

National Highways & Infrastructure Development Corporation Ltd.

08.12.2020

Sub: "Construction & Upgradation to 2-lane /4lane with paved shoulder from Design Km 148+589 (Existing km 235+070) (Vailoo)to Design Km 176+532 (Existing km 263+070) Donipawa of 27.943 km length on Khellani-Khanabal section of NH-244 in the Union Territory of Jammu & Kashmir on EPC mode.(Pkg-VI)".

Amendment No-1

S n	Clause and Description	As Per RFP	Amendments/Modifications
1.	NIT RFP	The National Highways & Infrastructure Development Corporation Limited represented by its Managing Director now invites bids from eligible contractors for the following project:	The National Highways & Infrastructure Development Corporation Limited represented by its Managing Director now invites National Competitive Bids from eligible contractors for the following project
2	Section-1 of RFP	The National Highways & Infrastructure Development Corporation Limited (NHIDCL..... carry out the bidding processProject are as follows:	The National Highways & Infrastructure Development Corporation Limited (NHIDCL) ... carry out the National Competitive bidding process... Project are as follows:
3.	Cl.2.2.2.2 (ii) of RFP.	<p>For normal Highway projects (including Major Bridges/ ROB/Flyovers/Tunnels):</p> <p>Provided that at least one similar work construction of Bridge/ROBs/Flyovers/Tunnel in the last 10 (Ten) years preceding the Bid Due Date (works completed as on bid due date shall also be considered for thisClause) i.e. shall have completed atleast one similar Bridge/ROB/Flyover having span equal to or greater than :</p> <p>(a) In case, to 60m, no additional qualification is required.</p> <p>(b) When longest span ... project.</p> <p>And of single or twin tubes (including tunnel(s) for roads/railway/metro/rail/irrigation/hydro-electric projects etc.) having atleast :</p> <p>(a) In 200 m, then no additional qualification is required.</p>	<p>For normal Highway projects (including Major Bridges / ROB / Flyovers / Tunnels):</p> <p>Provided that at least one similar work construction of Bridge/ROBs/Flyovers/Tunnel in the last 10 (Ten) years preceding the Bid Due Date (works completed 30 days prior to the bid due date shall also be considered for this clause) i.e. shall have completed atleast one similar Bridge/ROB/Flyover having span equal to or greater than :</p> <p>(a) In case, to 60m, no additional qualification is required.</p> <p>(b) When longest span ... project.</p> <p>And of single or twin tubes (including tunnel(s) for</p>

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		(b) When length 20% length of the tunnel to constructed in this project or 2 km, whichever is less.	roads/railway/metro/rail/irrigation/hydro-electric projects etc.) having atleast: (a) In 200 m, then no additional qualification is required. (b) When length 20% length of the tunnel to constructed in this project or 2 km, whichever is less.
4.	2.2.2.2 (iii) (a) of RFP	<p>For Stand-alone specialized projects:</p> <p>(a2) Major Bridges/ROB/Flyovers projects:</p> <p>(a1) In case the cost of specialized project is more than ₹ 1,000 Cr: The sole Bidder 10 (Ten) financial years preceding the Bid Due having span equal to or greater than 50% of the longest span or 100 m, whichever is less of the structure proposed in this project and also the cost of such similar project shall be atleast <u>20% of the Estimated Project Cost</u>. 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.</p>	<p>For Stand-alone specialized projects:</p> <p>(a2) Major Bridges/ROB/Flyovers projects:</p> <p>(a1) In case the cost of specialized project is more than ₹ 1,000 Cr: The sole Bidder 10 (Ten) financial years preceding the Bid Due Date (works completed 30 days prior to the bid due date shall also be considered for this clause), having span equal to or greater than 50% of the longest span or 100 m, whichever is less of the structure proposed in this project and also the cost of such similar project shall be atleast <u>20% of the Estimated Project Cost</u>. 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.</p> <p>a2) In case the cost of specialized project is more than ₹ 1,000 Cr: The sole Bidder or in case the Bidder being a Joint Venture, any member of Joint Venture shall have completed at least one similar Bridge/ ROB/ Flyover project in the last 10 (Ten) years preceding the Bid Due Date (works completed 30 days prior to the bid due date shall also be considered for this clause), having span equal to or greater than 50% of the longest span of the structure proposed in this project or 100m, whichever is less, and also the cost of such similar project shall be atleast <u>20% of the Estimated Project Cost</u> or ₹ 1000Cr, whichever is less. For this purpose, a project shall be</p>

