



Letter No.3001

Date: 02/04/2021

Corrigendum Notice-1

With reference to Detail Tender Call Notice (DTCN) for the following Projects having Bid ids

- i) Construction of Gopabandhu Palli-Gandhi Road Birsa Chowk Road -Nala Road Drain in Rourkela on Percentage Rate Basis Bid Id No.RSCL/2822-(iii)/2021/Dated 16/03/2021
- ii) Construction of Government College Drain - Basanti Colony- Sarana Chowk Drain in Rourkela on Percentage Rate Basis. Bid Id No.RSCL/2822-(ii)/2021/Dated 16/03/2021
- iii) Construction of Madhusudan Pallia - Malgodam Road - Power House Road Drain and Railway Colony – Ispat Hotel Drain in Rourkela on Percentage Rate Basis Bid Id No.RSCL/2822-(1)/2021/Dated 16/03/2021

Are invited by Chief Executive Officer, Rourkela Smart City Limited are hereby modified as follows:

S.N	Particulars
	For incorporation of Government of Odisha Finance Department No 8943/F FIN-COD-MISC-0007-2019 Dated <u>18.03.2021</u> office Memorandum Subject : Bid Security /Earnest Money Deposit (EMD) Bid documents of above mentioned Projects Shall be read as mentioned in Annexure-1

Sd/-

Chief Executive Officer
Rourkela Smart City Ltd.

Annexure-1

Sl.No	Particular	Original Description	Revised Description
1	Cataract Data Para 9	Period of submission of original Bid security and Demand draft towards cost of Bid documents in the office of the Chief Executive Officer, Rourkela Smart City Ltd, Rourkela	Period of submission of original Bid security Declaration and Demand draft towards cost of Bid documents in the office of the Chief Executive Officer, Rourkela Smart City Ltd, Rourkela
2	ITB e-procurement Para 1.6.	Throughout these bidding documents, the terms “bid and tender” EMD and Bid Security and their derivatives (bidder / tenderer, bidding / tendering, etc.) are synonymous.	Throughout these bidding documents, the terms “bid and tender” EMD and Bid Security Declaration and their derivatives (bidder / tenderer, bidding / tendering, etc.) are synonymous.
3	ITB e-procurement Para 1.9.	The bidder intending to participate in the bid on-line shall prepare the bid security and demand draft towards cost of bid as per IFB (except for exempted contractors) and up load the scanned copy of the draft and bid security to the portal against the bid where he is participating and the original shall be deposited to the tender inviting officer within the period specified in the “contract data”. If the Bidder fails to deposit the original bid security and demand draft towards cost of bid within the stipulated time his bid shall be rejected and action as per prevailing rule shall be taken.	The bidder intending to participate in the bid on-line shall prepare the bid security declaration and demand draft towards cost of bid as per IFB (except for exempted contractors) and up load the scanned copy of the draft and bid security declaration to the portal against the bid where he is participating and the original shall be deposited to the tender inviting officer within the period specified in the “contract data”. If the Bidder fails to deposit the original bid security declaration and demand draft towards cost of bid within the stipulated time his bid shall be rejected and action as per prevailing rule shall be taken.
4	2. ELIGIBLE BIDDERS: Para 2.2	If the bidder has a relative employed as.....Schedule-G of....., Also, if the fact of relationship subsequently comes to light, his contract will be rescinded. The bid security or the performance security will be forfeited,.....that effect.	If the bidder has a relative employed as.....Schedule-G of....., Also, if the fact of relationship subsequently comes to light, his contract will be rescinded. The bid security declaration or the performance security will be forfeited,.....that effect.
5	2. ELIGIBLE BIDDERS: Para 4.1	Each bidder shall submit only one bid for one package. A bid is said to be responsive if accompanied by cost of bid document and appropriate bid security. The system shall consider only the last bid submitted through the E-Procurement portal.	Each bidder shall submit only one bid for one package. A bid is said to be responsive if accompanied by cost of bid document and appropriate bid security declaration. The system shall consider only the last bid submitted through the E-Procurement portal.
6	2. ELIGIBLE BIDDERS: Para 7.2	The bids uploaded by the Tender Inviting Officer may consist of general arrangements drawings or typical sections of the..... The bidder isrequired to down-load all	The bids uploaded by the Tender Inviting Officer may consist of general arrangements drawings or typical sections of the..... The bidder isrequired to down-load

