

## Section I: Notice Inviting Tender (NIT)

### 1. Notice Inviting Tender (NIT)

The President of India, through the Member (RM), CWC, New Delhi of the Executive Engineer, Upper Yamuna Division, in the Central Water Commission (hereinafter referred to as 'the Authority', 'the Head of Procurement', 'the Procuring Entity' and 'the Procuring Organisation' respectively), invites proposals (hereinafter referred to as the 'bid(s)') for entering into a contract for the delivery of Annual Maintenance Contract for Earth Receiving Station installed at Upper Yamuna Division, Kalindi Bhawan & Modelling Centre, FFM, CWC, New Delhi (hereinafter referred to as 'the Services'). This Tender Document, reference number, NIT No./02/2022-23/UYD/DELHI (hereinafter referred to as 'the Tender Document'), gives further details.

### 2. The Tender Document

#### 2.1. Bidders must read the complete 'Tender Document'.

This NIT is an integral part of the Tender Document and serves a limited purpose of invitation, and does not purport to contain all relevant details for submission of bids. 'Tender Information Summary' (TIS) appended to this notice gives a salient summary of the tender information. Any generic reference to NIT shall also imply a reference to TIS as well. However, Bidders must go through the complete Tender Document for details before submission of their Bids.

#### 2.2. Availability of the Tender Document

The Tender Document shall be published on the CPPPortal. It shall be available for download after the date and time of the start of availability till the deadline for availability as mentioned in TIS. Unless otherwise stipulated in TIS, the downloaded Tender Document is free of cost. If the Procuring Entity happens to be closed on the deadline for submitting the bids as specified above, this deadline shall *not* be extended. Any query/ clarification regarding downloading Tender Documents and uploading Bids on the e-Procurement portal may be addressed to the Help Desk (contact details given in TIS).

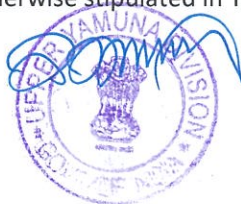
#### 2.3. Clarifications

A Bidder requiring any clarification regarding the Tender Document may ask questions in writing/ electronically from Office/ Contact Person as mentioned in TIS, provided the questions are raised before the clarification end date mentioned in TIS (or if not mentioned, before 7 days of the deadline for the bid submission). This deadline shall not be extended in case of any intervening holidays.

### 3. Eligibility Criteria for Participation in this Tender

Subject to provisions in the Tender Document, participation in this Tender Process is open to all bidders who fulfil the 'Eligibility' and 'Qualification' criteria. Bidder should meet the following eligibility criteria as of the date of his bid submission and should continue to meet these till the award of the contract. Bidder shall be required to declare fulfilment of Eligibility Criteria in Form 1.2 (Eligibility Declarations). Bidder unless otherwise stipulated in TIS/ AITB:

- 1) must be:



- (a) a natural person, private entity, public entity (State-owned enterprise or institution),
- (b) unless permitted explicitly in TIS/ AITB, not be (or proposes to be, a Joint Venture/ Consortium (an association of several persons, firms, or companies - hereinafter referred to as JV/C).
- (c) a provider of the Annual Maintenance Contract for Earth Receiving Station & Modelling Centre offered with valid registration regarding GSTIN, PAN, EPF, ESI, Labour, Private Security Agencies, as applicable to the subject Services.

2) must:

- (a) not be insolvent, in receivership, bankrupt or being wound up, not have its affairs administered by a court or a judicial officer, not have its business activities suspended and must not be the subject of legal proceedings for any of aforesaid reasons.
- (b) (Including their affiliates or subsidiaries or Contractors/ subcontractors for any part of the contract):
  - i) Not stand declared ineligible/ blacklisted/ banned/ debarred by the Central Water Commission or its Ministry/ Department from participation in its Tender Processes; and/ or
  - ii) Not be convicted (within three years preceding the last date of bid submission) or stand declared ineligible/ suspended/ blacklisted/ banned/ debarred by appropriate agencies of Government of India from participation in Tender Processes of all of its entities, for:
    - offences involving moral turpitude in business dealings under the Prevention of Corruption Act, 1988 or any other law; and/or
    - offences under the Indian Penal Code or any other law for causing any loss of life/ limbs/ property or endangering Public Health during the execution of a public procurement contract and/ or
    - suspected to be or of doubtful loyalty to the Country or a National Security risk as determined by appropriate agencies of the Government of India.
  - iii) Not have changed its name or created a new "Allied Firm", consequent to having declared ineligible/ suspended/ blacklisted/ banned/ debarred as above.
  - iv) Not have an association (as a bidder/ partner/ director/ employee in any capacity)
    - of any retired Manager (of Gazetted Rank) or any retired Gazetted Officer of the Central or State Government or its Public Sector Undertakings if such a retired person has not completed the cooling-off period of one year after his retirement. However, this shall not apply if such managers/ officers have obtained a waiver of the cooling-off period from their erstwhile organisation.
    - of the near relations of executives of Procuring Entity involved in this Tender Process
- (c) Not have a conflict of interest, which substantially affects fair competition. The prices quoted should be competitive and without adopting any unfair/ unethical/ anti-competitive means. No attempt should be made to induce any other bidder to submit or not to submit an offer for restricting competition

