राष्ट्रीय राजमार्ग एवं अवसंरचना विकास निगम लिमिटेड

सड़क परिवहन और राजमार्ग मंत्रालय, भारत सरकार तीसरी मंजिल, पीटीआई बिल्डिंग, 4–संसद मार्ग, नई दिल्ली–110001

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(भारत सरकार का उद्यम)

(A Government of India Enterprise)

Corrigendum I

NHIDCL/Nagaland/Akhegwo- Avanghu/Pkg 1/2022/ 1338

Date 22.09.2022

To,

All Respective Bidders

Subject-Widening to 2 (Two) Lane with Hard shoulder of Akegwo-Avangkhu section of NH-202K for Package-I (Design Chainage 0+000 Km to 34+975 Km) in the State of Nagaland on EPC mode under NH (O)-NE

Tender Id - 2022_NHIDC_706354_1

Sir,

Following amendments are being carried out

S.no	Referenc	е	Existing Provision		provision	as	per
1	2.2.2.2(i) RFP	of	For demonstrating technical capacity and experience (the "Technical Capacity"), the Bidder shall, over the past [5 (five)] financial years preceding the Bid Due Date, have received payments for construction of Eligible Project(s), or has undertaken construction works by itself in a PPP project, such that the sum total thereof, as further adjusted in accordance with clause 2.2.2.5 (i) & (ii), is more than [Rs. 257.22 Crore] (the "Threshold Technical Capacity"). 15(five) years in case of normal highway projects and 10(Ten) years in case of stand alone specified projects (Major)	For de capacity "Technic shall, or financial Due Date for cor Project(s) construct PPP proj total ther accordan & (ii), is Crore] (tl Capacity 1 5(five) y highway pin case of projects (guidelines emonstrating and experi- ral Capacity"), wer the past years preceding the have received the struction of the more than the more than the "Threshold"). The projects and 10 of stand alone	techence the F [5 ng the dispersion of the F characteristics of the first techence of th	nnical (the Bidder (five)] e Bid ments ligible taken in a sum ted in 2.5 (i) 57.22 inical ormal years alized
			² This amount should be as follows:	² This amo	ount should be	as fo	lows:
2	Para 5	of					



	Estimated Technical Project coct (EPC) if the Capacity project being invited Estimated project 1.0 time of the cost > 100 estimate project cost of Rs. 1000 alone specialize Crore, whichever projects is less	cost > 1000 estimate project Crore of stand-cost of Rs. 1000
RFP	For normal Highways projects (including major bridges/ROB/Flyovers/Tunnels):	(including major
	Provided that at least one similar work of 20% of Estimated Project Cost [Rs. 51.44 Cr.] shall have been completed from the Eligible Projects in Category 1 and/or Category 3 specified in Clause 2.2.2.5. For this purpose, a project shall be considered to be completed, if more than 90% of the value of work has been completed, if more than 90% of the value of work has been completed value of work is equal to or more than 20% of the estimated project cost. Eligible projects shall include the following:	Provided that at least one similar work of 20% of Estimated Project Cost [Rs. 51.44 Cr.] shall have been completed from the Eligible Projects in Category 1 and/or Category 3 specified in Clause 2.2.2.5. For this purpose, a project shall be considered to be completed, if more than 90% of the value of work has been completed and such completed value of work is equal to or more than 20% of the estimated project cost. Eligible projects shall include the following:
	(a) Widening/ reconstruction/upgradation works on NH/SH/Expressway or on any category of road taken up under CRF, ISC/EI, SARDP, LWE (b) Widening/reconstruction/upgradation on MDRs with loan assistance from multilateral agencies or on BOT basis. (c) Widening/reconstruction/upgradation work of roads in Municipal Corporation limits, construction of Bypasses (d) Construction of stand-alone bridges, ROBs, tunnels (e) Construction/reconstruction of linear projects like airport runways, railways (construction/re-construction	NH/SH/Expressway or on any category of road taken up under CRF, ISC/EI, SARDP, LWE (b) Widening/reconstruction/upgradation on MDRs with loan assistance from multilateral agencies or on BOT basis. (c) Widening/reconstruction/upgradation work of roads in Municipal Corporation limits, construction of Bypasses (d) Construction of stand-alone bridges, ROBs, tunnels (e) Construction/reconstruction of linear projects like airport