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			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 or ₹ 1000 Cr., whichever is less.																								
5.	Section 2: Instruction to bidders, 2.2.2.2 (iii) (b)	<p>Tunnel project: The sole Bidder or in case the Bidder being a Joint Venture, any member of Joint Venture shall have completed atleast one tunnel project in the last 10 (Ten) years preceding the Bid Due Date consisting of single or twin tubes (including tunnel(s) for roads/Railway/Metro rail/irrigation/ hydro-electric projects etc.) having atleast 50% of the cross- sectional area of the tunnel to be constructed or cross sectional area of 2 lane highway tunnel, whichever is less, and 20% length of the tunnel to constructed in this project or 2 km, whichever is less and the cost of such project shall be atleast 20% of the Estimated Project Cost or Rs. 1000 crore, whichever is less. 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 or ₹ 1000 Cr., whichever is less.</p>	<p>Tunnel project: The sole Bidder or in case the Bidder being a Joint Venture, any member of Joint Venture shall have completed atleast one tunnel project in the last 10 (Ten) years preceding the Bid Due Date (works completed 30 days prior to the bid due date shall also be considered for this clause), consisting of single or twin tubes (including tunnel(s) for roads/Railway/Metro rail/irrigation/ hydro-electric projects etc.) having atleast 50% of the cross- sectional area of the tunnel to be constructed or cross sectional area of 2 lane highway tunnel, whichever is less, and 20% length of the tunnel to constructed in this project or 2 km, whichever is less and the cost of such project shall be atleast 20% of the Estimated Project Cost or Rs. 1000 crore, whichever is less. 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 or ₹ 1000 Cr., whichever is less.</p>																								
6.	CI.2.2.2.2 (iv)	<p>The updation factor to update the price of the eligible projects for the year indicated in table below:</p> <table><tr><td>Year</td><td>Year-1</td><td>Year-2</td><td>Year-3</td><td>Year-4</td><td>Year-5</td></tr><tr><td>Up-dation factor</td><td>1.00</td><td>1.05</td><td>1.10</td><td>1.15</td><td>1.20</td></tr></table>	Year	Year-1	Year-2	Year-3	Year-4	Year-5	Up-dation factor	1.00	1.05	1.10	1.15	1.20	<p>The updation factor to update the price of the eligible projects for the year indicated in table below:</p> <table><tr><td>Year</td><td>Year-1</td><td>Year-2</td><td>Year-3</td><td>Year-4</td><td>Year-5</td></tr><tr><td>Up-dation factor</td><td>1.00</td><td>1.05</td><td>1.10</td><td>1.15</td><td>1.20</td></tr></table> <p><i>Note: To satisfy the qualification requirement under clause 2.2.2.2 (ii) & (iii), the bidder is required to submit a certificate from project owning department/corporations signed by Officer</i></p>	Year	Year-1	Year-2	Year-3	Year-4	Year-5	Up-dation factor	1.00	1.05	1.10	1.15	1.20
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			not below the level of Executive Engineer or equivalent.																								
7.		<p>The Bidder shall have a minimum Average Annual Turnover (updated to the price level of the year based on factors indicated in table below) of 15% (Fifteen percent) of the Estimated Project Cost for the last 5 (five) financial years.</p> <table><tr><td>Year</td><td>Year-1</td><td>Year-2</td><td>Year-3</td><td>Year-4</td><td>Year-5</td></tr><tr><td>Up-dation factor</td><td>1.00</td><td>1.05</td><td>1.10</td><td>1.15</td><td>1.20</td></tr></table> <p>Note: For all the certificates issued by Statutory auditor/ Chartered accountant for evaluation under para 2.2.2.2 and 2.2.2.3, the Authority will verify the figures using UDIN number and the figures uploaded on UDIN portal will prevail over the figures in the certificate. In case, UDIN number is not mentioned in the certificate the same will not be considered for evaluation..</p>	Year	Year-1	Year-2	Year-3	Year-4	Year-5	Up-dation factor	1.00	1.05	1.10	1.15	1.20	<p>The Bidder shall have a minimum Average Annual Turnover (updated to the price level of the year based on factors indicated in table below) of 15% (Fifteen percent) of the Estimated Project Cost for the last 5 (five) financial years.</p> <table><tr><td>Year</td><td>Year-1</td><td>Year-2</td><td>Year-3</td><td>Year-4</td><td>Year-5</td></tr><tr><td>Up-dation factor</td><td>1.00</td><td>1.05</td><td>1.10</td><td>1.15</td><td>1.21</td></tr></table> <p><i>*In case, the audited annual financial statements/accounts for the year-1 are not available and undertaking has been submitted duly endorsed by the statutory auditor is submitted then only year-6 will be considered.</i></p> <p>Note: The Statutory Auditor (SA) shall upload the information on UDIN portal and attach a copy of the certificate downloaded from the portal indicating net worth and turn over for each of the last five years.</p>	Year	Year-1	Year-2	Year-3	Year-4	Year-5	Up-dation factor	1.00	1.05	1.10	1.15	1.21
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8.	2.2.2.6 (ii) of RFP	<p>For a project to qualify as an Eligible Project under Categories 3 and 4, the Bidder should have received payments from its client(s) for construction works executed, fully or partially, during the 5 (five) financial years immediately preceding the Bid Due Date, and only the amounts (gross) actually received, during such 5 (five) financial years shall qualify for purposes of computing the Experience Score. However, receipts of or work executed amount less than 10% of the Estimated Project Cost shall not be reckoned as receipts for Eligible Projects. For the avoidance of doubt, construction works shall not include supply of goods or equipment except when such goods or equipment form part of a turn-key construction contract/ EPC contract for the project. Further, the cost of land and also cost towards</p>	<p>For a project to qualify as an Eligible Project under Categories 3 and 4, the Bidder should have received payments from its client(s) as main contractor or approved sub-contractor of the Authority for construction works executed, fully or partially, during the 5 (five) financial years immediately preceding the Bid Due Date, and only the amounts (gross) actually received, during such 5 (five) financial years shall qualify for purposes of computing the Experience Score. However, receipts of or work executed amount less than 5% of the Estimated Project Cost shall not be reckoned as receipts for Eligible</p>																								

