

Bid Corrigendum

GEM/2024/B/4770757-C5

Following terms and conditions supersede all existing "Buyer added Bid Specific Terms and conditions" given in the bid document or any previous corrigendum. Prospective bidders are advised to bid as per following Terms and Conditions:

Buyer Added Bid Specific Additional Terms and Conditions

1. OPTION CLAUSE: The buyer can increase or decrease the contract quantity or contract duration up to 25 percent at the time of issue of the contract. However, once the contract is issued, contract quantity or contract duration can only be increased up to 25 percent. Bidders are bound to accept the revised quantity or duration
2. Buyer uploaded ATC document [Click here to view the file.](#)

Disclaimer

The additional terms and conditions have been incorporated by the Buyer after approval of the Competent Authority in Buyer Organization, whereby Buyer organization is solely responsible for the impact of these clauses on the bidding process, its outcome, and consequences thereof including any eccentricity / restriction arising in the bidding process due to these ATCs and due to modification of technical specifications and / or terms and conditions governing the bid. If any clause(s) is / are incorporated by the Buyer regarding following, the bid and resultant contracts shall be treated as null and void and such bids may be cancelled by GeM at any stage of bidding process without any notice:-

1. Definition of Class I and Class II suppliers in the bid not in line with the extant Order / Office Memorandum issued by DPIIT in this regard.
2. Seeking EMD submission from bidder(s), including via Additional Terms & Conditions, in contravention to exemption provided to such sellers under GeM GTC.
3. Publishing Custom / BOQ bids for items for which regular GeM categories are available without any Category item bunched with it.
4. Creating BoQ bid for single item.
5. Mentioning specific Brand or Make or Model or Manufacturer or Dealer name.
6. Mandating submission of documents in physical form as a pre-requisite to qualify bidders.
7. Floating / creation of work contracts as Custom Bids in Services.
8. Seeking sample with bid or approval of samples during bid evaluation process. (However, in bids for [attached categories](#), trials are allowed as per approved procurement policy of the buyer nodal Ministries)
9. Mandating foreign / international certifications even in case of existence of Indian Standards without specifying equivalent Indian Certification / standards.
10. Seeking experience from specific organization / department / institute only or from foreign / export experience.
11. Creating bid for items from irrelevant categories.
12. Incorporating any clause against the MSME policy and Preference to Make in India Policy.
13. Reference of conditions published on any external site or reference to external documents/clauses.
14. Asking for any Tender fee / Bid Participation fee / Auction fee in case of Bids / Forward Auction, as the case may be.

Further, if any seller has any objection/grievance against these additional clauses or otherwise on any aspect of

this bid, they can raise their representation against the same by using the Representation window provided in the bid details field in Seller dashboard after logging in as a seller within 4 days of bid publication on GeM. Buyer is duty bound to reply to all such representations and would not be allowed to open bids if he fails to reply to such representations.

*This document shall overwrite all previous versions of Bid Specific Additional Terms and Conditions.

[This Bid is also governed by the General Terms and Conditions](#)

National Mission for Clean Ganga (NMCG)
Department of Water Resources, River Development & Ganga Rejuvenation
Ministry of Jal Shakti

GeM Bid No.: GEM/2024/B/4770757, Dated:12.03.2024
RFP No.: Pc-11011/1/2023

Dated: 9th April 2024

Response to Pre Proposal/Bid Queries

Sub: Selection of Project Engineer for Development of Sewage Treatment Plants (STPs) & Associated Infrastructure and Operation and Maintenance of all assets for 15 years in Dhanbad State of Jharkhand under Hybrid Annuity based PPP Mode

