

Minutes of the Pre-Bid Meeting in connection with the work: "Improvement of Panagarh Branch Canal (PBC) from 0.00 Km to 91.775 Km including all its appurtenant canals within the reach- Package- IRR-02"-comprising three lots, held on 8th October, 2020 in NIC Conference Hall, SPMU, WBMIFMP, Ground Floor, Jalasampad Bhavan, Salt Lake City, Kolkata - 700 091.

Lot - 1: Improvement of Panagarh Branch Canal (PBC) from 0.00Km to 30.48Km including all its appurtenant canals within the reach.

Lot - 2: Improvement of Panagarh Branch Canal (PBC) from 30.48Km to 50.29Km including all its appurtenant canals within the reach.

Lot - 3: Improvement of Panagarh Branch Canal (PBC) from 50.29Km to 91.775Km including all its appurtenant canals within the reach.

The meeting started at 02:00 pm on 08/10/2020 with Sri Subir Kumar Laha, Chief Engineer & Project Director, SPMU, WBMIFMP, Irrigation & Waterways Directorate, Govt. of West Bengal on Chair.

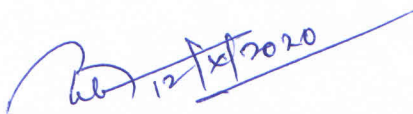
At the onset, the CE & PD appraised the Bidders about the Bid Document, different clause of ITB and BDS of Bid Document and Scope of Work and Sri D. Sengupta, Joint Secretary (Works), I&W Deptt., Govt. of West Bengal described briefly about the qualification criteria mentioned in Section III of the Bid Document and Contractor's ESHS-MSIP along with role of the social specialist/s.

The queries received by email and raised verbally by the Bidders have been addressed during this Pre-Bid meeting.

It was re-iterated here that minutes of Pre-Bid meeting would be duly uploaded in NIC portal and it would not be the part of the Contract Documents.

List of queries by the potential Bidders received through e-mail and also the issues/queries raised verbally by them during the Pre-Bid meeting along with the responses of the client (I&WD) thereof are enclosed herewith as Annexure-I.

Enclosure: Annexure - I (Queries & Responses)


Chief Engineer & Project Director
SPMU, WBMIFMP
I&WD, Govt. of West Bengal
9th Floor, Jalasampad Bhavan
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LIST OF QUERIES FROM POTENTIAL BIDDERS ALONG WITH RESPONSES OF IWD FOR WBIW/PD/WBMIFMP/NCB/2020-21/IRR-02 Dated 30/09/2020

(Tender ID : 2020_IWD_298639_1, 2020_IWD_298639_2, 2020_IWD_298639_3)

Sl. No.	Clause Reference & Page No.	Bidder's Queries / Issues	Replies of the Department
(1)	(2)	(3)	(4)
1	<p>Qualification Criteria; Cl. 2.1, Page- 51</p> <p>Eligibility and Qualification Criteria;</p>	<p>A particular Bidder submitted the following: "We hereby attach the PQ condition accepted by Government of India/state govt Undertaking for their tenders.</p> <p>Hence, we request you to incorporate the below mentioned condition</p> <p>In computing the bidder qualification criteria of the bidder, the experience of their parent company registered in India shall be considered, provided that the bidder is subsidiary of the parent company (Parent Company that shall have the controlling stake more than 50% in the subsidiary company) and the parent company provides an undertaking that they are jointly and severally responsible for successful performance of the contract"</p>	<p>Provisions in the Bidding Documents shall prevail.</p>
2	<p>1) WBIW/PD/WBMIFMP/NCB/2020-21/IRR-02/ Lot – 1 2) WBIW/PD/WBMIFMP/NCB/2020-21/IRR-02/ Lot – 2 3) WBIW/PD/WBMIFMP/NCB/2020-21/IRR-02/ Lot – 3"</p>	<p>Again, a particular Bidder has raised the following issue: "It is noted that Employer floated three different RFB number and three different tender documents in online. However, every lot contains all three lot BOQ. Whether, if bidder participates in any single lot RFB in online tender and quotes for all three lot BOQ/price in any single lot will suffice for bidder's participation in all three lots? OR Bidder required to participate online for all three lots individually under each RFB? Employer to clarify"</p>	<p>It is clarified that the Bids will have to be submitted separately for each Lot complete in all respects. There are three different Lots in IRR-02 with three different Tender IDs. The Request for Bid (RFB) is a common bid document for all the three Lots. The Bidder can participate in a single Lot or all the three Lots. The Bidders wishing to participate in multi Lots are required to submit complete set of bids online individually under different tender IDs for all the three Lots.</p>