3) must fulfil any other additional eligibility condition, if any, as may be prescribed, in Tender Document.





- 4) must provide such evidence of their continued eligibility to the Procuring Entity if so requested.
- 5) of Class-II Local Suppliers and Non-Local Suppliers (as defined in Make-in-India policy) shall be eligible subject to certain conditions as detailed in the ITB-clause 4.1.
- 6) from specified countries having land borders with India (but not in development partnership with India) shall be eligible subject to certain conditions as detailed in the ITB-clause 3.3.

#### 4. Purchase Preference Policies of the Government

As detailed in the Tender Document, the Procuring Entity reserves its right to grant preferences to eligible Bidders under various Government Policies/ directives (policies relating to Make in India; MSME; Start-ups etc.).

#### 5. Pre-bid Conference:

If so indicated in TIS, Bidders are requested to attend a Pre-bid conference for clarification on the Tenders' technical specifications and commercial conditions, on the time, date, and place mentioned therein. Participation in such a Pre-Bid Conference is not mandatory. If a bidder does not participate or submit any query, then no subsequent representations from them regarding the Technical/ commercial specifications/ conditions shall be entertained.

#### 6. Submission of Bids:

- 1) Bids must be uploaded till the deadline for submission mentioned in TIS. If the office happens to be closed on the deadline to submit the bids as specified above, this deadline shall not be extended.
- 2) Unless otherwise specified, in TIS, originals (or self-attested copies of originals – as specified therein) of specified scanned uploaded documents must be physically submitted sealed in double cover and acknowledgement be obtained before the bid submission deadline at mentioned venue. Failure to do so is likely to result in the bid being rejected. If the office is closed on the deadline for physical submission of originals, it shall stand extended to the next working day at the same time and venue.
- 3) No manual Bids shall be made available or accepted for submission (except for originals of scanned copies as per sub-clause above). Bidder must comply with the conditions of the eProcurement portal, including registration, compatible Digital Signature Certificate (DSC) etc. In the case of downloaded documents, Bidder must not make any changes to the contents of the documents while uploading, except for filling in the required information.
- 4) The tenders shall be accompanied by Earnest Money Deposit (EMD) of Rs. 2,98,200/- (Rupees Two Lakh Ninety Eight Thousand Two Hundred) only. The EMD shall be drawn in favour of the authority stipulated in TIS. A self-attested scan of the EMD should be uploaded along with bids. Bids not complying with these provisions shall be rejected.
- 5) **Integrity Pact:** If so indicated, in the TIS/ AITB, all Bidders shall have to sign the Integrity Pact with the Procuring Entity as per 'Form 8: Integrity Pact'. Bids without a signed Integrity Pact shall be rejected.

#### 7. Bid Opening

Bids received shall be opened online at the specified date and time given in TIS. If the office is closed on the specified date of opening of the bids, the opening shall be done on the next working day at the same time.



## 8. Disclaimers and Rights of Procuring Entity

The issue of the Tender Document does not imply that the Procuring Entity is bound to select bid(s), and it reserves the right without assigning any reason to:

- a) reject any or all of the Bids, or
- b) cancel the tender process; or
- c) abandon the procurement of the Services; or
- d) issue another tender for identical or similar Services

*Note: For further details, please refer to appended TIS and the complete Tender Document.*

Digitally Signed by

Executive Engineer, Upper Yamuna Division, CWC, New Delhi

Appendix: Tender Information Summary (TIS)

