

**Minutes of the Pre-Bid Meeting in connection with the work: "Improvement of Lower reach of Right Bank Main Canal (RBMC) from 50.84Km to 85.31Km including all its appurtenant canals within the reach- Package- IRR-01"- comprising three lots, held on 14th October, 2020 in NIC Conference Hall, SPMU, WBMIFMP, Ground Floor, Jalasampad Bhavan, Salt Lake City, Kolkata - 700 091.**

Lot - 1: Improvement of Lower reach of Right Bank Main Canal (RBMC) from 50.84Km to 66.52Km including all its appurtenant canals within the reach.

Lot - 2: Improvement of Lower reach of Right Bank Main Canal (RBMC) from 66.52Km to 79.92Km including all its appurtenant canals within the reach.

Lot - 3: Improvement of Lower reach of Right Bank Main Canal (RBMC) from 79.92Km to 85.31Km including all its appurtenant canals within the reach.

The meeting started at 02:00 pm on 14/10/2020 with Sri Subir Kumar Laha, Chief Engineer & Project Director, SPMU, WBMIFMP, Irrigation & Waterways Directorate, Govt. of West Bengal on Chair.

At the outset Sri Laha welcomed the bidders who attended the Pre-Bid meeting.

After responding to verbal queries received from Bidders during the Pre-Bid meeting, Chairman told Additional Project Director (Civil)-I, SPMU, WBMIFMP to brief the bidders about the Salient features of Bid Submission Procedure.

As directed, Sri Mrinal Roy, Additional Project Director (Civil)-I, SPMU, WBMIFMP explained in a nutshell about the procedures of filling different forms and also told to bidders that separate BOQ in .xls file should be uploaded for each lot if the Bidder will participate in Multiple Lots.

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 Document.

List of queries by the potential Bidders received through email 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)



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**LIST OF QUERIES FROM POTENTIAL BIDDERS ALONG WITH RESPONSES OF IWD FOR WBMIFMP/PD/NCB/2020-21/IRR-01 Dated 05/10/2020**

(Tender ID : 2020\_IWD\_299435\_1, 2020\_IWD\_299435\_2, 2020\_IWD\_299435\_3)

Sl. No.	Clause Reference & Page No.	Bidder's Queries / Issues	Replies of the Department
(1)	(2)	(3)	(4)
1	1) WBMIFMP/PD/NCB/2020-21/IRR-01/L – 1 2) WBMIFMP/PD/NCB/2020-21/IRR-01/L – 2 3) WBMIFMP/PD/NCB/2020-21/IRR-01/L-3	<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-01 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>
2	<p>Qualification Criteria;            Specific Construction &amp; Contract Management Experience;            Cl. 4.2(b), Page- 49</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<sup>11</sup>:</p> <p>(i) Lot – 1: Ordinary /Standard concrete (M20 and above) minimum 14345.00 cum &amp;</p>	<p>(i) Many of the bidders raised quires and concern about the Specific Construction &amp; Contract Management Experience Criteria, particularly on 4.2(b) and Footnote of the RFB as would reveal from the query below:            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.            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.            So please confirm (in SI 1 &amp; 2 above) as which one is applicable for qualifying the tender.</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 1<sup>st</sup> Corrigendum/Addendum to RFB.</p>

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	<p>Any type of earthwork minimum 460000.00 cum in One contract.</p> <p>(ii) Lot – 2: Ordinary /Standard concrete (M20 and above) minimum 39356.00 cum &amp; Any type of earthwork minimum 510000.00 cum in One contract</p> <p>(iii) Lot – 3: Ordinary /Standard concrete (M20 and above) minimum 11459.00 cum &amp; Any type of earthwork minimum 212500.00 cum in One contract"</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	
3	<p>Tax; Section I - Instructions to Bidders; Cl. 14.8; Page-18</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>
4	<p>Tax; PCC/ GCC; Cl. 47; Page- 493</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>	One particular Bidder proposed that since there is no VAT or sales tax exists in India, Bidder requests Employer to modify the said clause.	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.

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5	Price adjustment; PCC/ GCC; Cl. 49.1; Pg. No. 517  "Page-517 GCC 49.1 is replaced with the following: "Contract price shall be adjusted for increase or decrease in rates and price of labour, ..... Page-519 Price Adjustment: NOT APPLICABLE"	One particular Bidder requested the Employer to consider the Employer to confirm if Price adjustment is applicable or not.	Price Adjustment is NOT APPLICABLE to this Contract (PCC/GCC 49.1)
6	Liquidity Damage; PCC/GCC Cl. 51.1; Page- 520  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.
7	Mobilization Advance Payments; PCC/ GCC; Cl. 53.1; Page-520  5% of the Contract price	One particular Bidder requested the Employer to consider 10% of the Contract price for Mobilization Advance	Proposal not acceptable.
8	Performance Security; PCC/ GCC; Cl. 54; Page-521  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	One particular Bidder requested the Employer to consider maximum 5% of the Contract price for performance security	Proposal not acceptable.

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	Environmental, Social, Safety and Health (ESHS Performance Security amount is 2% percent of Contract Amount.		
9	GST	One particular Bidder requested the Employer to clarify the percentage of GST.	Bidder is requested to consult the GST Act.
10	BOQ	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.  Bidder requests Employer to rectify the same.	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.
11	Scope of work; Cl. 4.0; Page nos. 255-273 Canal networks & list of structures	One particular Bidder requested Employer to provide the following in detail 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.	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 - 259 to Page 273. Considering that only the renovation / reconstruction of structures is to be carried out, hence the typical drawings provided should be sufficient at bidding stage. 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.

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12	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 - 429
13	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 are 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.
14	4.2 (c), Page-51  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.

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15.	<p>Qualification Criteria Eligibility and Qualification Criteria Page-52</p> <p>Note: [For Multiple lots (contracts) specify financial and experience criteria for each lot under 3.1, 3.2, 4.2(a) and 4.2(b)]</p> <p>Note: In case bids are being invited simultaneously for multiple packages (under separate IFB and Bid Documents), the Employer reserves the right to assess cumulative qualification of the bidders participating in multiple packages.</p>	Bidder requests Employer to waive off this clause.	Proposal not acceptable.
16	As per Cl. No. 4.2 (a) of Section-III (Evaluation and Qualification Criteria) of the bid documents that “the bidder must have satisfactorily and substantially (at least 80% of the contract value) completed at least 1 (one) similar contract work.....” between 01.04.2015 and bid submission deadline.	We presume that, any bridge work constructed across any perennial river/ canal or similar water body consisting of earthwork and substantial concrete work will be considered as similar nature of work to the subject work. Please confirm for clarity.	Yes, any contracts with similar works satisfactorily and substantially (at least 80% of the contract value) completed during the period of last 5 years will be considered, subject to fulfilment of criteria stated in 4.2(b), as has further been specified in the 1 <sup>st</sup> Corrigendum/Addendum to RFB.
17	As per Cl. No. 4.2 (b) of Section-III (Evaluation and Qualification Criteria) of the bid documents it is mentioned that the bidder must have a minimum construction experience in the following key activities in any satisfactorily/ substantially completed or on-going work between 01.04.2015 and bid submission deadline. The key activities are mentioned as “(i) Lot-1: Ordinary/ Standard concrete (M-20 & above) minimum 14345.00 cum & Any type of earthwork minimum 460000 cum in One contract; (ii)	We presume that, volume of any key activity i.e. Ordinary/ Standard concrete (M-20 & above) and Any type of earthwork can be demonstrated in separate/ more than one contracts if executed during the stipulated time period. Please confirm for clarity.	Please refer the 1st Addendum /Corrigendum being issued.

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	“Lot-2: Ordinary/ Standard concrete (M-20 & above) minimum 39356.00 cum & Any type of earthwork minimum 510000 cum in One contract; (iii) Lot-3: Ordinary/ Standard concrete (M-20 & above) minimum 11459.00 cum & Any type of earthwork minimum 212500 cum in One contract”.		
18	GST	After studying the tender documents, it seems that the quote prices of bidders will be inclusive of applicable GST and other taxes and levies as applicable. Please confirm for clarity.	Yes, 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.
19	Cl. No. 3 & 4 of Section-III (Evaluation and Qualification Criteria)	As the bids are to be submitted online, we would request to consider self-declarations of bidders on their letter heads for deployment of necessary key personnel and equipment, as listed in Cl. No. 3 & 4 of Section-III (Evaluation and Qualification Criteria) of the bid documents, meeting all the stipulated specifications/ requirements, in place of documentary evidences like invoices/ agreements. It will reduce the volume of documents, are to be uploaded on e-tendering portal, and also ease out the submission procedure without any unwanted hindrances due to its high volume.	Bidders to follow the norms as specified in Section-III (Evaluation and Qualification Criteria) meeting the requirements.

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20	Contractor's Site facilities	Kindly advise whether the required land for establishing contractor's site facilities nearby proposed site will be provided to Contractor either free of cost or on rental basis. If the land will be on rental, please advise the monthly rent of the same during the entire contractual period.	Contractor to arrange the site facilities on their own. Please refer Annexure – V: Supplementary Information in the bid document
21	Secured Advance	Secured Advance or suitable stage payment especially for supply of non-perishable materials like Reinforcement Steel, Sheet Piles etc. may please be permitted in the contract for maintaining desired/ project friendly cash flow during execution of the project	Proposal not acceptable
22	Disposal area of C & D waste	Kindly advise us about the disposal area for the dismantled materials like culverts, bridges, retaining walls and other structure comprising of masonry, cement concrete, steel work and dismantling RCC or bituminous pavement.	Please refer Appendix – II/6: Waste Management Plan included in Annexure-II-Package Specific ESMP& Contractor's ESHS-MSIP for further guidance
23	Canal sites	Please provide the duly marked canal portions on google map with its co-ordinates for better understanding of the proposed site in scope.	Bidders to refer the Project Background, Project area included in the Section – VII: Scope of Work. Also Index map included in the Drawing file. Further, bidders may visit sites for better understanding of the scope of work.

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24	Tree	Kindly give us the quantity of tree cutting and tree felling for our estimation purpose. Whether any tree plantation in lieu of the tree felling work is mandatory in this tender. If yes, please specify the extent of tree plantation.	There would be no case of tree felling which would require compensatory afforestation. Please refer Appendix – II/6 for further guidance
25	Encroachment	Kindly give us the encroachment removal plan and hand over of hindrance free land Chainage-wise, if applicable.	All work areas are more or less hindrance free areas.  One can reasonably hope for encroachment free site before actual commencement of work. However, there may be a few remaining encroachments which may be required to be shifted for operational purposes. The extent of such shifting can be assessed only after the Contractor starts work. Any structure infringing the top of the embankment will be removed first. Compensation payable to the affected persons (encroachers /squatters having structures within zone of work /Right of Way) would be provided separately out the budget of the Resettlement Action Plan (RAP), by the Project authority and the Contractor would have no roll in that regard.
26	Utilities	Kindly provide us the drawings showing the utilities to be shifted or diverted during the proposed work.	Predominantly the working zone is a rural area with a few utility services out of which the underground ones are even fewer. Shifting of Utilities, if any, would be taken up, as per requirement during the execution stage for which a Provisional sum is included in the BOQ

Sl. No.	Clause Reference & Page No.	Bidder's Queries / Issues	Replies of the Department
(1)	(2)	(3)	(4)
27	Time Extension	Considering the prolonged festive season in West Bengal and present situation due to Covid-19 pandemic, we would request you to postpone the online bid submission deadline for atleast 30 (thirty) days to enable the potential bidders to quote their most competitive price after proper evaluation of all important aspects.	Proposal not acceptable