Sl. No.	Clause Reference & Page No.	Bidder's Queries / Issues	Replies of the Department
(1)	(2)	(3)	(4)
3	<p>Qualification Criteria; Specific Construction & Contract Management Experience; Cl. 4.2(b), Page- 53</p> <p>"For the above and any other contracts (substantially completed and under implementation), as prime contractor, joint venture member, or sub-contractor between 1st April 2015 and Application submission deadline, a minimum construction experience in the following key activities successfully completed¹¹:</p> <p>(i) Lot – 1: Ordinary /Standard concrete (M20 and above) minimum 18012.00 cum & Any type of earthwork minimum 545000.00 cum in One contract.</p> <p>(ii) Lot – 2: Ordinary /Standard concrete (M20 and above) minimum 15963.00 cum & Any type of earthwork minimum 578000.00 cum in One contract</p> <p>(iii) Lot – 3: Ordinary /Standard concrete (M20 and above) minimum 26443.00 cum & Any type of earthwork minimum 1079000.00 cum in One contract"</p>	<p>(i) Many of the bidders raised queries and concern about the Specific Construction & Contract Management Experience Criteria, particularly on 4.2(b) and Footnote of the RFB as would reveal from the query below:</p> <p>1) Whether the requisite quantity of Concrete (Specified grade) and Earth work should be same/single contract or not? Or Earth work in one contract and concrete in another contract will suffice the purpose.</p> <p>2) In Note 11 of this clause, it is mentioned, Volume of any key activity can be demonstrated in one or more contracts combined if executed during same time period.</p> <p>So please confirm (in Sl 1 & 2 above) as which one is applicable for qualifying the tender.</p> <p>(ii) Most of the Bidders requested the Employer to kindly allow "Multiple Contracts" in lieu of one contract that have been satisfactorily and substantially completed</p>	<p>There is no apparent inconsistency between Footnote 11 and 4.2 (b). The provisions are as per Standard Bidding Documents of the World Bank. While it is desirable to have the minimum construction experience met through one contract, the foot note allows the same could be combined if executed during the same period as mentioned in 4.2(b). However, in order to further clarify, changes have been brought in and explicit mentioning in regard to allowing multiple contracts to satisfy the cumulative requirement of 4.2(b) has been made. The same are being notified to the Bidders through the 1st Corrigendum/Addendum to RFB.</p>

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4	<p>Tax; Section I - Instructions to Bidders; Cl. 14.8; Page-20</p> <p>Bidders may like to ascertain availability of tax/duty exemption of the bidding document.</p>	<p>(i) One particular Bidder requested the Employer to clarify what are the items exempted from tax.</p> <p>(ii) The same Bidder requested the Employer to clarify whether this exemption will be applicable for custom duty also?"</p>	<p>(i) Bidders are advised to consult Tax Authorities in this regard</p> <p>(ii) Please see clarification at (i) above</p>
5	<p>Tax; PCC/ GCC; Cl. 47; Page- 450</p> <p>The rates quoted by the Contractor shall be deemed to be inclusive of the VAT, Sales and other taxes that the Contractor will have to pay for the performance of this Contract. The Employer will perform such duties in regard to the deduction of such taxes at source [TDS] as per applicable law.</p>	<p>One particular Bidder proposed that since there is no VAT or sales tax exists in India, Bidder requests Employer to modify the said clause.</p>	<p>PCC/GCC 47 is merely explanatory. Bidders are required to include all taxes, duties, levies cess etc. whatsoever in their rates, which have to be paid by them for the performance of this Contract.</p>
6	<p>Price adjustment; PCC/ GCC; Cl. 49.1; Pg. No. 453</p> <p>"Page-451 GCC 49.1 is replaced with the following: "Contract price shall be adjusted for increase or decrease in rates and price of labour, Page-453 Price Adjustment: NOT APPLICABLE"</p>	<p>One particular Bidder requested the Employer to consider the Employer to confirm if Price adjustment is applicable or not.</p>	<p>Price Adjustment is NOT APPLICABLE to this Contract (PCC/GCC 49.1)</p>

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7	Liquidity Damage; PCC/GCC Cl. 51.1; Page- 453 The liquidated damages for All Works are 0.1% per day. The maximum amount of liquidated damages for the whole of the Works is 10% of the final Contract Price.	One particular Bidder requested the Employer to consider the Liquidity Damages capped to a maximum 5% of the contract value.	Proposal not acceptable.
8	Mobilization Advance Payments; PCC/ GCC; Cl. 53.1; Page-453 5% of the Contract price	One particular Bidder requested the Employer to consider 10% of the Contract price for Mobilization Advance	Proposal not acceptable.
9	Performance Security; PCC/ GCC; Cl. 45; Page-454 The Performance Security amount is 8% percent of Contract Amount plus [Maximum up to 10% of Contract Amount], as additional security for unbalanced bids [in terms of ITB Clause 41.2], and Environmental, Social, Safety and Health (ESHS Performance Security amount is 2% percent of Contract Amount.	One particular Bidder requested the Employer to consider maximum 5% of the Contract price for performance security	Proposal not acceptable.

