

झारखण्ड सरकार
पेयजल एवं स्वच्छता विभाग

संकल्प

सं०स० :- 07/विधि- 2440/2013-

4732

राँची, दिनांक :- 27/11/18

विषय :- पेयजल एवं स्वच्छता विभाग अंतर्गत 2.5 (ढाई) करोड़ रुपये से अधिक लागत के कार्यों हेतु लागू Standard Bidding Document (SBD) के कतिपय कण्डिकाओं में संशोधन करने के संबंध में।

पेयजल एवं स्वच्छता विभाग अंतर्गत 2.5 (ढाई) करोड़ रुपये से अधिक लागत के कार्यों के कार्यान्वयन हेतु Standard Bidding Document (SBD) विभागीय पत्रांक- 4247 दिनांक- 23.10.2009 द्वारा लागू किया गया है। विगत सालों में निविदा संबंधित अनुभव के आधार पर SBD को ज्यादा पारदर्शी बनाने एवं अधिक संख्या में प्रतिस्पर्धा सुनिश्चित करने के साथ कुछ नए प्रावधानों को SBD में समावेशित करने की आवश्यकता है।

2. तदनुरूप वर्तमान में लागू Standard Bidding Document (SBD) में कण्डिकाओं में सुधार किए जाने की आवश्यकता है।
3. तदनुरूप SBD के वर्तमान प्रावधानों को कण्डिकावार निम्न तालिका के अनुसार संशोधित किया जाता है :-

SBD की धारा	वर्तमान प्रावधान	संशोधित प्रावधान
ITB, Article 4.5A(b)	The contractor/ firm must have satisfactorily completed (not less than 90% of estimated value), as a prime contractor <u>at least one similar work</u> of value not less than amount indicated in Appendix (usually not less than 50% of estimated value of contract in last five years with components mentioned in Para "C" mostly).	The contractor/ firm must have satisfactorily completed (not less than 90% of contract value), as a prime contractor of value not less than at least:- (i) <u>For contract value up to 10 Crore:-</u> Similar* nature of work or sum total of the mini water supply schemes (with pipeline and ESR) amounting to 50% value of the bid amount in the last five financial year. (<i>minimum annual financial turnover in all classes of civil engineering construction works shall not be less than the estimated cost of the project</i>); (ii) <u>for contract value more than 10 crores:-</u> i) Three similar* works each of value not less than Rs..... (25% of estimated value of contract) or ii) Two similar* works each of value not less than Rs.....(30% of estimated value of contract) or iii) One similar* work of value not less than Rs. (50% of estimated value of contract) in the last five years); * Similar work means work with components mentioned in Para "C (ii