S.No.	RFP Clause No.	Subject/RFP Clause	Bidder's Query	Response
1.	General Clause	Parent Organization Capability	The Consultants requests the client to allow subsidiary/group company to use credentials of the parent company wherein the parent has a minimum holding of 99% in the subsidiary/group company and vice versa. However, two group subsidiary companies/Sister Subsidiary Companies can use the credentials of their counterparts if they are subsidiary of same Parent Company. It is understood that the bidder can also use their group/parent company/subsidiary project/financial credentials as for MNC's registered in India are local representatives of their foreign counterpart to have better delivery mechanism. This will also allow pooling of competencies and resources to provide the best offer to you.	The bidder may use credentials of Associates as defined in clause 2.3.3 and subject to submission of certificate of Associate.
2.	Clause No. 1.8- Schedule of	Bid Submission End Date & Time is 02-04-2024 17:00:00	We request you to kindly extend the submission deadline by 3 weeks after issue of pre-bid	Refer Corrigendum No.1

	Selection Process Page no. 10		responses.	
3.	Page 38, of Clause 3.1.4	Eligible Assignments Sewerage Schemes or Sewerage Systems that includes at least one 25 MLD Sewage Treatment Plant (STP)/Effluent Treatment Plant/Common Effluent Treatment Plant.	We request to the client that Please consider Water Treatment Plant (WTP) in “Eligible Assignments- Sewerage Schemes or Sewerage Systems that includes at least one 25 MLD Sewage Treatment Plant (STP)/Effluent Treatment Plant/Common Effluent Treatment Plant.”	As per RFP
4.	Page 26 Clause 2.14	Technical Proposal 2.14.2 While submitting the Technical Proposal, the Bidder shall, in particular, ensure that: (d) CVs of both Key Expert and Non-Key Expert have been included.	With reference to Adi Ganga NMCG Project and Indore NMCG Project, NMCG has given relaxation in submitting non-key Personnel CVs with Technical Proposal. So, we request to the client that please consider the same here.	As per RFP
5.	Page 26 Clause 2.14	Technical Proposal 2.14.2 While submitting the Technical Proposal, the Bidder shall, in particular, ensure that: (k) No Personnel should have attained the age of 57 (Fifty-Seven) years at the time of submitting the proposal;	We request to the client that please consider age 60 (Sixty) years instead of 57 (Fifty-Seven) years at the time of submitting the proposal. To find a more experience key professionals.	As per RFP
6.	Page 12 Section: 2- Instruction to Bidders, Section 2.1.4.	Personnel: Key Experts (Serial no. 1 to 8) and Non Key Experts (Serial no. 1 to 8): Years of Stipulated Experience (Page 13 to 17)	Considering the vast & varied experience of professionals along with the numbers required, we request you to kindly confirm that years of experience of experts where post-graduation is required shall be counted only from the time of completion of post graduation or years of work in between graduation and post graduation shall also be counted in the experience for the	Where requirement of Masters/Post-graduation is mandatorily asked for, the Experience will be counted from the year of completion of post-graduation,.

			purpose of evaluation.	
7.		Generic	We request to the client that please extend the bid due at least 3 weeks after reply of Prebid queries.	Refer reply at S.No. 2 above.
8.	RFP page 13 Clause 2.1.4 Personnel	Key Experts: Serial No.1 : Team Leader cum Waste Water Expert: Full Time at Site	As per requirement of the project, Team Leader input is required in office also to coordinate with design team for expedition of design & drawings review & approval. Hence we request to amend this clause as under. Serial No.1: Team Leader cum Waste Water Expert: Intermittent (at site and remote) . Kindly confirm.	As per RFP
9.	RFP page 17 Clause 2.1.4 Personnel	MIS Coordinator Cum Document Controller Qualification: Any Graduate with Post graduate Diploma in computer Application or Equivalent	We request you to amend as under. Qualification: Any Graduate with Diploma or certificate course in computer Application or Equivalent	As per RFP
10.	RFP page 35 Clause 2.26.2 (b)	Maximum of four substitutions of Non Key Expert on account of resignation shall be applicable without penalty during the entire contract period.	We request the capping/limitation should be removed and the PE should propose equivalent or better candidate. Please accept.	As per RFP
11.	RFP Page 27, Clause 2.14 Technical Proposal	Clause 2.14.2 (d) CVs of both key Experts and non key Experts have been included.	As a general practice, key expert CVs are required to be submitted during proposal stage & non key expert's CV can be submitted during contract negotiations. Similar relaxation is also given for NMCG Adi Ganga & Indore Project. Therefore, it is requested to kindly consider	Refer reply at S.No. 4 above.