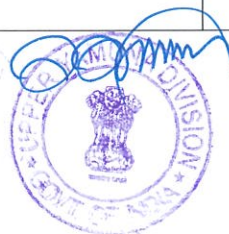


## Appendix to NIT: Tender Information Summary

Tender Document No. NIT No./02/2022-23/UYD/DELHI; Tender Title: Annual Maintenance Contract for Earth Receiving Station installed at Upper Yamuna Division, Kalindi Bhawan & Modelling Centre, FFM, CWC, New Delhi

(Ref ITB-clause 1.4)

Tender Information Summary (TIS)			
1.0 Basic Tender Details			
Tender Title	Annual Maintenance Contract for Earth Receiving Station installed at Upper Yamuna Division, Kalindi Bhawan & Modelling Centre, FFM, CWC, New Delhi		
Tender Reference Number	NIT No./02/2022-23/UYD/DELHI	Tender ID	2022_CWC_690968
Tender Type	Open Tender – Domestic	Form of Contract	Item Rate
Tender Category	Services & associated goods	No. of Covers	Two Covers
Bidding System	Single Stage	Price Structure	Item-rate Templates
e-Reverse Auction to be held after Financial bid opening (See AITB also in case of Yes)	No		
the Procuring Organisation:	Central Water Commission	The Procuring Entity:	Executive Engineer, Upper Yamuna Division
Authority on whose behalf Tender is invited	President of India	Through	Member (RM), CWC, New Delhi
Tender Inviting Authority (TIA)	Executive Engineer, Upper Yamuna Division	Address	Upper Yamuna Division, Central Water Commission, B-5, Kalindi Bhawan, Qutub Institutional Area, New Delhi-110016
Appointing Authority for Arbitration	Chief Engineer, Yamuna Basin Organisation		
2.0 Requirement Details (ITB 5.0)			
Contract Period:	Three Year	Consignee/ State:	New Delhi
Schedule	As per Schedule VI & Annexure-1		
Service Details:	As per Schedule VI & Annexure-1		
3.0 Critical Dates (ITB-clause 7.0; 8.0; 9.0, 10.0 and 11.0)			
Published Date	26/05/2022	Bid Validity (Days from the date of Bid Opening) – ITB-clause 9.3	90 Days
Document Download Start Date & Time	From 10:00 Hrs. On 26/05/2022	Document Download End Date & Time	Up to 11:00 Hrs of 20/05/2022





Clarification Start Date & Time	From 10:00 Hrs. On 26/05/2022	Clarification End Date & Time	Up to 15:00 Hrs of 01/06/2022
bid Submission Start Date & Time	From 10:00 Hrs. On 06/06/2022	bid Submission Closing Date & Time	Up to 17:00 Hrs of 20/06/2022
Bid Opening (techno-commercial bid) Date & Time	11:00 Hrs of 22/06/2022	Bid Opening (Financial bid) Date & Time	To be intimated later through CPP Portal
4.0 Eligibility to Participate (NIT-clause 3 and ITB-clause 3.2)			
Nature of Bidders eligible	Individual Service Providers/ Firms/Contractors		
Entities from countries not eligible to participate on reciprocal basis ITB-clause 4.1.2 (Make in India Policy)		Bidder from countries sharing a land border with India will be eligible to bid in any procurement whether of goods, services (including consultancy services and non-consultancy services) or works (including turnkey projects) <b>only if the bidder is registered with the Competent Authority.</b> The Competent Authority for registration will be the Registration Committee constituted by the Department for Promotion of Industry and Internal Trade (DPIIT). Political and security clearance from the Ministries of External and Home Affairs respectively will be mandatory.	
Minimum local content for eligibility to participate ITB-clause 4.1.4 (Make in India Policy)		20%	
Classes of Local Suppliers eligible to participate ITB-clause 4.1.4 (Make in India Policy)		Only Class-I and Class-II local Suppliers eligible	
Mandatory Joint venture with Indian Company ITB-clause 4.1.7 (Make in India Policy)		Manufacture under license/ technology collaboration agreements with phased indigenisation, foreign companies shall enter into a joint venture with an Indian company to participate. Bidder must obtain such an exemption letter and submit it along with his bid to avail such an exemption.	
5.0 Thresholds for Eligibility to Participate and Preference under Make in India Policy (ITB-clause 4.1.4			
Classification of Local Suppliers based on Minimum local content (ITB-clause 4.1.1)	[Class-I Local Suppliers: 50% Class -II Local Supplier: more than 20% but less than 50% Non-Local Supplier less than 20%]		
The margin of purchase preference (ITB-clause 4.1.4)	20%		
Is the requirement divisible for	No		



