

National Highways & Infrastructure Development Corporation Limited

Project Name: Construction of 2-laning with hard shoulder configuration of Lunglei to Chhumkhum from Design Chainage Km 26.400 to Km 37.420 [Pkg-3] for Lunglei-Tlabung section of NH-302 in the State of Mizoram under 'Bharatmala Pariyojana' on EPC Mode.

Contract Package No.: NHIDCL/Mizoram/NH-302/Package-3/2020-21

Tender Id: 2020_NHIDC_602343_1

Amendment No. 1

Sl. No.	Reference section/clause no./ Annexure/items	Existing Provision	Modified Provision (To be read as)
1.	Clause 2.1.14 of RFP, Page no. 15 & 16	---	<p>(xiv) Stand debarred from the Authority as a natural consequence of termination of any project / contract of the Authority.</p> <p>(xv) Has been placed in the Negative List of firms by the Authority for any reason including failure to deliver contract in time bound manner, abandoning the project without permission of the Authority, poor performance, penalties, missing targets or milestones, missing interim targets, clumsy execution of works, unethical practices, failure to abide by Integrity Pact or failure to follow any lawful directions given by the Authority.</p>
2.	Clause 2.1.15 of RFP, Page no. 17	<p>The bidder including individual or any of its JV member, who are either having 2 (two) on-going EPC Project(s) in NHIDCL or on-going Project(s) worth of ₹ 500 Crore (Awarded Cost) or more in NHIDCL, as on date of financial bid opening, shall not be eligible to bid for this Project (Issuance of LOA will be considered as on-going project).</p>	<p>The bidder including individual or any of its a JV members or its Related Parties, who are already having two on-going EPC projects in NHIDCL or on-going projects worth Rs. 500 cr. (awarded cost) or more in NHIDCL, as on the date of financial bid opening, shall not be eligible to bid for this project.</p> <p>Explanation:</p> <p>(i) An LOA issued for any project shall be counted as an on-going project.</p> <p>(ii) Project having EPC cost of Rs. 25 Crores or less shall not be counted for this purpose.</p> <p>(iii) In case of a company, the Related Parties means Related Parties as defined in the Companies Act' 2013, and in case of a bidder other than a company, the Related Parties means bodies in which the bidder or its partners are partner, trustees or directors in other bodies whether incorporated or not.</p> <p>To substantiate this, the bidder shall provide an undertaking giving list of all such related parties and projects being executed by the Related Parties in NHIDCL.</p> <p>A certificate in this regard from the Statutory Auditor (with UDIN) shall also be provided by the bidder.</p>



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3.	Clause 23.1 of Article 23 of DCA, Page no. 130-132	---	<p>(v) As a natural consequence of the termination, due to the contractor's failure, the contractor shall deemed to have been debarred for a period of 2 years and shall not be able to bid any contract of the Authority either singularly or in a JV or its Related Parties. (Explanation:- Such debarment shall be a natural consequence of termination. No separate Show Cause / proceeding shall be initiated for placing such contractor under debarment).</p> <p>(vi) The Authority may, at its discretion, without terminating the contract and allowing the contractor to continue with the existing contract(s), place the contractor(s) in the 'Negative List' for any of the following reasons:</p> <p>a) Failure to achieve milestones proportionate to the encumbrance free ROW handed over.</p> <p>(b) Failure to achieve targets / interim targets duly communicated by the Authority or its officers;</p> <p>(c) Failure to mobilize machinery / manpower as per the discretion of the Authority or its officers;</p> <p>(d) Inefficient and unsafe execution of work showing total disregard to public safety in construction zone and public convenience.</p> <p>(e) Showing total disregard to environmental laws, local laws and State / local administration concerns;</p> <p>(f) Showing total lack of ability (whether managerial / technical) to execute projects of such size;</p> <p>(g) Failure to abide by any lawful direction of the Authority or its officers.</p> <p>(h) Failure of contractor to extend/ replenish the Performance Security as per Contract Agreement.</p> <p>(i) Failure of contractor to maintain the project highway during construction and/or after completion of work, during the maintenance period.</p> <p>(j) Failure of contractor to rectify defects/ unsafe work within the time period as directed by Authority Engineer.</p> <p>(k) Subcontracting part or whole of the work without approval of the Authority.</p> <p>(l) Failure of contractor to fulfill its obligations as per Article 3 of contract of agreement.</p>
			<p>Provided that, the Authority shall issue a notice giving 15 days time to the contractor before placing him in the 'Negative List' and upon evaluation of reply, if any, shall take a final decision. Such a notice shall not be issued</p>



