



**Government of Jammu and Kashmir,**  
**OFFICE OF THE EXECUTIVE ENGINEER IRRIGATION AND FLOOD CONTROL**  
**DIVISION GANDERBAL.**  
**NOTICE INVITING TENDER**  
**E-N.I.T No. 05 of 2016-17 (e-Tendering)**

For and on behalf of Governor of J & K State, e-Tenders are invited on **Item rate basis** from approved and eligible contractors registered with J & K State Govt. for the following works.

<u>S No.</u>	<u>Name of Work</u>	<u>Adv. Cost</u>	<u>Earnest Money</u>	<u>Class Of Contract</u>	<u>Cost of Tender Doc.</u>	<u>Time Of Completion</u>	<u>Tender Receiving Authority</u>	<u>Head of A/C</u>
1	CONSTRUCTION OF PROTECTION WORK ON LEFT SIDE OF NILGRATH NALLAH NEAR HELIPAD OF SHRI AMARNATH JI YATRA.	8.39 LACS	Rs 16,780/-	CEE & DEE	Rs 800/-	10 Days	Ex. Engineer Irrigation and FC Division Ganderbal	MH-4711

**Position of Funds: Demanded**

01	Publishing Date	20/05/2016	9.00 A.M
02	Download Date Start	20/05/2016	10.00.A.M
03	Bid Submission Date Start	20/05/2016	11.00 A.M
04	Bid Submission Date End	27/05/2016	4.00 P.M
05	Submission of Hard Copy	28/05/2016	4.00 P.M
06	Bid Opening Date	30/05/2016	11.00 A.M

Executive Engineer,  
Irrigation and Flood Control Division,  
Ganderbal.

- 1) The NIT consisting of qualifying information, eligibility criteria, specifications, bill of quantities (B.O.Q) set of terms and conditions of contract and other details can be seen / downloaded from the departmental website [www.jktenders.gov.in](http://www.jktenders.gov.in)
- 2) The bids shall be deposited in electronic format on the departmental website [www.jktenders.gov.in](http://www.jktenders.gov.in)
- 3) The bids uploaded on the Web site up to due date and time will be opened on **30-05-2016 at (11.00 A.M)** in the Office of the Executive Engineer Irrigation and Flood Control Division Ganderbal in presence of the contractors who wish to attend. In case of Holidays or office happening to be closed on the date of opening of the tenders, the same will be opened on the next working day at the same time and venue. The complete bidding process will be online.
- 4) Bids must be accompanied with cost of tender document in shape of demand draft in favour of Executive Engineer Irrigation and Flood Control Division Ganderbal, and earnest money/ bid security in shape of CDR/FDR pledged to tender receiving authority (Executive Engineer Irrigation and Flood Control Division Ganderbal.). The tender for the work shall remain valid for period of 90 days from the date of opening of bid.
- 5) The earnest money shall be fortified if:-
  - a) Any bidder / tenderer withdraw his bid / tender during the period of bid validity or makes any modification in terms and conditions of the bid.
  - b) Failure of successful bidder to execute the agreement within 10 days after fixation of contract.
  - c) The tax is payable to all items of work involved as such contractors quote their rates inclusive of all taxes involved ( including S.T = Sales Tax Cess and I.T - Income Tax )
- 6) **Instruction to contractors regarding e-tendering process:-**
  - i. Bidders are advised to download tender submission manual from the "Downloads" option as well as from " Bidder Manual Kit" on website [www.jktenders.gov.in](http://www.jktenders.gov.in) acquaint tender submission process.
  - ii. To participate in bidding process, bidders have to get "Digital Signature Certificate (DSC)" as per information Technology Act 2000. Bidders can get digital Certificate from any approved vendor.
  - iii. The bidders have to submit their bids online in electronic format with digital Signature. No financial tender will be accepted in physical form.
  - iv) Bids will be opened online as per time schedule mentioned in Para -3.
  - v) Bidders must ensure to upload scanned copy of all necessary documents with bid. Besides original / Photocopies of documents related to the tender be submitted physically/ by registered post/ through courier before the date of opening of Bid.

**Note: - Scan all the documents on 100dpi with black and white option.**

- 7) The Department will not be responsible for delay in online submission due to any reasons.