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	pre- construction activities (like shifting of utilities etc.) shall not be included hereunder.	Projects. For the avoidance of doubt, construction works shall not include supply of goods or equipment except when such goods or equipment form part of a turn-key construction contract / EPC contract for the project. Further, the cost of land and also cost towards pre- construction activities (like shifting of utilities etc.) shall not be included hereunder.																		
9. 2.21.1 (a) Performance Security	(a) Within 30 (thirty) days of receipt of Letter of Acceptance, the selected Bidder shall furnish to the Authority an irrevocable and unconditional guarantee issued by the nationalized bank or a Scheduled Bank in India having a net worth of at least ₹ 1,000 crore (Rupees One thousand Crore), in favour of the Authority in the format at Appendix –VII. In case the Bank Guarantee is issued by a foreign bank outside India, confirmation of the same by any nationalised bank in India is required. For the avoidance of doubt, Scheduled Bank shall mean a bank as defined under Section 2(e) of the Reserve Bank of India Act, 1934. A scanned copy of the Bank Guarantee shall be uploaded on e- procurement portal while applying to the tender.	(a) Within 30 (thirty) days of receipt of Letter of Acceptance, the selected Bidder shall furnish to the Authority an irrevocable and unconditional guarantee issued by the Public Sector Banks or Scheduled Private Banks having the Net Worth of Rs 1,000/- crores or more as per the latest annual report of the bank, in favour of the Authority. The list of such banks is mentioned below. The Authority reserves the right to add or remove any of names bank on which BG shall be accepted based on advisories from the Govt./RBI. The BGs issued by 'Foreign Banks' and Banks not mentioned in the given list shall not be accepted.																		
		<table><thead><tr><th>List of Scheduled Public Sector Banks</th><th>List of Private Sector Banks</th></tr></thead><tbody><tr><td>1. Bank of Baroda</td><td>1. Axis Bank Ltd.</td></tr><tr><td>2. Bank of India</td><td>2. Bandhan Bank Ltd.</td></tr><tr><td>3. Bank of Maharashtra</td><td>3. CSB Bank Ltd.</td></tr><tr><td>4. Canara Bank</td><td>4. City Union Bank Ltd.</td></tr><tr><td>5. Central Bank of India</td><td>5. DCB Bank Ltd.</td></tr><tr><td>6. Indian Bank</td><td>6. Federal Bank Ltd.</td></tr><tr><td>7. Indian Overseas Bank</td><td>7. HDFC Bank Ltd.</td></tr><tr><td>8. Punjab National</td><td>8. IICI Bank</td></tr></tbody></table>	List of Scheduled Public Sector Banks	List of Private Sector Banks	1. Bank of Baroda	1. Axis Bank Ltd.	2. Bank of India	2. Bandhan Bank Ltd.	3. Bank of Maharashtra	3. CSB Bank Ltd.	4. Canara Bank	4. City Union Bank Ltd.	5. Central Bank of India	5. DCB Bank Ltd.	6. Indian Bank	6. Federal Bank Ltd.	7. Indian Overseas Bank	7. HDFC Bank Ltd.	8. Punjab National	8. IICI Bank
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10. 2.21.1 (b) Performance Security	deleted	<p>In case of bids mentioned below, the Selected Bidder, along with the Performance Security, shall also furnish to the Authority an irrevocable and unconditional guarantee from a Bank in the same form given at Appendix-VII towards an Additional Performance Security (the "Additional Performance Security") for an amount calculated as under:</p> <p>(i) If the Bid Price offered by the Selected Bidder is lower than 15% but upto 20% of the Estimated Project Cost, then the Additional Performance Security shall be 10% of the Bid Price offered by the selected Bidder.</p> <p>(ii) If the Bid Price offered by the Selected Bidder is lower than 20% of the Estimated Project Cost, then the Additional Performance Security shall be 20% of the Bid Price offered by the Selected Bidder.</p>																										