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preference (ITB-clause 4.1.5)	
Would the contract be split among more than one bidder (ITB-clause 4.1.5)	No
<b>6.0 Obtaining the Tender Document and clarifications (ITB 7.0)</b>	
eProcurement Portal and helpdesk for Document availability and submission	<a href="https://eprocure.gov.in/eprocure/app">https://eprocure.gov.in/eprocure/app</a> <a href="mailto:support-eproc@nic.in">support-eproc@nic.in</a> <a href="http://www.cwc.gov.in">www.cwc.gov.in</a>
Cost of Tender Document (INR)	Rs. 1000/- (Rupees One Thousand only) <b>through A/C payee demand draft (Non-Refundable)</b> drawn on any schedule bank in favour of the Executive Engineer, Upper Yamuna Division, CWC, New Delhi payable at New Delhi
Office/ Contact Person/ email for clarifications	Executive Engineer, Upper Yamuna Division Phone: (011) 26868120, Fax: (011) 26565579 e-mail: uydybo-cwc@nic.in
<b>7.0 Pre-bid Conference (ITB-clause 8)</b>	
Place, time, and date of the Pre-bid Conference	Upper Yamuna Division, Central Water Commission, B-5, Kalindi Bhawan, Qutub Institutional Area, New Delhi-110016 01/06/2022 on 15:00 Hrs.
Place, time, and date before which Written queries for the Pre-bid conference must be received	01/06/2022 on 15:00 Hrs.
Place, time, and date before which registration of participants for the Pre-bid conference must be received	Request for registration may be sent through E-mail (uydybo-cwc@nic.in) till 11:00 hrs on dated 19/03/2022
<b>8.0 Preparation and Submission and Opening of Bids (ITB-clause 9.0 and 10.0)</b>	
Bids to be Addressed to	President of India, Through Member (RM), CWC, New Delhi, Executive Engineer, Upper Yamuna Division
Instructions for Online bid Submission	<a href="https://etenders.gov.in/eprocure/app?page=HelpForContractors&amp;service=page">https://etenders.gov.in/eprocure/app?page=HelpForContractors&amp;service=page</a>
Bid Opening Place	On e-procurement portal (CPP portal). Bidders or his authorised representatives may also participate in online bid opening at Upper Yamuna Division, Central Water Commission, B-5, Kalindi Bhawan, Qutub Institutional Area, New Delhi-110016
Alternate Bids allowed or not ITB-clause 9.1.6	Only one bid meeting the conflict-of-interest criteria (as mentioned in this document) shall be considered as valid from a bidder.
<b>9.0 Physical submission of Originals/ Self-attested copies of Originals of Scanned Documents uploaded (ITB-clause 10.3)</b>	
Physical documents required/ permitted to be submitted	Yes






If Yes, List of Documents to be submitted physically		<b>Cost of Tender Document &amp; Bid Security/ Earnest Money Deposit</b> should be submitted in a sealed envelope addressed to the Executive Engineer, Upper Yamuna Division, Central Water Commission, B-5, Kalindi Bhawan, Qutub Institutional Area, New Delhi and duly marked as “Cost of Tender Document” & “Cost of BS/EMD” on Top and must reach office of Executive Engineer well before the last date of submission of bid.	
Deadline for physical submission of originals/ self-attested copies of Originals of uploaded scanned documents		Up to 17:00 Hrs of 20/06/2022	
Address of Physical Submission of Originals	Same as TIA above Upper Yamuna Division, Central Water Commission, B-5, Kalindi Bhawan, Qutub Institutional Area, New Delhi-110016		
<b>10.0 Documents relating to Bid Security (ITB-clause 9.4) and Performance Security (ITB-clause 13.2.4)</b>			
Bid Security/ Earnest Money Deposit	2% of the Estimated Cost	Form of Security and To whom to be addressed	The bid security may be accepted in the form of Insurance Surety Bonds, Account Payee Demand Draft, Fixed Deposit Receipt, Banker’s Cheque or Bank Guarantee from any of the Commercial Banks favouring Executive Engineer, Upper Yamuna Division, Central Water Commission, B-5, Kalindi Bhawan, Qutub Institutional Area, New Delhi BS/EMD can also be deposited online through NTRP Bharatkosh. Details to be filled in Bharatkosh is as under Ministry: “Water Recourses” Purpose: “Pay Earnest Money Deposit to CWC Divisions and NWIC” Pay & Account Office (PAO): “001872 PAO (CWC), New Delhi” Drawing & Disbursing Office(DDO): “201922 Executive Engineer”
Performance Security	3% of the Awarded Cost	Form of Security and To whom to be addressed	Performance Security may be furnished in the form of Insurance Surety Bonds, Account Payee Demand Draft, Fixed Deposit Receipt from a Commercial bank, Bank Guarantee from a Commercial bank favouring Executive Engineer, Upper Yamuna Division, Central Water Commission, B-5, Kalindi Bhawan, Qutub Institutional Area, New Delhi