- 8) Scanned copy of cost of tender document in shape of Demand Draft in favour of the Executive Engineer Irrigation and Flood Control Division Ganderbal and Earnest money / Bid Security in shape of CDR/FDR pledged to Executive Engineer Irrigation and Flood Control Division Ganderbal must be uploaded with the bid. The original demand Draft ( Cost of Tender Documents) CDR/FDR ( earnest money/ bid security) and relevant documents to be submitted to the tender receiving authority by registered post/ courier/ by hand before due date of submission of tender as per time schedule specified.
- 9) Bidders are advised not to make any change in BOQ (Bill of Quantities) contents. In no case they should attempt to create similar BOQ manually. The BOQ downloaded should be used for filling the item rate inclusive of all taxes and it should be saved with the same name as it contains.
- 10) **Price escalation and taxes:-** The unit rates and prices shall be quoted by the bidder entirely in Indian Rupees and the rates quoted shall be deemed to include price escalation and all taxes upto completion of the work unless otherwise, specified. Deduction on account of taxes shall be made from the bills of the contractor on gross amount of the bill as per rates prevailing at the time of recovery.
- 11) Any typographical error if found may be corrected and read with SSR 2012
- 12) Any item or items of work if required shall be executed shall be got executed strictly as per SSR 2012

**Contractors/bidders are advised to use “ My documents” area in their user on e-tendering portal to store such documents as are required.**

- 13) **Instructions to Contractor( ITC)**
  - i. All bidders shall include the following information and documents with their Bids TIN No./ PAN No./ Registration Card duly renewed for the current year.
  - ii. The bidder at his own responsibility and risk should visit and examine the site of work and its surroundings before submission of bid.
  - iii. All documents relating to the bid shall be in the English language.
  - iv. The distance for carriage of materials by Mechanical transport / Head load have been estimated tentatively which shall be paid as per actual during execution of work. (adv. At S No. 02)
- 14) **The Departmental material shall be supplied to the contractor on following rates from Divisional Stores:-**
  - i) **Cement @ Rs 455/bag**
  - ii) **Crate Mesh 4” x 4” @18.00/Sft.**
  - iii) **TMT Bars @ Rs 5700/Qtl.**

In case of non-availability of stocks in divisional stores the contractor may purchase the required material of quality and specifications prescribed, to be certified by Engineer in charge after getting non availability certificate from Executive Engineer and shall not be entitled for any type of excessive rates on this account.

15) **If the bidder does not quote rate for any item of the rate list/quantity Schedule , cost of such item/ items shall be deemed to be part of the overall/ total contract value. No rate shall be allowed for such item/ items in the allotment of contract.**

16) **Special conditions of contract:-**

i) Contractor / Bidder who fails to submit the hard copies for the uploaded tenderer will be debarred from participating in the tendering process for a period of six month in 1<sup>st</sup> instance. Their online uploaded tenders will not be considered for the said period.

ii) The CDR/DD uploaded for the work shall be forfeited.

17) **General conditions of contract:-**

- I. The date of start of the work shall be reckoned within one week from the Date of issuance of LOI/Contract allotment as the case may be.
- II. **Penalty for delay in completion:** - In case of delay in completion of Work beyond stipulated period of completion, penalty upto maximum of 10% of the contract shall be imposed.
- III. **Time extension:** - Suitable time extension shall be granted in case of increase in scope of work and in the event of delay beyond control of contractor to be determined by the Department.
- IV. **Advance Payments:** - No mobilization advance/equipment advance shall be paid unless otherwise specified in the SBD.
- v. **Retention Money:** - 10% shall be deducted from each running bill of the successful contractor which shall be released after virtual completion of work in all respects.
- VI. The tender receiving authority reserves the right to accept or reject any tender or all tenders without assigning any reason thereof.
- VII. In case of bid of the lowest diver is found unbalanced the successful shall have to produce additional performance security in case of CDR /FDR/Bank Guarantee before fixation of contractor as per following break up.

S No	% of unbalanced bid viz. advertised cost on account of low rates	Additionality performance security
01	Upto and including 15% below	Nil
02	Greater 15% and upto20% below	3%
03	Greater 20% and upto25% below	3.5%
04	Greater 25% and upto30% below	4%
05	Greater than 30% below	5%

- VIII. **Restoration of Work:** - On completion of contract the contractor shall be responsible to remove all unused material and restore all work in its original position at his own cost.
- IX. **Arbitration:** -The arbitration shall be conducted in accordance with the Arbitration procedure stated in the J & K conciliation and arbitration Act No. xxxv of 1997 issued vide SRO No.403 vide notification of J & K Govt." Law Department 11th December 1997).