		the documents including..... the drawings for preparation of his bid. It is not necessary on the part of thethe Officer Inviting the Bids will be construed as plea to disrupt thedding process and in such cases the bid security shall be forfeited	all the documents including..... the drawings for preparation of his bid. It is not necessary on the part of thethe Officer Inviting the Bids will be construed as plea to disrupt thedding process.
7	2. ELIGIBLE BIDDERS: Para 11.2 A.	Cost of “Bid document” & “Bid Security” shall comprise i. Cost of Bid Document ii. Bid Security in prescribed shape.	Cost of “Bid document” & “Bid Security Declaration” shall comprise i. Cost of Bid Document ii. Bid Security Declaration in prescribed shape
8	2. ELIGIBLE BIDDERS: Para 15. BID SECURITY.	Para 15. BID SECURITY. 15.1 The Bidder shall furnish, as part of his Bid, a Bid security for the amount mentioned under Contract Data..... The bidder shall scan all the written pages of the bid security and up load the same to the system in designated place. The successful lowest bidder will produce the original of all scanned documents for v e r i f i c a t i o n w i t h i n 5 days of opening of the tender Price Bid) In the eventuality of failure on the part of the successful bidder to produce the original documents, he will be debarred in future from participating in tender for three years and will be blacklisted by the competent authority. In s u c h a situation, successful L-2 bidder will be required to produce his original documents for consideration of his/her tender at the negotiated equal to L-1 bidder. 15.1.1 Deleted. 15.2 The Bid shall be declared non-responsive and shall be rejected if Submitted without an acceptable Bid Security and not secured as indicated in Sub-Clauses 15.1. 15.3. Combined bid security for more than one work is not acceptable. 15.5 The bid Security of unsuccessful bidders will be returned within 28 days of the end of the validity period specified in Sub-Clause 14.1. 15.6 The Bid Security of the successful bidder will be discharged when the bidder has signed the Agreement and furnished the required Performance	Para 15. BID SECURITY DECLARATION 15.1 The Bidder shall furnish, as part of his Bid, a Bid security declaration as per format of Annexure II. The bidder shall scan all the written pages of the bid security declaration and up load the same to the system in designated place. The successful lowest bidder will produce the original of all scanned documents for v e r i f i c a t i o n w i t h i n 5 days of opening of the tender (Price Bid) In the eventuality of failure on the part of the successful bidder to produce the original documents, he will be debarred in future from participating in tender for three years and will be blacklisted by the competent authority. In s u c h a situation, successful L-2 bidder will be required to produce his original documents for consideration of his/her tender at the negotiated equal to L-1 bidder. 15.1.1 Deleted. 15.2 The Bid shall be declared non-responsive and shall be rejected if Submitted without an acceptable Bid Security declaration and not secured as indicated in Sub-Clauses 15.1. 15.3. Combined bid security declartion for more than one work is not acceptable. 15.5 Deleted. 15.6 Deleted 15.7 Deleted. 16.2 The Bidder shall go through the