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			<p>without the approval of an officer below the rank of Executive Director.</p> <p>Provided, upon satisfactory action on the matter for which the contractor has been placed in the list, the Competent Authority may allow the contractor to be deleted from the 'Negative List'.</p> <p>(vii) Consequence of placement in the Negative List:- <i>"The contractor to include all the JV partners and their related parties shall not be eligible to bid in any of the Authority's contracts / projects for a period of 2 years from the date of being placed in the negative list or till the completion of the ongoing contract or removal of the Contractor from the negative list, whichever is earlier."</i></p>																				
4.	Notice Inviting Bid, Page no. 4 & 5	The complete BID document can be viewed / downloaded from official portal of the CPPP website https://eprocure.gov.in/eprocure/app from 10/12/2020 to 25/01/2021 (upto 1100 hrs IST). Bidder must submit its Financial bid and Technical Bid at https://eprocure.gov.in/eprocure/app on or before 25/01/2021 (up to 1100 hrs IST). Bids received online shall be opened on 27/01/2021 (at 1130 hrs IST).	The complete BID document can be viewed / downloaded from official portal of the CPPP website https://eprocure.gov.in/eprocure/app from 10/12/2020 to 10/02/2021 (upto 1100 hrs IST). Bidder must submit its Financial bid and Technical Bid at https://eprocure.gov.in/eprocure/app on or before 10/02/2021 (up to 1100 hrs IST). Bids received online shall be opened on 11/02/2021 (at 1130 hrs IST).																				
5.	Data Sheet, Section-7, Page no. 49	<table border="1"> <thead> <tr> <th>Sl. No.</th> <th>Event Description</th> <th>Existing Date</th> <th>Modified Date</th> </tr> </thead> <tbody> <tr> <td>5.</td> <td>Last date of Request for BID Document</td> <td>[25.01.2021 up to 11:00 hrs]</td> <td>[10.02.2021 up to 11:00 hrs]</td> </tr> <tr> <td>6.</td> <td>BID Due Date</td> <td>[25.01.2021 up to 11:00 hrs]</td> <td>[10.02.2021 up to 11:00 hrs]</td> </tr> <tr> <td>7.</td> <td>Physical Submission of Bid Securing Declaration/POA etc</td> <td>[Upto 11:00 hrs IST on BID Opening Date]</td> <td>[Upto 11:00 hrs IST on BID Opening Date]</td> </tr> <tr> <td>8.</td> <td>Opening of Technical BIDs at venue 2.11.4 (i)</td> <td>[27.01.2021 after 11:00 hrs]</td> <td>[11.02.2021 after 11:00 hrs]</td> </tr> </tbody> </table>	Sl. No.	Event Description	Existing Date	Modified Date	5.	Last date of Request for BID Document	[25.01.2021 up to 11:00 hrs]	[10.02.2021 up to 11:00 hrs]	6.	BID Due Date	[25.01.2021 up to 11:00 hrs]	[10.02.2021 up to 11:00 hrs]	7.	Physical Submission of Bid Securing Declaration/POA etc	[Upto 11:00 hrs IST on BID Opening Date]	[Upto 11:00 hrs IST on BID Opening Date]	8.	Opening of Technical BIDs at venue 2.11.4 (i)	[27.01.2021 after 11:00 hrs]	[11.02.2021 after 11:00 hrs]	
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 (Ashok Kumar Singh)
 General Manager (Technical)