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ports (including construction/re-construction/re-construction of construction of Jetties) Jetties) MajorIf any any Major Bridge/ROB/Flyover/Tunnel is (are) Bridge/ROB/Flyover/Tunnel is part of the project, then the Bidder (are) part of the project, then the necessarily demonstrate Bidder shall necessarily additional experience indemonstrate additional experience construction construction of Major of Bridge/ROBs/Flyovers/Tunnel in Bridge/ROBs/Flyovers/Tunnel in the last 10 (Ten) financial years the last 10 (Ten) financial years preceding the Bid Due Date i.e. preceding the Bid Due Date i.e. shall have completed atleast one shall have completed atleast one similar Bridge/ROB/Flyover/Tunnelsimilar Major of following sizes: Bridge/ROB/Flyover/Tunnel of longest span of following sizes: case, bridge/ROB/flyover is less than or (a) In case, longest span of additional bridge/ROB/flyover is less than or 60m, no qualification is required. equal to 60m, no additional (b) When longest span is more than qualification is required. 60 m: 50% of the longest span or (b) When longest span is more 100 m, whichever is less, of the than 60 m: 50% of the longest structure proposed in this project. span or 100 m, whichever is less, (c) in case of tunnel is a part of the structure proposed in this of project having 200m, then no project. additional qualification is required. (c) In case tunnel is part of project (d) When length of tunnel more than having length less than or equal to 200 m: 50% of the cross sectional 200 mtr, then no additional area of proposed tunnel or two lanequalification is required. cross-sectional (d) When length of tunnel more tunnel area, whichever is less and 20% than 200 m: 50% of the cross length the tunnel to be sectional area of proposed tunnel constructed in this project or 2 km, or two lane highway tunnel crosswhichever is less. For the purpose of sectional area, whichever is less this requirement, tunnel may have and 20% length of the tunnel to be single/twin tubes for constructed in this project or 2 roads/railways/metro km, whichever is less. For the rail/irrigation/hydroelectricity of this requirement, purpose projects etc. tunnel may have single/twin tubes roads/railways/metro rail/irrigation/hydroelectricity projects etc. 2.2.2.2.(iii)(b) **(b) Tunnel project:** The Sole Bidder **(b)** Tunnel of the RFP or in case the Bidder being a Joint project: The Bidder shall have Venture, any member of JV shall completed atleast one tunnel have completed atleast one tunnel project in the last project in the last 10 (Ten) financial financial years preceding the Bid years preceding the Bid Due Date, Due Date, consisting of single or consisting of single or twin tubes twin tubes (including tunnel(s) for (including tunnel(s) for roads/Railway /Metro roads/Railway /Metro rail/irrigation/ hydro-electric projects