		<p>Security and Additional Performance security if any</p> <p>15.7 The Bid Security may be forfeited</p> <p>16.2 The Bidder shall go through the Bid carefully and list the documents those are asked for submission. He shall prepare all documents including cost of Bid Document, Bid Security, Declaration form, price bid etc and store in the system.</p>	<p>Bid carefully and list the documents those are asked for submission. He shall prepare all documents including cost of Bid Document, Bid Security declaration, other Declaration form, price bid etc and store in the system.</p>
9	2. ELIGIBLE BIDDERS: Para 21. OPENING OF THE BID: 21.4	<p>During bid opening, the covers containing original demand draft towards Cost of bid in the form specified in the Invitation for Bid, received after last of receipt of bid and before opening of the bids shall be opened and declared. The original copy of the Bid Security in the form, amount and period of validity in conformity with clause 15 shall be checked and announced. The list of bidders who have submitted the original copy of the cost of Bid and Bid Security shall be prepared and announced.</p> <p>21.4.1 Combined bid security for more than one work is not acceptable. If the bid security furnished does not conform to the amount and validity period as specified in clause 15 and has not been furnished in the form specified in Clause 15, the bid will be declared non-responsive and rejected.</p>	<p>During bid opening, the covers containing original demand draft towards Cost of bid in the form specified in the Invitation for Bid, received after last of receipt of bid and before opening of the bids shall be opened and declared. The original copy of the Bid Security in the form, amount and period of validity in conformity with clause 15 shall be checked and announced. The list of bidders who have submitted the original copy of the cost of Bid and Bid Security Declaration shall be prepared and announced.</p> <p>21.4.1 Combined bid security for more than one work is not acceptable. If the bid security furnished does not conform to the amount and validity period as specified in clause 15 and has not been furnished in the form specified in Clause 15, the bid will be declared non-responsive and rejected.</p>
10	2. ELIGIBLE BIDDERS: Para 21. OPENING OF THE BID: 21.5.1	<p>The Opening Officers will systematically check the scanned demand draft towards cost of the bid document and the scanned document of Bid security with that of the original submitted. If found in order, they will continue opening of all other documents in the system provided under Technical Bid.</p>	<p>The Opening Officers will systematically check the scanned demand draft towards cost of the bid document and the scanned document of Bid security Declaration with that of the original submitted. If found in order, they will continue opening of all other documents in the system provided under Technical Bid.</p>
11	2. ELIGIBLE BIDDERS: Para 21. OPENING OF THE BID: 21.5.2	<p>Subject to confirmation of the bid security by the issuing institutions, the bids accompanied with appropriate bid cost and valid bid security will be taken up for evaluation with respect to the qualification Information and other.</p>	<p>The bids accompanied with appropriate bid cost and valid bid security declaration will be taken up for evaluation with respect to the qualification Information and other.</p>
12	2. ELIGIBLE BIDDERS: Para 21. OPENING OF	<p>The Technical evaluation of all the bids will be taken up as per the information furnished by the Bidders. If any of the information/ statements/documents/</p>	<p>The Technical evaluation of all the bids will be taken up as per the information furnished by the Bidders. If any of the information/ statements/documents/</p>