SBD की धारा	वर्तमान प्रावधान	संशोधित प्रावधान or iii)" mostly.
ITB, Article 4.5A(c)	<p>Executed in any one year in last five years, the minimum quantities of the following items of work as indicated in Appendix.</p> <ul style="list-style-type: none"> - Intake well – (25%) - WTP – (25%) - ESR – (50%) - Pipe line – (25%) - Pump + Motor –(50%) - Transformer – (50%) 	<p>Executed in <u>last five years</u>, the minimum quantities of the following items of work as indicated in Appendix</p> <p>(i) No component wise experience required for work value below 10 Crore.</p> <p>(ii) <u>For work value between 10 Cr to 50.00 cr.</u></p> <p>Intake Well / WTP– 25%</p> <p>ESR – 25%</p> <p>Pipe line – 25%</p> <p><u>(iii) For work value more than 50.00 cr.</u></p> <p>Intake well – (25%)</p> <p>WTP – (25%)</p> <p>ESR – (50%)</p> <p>Pipe line – (25%)</p>
ITB, Article 4.8	<p>Even though the bidders meet the above qualifying criteria, they are subject to be disqualified if they have:</p> <ul style="list-style-type: none"> - made misleading or false representations in the forms, statements and attachments in proof of the qualification requirements; and /or - record of poor performance such as abandoning the works, not properly completing the contract, inordinate delays in completion, litigation history, or financial failures etc.; and /or - participated in the previous bidding for the same work and had quoted unreasonable bid prices (High) and could not furnish rational justification to the employer. 	<p>Even though the bidders meet the above qualifying criteria, they are subject to be disqualified if they have:</p> <ul style="list-style-type: none"> - made misleading or false representations in the forms, statements and attachments in proof of the qualification requirements; and/or - Record of poor performance such as abandoning the works, not properly completing the contract, inordinate delays in completion, litigation history, or financial failures etc.; and/or - participated in the previous bidding for the same work and had quoted unreasonable bid prices (too high or too Low) and could not furnish rational justification to the employer.
ITB Article 9.1.1	<p>A prospective bidder requiring any clarification of the bidding documents may notify the Employer in writing or by cable (hereinafter "cable" includes telex and facsimile) at the Employer's address indicated in the invitation to bid. The Employer will respond to any request for clarification which he received earlier than 15 days prior to the deadline for submission of bids. Copies of the Employer's response will be forwarded to all purchasers of the bidding documents, including a description of the enquiry but without identifying its source.</p>	<p>A prospective bidder requiring any clarification of the bidding documents may notify the Employer in writing or by cable (hereinafter "cable" includes telex and facsimile & Email) at the Employer's address indicated in the invitation to bid. The Employer will respond to any request for clarification which he received earlier than 15 days prior to the deadline for submission of bids. Copies of the Employer's response will be forwarded to all purchasers of the bidding documents, including a description of the enquiry but without identifying its source.</p>
ITB, Article 9.2.3	<p>The bidder is requested to submit any questions in writing or by cable to reach the Employer not later than one week before the meeting.</p>	<p>The bidder is requested to submit any questions in writing or by cable (cable as defined in 9.1.1) to reach the Employer not later than one week before the meeting.</p>
ITB, Article 16.1.c	<p>Indian Post Office/National Savings Certificates duly endorsed by the competent postal authority in India.</p>	<p>Indian Post Office/Fixed Deposit /National Savings Certificates duly endorsed by the competent authority in India.</p>
ITB, Article 23.1	<p>The Employer will open all the Bids submitted online including modification made pursuant to Clause 22, in the presence of the Bidders or their</p>	<p>The Employer will open all the Bids submitted online including modification made pursuant to Clause 22, in the manner specified in Clause 20 and 23.3. In the event</p>

SBD की धारा	वर्तमान प्रावधान	सशोधित प्रावधान
	representatives who choose to attend at time, date and the place specified in Appendix in the manner specified in Clause 20 and 23.3. In the event of the specified date of Bid opening being declared a holiday for the Employer, the Bids will be opened at the appointed time and location on the next working day. A notice for the same shall be posted on the website.	of the specified date of Bid opening being declared a holiday for the Employer, the Bids will be opened at the appointed time and location on the next working day. A notice for the same shall be posted on the website.
ITB, Article 32	Employer's Right to Accept any Bid and to reject any or all Bids	Employer's Right to Accept or Reject any Bid or all Bids along with blacklisting for concealing any fact. In case the Bidder (By itself or in a Consortium or JV) is found to have been debarred or blacklisted by the Union Government or any State Government or any Undertaking /PSU of the Union Government or any State Government.
ITB, Article 32.2	added	Bidder would give an undertaking mentioning all the ongoing projects in detail. If it is found that any bidder has not mentioned even one ongoing project the bid will be rejected, if due to this the Bid capacity gets manipulated.
ITB Article 32.3	added	After award of contract, if the Bidder is found to have concealed any fact relevant to projects, the employer may blacklist the Bidder or Bidders within 180 days, with due process as- (i) 3 years Blacklisting for the project cost Rs. 2.50 Crore to Rs. 10.00 Crore (ii) 5 Years Blacklisting for the project Cost above Rs. 10.00 Crore to Rs. 100.00 Crore (iii) 10 Years Blacklisting for the project Cost above Rs. 100.00 Crore.
Section-3 (Condition of Contract) Clause 28.1 (Completion date)	The Engineer shall extend the Intended Completion Date if a Variation is issued which makes it impossible for Completion to be achieved by the Intended Completion Date without the Contractor taking steps to accelerate the remaining work and which would cause the Contractor to incur additional cost.	The Engineer shall extend the intended completion date if a variation is issued or on account of reasons such as (i) unavailability of free work front, (ii) delay in utility shifting, (iii) delay in environmental clearance (iv) delay in approval of subcontract by employer and (v) force majeure (Natural calamities or conditions beyond human control). If delay is attributed to the contractor such as poor mobilisation of man, materials and machineries, the extension of time will be granted with liquidated damages and for that period price escalation will not be given. The proposal for extension of time will be submitted by the contractor with supporting documents, recommended by the engineer after proper scrutiny of reasons of the delay and approved by the competent authority.
Section-1 Information to bidders clause 37.1 corrupt or fraudulent practices	The employer will reject a proposal for award if it determines that the bidder recommended for award has engaged in corrupt or fraudulent practices in competing for the contract in question and will declare the firm ineligible, either indefinitely or for a stated period of time, to be awarded a contract with national Highways Authority of India/State PWD	The employer will reject a proposal for award if it determines that the bidder recommended for award has engaged in corrupt or fraudulent practices in competing for the contract in question and will declare the firm ineligible, either indefinitely or for a stated period of time, to be awarded a contract with GOI Deptt./State Deptt. and any other agencies, if kit at any time determines that