containers etc) metro rail and rail

and

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		irrigation/ hydro-electric projects etc.) having atleast 50% of the etc.) having atleast 50% of the cross-sectional area of the tunnel cross-sectional area of the tunnel to be constructed or cross-be constructed or cross-sectional sectional area of 2 lane highway area of 2 lane highway tunnel, tunnel, whichever is less and 20% whichever is less and 20% length of length of the tunnel to be the tunnel to be constructed in this constructed in this project or 2 project or 2 km, whichever is less km, whichever is less and the cost and the cost of such project shall be of such project shall be atleast atleast 20% of the Estimated Project 20% of the Estimated Project Cost Cost or Rs. 1000 crore, whichever is less. For this purpose, a project less. For this purpose, a project shall be considered to be completed, shall be considered to be if more than 90% of the value of completed, if more than 90% of the work has been completed and such value of work has been completed completed value of work is equal to or more than 20% of the Project Cost or ₹ 1000 Cr., Estimated Project Cost or ₹ 1000 cr., whichever is less.
5	2.2.2.5(v) RFP	of Maintenance works are not Maintenance works are not
		considered as eligible project for evaluation as per instruction No.6 to Annex-IV. As such works with nomenclature like PR, OR, FDR, SR, site/micro grading, surface renewal, SR, site/micro grading, surface renewal, SR, site/micro grading, surface renewal, surface work, temporary B.T. surface work, temporary restoration, urgent works, periodic maintenance, repair & maintenance, repair & maintenance, repair & maintenance, repair & maintenance, permanent protection maintenance, permanent protection maintenance, permanent protection work of bank, external stressing, repair of central hinge, pre stressing, repair of central short term OMT contract of NHAI, hinge, short term OMT contract of any type of work related to border NHAI, any type of work related to fencing, work of earthwork alone, border fencing, work of earthwork alone, construction of buildings/ hostels, alone, construction etc., or not specified, shall not be considered. However, such etc., or not specified, shall not be
		maintenance works shall be considered. However, such considered as eligible projects in maintenance works shall be case of Maintenance works to be considered as eligible projects in taken up on EPC mode. case of Maintenance works to be taken up on EPC mode.
6	Clause 2.1.17 RFP	Entities of countries which have Entities of countries which have of been identified by Ministry of Road been identified by Ministry of Road Transport & Highways as not allowing Indian companies to participate in their Government procurement in their Government procurement in their Government procurement for any item related procurement for any item related to Ministry of Road Transport & Highways shall not be allowed to

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participate in Government procurement in India for all items related to Ministry of Road Transport & Highways, except for the list of items published by the Ministry of Road Transport & Highways, except for the list of items published by the Ministry of Road Transport & Highways permitting their participation. 7 Clause Beneficial owner for the purpose Beneficial owner for the purpose of (ii) above means: RFP 1. In case of a company or Limited L. In case of a company or Limited Liability Partnership, the beneficial owner is the natural person(s), who, whether acting alone or together, or who, whether acting alone or together, or who, whether acting alone or through one or more person, has a controlling ownership interest or who exercises control ownership interest or who through other means. Explanation: a. "Controlling ownership interest" means ownership of or entitlement. **Controlling ownership interest" to more than twenty-five per cent of means ownership of or entitlement shares or capital or profits of the company. b. "Control" shall include the right or to control the management or to appoint majority of the directors b. "Control" shall include the right or to control the management or of their shareholding or policy decisions including by virtueer to exploit of their shareholding or policy decisions including by virtue management rights or shareholding or policy decisions including by virtue management or to their shareholding or management rights or shareholding agreements or voting agreements; 2. In case of a partnership firm, the agreements; beneficial owner is the natural person(s) who, whether acting alone 2. In case of a partnership; association or body of individuals, or profits of two partnership; the beneficial owner is the natural association or body of individuals, or profits of two partnership; association or body of individuals, or or or or ot or opticitien to association or body of individuals, or or or or or or third or			
2.2.1(d)(iii) of of (III) above means: 1. In case of a company or Limited Liability Partnership, the beneficial Liability Partnership, the beneficial owner is the natural person(s), who, owner is the natural person(s), whether acting alone or through one or more judicial together, or through one or more person, has a controlling ownership judicial person, has a controlling interest or who exercises control ownership interest or who through other means. Explanation: a. "Controlling ownership interest" Explanation: means ownership of or entitlementa. "Controlling ownership interest" to more than twenty-five per cent of means ownership of or entitlement shares or capital or profits of the company. b. "Control" shall include the right company. to appoint majority of the directors be of their of the control the management or to appoint majority of the directors policy decisions including by virtue or to control the management or of their shareholding or agreements or voting agreements; management rights or shareholding of their shareholding or agreements or voting agreements; management rights or shareholding agreements or voting 2. In case of a partnership firm, the agreements; beneficial owner is the natural person(s) who, whether acting alone 2. In case of a partnership firm, or together, or through one or one the beneficial owner is the natural or more juridical person: hasperson(s) who, whether acting alone or together, or through one than fifteen percent of capital or or one or more juridical person: has ownership of entitlement to more alone or together, or through one than fifteen percent of capital or or one or more juridical person: has ownership of entitlement to association or body of individuals, or profits of the partnership; the beneficial owner is the natural 3. In case of an unincorporated person(s), who, whether acting association or body of individuals, alone or together, or through one on the beneficial owner is the natural more juridical person, has or capital or profits of suchownership o			procurement in India for all items related to Ministry of Road Transport & Highways, except for the list of items published by the Ministry of Road Transport & Highways permitting their participation.
4. Where no natural person is property or capital or profits of identified under (1) or (2) or (3) such association or body of	2.2.1(d)(iii) of RFP	of (III) above means: 1. In case of a company or Limited Liability Partnership, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more judicial person, has a controlling ownership interest or who exercises control through other means. Explanation: a. "Controlling ownership interest" means ownership of or entitlement to more than twenty-five per cent of shares or capital or profits of the company. b. "Control" shall include the right to appoint majority of the directors or to control the management or policy decisions including by virtue of their shareholding or management rights or shareholding agreements or voting agreements; 2. In case of a partnership firm, the beneficial owner is the natural person(s) who, whether acting alone or together, or through one or one or more juridical person: has ownership of entitlement to more than fifteen percent of capital or profits of the partnership; 3. In case of an unincorporated association or body of individuals, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has ownership of or entitlement to more than fifteen percent of the property or capital or profits of such association or body of individual; 4. Where no natural person is	of (ii) above means: 1. In case of a company or Limited Liability Partnership, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more judicial person, has a controlling ownership interest or who exercises control through other means. Explanation: a. "Controlling ownership interest" means ownership of or entitlement to more than twenty-five per cent of shares or capital or profits of the company. b. "Control" shall include the right to appoint majority of the directors or to control the management or policy decisions including by virtue of their shareholding or management rights or shareholding agreements or voting agreements; 2. In case of a partnership firm, the beneficial owner is the natural person(s) who, whether acting alone or together, or through one or one or more juridical person: has ownership of entitlement to more than fifteen percent of capital or profits of the partnership; 3. In case of an unincorporated association or body of individuals, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has ownership of or entitlement to more than fifteen percent of the property or capital or profits of the percent of the property or capital or profits of the percent of the property or capital or profits of the percent of the property or capital or profits of