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			(iii) This Additional Performance Security shall be treated as part of the Performance Security.
11.		In case financial statements of the latest financial year are not audited and therefore, the bidder cannot make it available, the bidder shall provide an undertaking to this effect and statutory auditor shall certify the same. In such case, the bidder shall provide the audited financial statements for five years immediately preceding the year for which the audited annual report is not being produced as per clause 2.2.2.8 of the RFP. In case, undertaking duly certified by statutory auditor is not submitted under such circumstances, the annual turnover for the year for which audited annual financial statements are not available shall be considered as 'Nil' for the purposes of arriving at the average annual turnover.	In case financial statements of the latest financial year are not audited and therefore, the bidder cannot make it available, the bidder shall provide an undertaking to this effect and statutory auditor shall certify the same. In such case, the bidder shall provide the audited financial statements for five years immediately preceding the year for which the audited annual report is not being produced as per clause 2.2.2.8 of the RFP which shall be considered for evaluation. In case, undertaking duly certified by Statutory auditor is not submitted under by the bidder, under such circumstances, the annual turnover for the year for which audited annual financial statements are not available shall be considered as 'Nil' for the purposes of arriving at the average annual turnover.
12.	Appendix-IA Annex-IV Details of Eligible Projects		<ul style="list-style-type: none"> Whether main contractor or sub-contractor If sub-contractor, whether approved by the Authority or not. (If approved sub-contractor, a copy of such approval must be attached with the Bid)
13.			7. In case of projects in Categories 1 and 2, particulars such as name, address and contact details of owner/ Authority/ Agency (i.e. concession grantor, counter party to concession, etc.) may be provided. In case of projects in Categories 3 and 4, similar particulars of the client need to be provided
	Appendix-IA Annex-IV Details of Eligible Projects, Instructions	7. In case of projects in Categories 1 and 2, particulars such as name, address and contact details of owner/ Authority/ Agency (i.e. concession grantor, counter party to concession, etc.) may be provided. In case of projects in Categories 3 and 4, similar particulars of the client need to be provided with the details whether the work was executed as main contractor or sub-contractor. In case the work has been executed as a sub-contractor of the main contractor, approval of the Authority must be submitted alongwith the bid.	
14.	Section-7 DATA of	Physical Submission of Bid Documents/POA etc.: Upto 11:00 hrs IST on	Physical Submission of Bid Documents/POA etc.: Upto 11:00 hrs IST on BID Opening Date. before issue of