SBD की धारा	वर्तमान प्रावधान	संशोधित प्रावधान
	and any other agencies, if at any time determines that the firm has engaged in corrupt or fraudulent practices in competing for the contractor, or in execution.	the firm has engaged in corrupt or fraudulent practices in competing for the contractor, or in execution. If it is found and verified that bidder has submitted false paper with the bid regarding his work experience/financial experience or concealed any fact regarding project the department will take action against him regarding suspension/black listing as per provision in Drinking Water & Sanitation Department's registration rules.
Clause 37.3 to be added		For the consideration of liability against any bidder or consultant as the case may be, the value of the agreement with/the work order issued to the concerned bidder or consultant shall be taken into account.
51.1 of Section 3 (Conditions of contract)	The Employer shall made advance payment to the contractor of amounts stated in the contract data by the date stated in the contract data, against provision by the contractor of an unconditional bank guarantee in a form acceptable to the employer in amounts and currencies equal to the advance payment. The guarantee shall remain effective until the advance payment has been repaid, but the amount of guarantee shall be progressively reduced by the amounts repaid by the contractor. Interest will not be charged on the advance payment.	The employer shall make advance payment to the contractor of the amounts stated in the contract data by the date stated in the contract data, against provision by the contractor of an unconditional Bank guarantee in a form and by a bank acceptable to the employer in amounts and currencies equal to the advance payment. The guarantee shall remain effective until the advance payment has been repaid, but the amount of guarantee shall be progressively reduced by the amounts repaid by the contractor, Interest will be charged @ 10% quarterly compounded. The interest will be charged with the instalment of recovery of mobilisation advance.
	Addendum of Existing SBD is removed.	D. SUBMISSION OF BIDS 19.(A) Instructions & documents to be furnished for online bidding 19.1 Guidelines for online submission of bids can be downloaded from the website http://jharkhandtenders.gov.in 19.2 Interested bidders can download the bid from the website http://jharkhandtenders.gov.in 19.3 Bidders in order to participate in the bidding process have to get 'Digital Signature Certificate (DSC)' as per Information Technology Act-2000 to participate in online bidding. This certificate will be required for digitally signing the bid. Bidders can get the abovementioned digital signature certificate from any approved vendors (CCA). Bidders, who already possess valid Digital Certificates, need not procure new Digital Certificate. 19.4 Bidders have to submit their bids online in electronic format with digital Signature Bids without digital signature will not be accepted. No proposal will be

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		<p>accepted in physical form.</p> <p>9.5 Bids will be opened online as per time schedule mentioned in the Invitation for Bid (IFB).</p> <p>19.6 Bidders should be ready with the scanned copies of cost of documents & bid security as specified in the tender document. Before submission of bids online, bidders must ensure that scanned copies of all the necessary documents have been attached with bid.</p> <p>19.7 Bidders have to produce original Demand Draft towards cost of Bid Document & bid security as mentioned in the Invitation for Bids (IFB) to the Chairman, e-Procurement Cell during the period & time as mentioned in the I.F.B. failing which bid will not be accepted. The details of cost of documents, bid security specified in the tender documents should be the same as submitted online (scanned copies), otherwise bid will summarily be rejected.</p> <p>19.8. Uploaded document of successful bidder will be verified with the original before signing the agreement. The successful bidder has to provide the originals to the concerned authority,</p> <p>19.9 The department will not be responsible for delay in online submission of bids due to any reason, what so ever.</p> <p>19.10 All required information for bid must be filled and submitted online.</p> <p>19.11 Other details can be seen in the bidding documents.</p> <p>19.12 Only online withdrawal or modification of bids, if any, in pursuance of relevant clauses of the SBD is acceptable.</p> <p>19.(B) Details of documents to be furnished for online bidding</p> <p>1. Scanned copies of the following documents to be up-loaded in. pdf format on the website http://jharkhandtenders.gov.in</p> <p>technical bid folder.</p> <p>i- D.D. towards cost of Bid Document.</p> <p>ii- Bid security in the form specified in Section-8 of SBD.</p> <p>iii- Qualification information and supporting documents as specified in Section-2 of SBD.</p> <p>iv- Certificates, undertakings, affidavits as</p>