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10	GST	One particular Bidder requested the Employer to clarify the percentage of GST.	, Bidder is requested to consult the GST Act.
11	BOQ	<p>One particular Bidder pointed out that in the BOQ excel provided, the value reflecting in column 'the amount with tax' and 'the amount without tax' is same.</p> <p>Bidder requests Employer to rectify the same.</p>	Please refer ITB Clause 14.7: All duties, taxes, and other levies payable by the Contractor under the Contract, or for any other cause, as of the deadline for submission of Bids, shall be included in the rates and prices and the total Bid price submitted by the Bidder. The rates quoted by the Contractor shall be deemed to be inclusive of all taxes that the Contractor will have to pay for the performance of this Contract. So, same value will appear in both the columns.
12	Scope of work; Cl. 4.0; Page nos. 218-241 Canal networks & list of structures	<p>One particular Bidder requested Employer to provide the following in detail</p> <ol style="list-style-type: none"> 1) Drawings for list of structures to understand the scope of work. 2) Longitudinal alignment drawings, cross section at minimum intervals in addition to the canal length that has already been provided, the and the drawings for work involved in each cross section. 3) The relevant longitudinal & cross sections to understand the scope of work and site location. 	<p>The typical drawings of different structures along with general index map and Lot wise index maps are attached through a separate drawing file as reference only. The List of Structures are appended with the Bid Document from Page - 223 to Page 241. Considering that only the renovation / reconstruction of structures is to be carried out, hence the typical drawings provided should be sufficient at bidding stage.</p> <p>Similarly, sample cross sections representing the respective Lots have also been provided in case of re-sectioning of canals. This should be sufficient at bidding stage.</p>

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13	Traffic management during construction	One particular Bidder requested Employer to provide the traffic management plan if any prepared for construction stage.	It is the responsibility of the contractor to prepare the traffic management plan and submit to the Engineer as a part of the Contractor's ESHS-MSIP, for approval, before initiation of the construction work., Please refer Appendix- II/9: Guidelines for preparation of Traffic Management Plan has also provided in the Bid Document at Page - 362
14	Soil Report	Bidders requested the Employer to provide detail soil report.	As a normal practice, any virgin soil in the locality including the countryside borrow pits should reasonably serve the purpose of embankment construction/repair. Any Bidder may like to do the soil test for further information. The proposed cross sections of the embankments are quite stable from geo-technical considerations. It may also be mentioned that in case of unstable bank, adequate protection for stability would be provided by PCC lining. So far as the Structures are concerned, only the renovation / reconstruction works are to be carried out for which Soil test report required in connection with the reconstruction of any structure.
15	<p>4.2 (b), Page-53</p> <p>"For the above and any other contracts (substantially completed and under implementation), as prime contractor, joint venture member, or sub-contractor between 1st April 2015 and Application submission deadline, a minimum construction experience in the following key activities successfully completed:</p> <p>(i) Lot – 1: Ordinary /Standard concrete (M20 and above) minimum 18012.00 cum & Any type of earthwork minimum 545000.00 cum in One contract.</p>	<p>1) Whether the requisite quantity of Concrete (Specified grade) and Earth work should be same/single contract or not? Or Earth work in one contract and concrete in another contract will suffice the purpose.</p> <p>2) In Note 11 of this clause, it is mentioned, Volume of any key activity can be demonstrated in one or more contracts combined if executed during same time period.</p> <p>So please confirm (in SI 1 & 2 above) as which one is applicable for qualifying the tender</p>	It is clarified that the requirement criteria (Volume of any key activity Earthwork and Concrete M20) can be demonstrated in one or more single contracts combined if executed during the same time period. 1 st Addendum /Corrigendum is being issued.

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	(ii) Lot – 2: Ordinary /Standard concrete (M20 and above) minimum 15963.00 cum & Any type of earthwork minimum 578000.00 cum in One contract (iii) Lot – 3: Ordinary /Standard concrete (M20 and above) minimum 26443.00 cum & Any type of earthwork minimum 1079000.00 cum in One contract"		
16	4.2 (c), Page-55 For the contracts in 4.2 (a) above and/or any other contracts [substantially completed and under implementation] as prime contractor, joint venture member, or Subcontractor between 1st April 2015 and Application submission deadline, experience in managing ESHS risks and impacts as delineated in Table E.I (C-ESMP) under Section – VII particularly on Silt management plan, Construction camp management plan, traffic management plan, C&D waste management plan, labour management plan, HIV/AIDS, gender target etc.	The experience in this domain is mandatory or not? Please confirm us. If the bidder furnishes an affidavit to maintain all applicable terms and conditions in this respect, whether the same is allowed	The experience in this domain is mandatory. The Compliance requirements specified are to be met.