Procurement of Annual Maintenance Contract for Earth Receiving Station installed at Upper Yamuna Division, Kalindi Bhawan & Modelling Centre, FFM, CWC, New Delhi

			PG can also be deposited online through NTRP Bharatkosh. Details to be filled in Bharatkosh is as under Ministry: "Water Recourses" Purpose: "Deposit of Performance Guarantee to CWC Divisions" Pay & Account Office (PAO): "001872 PAO (CWC), New Delhi" Drawing & Disbursing Office(DDO): "201922 Executive Engineer"
<b>Additional Clauses</b>			
<b>Clause</b>	<b>Description</b>		
Integrity Pact to be Signed and Submitted along with bid ITB-clause 9.2.1	NO	Independent External Monitor, Name and Contact Details	NO
Price Variation (ITB-clause 6.2.2)	NO	Advance Payments Provided	NO
Quantity Splitting/ Parallel Orders ITB-clause 13.1.2	NO	If yes, the Ratio of Distribution among L-1 and others	Not Applicable




## Section II: Instructions to Bidders (ITB)

### 1. The Tender Document

#### 1.1. Basic Tender Details

This 'Tender Document' Document (hereinafter referred to as the 'the Tender Document') details the terms and conditions for entering into a contract for delivery of the Services (hereinafter called 'the Services') mentioned in Section VI: "Schedule of Requirements". Bidders must go through the Tender Document for further details. 'Tender Information Summary' (TIS) is appended to Section I: Notice Inviting Tender (NIT) for ready reference. The 'Services' may include incidental Goods and Works if so indicated. In this Tender Document, any generic reference to 'Services' shall be deemed to include such incidental Goods and Works.

#### 1.2. Interpretations, Definitions, Abbreviations and Document Conventions

Section IV: General Conditions of Contract (GCC), details Tenets of interpretation (GCC-clause 1.1), Definitions (GCC-clause 1.2), Document conventions (GCC-clause 1.3) and Abbreviations (GCC-clause 1.4), which shall also apply to the rest of the Tender Document.

#### 1.3. Overview of Contents

- 1) Unless otherwise stipulated in TIS/ AITB, the Sections, Forms and Formats comprising this Tender Document are described in ITB-clauses 1.4, 1.5 and 1.6 below. A BOQ file separately available on the eProcurement Portal is also part of this Tender Document. Any generic reference to Tender Document shall also imply a reference to any/ all the sections, Forms, Formats and the BOQ file or other files that comprise this Tender Document.
- 2) Bidder must submit the bid in the Forms/ Formats mentioned in ITB-clauses 1.5 and 1.6 below. The sections mentioned in ITB-clause 1.4 below need not be signed or returned by the bidders; however, Bidder must declare in his bid Form (Form 1) that he has read, understood, complied, and stands bound by all requirements of these sections:

#### 1.4. Sections of the Tender Document (need not be signed or uploaded)

##### 1.4.1 Sections of the Tender Document (need not be signed or uploaded)

Unless otherwise stipulated in TIS/ AITB, the Tender Document contains the following sections, which are described in subsequent sub-clauses:

- 1) Section I: Notice Inviting Tender (NIT) and its Appendix: Tender Information Summary (TIS)
- 2) Section II: Instructions to Bidders (ITB)
- 3) Section III: Appendix to Instructions to Bidders (AITB)
- 4) Section IV: General Conditions of Contract (GCC)
- 5) Section V: Special Conditions of Contract (SCC)
- 6) Section VI: Schedule of Requirements
  - a) Section VI-1: Services and Activities Schedule
- 7) Section VII: Performance Standards and Quality Assurance
  - a) Section VII-1: Method Statement
  - b) Section VII-2: Work Plan
  - c) Section VII-3: Critical Material Schedule
- 8) Section VIII: Qualification Criteria