	THE BID: 21.6	/certificates furnished by the bidder is found to be false/fabricated/bogus, his EMD/Bid Security shall stand forfeited and his registration in the portal shall be blocked and the bidder is liable to be blacklisted.	/certificates furnished by the bidder is found to be false/fabricated/bogus, his registration in the portal shall be blocked and the bidder is liable to be blacklisted.
13	24. Examination Of Bids And Determination Of Responsiveness:	24.1.1 Whether the Bid security is confirmed by issuing institution/bank.	24.1.1. Deleted
14	27. Options If The Bidder Backs Out From Bidding Process: 27.1	In case the 1st lowest Bidder or even the next lowest Bidder withdraw in series one by one, thereby facilitating a particular Bidder for award, then they shall be penalized with adequate disincentives with forfeiture of EMD/Bid Security unless adequate justification for such back out is furnished. Appropriate action for blacklisting the bidder shall also be taken apart from disincentivising the bidder	In case the 1st lowest Bidder or even the next lowest Bidder withdraw in series one by one, thereby facilitating a particular Bidder for award, then they shall be penalized with Appropriate action i.e. blacklisting the bidder as per Guiding of OPWD
15	27.2	The bidding process shall be deemed to be complete after the issue of letter of acceptance. If the bidder fails to sign the agreement within the stipulated period mentioned under clause 29.2, his bid security shall stand forfeited	The bidding process shall be deemed to be complete after the issue of letter of acceptance. If the bidder fails to sign the agreement within the stipulated period mentioned under clause 29.2, action will be taken as clause 29.2
16	29. NOTIFICATION OF AWARD AND SIGNING OF AGREEMENT: 29.2	The bidder shall within 15 days of issue of letter of acceptance, furnish the Performance security & additional Performance security (if any) in the form & the work programme & shall sign the agreement in prescribed format, failing which the Engineer-in-Charge shall without prejudice to any other right or remedy available in law, be at liberty to forfeit the Bid Security absolutely. The agreement will incorporate all agreements between the officer inviting the bid and the successful bidder. If L1 bidder does not turn up for agreement after finalization of the tender, then he shall be debarred from participation in bidding for three years and action will be taken to blacklist the contractor. In that case, the L2 bidder, if fulfils, required criteria would be called for drawing agreement for execution of work subject to the condition that L2	The bidder shall within 15 days of issue of letter of acceptance, furnish the Performance security & additional Performance security (if any) in the form & the work programme & shall sign the agreement in prescribed format, failing which the Engineer-in-Charge shall without prejudice to any other right or remedy available in law, be at liberty to either blacklist or debarred from participation in bidding for three years or both. The agreement will incorporate all agreements between the officer inviting the bid and the successful bidder. If L1 bidder does not turn up for agreement after finalization of the tender, then he shall be debarred from participation in bidding for three years and action will be taken to blacklist the contractor. In that case, the L2 bidder, if fulfils, required criteria would be called for

		<p>bidder negotiates at par with the rate quoted by the L1 bidder otherwise the tender will be cancelled.</p> <p>In case a contractor is black listed, it will be widely published and intimated to all departments of Government and also to Govt. of India agencies working in the state.</p>	<p>drawing agreement for execution of work subject to the condition that L2 bidder negotiates at par with the rate quoted by the L1 bidder otherwise the tender will be cancelled.</p> <p>In case a contractor is black listed, it will be widely published and intimated to all departments of Government and also to Govt. of India agencies working in the state.</p>
17	DETAILED TENDER CALL NOTICE Para 20	<p>The bid must be accompanied by security of the amount @ 1% (One per cent) of the estimated cost put to tender Rs..... /- (Rs. *** Crore** Lakhs *** Thousand *** Hundred Seventeen Only) along with tender in the form of Fixed Deposit Receipt Nationalized /Scheduled Bank /Kissa Vikash Patra / Post Office Savings Bank Account / National Savings Certificate / Postal Office Time Deposit Account/ /Bank Guarantee of Nationalised bank/Scheduled Bank of India counter guaranteed by local branch at Rourkela with 90 days validity duly pledged in favour of the “The Chief Executive Officer, Rourkela Smart City Limited and payable at Rourkela” as per the terms and conditions laid down in OGFR and in no other form. Tenders not accompanied with E.M.D. as specified above will not be considered. No adjustment of E M . D . from one work, to will be entertained. Tenders not accompanied with scanned copy of E.M.D. as s p e c i f i e d above shall be declared as non- responsive and thus liable for rejection. The bid security should remain valid minimum of 45(Forty-five) days beyond the bid validity period.</p> <p>(N.B.:- Bank Draft / Pay orders or Bankers cheque from any nationalized bankshall be considered as E.M.D)</p>	<p>The bid must be accompanied by Bid security declaration accepting, that if the bidder withdraw or modify its bid during the period of validity .i.e. not less than 90(Ninety) days from the bid due date or if the bidder is awarded the contract and fail to sign the contract or to submit a performance security and Addition Performance Security. Tender Not accompanied with Scanned copy of Bid security declaration shall be declared as non-responsive and thus liable for rejection. The bid security Declaration should remain valid minimum of 45(Forty-five)days beyond the bid validity period.</p>
18	DETAILED TENDER CALL NOTICE Para 20 In Bid Id No.RSCL/2822-(ii)/2021/Dated	<p>The bid must be accompanied by security of the amount @ 1% (One per cent) of the estimated cost put to tender of Rs.9,09,06,522/- (Rs. Nine Crore Nine Lakhs Six Thousand five hundred Twenty two only)</p>	<p>The bid must be accompanied by security of the amount @ 1% (One per cent) of the estimated cost put to tender of Rs. 8,88,26,086/- (Rs. Eight Crore Eighty Eight Lakhs Twenty Six Thousand Eighty Six Only)</p>