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	01	identification of beneficial owner(s) shall include identification of the author of the trust, the trustee, the beneficiaries with fifteen percent or more interest in the trust and any other natural person exercising ultimate effective control over the trust through a chain of control or ownership.	4. Where no natural person is identified under (1) or (2) or (3) above, the beneficial owner is the relevant natural person who holds the position of senior managing official; 5. In case of a trust, the identification of beneficial owner(s) shall include identification of the author of the trust, the trustee, the beneficiaries with fifteen percent or more interest in the trust and any other natural person exercising ultimate effective control over the trust through a chain of control or ownership.
8	Clause 2.2.1.(v) of RFP	contractor from a country which shares a land border with India unless such contractor is registered with the Competent Authority. The definition of "contractor from a country which shares a land border with India" shall be as in Clause III above.	Concessionaire shall not be allowed to sub-contract works to any contractor from a country which shares a land border with India unless such contractor is registered with the Competent Authority. The definition of "contractor from a country which
	RFP (para 1 under Note) of RFP	The Statement showing the value of all existing commitments, works for which the contractor has emerged as the winner of the bids as given by the bidder and ongoing works as well as the stipulated period of completion remaining should be countersigned by the Client or its Engineer-in-charge not below the rank of Executive Engineer or equivalent in respect of EPC Projects or concessionaire / Authorized signatory of the SPV in respect of BOT projects and verified by the statutory auditor.	The Statement showing the value of all existing commitments, works for which the contractor has emerged as the winner of the bids as given by the bidder and ongoing works as well as the stipulated period of completion remaining for each of the works listed should be countersigned by the Client or its Engineer-in-charge not below the rank of Executive Engineer or equivalent in respect of EPC Projects or concessionaire
10	RFP	The Word 'Bid Securing Declaration'	The word 'Bid Securing Declaration' is to be read as 'Bid Security'
11		DCA	Revised DCA



12		Schedule H	Revised Schedule H
13	DPR	-	As updated
14		AND WHITEHOUSE SERVICES COME	11:00 Hrs
			Opening of Technical Bid:18.10.2022 at 11:30 Hrs

Yours Sincerely,

.K.Jha