

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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BHARATMALA  
ROAD TO PROSPERITY



BUILDING INFRASTRUCTURE - BUILDING THE NATION

CIN: U45400DL2014GOI269062

(भारत सरकार का उद्यम)

(A Government of India Enterprise)

NHIDCL/Assam/NH-17/Bil-Ghy/Pkg-7/2020/190301/633

14.12.2020

**Name of Work:** Widening/Improvement to 4 (Four) Lane with Paved Shoulder from Ch. 88.000km to Ch.99.930 km (Design Ch.84.100km to Ch.96.000km) of Sagunbashi forest (near Nichinta) to starting of Krishnai Bypass Section (Package-7) of Bilasipura-Guwahati road (NH 17) in the state of Assam on EPC mode.

**Tender ID:** 2020\_NHIDC\_601180\_1

Addendum No-1

Reference	Existing Provision	New provision/amended provision
Revised Modified RFP	New Clause	Cl. 2.1.14 (xiv) Stood debarred from the Authority as a natural consequence of termination of any project / contract of the Authority.
	New Clause	Cl 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, clumsy execution of works, unethical practices, failure to abide by Integrity Pact or failure to follow any lawful directions given by the Authority.
	Cl 2.1.15 The bidder including individual or any of its JV member, who are either having 2 (two) on-going EPC Project(s) in NHIDCL	Cl 2.1.15 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.

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	<p>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><b><u>Explanation:</u></b></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 Crore 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 Ac, 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, trustee 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 Statutory Auditor (with UDIN) shall also be provided by the bidder.</p>
<p>Revised Modified DCA</p>	<p>New Clause</p>	<p><b>Cl. 23.1(v)</b> 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.</p>
	<p>New Clause</p>	<p><b>Cl. 23.1(vi)</b> 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;</p> <p>(b) Failure to achieve targets / interim targets duly communicated by the Authority or its officers;</p> <p>(c) Clumsy execution of work showing total disregard to public safety in construction zone and public convenience;</p> <p>(d) Showing total disregard to environmental laws, local laws and State / local administration concerns;</p> <p>(e) Showing total lack of ability (whether</p>

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		<p>managerial / technical) to execute projects of such size;</p> <p>(f) Failure to mobilize machinery / manpower as per the discretion of the Authority or its officers;</p> <p>(g) Failure to abide by any lawful direction of the Authority or its officers.</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 without the approval of an officer below the rank of Dy. General Manger.</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>
	New Clause	<p><b>Cl. 23.1 (vii) Consequence of placement in the Negative List:-</b></p> <p>The contractor or its Related Parties shall not be able to bid in any of the Authority's contracts / projects for a period of 2 years or till the completion of the ongoing contract, whichever is earlier.</p>



14/12/2020

(K. C. Bhatt)

Dy. General Manager (Tech.)  
NHIDCL