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		<p>specified in Section-2.</p> <p>v- Any other information pursuant to Clause-4.2 of ITB.</p> <p>vi- Undertakings that the bid shall remain valid for the period specified in Clause-15.1 of ITB.</p> <p>2. Scanned copies of the following documents to be up-loaded on the website http://jharkhandtenders.gov.in in financial bid folder.</p> <p>i. Form of bid has specified in Section-6 in pdf format.</p> <p>3. Duly filled in & Digitally signed BOQ.</p> <p>4. Uploaded documents of successful bidder will be verified with the original before signing the agreement. The successful bidder has to provide the originals to the concerned authority on receipt of such a letter, which will be sent though registered post or speed post or delivered by hand.</p> <p>5. Each uploading shall be digitally signed by the bidders.</p>

Bid security एवं Cost of tender document को कार्यपालक अभियंता के कार्यालय के अलावे संबंधित अधीक्षण अभियंता/क्षेत्रीय मुख्य अभियंता, पेयजल एवं स्वच्छता विभाग, झारखण्ड, रांची के कार्यालय में भी जमा किया जा सकता है।

4. उक्त संशोधनों पर विभागीय मंत्री का अनुमोदन प्राप्त है।
5. उक्त संशोधनों पर योजना-सह-वित्त विभाग की सहमति प्राप्त है।
6. उक्त संशोधनों पर विधि विभाग का परामर्श प्राप्त है।
7. उक्त संशोधनों पर मंत्रिपरिषद की स्वीकृति प्राप्त है।

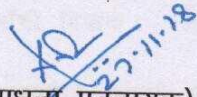
आदेश :- आदेश दिया जाता है कि इस संकल्प को झारखण्ड राजपत्र के असाधारण अंक में प्रकाशित किया जाए तथा इसकी प्रतियाँ महालेखाकार (ले0 एवं हक0) झारखण्ड, राँची/सभी विभाग/विभागाध्यक्ष को प्रेषित किया जाय।

झारखण्ड राज्यपाल के आदेशानुसार

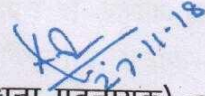
(आराधना पटनायक)
सरकार के सचिव।

27.11.18

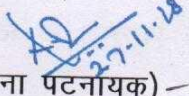
ज्ञापांक :- 07/विविध- 2440/2013- 4732 राँची, दिनांक :- 27/11/18
प्रतिलिपि :- अधीक्षक, राजकीय मुद्रणालय, राँची को आगामी झारखण्ड राजपत्र के
असाधारण अंक में सर्व साधारण की जानकारी हेतु प्रकाशनार्थ प्रेषित।


(आराधना पटनायक) -
सरकार के सचिव।

ज्ञापांक :- 07/विविध- 2440/2013- 4732 राँची, दिनांक :- 27/11/18
प्रतिलिपि :- सरकार के प्रधान सचिव/सचिव/विभागाध्यक्ष, सभी विभाग, झारखण्ड सरकार
को सूचनार्थ प्रेषित।


(आराधना पटनायक) -
सरकार के सचिव।

ज्ञापांक :- 07/विविध- 2440/2013- 4732 राँची, दिनांक :- 27/11/18
प्रतिलिपि :- अभियंता प्रमुख, पेयजल एवं स्वच्छता विभाग/सभी मुख्य अभियंता/सभी
अधीक्षण अभियंता (यांत्रिक सहित)/सभी कार्यपालक अभियंता (यांत्रिक सहित), पेयजल एवं
स्वच्छता विभाग, झारखण्ड को सूचनार्थ प्रेषित।


(आराधना पटनायक) -
सरकार के सचिव

