कोल इण्डिया लिमिटेड

(महारत कंपनी)

(भागत सरकार उपक्रम)

मिर्विल अभियांत्रिक डिविजन.

कोतं भवनः प्रेमिसिज सं.04 एमएआर.

प्तॉट ही.-एएफ-III, एक्शन एरिया-1 ए, न्यूटाउन, राजरहाट,

कोलकोता-700 156.

वेदसाइ: www.coalindia.in

सी आई एन से. L23109WB1973GOI028844



COAL INDIA LIMITED

(A Maharatna Company) (A Govt. of India Undertaking) Civil Engineering Division,

'Coal Bhawan', Premises No.04-MAR, Plot No-AF-III, Action Area - 1A,

> New Town, Rajarhat Kolkata - 700 156

Website: www.coalindia.in CIN No.L23109WB1973GOI028844

Date.22.04.2025

Ref. CIL/CIVIL/31(Pt-1 B)/ 1698

सेवा में,

The General Manager (Civil)/ E&M BCCL/CCL/ ECL/MCL/NCL/SECL/WCL/CMPDIL ED, IICM / General Manager, NEC

विषय:

Modifications in the provision of Performance Security pertaining to Manual for

Civil Engineering Works (MCEW).

Ref:

CIL/GM(CMC)/2025/286 dated 17.04.2025

महाशय,

As communicated by the Company Secretary vide Ref. No. 33322 dated 17.04.2025, CFDs, CIL in their 378th meeting held on 17.04.2025 vide Item No. 378.03 has approved certain modifications in the provisions of Performance Security.

The approved amendments in the provisions of Manual for Civil Engineering Works (MCEW) are enclosed herewith as Annexure-1.

The approved modifications shall be effective immediately. Any NIT floated/Contract entered into, before the implementation of the approved modification shall be suitably dealt at subsidiary level.

This issues with the approval of the Competent Authority.

Yours faithfully,

General Manager/ HoD (Civil), CIL

मा कि। महाप्रबंधक / विधागाणावा (सिविल) General Manager / HoD (Civil)

1074 22 DA 25

मिवित अभियांत्रिकी विभाग Civil Engineering Division

कोल हेडिया लिगिटेड Coal India Limited

Encl: As above

Copy:

1. ED(Co-ordination), CIL

2. Company Secretary, CIL/ GM(Vig), CIL

3. TS to CMD MCL/SECL/WCL/ECL/BCCL/CMPDIL/NCL/CCL/CMPDIL

TS to D(T)/D(F)/D(M)/D(P)/D(BD), CIL

5. GM CIL, Delhi

6. GM(System), CIL-

with request to upload the order in CIL website

7. Office copy

SI.No.	Clause Reference	Existing Provision	Modified Provision
ad late state stat	Clause 4.07.2, MCEW Part I, Page 52	Performance Security should be 5% of contract amount excluding GST and should be submitted within 21 days of issuance of LOA by the successful bidder in any of the form given below: • a Bank Guarantee in the form given in the bid document from any Scheduled Commercial bank (i.e. Indian or Foreign Banks included in the Second Schedule of Reserve Bank of India Act, 1934 excluding Cooperative banks or Regional Rural Banks). The BG issued by outstation bank shall be operative at its local branch at	Performance Security should be 5% of contract amount excluding GST and should be submitted within 21 days of issuance of LOA by the successful bidder in any of the form given below: • a Bank Guarantee in the form given in the bid document from any Scheduled Commercial bank (i.e. Indian or Foreign Banks included in the Second Schedule of Reserve Bank of India Act, 1934 excluding Cooperative banks or Regional Rural Banks). The BG issued by outstation bank shall be operative at its local branch at or branch at
ester and second	selfmon goldless on the self of an amount of the self	as indicated in the LOA/WO. Subsidiary CFDs are authorized to accept Performance Security beyond 21 days by another 14 days with proper justification on a case to case basis. CFDs, CIL is authorized to accept Performance security for the work awarded after May'21 beyond the time limit of 14 days already authorized to subsidiary CFDs with proper justification on case to case basis. The Earnest Money/ Bid Security deposited shall be discharged when the Bidder has signed the Agreement and furnished the required	as indicated in the LOA/WO. However, Company may approve submission of Performance Security beyond 21 days by another 14 days with proper justification on a case to case basis. The approving authority for the above shall be CFD of the concerned Subsidiary. The Earnest Money/ Bid Security deposited is to be returned to the contractor after submission and acceptance of Performance Security. The bid security deposited may be adjusted against the Performance security (1st part of security deposit)





The bid security deposited may be adjusted against the Performance security (1st part of security deposit) at bidder's option.