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SHEET		BID Opening Date.		LOA.	
15.		Online Bid submission	09.12.2020	Online Bid submission	21.12.2020
16.	Section-7 DATA SHEET	Bid Due date	16.12.2020 (1130 hrs)	Bid Due date	23.12.2020 (1130 hrs)
17.		Bid opening date	17.12.2020 (1130 hrs)	Bid opening date	24.12.2020 (1130 hrs)
18.	Cl. 7.1 (i) of Article -7 of DCA	Within 30 (thirty) days of receipt of Letter of Acceptance, the selected Bidder shall furnish to the Authority an irrevocable and unconditional guarantee from a Bank in the form set forth in Annex-1 of Schedule-G (the "Performance Security") for an amount equal to 3% (three percent) of its Bid Price.		Within 30 (thirty) days of receipt of Letter of Acceptance, the selected Bidder shall furnish to the Authority an irrevocable and unconditional guarantee from a Bank in the form set forth in Annex-1 of Schedule-G (the "Performance Security") for an amount equal to 3% (three percent) of its Bid Price. In case of bids mentioned below, the Selected Bidder, along with the Performance Security, shall also furnish to the Authority an irrevocable and unconditional guarantee from a Bank in the same form given at Annex-1 of Schedule-G towards an Additional Performance Security (the "Additional Performance Security") for an amount calculated as under: (a) If the Bid Price offered by the Selected Bidder is lower than 15% but upto 20% of the Estimated Project Cost, then the Additional Performance Security shall be 10% of the Bid Price offered by the selected Bidder. (b) If the Bid Price offered by the Selected Bidder is lower than 20% of the Estimated Project Cost,	

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		then the Additional Performance Security shall be 20% of the Bid Price offered by the Selected Bidder (c) This Additional Performance Security shall be treated as part of the Performance Security.
19.	<p>The Contractor shall maintain the Project Highway for a period of 5 (five) years, corresponding to the Defects Liability Period, commencing from the date of the Completion Certificate (the "Maintenance Period"). For the performance of its Maintenance obligations, the Contractor shall be paid :</p> <p>Cl.14.1 (i) of Article-14 of DCA</p> <p>(a) ... (b) ... (c) (d)</p>	<p>The Contractor shall maintain the Project Highway for a period of 5 (five) years, corresponding to the Defects Liability Period, commencing from the date of the Completion Certificate (the "Maintenance Period"). For the performance of its Maintenance obligations, the Contractor shall be paid (if not included in the Schedule - H):</p> <p>(a) ... (b) ,... (c) (d) ,....</p> <p>(e) For any other works: The contractor shall be paid at the rate of 0.50% of the contract price for the entire duration of maintenance period.</p>


 (B. Shrivprasad)
 General Manager(T)
 (08.12.2020)