			only the submission of evaluated key expert's CVs during proposal submission stage.	
12.	RFP Page 27, Clause 2.14 Technical Proposal	Clause 2.14.2 (k) No Personnel should have attained the age of 57 (Fifty Seven) years at the time of submitting the proposal; and	We request you to kindly consider maximum age of Key Personnel as 60 Years. Similar relaxation is also given for NMCG Adi Ganga Project (Max Age 62 Years).	As per RFP
13.	RFP Page 89, Clause 7.2.1	7.2.1 Liquidated Damages for error/variation: In case any error or variation is detected in the reports submitted by the Project Engineer and such error or variation is the result of negligence or lack of due diligence on the part of the Project Engineer, the consequential damages thereof shall be quantified by the NMCG in a reasonable manner and recovered from the Project Engineer by way of deemed liquidated damages, subject to a maximum of 20% (twenty per cent) of the Agreement Value.	The liquidated damages of 20% are on higher side. We request to kindly limit the liquidated damages to the extent of 5%. Please confirm.	As per RFP
14	Clause No. 1.8-Schedule of Selection Process Page no. 10	Bid Submission End Date & Time is 02-04-2024 17:00:00	We request you to kindly extend the submission date by 2 weeks to enable us to prepare and submit a competitive proposal.	Refer reply at S.No. 2 above.
15	Page No. 26 Clause 2.14.2	(d) CVs of both Key Expert and Non-Key Expert have been	As a general practice, key expert CV's are required to be submitted during proposal stage	Refer reply at S.No. 4 above.

		included.	and non-key expert's CV can be submitted during contract negotiations. Therefore, it is requested to kindly consider only the submission of evaluated key expert's CV's during proposal submission stage.	
16	Page No. 17 Clause 2.1.4.2	The bidder, while proposing team, also ensure that no Personnel (Key Experts & Non-Key Experts) from the existing Project Engineers assignments of NMCG shall be proposed in the present bidding.	As per the clause we understand that no key expert and non – key expert shall be proposed from the existing Project Engineers assignments of NMCG, but can we propose the resume of intermittent staff from Project Engineers assignment of NMCG. Kindly Clarify	Consultant cannot be proposed any personnel (Full time/Intermittent) from existing PE assignment of NMCG.
17	Page No.13 Clause 2.1.4.1 Key Experts	2. Senior Process Engineer Should be Wastewater Treatment Process Expert with more than 10 years of overall experience, of which at least 5 years as Process Design Engineer in STP construction. He should have undertaken the process design and construction/ Review and Monitoring of construction of at least 2 Eligible Assignments.	As per the clause we understand that Senior Process engineer should have experience as Process Design Engineer in STP Construction. Hence, we kindly request you to reconsider this clause to include experience in WTP, this adjustment would not only increase the number of eligible participants but also diversify the expertise available, thereby potentially improving the overall effectiveness of NMCG initiatives.	As per RFP
18	Page No. 38 Clause 3.1.4 assignments	Clause 3.1.4 Eligible Assignments Eligible Technical Consultancy Assignments: For the purposes of determining Conditions of Eligibility and for evaluating the Proposals under	We request you to kindly reconsider this clause and also consider DPR projects in eligible assignments this will result in increase of number of participant and also diversify the expertise available thereby potentially improving the overall effectiveness of NMCG initiatives.	As per RFP

		<p>this RFP, Project Management Consultancy (PMC)/Detailed Design/ Design Engineering construction supervision consultancy /Owner’s Engineer/ consultancy assignments for the following projects shall be deemed as eligible assignments (the “Eligible Technical Assignments”)</p>		
--	--	---	--	--