- X. **Defect liability period:** - The DLP shall be calculated from date of certified completion of work and period shall be 6 months.
- XI. **Safety:** - The contractor shall be responsible for safety of all activities at site of work.
- XII. **Discoveries:** - Anything of historical or other interest or of significant value unexpectedly discovered on the site shall be the property of the government.
- XIII. **Tests:** - The contractor shall be solely responsible for carrying out the mandatory tests required for the quality control at his own costs.
- XIV. **Termination:** - the employer may terminate the contract if the contractor causes fundamental breach of the contract.
- XV. **Fundamental breach of contract will include:-**
- a. Continuous stoppage of work for a period of 30 days without authorization of Engineer in-charge.
  - b. Pursuant to the process of termination of defaulted contract, the employer reserves the right to invite fresh tender for the balance work at the risk and cost of defaulter contractor.
  - c. If the contractor fails to start/ complete the work, within the stipulated time period, his CDR/ Earnest Money shall be forfeited after termination of the contract. Besides, defaulting contractor shall be debarred from taking works in I & FC Department at least for one year.
  - d. Contactor being declared Bankrupt.
  - e. Any evidence of involvement of contractor in corrupt practices..
  - f. Contractor delaying the completion of work beyond stipulated time of completion
- xvi) Nothing shall be paid on account of dewatering or diversion even if Involved at Site.
- xvii) Major Labour laws applicable to establishment engaged in building and other Construction work:-
- a. Workmen compensation act 1923.
  - b. Payment of Gratuity Act 1972.
  - c. Employees P.F and Miscellaneous provision Act 1952.
  - d. Maternity benefits Act 1951.
  - e. Contract labour (Regulation and Abolition) Act 1970.
  - f. Minimum Wages Act 1948.
  - g. Payment of wages Act 1936.
  - h. Equal remuneration Act 1979.
  - i. Payment of bonus Act 1965.
  - j. Industrial disputes Act 1947.
  - k. Industrial employment standing orders Act 1946.
  - l. Trade union Act 1926.
  - m. Child labour (prohibition & regulation) Act 1986.

- n. Interstate Migrant workmen's (Regulation of employment and Conditions of service Act 1979..
- o. The building and other construction workers (regulation and Employment and condition of service) Act 1996 and the Census Act of 1996
- p. Factories Act 1948.
- q. Compliance with labour Regulation Laws of J & K State.
- xviii) **Insurance:** - Insurance cover to labour / Machinery/ Work/ Plant Material/ Equipment by the contractor shall be mandatory
- xiv) **Laws Governing the Contract:** - The contract shall be governed by Laws of the land
- xv) **Court's Jurisdiction:** - In case of any disputes/ differences between contractor and Department the jurisdiction shall be J & K State.
- xvi) **Time Extension:-**
  - a. The work to be completed within the limit specified in the NIT and the time of completion will also increase/ decrease in proposition with additional/ deleted quantum of work depending upon the actual quantum of work.
  - b. Request for extension of time shall be made by the contractor in writing not later than fifteen days of happening of the event causing delay. The contractor shall also indicate in such a request the period for which extension is desired.
  - c. Abnormal/ bad weather or serious loss of damage by fire or civil commotion, strike or lockout (other than among the labor engaged by the contractor) affecting any or the trades employed on the work or Non availability of departmental stores. Any other cause which in the absolute discretion of the accepting authority is beyond the contractor's desire.
  - d. On contractors representation based on the grounds as details above the time for completion of the work may be extended by a period considered reasonable by the department.

No: - 1169-1218  
Dt: - 19-05-2016

Executive Engineer,  
Irrigation and Flood Control Division,  
Ganderbal.

**Copy to the:-**

- 1) Chief Engineer Kmr, Irrigation and Flood Control Department Srinagar for information.

- 2) District Development Commissioner Ganderbal for favour of Information please.
- 3) Superintending Engineer Hydraulic Circle Srinagar for favour of information please. This is as per your telephonic instructions.
- 4-11) Executive Engineer PHE Division Ganderbal /R&B Division Ganderbal, PDD Ganderbal /New Ganderbal /PDD Kangan/ Generation Division Ganderbal.
- 12) Deputy Director information Deptt. Srinagar for information and n/a with request to please publish the tender notice in at least two leading local dailies before the due date of receipt of tenders.
- 13) SABA adverting agency ole zero bridge Armwari Rajbagh Srinagar for information. He will please broad cast the NIT on all India Radio during peak hours before due date for receipt of tenders.
- 14-16) Assistant Executive Irrigation sub Division Ganderbal / Kangan/F.C Sub Division Gbl..... for information and necessary action.
- 17-45) The president contractors Association ..... for information and necessary action.
- 46-49) AAO/HD/HC/CC..... for information and necessary action.
- 50) Notice Board of Irrigation and Flood control Division Ganderbal for information and necessary action of all concerned.