

राष्ट्रीय राजमार्ग एवं अवसंरचना विकास निगम लिमिटेड

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

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BHARATMALA
ROAD TO PROSPERITY



NHIDCL
BUILDING INFRASTRUCTURE - BUILDING THE NATION
CIN: U45400DL2014GOI269062

(भारत सरकार का उद्यम)

(A Government of India Enterprise)

NHIDCL/A&N/NH-4/Package-VIII//2020

Dated: 16.12.2020

To

All Respective Bidders,

Subject: Rehabilitation of section from Km 298.00 to Km 330.662 (Karala to Kalipur) of NH-04 to Intermediate lane with hard shoulder in the Union Territory of Andaman & Nicobar Islands (Total Length 32.662 km) on EPC Mode (Package-VIII).

Reference: NIT, RFP and DCA Documents uploaded on CPP Portal and NHIDCL website on 07.12.2020.

Tender ID:-2020_NHIDC_601566_1.

ADDENDUM-I

Reference.	Existing Provision	New provision/amended provision
Revised Modified RFP	New Clause	Clause 2.1.14(xiv) Stands debarred by the Authority as a natural consequence of termination of any project/contract of the Authority.
	New Clause	Clause 2.1.14 (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, inefficient execution of works, unethical practices, failure to abide by Integrity Pact or failure to follow any lawful directions given by the Authority.
		Clause 23.1(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. <i>(Explanation: - Such debarment shall be a natural</i>

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Revised Modified DCA	New Clause	<p>consequence of termination. No separate Show Cause / proceeding shall be initiated for placing such contractor under debarment).</p> <p>Clause 23.1 (vi)</p> <p>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> <ul style="list-style-type: none">(a) Failure to achieve milestones proportionate to the encumbrance free ROW handed over;(b) Failure to achieve targets / interim targets duly communicated by the Authority or its officers;(c) Failure to mobilize machinery/ manpower as per the direction of the Authority or its officers;(d) Inefficient and unsafe execution of work showing total disregard to public safety in construction zone and public convenience;(e) Showing total disregard to environmental laws, local laws and State / local administration concerns;(f) Showing total lack of ability (whether managerial / technical) to execute projects of such size;(g) Failure to abide by any lawful direction of the Authority or its officers.(h) Failure of Contractor to extend/ replenish the Performance Security as per Contract Agreement.(i) Failure of Contractor to maintain the project highway during construction and/ or after completion of work, during the maintenance period.
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	<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 Agreement.</p> <p>Provided that, the Authority shall issue a notice giving 15 days time to the contractor before placing them in the 'Negative List' and upon evaluation of reply, if any, shall take a final decision. Such a notice shall not be issued 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 was placed in the list, the Competent Authority may allow the Contractor to be deleted from the 'Negative List'.</p> <p>Clause 23.1 (vii)</p> <p>Consequence of placement in the Negative List :-</p> <p><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>
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*The rest of the provisions of the RFP and DCA remain unchanged.



(V.Jaiswal)
Dy. General Manager (Tech)