	16/03/2021		
18	DETAILED TENDER CALL NOTICE Para 25	<p>The Engineer-in-charge will notify the bidder / tenderer whose bid has been accepted of the award prior to expiration of the validity period by cable, telex or facsimile confirmed by registered letter. This letter (hereinafter and in the conditions of Contract called the “Letter of Acceptance”) will state the sum that the Engineer-in-charge will pay the contractor in consideration of the execution and completion of the Works by the contractor as prescribed by the contract (Hereinafter and in the contract called the “Contract Price”).</p> <p>The Notification of award will constitute the formation of the contract, subject only to the furnishing of a performance security (Initial Security Deposit) in form of Deposit receipt of Schedule Bank / Kissan Vikash Patra / Post Office Savings Bank Account/National Savings Certificate/ Post Office Time Deposit Account/Bank Guarantee of nationalised Bank /Schedule Bank of India counter guaranteed by local Branch at Rourkela with validity of One year / duly pledged in favour of the Chief Executive Officer Rourkela Smart City Limited. Rourkela & payable at Rourkela and in no other form, which including the amount already deposited as bid security (earnest money) shall be 2% of the value of the tendered amount and sign the agreement in the P.W.D. form No. P-1 (Schedule XLV No. 61) for the fulfilment of the contract in the office of the Chief Executive Officer and payable at Rourkela or as directed. The security deposit together with the earnest money and the amount withheld according to the provision of P-1 agreement shall be retained as security for the due fulfillment of this contract and additional performance security in accordance with the provisions of the agreement. The agreement will incorporate all agreements between the officer inviting the bid/ Engineer-in Charge and the successful bidder within 15 days following the notification of award along with the Letter of Acceptance. The successful bidder will</p>	<p>The Engineer-in-charge will notify the bidder / tenderer whose bid has been accepted of the award prior to expiration of the validity period by cable, telex or facsimile confirmed by registered letter. This letter (hereinafter and in the conditions of Contract called the “Letter of Acceptance”) will state the sum that the Engineer-in-charge will pay the contractor in consideration of the execution and completion of the Works by the contractor as prescribed by the contract (Hereinafter and in the contract called the “Contract Price”).</p> <p>The Notification of award will constitute the formation of the contract, subject only to the furnishing of a performance security (Initial Security Deposit) in form of Deposit receipt of Schedule Bank / Kissan Vikash Patra / Post Office Savings Bank Account/National Savings Certificate/ Post Office Time Deposit Account/Bank Guarantee of nationalised Bank /Schedule Bank of India counter guaranteed by local Branch at Rourkela with validity of One year / duly pledged in favour of the Chief Executive Officer Rourkela Smart City Limited. Rourkela & payable at Rourkela and in no other form, which shall be 2% of the value of the tendered amount and sign the agreement in the P.W.D. form No. P-1 (Schedule XLV No. 61) for the fulfillment of the contract in the office of the Chief Executive Officer and payable at Rourkela or as directed. The additional performance security in accordance with the provisions of the agreement. The agreement will incorporate all agreements between the officer inviting the bid/ Engineer-in Charge and the successful bidder within 15 days following the notification of award along with the Letter of Acceptance. The successful bidder will sign the agreement and deliver it to the Engineer-in Charge. Following documents shall form part of the agreement...</p>