If performance security is provided by the successful bidder in the form of bank guarantee it shall be issued either—

- (a) at Bidder's option by a Scheduled Commercial Bank, or
- (b) by a foreign bank located in India and acceptable to the employer.

BG of scheduled commercial bank located in India and acceptable to the company should only be accepted. Thus, any BG issued by foreign bank from outside India shall not be accepted.

The validity of the Bank Guarantee shall be for a period of "one year" or "ninety days, beyond the period of contract /extended contract period (if any)", whichever is more.

In case the successful bidder fails to submit the Performance Security within the stipulated time then the award of work may be cancelled with forfeiture of the bid security/earnest money.

Additionally, the company shall debar such defaulting contractor from participating in future tenders in concerned Subsidiary/CIL HQ for a period of minimum one year from the date of issue of such letter.

In case of a JV, the Performance Security can be submitted by the Joint Venture / one or more partners of the joint venture.

In case of JV/Partnership firm, the debarment shall also be applicable to all individual partners of JV/Partnership firm.

If performance security is provided by the successful bidder in the form of bank guarantee it shall be issued either –

- (a) at Bidder's option by a Scheduled Commercial Bank, or
- (b) by a foreign bank located in India and acceptable to the employer.

BG of scheduled commercial bank located in India and acceptable to the company should only be accepted. Thus, any BG issued by foreign bank from outside India shall not be accepted.

The validity of the Bank Guarantee shall be for a period of "one year" or "ninety days, beyond the period of contract /extended contract period (if any)", whichever is more.

In case the successful bidder fails to submit—the—Performance—Security within the stipulated time then the award of work may be cancelled with forfeiture of the bid security/earnest money.

Additionally, the company shall debar such defaulting contractor from participating in future tenders in concerned Subsidiary/CIL HQ for a period of minimum one year from the date of issue of such letter.

In case the successful Bidder fails to submit the Performance Security within the stipulated time then the following actions shall be taken:

- i. Cancellation of award of work
- ii. Forfeiture of the Earnest Money/ Bid Security
- iii. Any due amount to the contractor against the work done shall be treated as a part of the damages suffered by the company and shall not be paid to the contractor.
- iv. The Company shall debar such defaulting Contractor from participating in future tenders in





Submission of Performance Security is concerned Subsidiary/CIL HQ for a not required for tenders having period of minimum one year from the Estimated Value put to tender upto date of issue of such letter. In case of Rs. 2.00 lakhs (incl. GST). In this case, JV/ Partnership firm, the debarment EMD of successful bidder shall be shall also be applicable to all individual released within 14 days of the issue of partners of JV/ Partnership firm. defect liability certificate (taking over certificate with a list of defects). In case of a JV, the Performance Security can be submitted by the Joint "Note (Not part of tender document):-Venture / one or more partners of the In the above case, debarment shall be ioint venture. done as per Guidelines on Debarment of firms from Bidding. In case of JV/Partnership firm, the debarment shall also be applicable to all individual partners of JV/Partnership firm. Submission of Performance Security is not required for tenders having Estimated Value put to tender upto Rs. 2.00 lakhs (incl. GST). In this case, EMD of successful bidder shall be released within 14 days of the issue of defect liability certificate (taking over certificate with a list of defects). Note:-In the above case, debarment shall be done as per Guidelines on Debarment of firms from Bidding. The Engineer-in-Charge is advised to issue regular reminders and timely notices to the contractor for timely submission of Performance Security. Performance Security should be 5% of Performance Security should be 5% of contract amount excluding GST and contract amount excluding GST and should be submitted within 21 days of should be submitted within 21 days of issuance of LOA by the successful issuance of LOA by the successful bidder in any of the form given below: bidder in any of the form given below: · Payment through NEFT/RTGS in the Payment through NEFT/RTGS in the designated account of CIL/Subsidiary designated account of CIL/Subsidiary as indicated in the LOA/WO as indicated in the LOA/WO · a Bank Guarantee in the form given a Bank Guarantee in the form given in the bid document from any in the bid document from any Scheduled Commercial bank (i.e. Scheduled Commercial bank (i.e. Indian or Foreign Banks included in Indian or Foreign Banks included in



the Second Schedule of Reserve Bank

of India Act, 1934 excluding Co-

Clause 4.2,

MCEW Part

II, Page 220



the Second Schedule of Reserve Bank

of India Act, 1934 excluding Co-

operative banks or Regional Rural Banks). The BG issued by outstation bank shall be operative at its local branch at or branch at........ Bank Guarantee against Performance Security shall be applicable if the amount of Performance Security exceeds Rs. 5.0 lakhs.

 Govt. Securities, FDR or any other form of deposit stipulated by the owner and duly pledged in favour of owner.

The Earnest Money/ Bid Security deposited shall be discharged when the Bidder has signed the Agreement and furnished the required Performance Security/ 1st part of security deposit.

The bid security deposited may be adjusted against the Performance security (1st part of security deposit) at bidder's option.

If performance security is provided by the successful bidder in the form of bank guarantee it shall be issued either –

- (a) at Bidder's option by a Scheduled Commercial Bank , or
- (b) by a foreign bank located in India and acceptable to the employer.

BG of scheduled commercial bank located in India and acceptable to the company should only be accepted. Thus, any BG issued by foreign bank from outside India shall not be accepted.

The validity of the Bank Guarantee shall be for a period of "one year" or "ninety days, beyond the period of contract /extended contract period (if any)", whichever is more.

The BG (If performance security is provided by the successful bidder in the form of bank guarantee) issued by

operative banks or Regional Rural Banks). The BG issued by outstation bank shall be operative at its local branch at or branch at....... Bank Guarantee against Performance Security shall be applicable if the amount of Performance Security exceeds Rs. 5.0 lakhs.

 Govt. Securities, FDR or any other form of deposit stipulated by the owner and duly pledged in favour of owner.

However, Company may approve submission of Performance Security beyond 21 days by another 14 days with proper justification on a case to case basis.

Note (Not to be part of Tender Document): The approving authority for the above shall be CFD of the concerned Subsidiary.

The Earnest Money/ Bid Security deposited is to be returned to the contractor after submission and acceptance of Performance Security.

The bid security deposited may be adjusted against the Performance security (1st part of security deposit) at bidder's option.

If performance security is provided by the successful bidder in the form of bank guarantee it shall be issued either—

- (a) at Bidder's option by a Scheduled Commercial Bank, or
- (b) by a foreign bank located in India and acceptable to the employer.

BG of scheduled commercial bank located in India and acceptable to the company should only be accepted. Thus, any BG issued by foreign bank from outside India shall not be accepted.





issuing bank on behalf of the bidder in	The validity of the Bank Guarantee
favour of "" shall be	shall be for a period of "one year" or
in paper form (Stamp Paper) as well as	"ninety days, beyond the period of
issued under "Structured Financial	contract /extended contract period (if
Messaging System". Issuing Bank	any)", whichever is more.
should send the underlying	10 9880 00
confirmation message in IFN760COV	The BG (If performance security is
or IFN767COV message type for	provided by the successful bidder in
getting the BG advised through our	the form of bank guarantee) issued by
bank. Also issuing bank should	issuing bank on behalf of the bidder in
mention "" in field no.	favour of "" shall be
"7037" of IFN760COV or IFN767COV.	in paper form (Stamp Paper) as well as
The message will be sent to the	issued under "Structured Financial
beneficiary bank through SFMS. The	Messaging System". Issuing Bank
	should send the underlying
details of beneficiary Bank for issue of	
BG through SFMS Platform is	confirmation message in IFN760COV
furnished below:-	or IFN767COV message type for
Name of Bank:	
Branch:	bank. Also issuing bank should
IFSC Code:	
Account No.	"7037" of IFN760COV or IFN767COV.
Customer ID:	The message will be sent to the
dieding	beneficiary bank through SFMS. The
Original copy of the Bank Guarantee	details of beneficiary Bank for issue of
issued by the Issuing Bank shall be	BG through SFMS Platform is
sent by the issuing bank to Civil	furnished below:-
Engineering Division of	Name of Bank:
(CIL/Subsidiary).	Branch:
Eubaidiary si	IFSC Code:
In case the successful bidder fails to	Account No.
submit the Performance Security	Customer ID:
within the stipulated time then the	
award of work may be cancelled with	Original copy of the Bank Guarantee
forfeiture of the bid security/earnest	issued by the Issuing Bank shall be
money.	sent by the issuing bank to Civil
	Engineering Division of
Additionally, the company shall debar	(CIL/Subsidiary).
such defaulting contractor from	
participating in future tenders in	In case the successful bidder fails to
concerned Subsidiary/CIL HQ for a	submit the Performance Security
period of minimum one year from the	within the stipulated time then the
date of issue of such letter.	award of work may be cancelled with
	forfeiture of the bid security/earnest
When validity of BG is about to expire,	money.
the contractor has to extend the	
validity of BG, if required. If the	Additionally, the company shall debar
validity of BG is not extended before	such defaulting contractor from
03 days of its expiry, then CIL/	participating in future tenders in
Subsidiary shall be at liberty to encash	concerned Subsidiary/CIL HQ for a
the BG.	period of minimum one year from the
en trial aloue	date of issue of such letter.







In case of a JV, the Performance Security can be submitted by the Joint Venture / one or more partners of the joint venture.

In case of JV/Partnership firm, the debarment shall also be applicable to all individual partners of JV/Partnership firm.

Submission of Performance Security is not required for tenders having Estimated Value put to tender upto Rs. 2.00 lakhs (incl. GST). In this case, EMD of successful bidder shall be released within 14 days of the issue of defect liability certificate (taking over certificate with a list of defects).

"Note (Not part of tender document):-In the above case, debarment shall be done as per Guidelines on Debarment of firms from Bidding. In case the successful Bidder fails to submit the Performance Security within the stipulated time then the following actions shall be taken:

i. Cancellation of award of work

ii. Forfeiture of the Earnest Money/ Bid Security

iii. Any due amount to the contractor against the work done shall be treated as a part of the damages suffered by the company and shall not be paid to the contractor.

iv. The Company shall debar such defaulting Contractor from participating in future tenders in concerned Subsidiary/CIL HQ for a period of minimum one year from the date of issue of such letter. In case of JV/ Partnership firm, the debarment shall also be applicable to all individual partners of JV/ Partnership firm.

When validity of BG is about to expire, the contractor has to extend the validity of BG, if required. If the validity of BG is not extended before 03 days of its expiry, then CIL/Subsidiary shall be at liberty to encash the BG.

In case of a JV, the Performance Security can be submitted by the Joint Venture / one or more partners of the joint venture.

In case of JV/Partnership firm, the debarment shall also be applicable to all individual partners of JV/Partnership firm.

Submission of Performance Security is not required for tenders having Estimated Value put to tender upto Rs. 2.00 lakhs (incl. GST). In this case, EMD of successful bidder shall be released within 14 days of the issue of defect liability certificate (taking over certificate with a list of defects).

"Note (Not part of tender document):-

HIFIANI



In the above case, debarment shall be done as per Guidelines on Debarment of firms from Bidding. Not to be a part of Tender Document: The Engineer-in-Charge is advised to issue regular reminders and timely notices to the contractor for timely submission of Performance Security. 3 Clause 6.2 of 6.2 Performance Security should be 6.2 Performance Security should be 5% of total contract amount excluding Special 5% of total contract amount excluding Terms and GST (Construction and maintenance GST (Construction and maintenance Conditions work of five years). All Performance work of five years). All Performance Security should be submitted within for Security should be submitted within Construction 21 days of issuance of LOA in any of 21 days of issuance of LOA in any of and the form given below: the form given below: Maintenance Of Haul · a Bank Guarantee in the form · a Bank Guarantee in the form given in the bid document from any Roads, given in the bid document from MCEW, Part-Scheduled Commercial bank. The any Scheduled Commercial bank. II, Page 264-The BG issued by outstation bank BG issued by outstation bank shall 265 shall be operative at its local be operative at its local branch at branch at or branch or branchat..... Bank Guarantee at..... against Performance Security shall be Bank Guarantee against Performance Security shall be applicable if the amount of applicable if the amount of Performance Security exceeds Rs. Performance Security exceeds Rs. 5.0 lakhs. · Govt. Securities, FDR or any other 5.0 lakhs. · Govt. Securities, FDR or any other form of deposit stipulated by the owner and duly pledged in favour form of deposit stipulated by the owner and duly pledged in favour of owner. of owner. · Payment through NEFT/RTGS in the designated account · Payment through NEFT/RTGS in designated account CIL/Subsidiary as indicated in the CIL/Subsidiary as indicated in the LOA/WO. LOA/WO. However, Company may approve submission of Performance Security The Earnest Money/ Bid Security beyond 21 days by another 14 days deposited shall be discharged when with proper justification on a case to the Bidder has signed the Agreement and furnished the required case basis. Performance Security/ 1st part of Note (Not to be part of Tender security deposit. Document): The approving authority for the above shall be CFD of the The bid security deposited may be adjusted against the Performance concerned Subsidiary. security (1st part of security deposit) at bidder's option. The Earnest Money/ Bid Security deposited is to be returned to the

HAA.



If performance security is provided by the successful bidder in the form of bank guarantee it shall be issued either—

- (a) at Bidder's option by a Scheduled Commercial Bank, or
- (b) by a foreign bank located in India and acceptable to the employer.

BG of scheduled commercial bank located in India and acceptable to the company should only be accepted. Thus, any BG issued by foreign bank from outside India shall not be accepted.

The validity of the Bank Guarantee shall be for a period of "one year" or "ninety days, beyond the period of contract /extended contract period (if any)", whichever is more.

The BG (If performance security is provided by the successful bidder in the form of bank guarantee) issued by issuing bank on behalf of the bidder in favour

," shall be in paper form (Stamp Paper) as well as issued under "Structured Financial Messaging System". Issuing Bank should send the underlying con-firmation message in IFN760COV or IFN767COV message type for getting the BG advised through our bank. Also issuing bank should mention "

" in field no. "7037" of IFN760COV or IFN767COV. The mes- sage will be sent to the beneficiary bank through SFMS. The details of beneficiary Bank for issue of BG through SFMS Platform is furnished below:-

Name of Bank:	
Branch:	
IFSC Code:	
Account No.	era lastication
Customer ID:	

Original copy of the Bank Guarantee issued by the Issuing Bank shall be

contractor after submission and acceptance of Performance Security.

The bid security deposited may be adjusted against the Performance security (1st part of security deposit) at bidder's option.

If performance security is provided by the successful bidder in the form of bank guarantee it shall be issued either—

- (c) at Bidder's option by a Scheduled Commercial Bank, or
- (d) by a foreign bank located in India and acceptable to the employer.

BG of scheduled commercial bank located in India and acceptable to the company should only be accepted. Thus, any BG issued by foreign bank from outside India shall not be accepted.

The validity of the Bank Guarantee shall be for a period of "one year" or "ninety days, beyond the period of contract /extended contract period (if any)", whichever is more.

The BG (If performance security is provided by the successful bidder in the form of bank guarantee) issued by issuing bank on behalf of the bidder in favour

," shall be in paper form (Stamp Paper) as well as issued under "Structured Financial Messaging System". Issuing Bank should send the underlying confirmation message in IFN760COV or IFN767COV message type for getting the BG advised through our bank. Also issuing bank should mention "

" in field no. "7037" of IFN760COV or IFN767COV. The mes- sage will be sent to the beneficiary bank through SFMS. The details of beneficiary Bank for issue of BG through SFMS Platform is furnished below:-

Name of Bank:





sent by the issuing bank to Civil Engineering Division of CIL/ Subsidiary.

In case the successful bidder fails to submit the Performance Security and Additional Performance Security, if any, within the stipulated time then the award of work may be cancelled with forfeiture of the bid security/earnest money.

Additionally, the company shall debar such defaulting contractor from participating in future tenders in concerned Subsidiary/CIL HQ for a period of minimum one year from the date of issue of such letter.

In case of JV/Partnership firm, the debarment shall also be applicable to all individual partners of JV/Partnership firm.

Branch:	
IFSC Code:	
Account No.	
Customer ID:	

Original copy of the Bank Guarantee issued by the Issuing Bank shall be sent by the issuing bank to Civil Engineering Division of CIL/ Subsidiary.

In case the successful bidder fails to submit the Performance Security and Additional Performance Security, if any, within the stipulated time then the award of work may be cancelled with forfeiture of the bid security/earnest money.

Additionally, the company shall debar such defaulting contractor from participating in future tenders in concerned Subsidiary/CIL HQ for a period of minimum one year from the date of issue of such letter.

In case of JV/Partnership firm, the debarment shall also be applicable to all individual partners of JV/Partnership firm.

In case the successful Bidder fails to submit the Performance Security within the stipulated time then the following actions shall be taken:

i. Cancellation of award of work

- ii. Forfeiture of the Earnest Money/ Bid Security
- iii. Any due amount to the contractor against the work done shall be treated as a part of the damages suffered by the company and shall not be paid to the contractor.
- iv. The Company shall debar such defaulting Contractor from participating in future tenders in concerned Subsidiary/CIL HQ for a period of minimum one year from the date of issue of such letter. In case of JV/ Partnership firm, the debarment





and the second s	shall also be applicable to all individua
965000000000000000000000000000000000000	partners of JV/ Partnership firm.
79 78 30 24 A	Prenential F
and the second s	Not to be a part of Tender Document
	The Engineer-in-Charge is advised to
study among the rest to the Book Substitute	issue regular reminders and timely
the small entirest of the second party	notices to the contractor for timely
of the sent of the sound that it	submission of Performance Security.
and the property of the same o	

11 dan'

वित्य