneration shall be reduced by 20% (ii) for total replacement upto between 33% to 50%, remuneration shall be reduced by 25% and (iii) for total replacement upto between 50% to 66%, remuneration shall be reduced by 30% (iv) For total replacements beyond 66% of the key personnel the client	Replacement of professionals are bound to happen due to unavoidable circumstances, however the consultant will put its best effort to retain the key experts. In this regard it is requested that existing penalty on replacement is may be amended as follows. for total replacement upto 33% of key personnel, remuneration shall be reduced by 10% for total replacement upto between 33% to 50%, remuneration shall be reduced by 15% and for total replacement upto between 50% to 66%, remuneration shall be reduced by 20% (iv) For total replacements beyond 66% of the key personnel the client shall initiate action of higher penalty/ termination/ debarment upto 2 years as considered appropriate. However, no reduction in the remuneration shall be applicable for the key Personnel whose replacement is sought	As per RFP

Sr. No.	Clause No. Of RFP	RFP Reference	Suggestion/Query	Reply/ Clarification
		shall initiate action of higher penalty/termination/debarment upto 2 years as considered appropriate	after he/ she has been deployed for at least 50% of his/ her scheduled Man — months. For the avoidance of doubt, key Personnel replaced during negotiations or due to death/ extreme medical grounds and those replaced after deployment of 50% of his/ her scheduled Man —months, shall not be counted under the total replaced Key Personnel.	
16		Broad job-description and minimum qualification for key personnel mentioned above is enclosed as Enclosure—B. However, higher marks shall be accorded to the Candidate with higher relevant qualification and experience. All the CV's of the personals mentioned in Para 5.3(iii) of Data Sheet shall be evaluated at the time of evaluation of technical proposal. The age of the Key Personnel should not be more than 60 years on the date of submission of proposal. Consultants are advised in their own interest to.....action against that key personnel including debarment. The CV submitted by selected firm/JV shall be hoisted on official website of Employer	Kindly modify the age limit for all key personnel as 65 years of age.	As per RFP