		<p>sign the agreement and deliver it to the Engineer-in Charge. Following documents shall form part of the agreement...</p> <p>b) Standard P.W.D. Form P-1 with latest amendments. Failure to enter in to the required agreement and to make the security deposit as above shall entail forfeiture of the Bid Security (earnest money) .No contract (tender) shall be finally accepted until the required amount of initial security money is deposited The security will be refunded after 12 (Twelve) months of completion of the work and payment of the final bill and will not carry any interest. As concurred by Law Department & F i n a n c e Department In their U.O.R. No 848, dt.21.05.97 .O.R.No.202 W.F.D. dtd.06.03.98 respectively the E.M.D. will be forfeited case, where tenderers back out from the offer before acceptance of tender by the competent authority.</p>	<p>b) Standard P.W.D. Form P-1 with latest amendments. Failure to enter in to the required agreement is at liable to either blacklist or debarred from participation in bidding for three years or both. .No contract (tender) shall be finally accepted until the required amount of initial security money is deposited The security will be refunded after 12 (Twelve) months of completion of the work and payment of the final bill and will not carry any interest. As concurred by Law Department & F i n a n c e Department In their U.O.R. No 848, dt.21.05.97 .O.R.No.202 W.F.D. dtd.06.03.98 respectively the E.M.D. will be forfeited case, where tenderers back out from the offer before acceptance of tender by the competent authority.</p>
19	102: ELIGIBILITY CRITERIA:VI	<p>After the date & time of receipt of bid is over, the original Bid security and Demand draft towards cost of Bid documents shall be submitted in the office of the undersigned on or before date & time of opening of Bid as specified at Contract data above, and as per date mentioned in contract Data during office hours on working days failing which the bid will be rejected.</p>	<p>After the date & time of receipt of bid is over, the original Bid security declaration and Demand draft towards cost of Bid documents shall be submitted in the office of the undersigned on or before date & time of opening of Bid as specified at Contract data above, and as per date mentioned in contract Data during office hours on working days failing which the bid will be rejected.</p>
20	APPENDIX - II	<p>Bank Guarantee for BID Security (Refer Clauses 20)</p>	<p>Bid Securing Declaration (Refer DTCN Clause 20)</p>
21	PROCEDURE UNDER E- TENDERING INSTRUCTIONS TO APPLICANTS	<p>5. PREPARATION & SUBMISSION OF BID.....</p> <p>f) Bid Security of Rs..... in shape of Demand Draft in Schedule Bank , Fixed Deposit Receipt of Nationalized /Scheduled Bank /Kissan Vikash Patra / Post Office Savings Bank Account / National Savings Certificate / Postal Office Time Deposit Account/Bank Guarantee of Nationalised bank/Scheduled Bank of India counter guaranteed by local branch at Rourkela for validity of 180 day Rourkela Payable</p>	<p>5. PREPARATION & SUBMISSION OF BID.....</p> <p>f) Bid Security Declaration as per DTCN</p>

		at Rourkela in favor of beneficiary mentioned in the Instruction to Bidder or as per DTCN	
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APPENDIX – II

Bid Securing Declaration
(Refer DTCN Clause 20)

Name of the Project: Construction of..... Drain in Rourkela on Percentage Rate Basis

I hereby submit a declaration that the bid submitted by the undersigned, on behalf of the bidder, [Name of the bidder], shall not be withdrawn or modified during the period of validity i.e. not less than 90 (Ninety) days from the bid due date.

I, on behalf of the bidder, [Name of the bidder], also accept the fact that in case the bid is withdrawn or modified during the period of its validity or if we fail to sign the contract in case the work is awarded to us or we fail to submit a performance security before the deadline defined in DTCN Para 25, then [Name of the bidder] will be suspended for participation in the tendering process for the work of RSCL/RMC/OPWD and work under other Centrally/State Sponsored Schemes, for a period of 3 (Three) Year from the bid due date of this work.

For _____ [Name of the bidder].

(Signature, name and designation of the Authorised Signatory)

(Official Seal)

Date:

Place: