

**BITES Ltd/Contract Policy Cell/Gurgaon**

**E-Tendering- Tender and Contract Document for works, July, 2019**

**Correction Slip No. 12**

**The earlier issued Correction Slip No. 8 dated 24.05.2021 stands withdrawn.**

**Section 1 (Notice Inviting Tender and Instructions to Tenderers)**

**The existing Clause 1.1 may be deleted and replaced with following:**

**Clause 1.1 Tender Notice**

Tenders are invited through E-Tendering system by RITES Ltd., a Public Sector Enterprise under the Ministry of Railways, acting for and on behalf of ..... (Employer) as an Agent/Power of Attorney Holder, from eligible firms / agencies satisfying the set eligibility / qualifying criteria for the work of .....

*(Note: Throughout these bidding documents, the terms 'bid' and 'tender' and their derivatives are synonymous)*

**Clause 28.0** List of Documents to be scanned and uploaded within the period of bid submission.

The S.No.15 and 21: Deleted. The documents mentioned at S.No.15 & 21 need not be submitted.

**Annexure-I (Qualifying Criteria for Works Contracts) to Section 1 (Notice Inviting Tender and Instructions to Tenderers)**

**1. ANNUAL FINANCIAL TURNOVER**

The existing Note (g) may be deleted and replaced with following:

- g) If the Audited Balance Sheet for the immediately preceding year is not available in case of a work for which the last stipulated date for submission of the bids is before 30th September or in case, Government of India extends the date of conducting of AGM / Filing of Balance Sheet beyond 30th September, audited Balance Sheets, Profit and Loss Statements and other financial statements of the three Financial Years immediately preceding the previous Financial Year shall be adopted for evaluating the credentials of the Bidder. These provisions are also applicable in cases where JV is permitted.

## 2. WORK EXPERIENCE

In Similar work experience for works in Normal Areas (Other than Difficult Area) at S.No.2 a) (i), For works in Difficult Areas (Refer Clause 2.3) at S.No. 2 a) (ii), In case of Railway works involving one or more components like Earth work, Bridges, Track Linking, Track Laying, OHE, Signaling etc. For works in Normal Areas (Other than Difficult Areas) at S.No. 2 aa) (i) and For works in Difficult Areas (Refer Clause 2.3) at S.No. 2 aa) (ii), where ever, "last 5 (Five) years/ five years prior to the last stipulated date for submission of Bid" is mentioned, it may be read as/ replaced with "the last 7 (Seven) years prior to the last stipulated date for submission of Bid".

At S. No.VI of Notes under Work Experience, "the cut off date shall be 07.08.2009" may read as/ replaced with "the cut-off date shall be 07.08.2007"

The following may be inserted at S.No. VIII of Notes under Work Experience:

VIII. The value of similar work shall be calculated excluding the element of GST on works Contract Service while evaluating on meeting the Qualifying Criteria of Work Experience

The para pertaining to Construction Experience in Key Activities at S.No. 2 (b) above Notes may be deleted and replaced with the following:

### 2b) Construction Experience in Key Activities

To qualify for award of the contract, each bidder in his own name or as a member of a Joint Venture should have, in the last 7 (Seven) years prior to the last stipulated date for submission of the bid, executed the following key activities carried out in India.

1. \_\_\_\_\_ (in any one work individually\*/maximum three works cumulatively\*)

2. \_\_\_\_\_ (in any one work individually\*/maximum three works cumulatively\*)

3. \_\_\_\_\_ ( in any one work individually\*/maximum three works cumulatively\*)

(\*Strike out whichever is not applicable)

13/12

contd.

*(Ideally only very few and that too, specialized components of the work mentioning required quantities or amounts may be specified at the discretion of tender approving authority)*

In Construction Experience in Key Activities at S.No. 2 b) including its Notes, **where ever, “last 5 (Five) years/ five years prior to the last stipulated date for submission of Bid” is mentioned, it may be read as/ replaced with “the last 7 (Seven) years prior to the last stipulated date for submission of Bid”.**

**The S.No. VI of Notes under Construction Experience in Key Activities may be deleted and replaced with following:**

- VI. Any work executed by the Bidder as a member of a Joint Venture will be accepted provided there is documentary proof in support of the same either in the MOU/Agreement of the JV or in a declaration by the other Members of that JV or the Client confirming that the Key activity was actually executed by the Bidder.

In case JV is permitted the following provisions will apply:

Large Works

1. All the partners shall jointly meet this criterion.
2. Each partner should have satisfactorily completed in his own name or proportionate share as a member of a Joint Venture, at least one similar work of minimum value of 25% of the Estimated cost of work during the last 7 (Seven) years prior to the last stipulated date for submission of the Bid OR should have executed at least one of the Key Activities mentioned under Construction Experience in Key Activities.

Normal Works

1. All the partners shall jointly meet this criterion.
2. Each partner should have satisfactorily completed in his own name or proportionate share as a member of a Joint Venture, at least one similar work of minimum value of 25% of the Estimated cost of work during the last 7 (Seven) years prior to the last stipulated date for submission of the Bid OR should have executed at least one of the Key Activities mentioned under Construction Experience in Key Activities.

**The following may be inserted at S.No.VII of Notes under Construction Experience in Key Activities:**

The value of Key Activity shall be calculated excluding the element of GST on works Contract Service.

#### 4. PROFITABILITY

**The existing paras including Notes may be deleted and replaced with the following:**

The Bidder should be a profit (net) making firm and should have made profit during any two of the past 3 Financial Years immediately preceding the last stipulated date for submission of bids. If the audited Balance Sheet for the immediately preceding year is not available in case of a work for which the last stipulated date for submission of the bids is before 30th September or in case, Government of India extends the date of conducting of AGM / Filing of Balance Sheet beyond 30th September, audited Balance Sheets, Profit and Loss Statements and other financial statements of the three Financial Years immediately preceding the previous Financial Year shall be considered for evaluating the Profitability Criterion. The Profit Before Tax (PBT) shall be considered while evaluating the Profitability Criterion. These provisions are also applicable in cases where JV is permitted.

The Bidder should furnish figures of net profit of last 3 years in a tabular form and submit attested copies of Auditor's Reports along with audited Balance Sheets and Profit and Loss Statements for the last three Financial Years. Specific reference with page no. of document which proves satisfaction of this Qualifying Criterion should be indicated in the tabular statement.

Notes:

- In case JV is permitted, the following provisions will apply:

Large Works

All the partners shall meet individually this criterion.

Normal Works

The Partner-in-charge/Lead Member shall singly meet this criterion.

#### 5. NET WORTH

The existing Note (a) may be deleted and replaced with following:

Notes:

- a) Net Worth shall be computed from the bidder's audited balance sheet of the financial year immediately preceding the last stipulated date for submission of the bids. If the Audited Balance Sheet for financial year immediately preceding the last stipulated date for submission of the bids is not available in case of a work for which the last stipulated date for submission of the bids is before 30th September or in case, Government of India extends the date of conducting of AGM / Filing of Balance Sheet beyond

30th September, audited Balance Sheet of the Financial Year immediately preceding the previous Financial Year shall be adopted for computing the Net worth of the Bidder. These provisions are also applicable in cases where JV is permitted.

**Proforma-1 of Section-1**

Where ever “During the last 5 years” is mentioned, it may be read as/ replaced with “During the last 7 years”

**Annexure-IX of Section-1 (PRE-QUALIFICATION PERFORMA)**

**S.No.3 of Other Documents to be submitted along with Tender Documents:**

The “(Annexure-III or Annexure IV as applicable)” may be deleted and replaced with “(Annexure-III or Annexure-III & Annexure IV as applicable)”

**S.No.4 of Other Documents to be submitted along with Tender Documents may be deleted. Documents mentioned at S.No.4 need not be submitted.**

**S.No.5 of Other Documents to be submitted along with Tender Documents:**

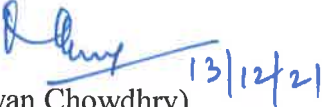
“completed during the last 5 years” may be deleted and replaced with “completed during the last 7 years”

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No. RITES/CO/CPC/T&CD/CS 12 (E-Tendering)

Date: 13.12.2021

The above Correction Slip No. 12 to Tender and Contract Document for Works (E-Tendering, July 2019) is issued with the approval of the competent authority.

  
(Pawan Chowdhry)  
ED/ B&A and Head  
Contract Policy Cell

Copy to:

1. All Divisional Heads/SBU Heads as per standard mailing list of dispatch.
2. Secy. to CMD/DP/DT/DF for kind information please.
3. CVO for kind information please.
4. GM/IT for getting uploaded on RITES website and ESS Portal/Important Files