

कोल इण्डिया लिमिटेड

(महाराष्ट्र कंपनी)

(भारत सरकार उपक्रम)

सिविल अभियांत्रिकी डिविजन,

कोल भवन, प्रेमिसिज सं 04, एमएआर,

प्लॉट सं.-एएफ-III, एक्शन एरिया-1 ए, न्यूटाउन, राजारहाट,

कोलकाता-700 156,

वेबसाइट: www.coalindia.in

सी आई एन सं. L23109WB1973GOI028844



5 DECADES OF UNEARTHING ENERGY

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 - IA,

New Town, Rajarhat,

Kolkata - 700 156

Website: www.coalindia.in

CIN No.L23109WB1973GOI028844

Ref. CIL/CIVIL/31(Pt-1 B)/1755

Date: 25.07.2025

सेवा में,

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

विषय: Modifications in various provision of Manual for Civil Engineering Works (MCEW) regarding tender evaluation system, APSD and Financial Turnover, Working Capital clauses.

महाशय,

As communicated by the Company Secretary vide Ref. No. CIL:XI(D):04135:2025:33674 dated 16.07.2025, CFDs, CIL in their 389th meeting held on 09.07.2025 has approved various provision of Manual for Civil Engineering Works (MCEW) regarding tender evaluation system, APSD and Financial Turnover, Working Capital clauses.

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

This issues with the approval of the Competent Authority.

Yours faithfully,

खिन्न 25/07/25

Encl: As above

General Manager/ HoD (Civil), CIL

Copy:

1. All EDs, CIL
2. All HoDs CIL
3. TS to CMD BCCL/CCL/CMPDIL/ECL/MCL/NCL/SECL/WCL
4. TS to D(T)/D(F)/D(M)/D(P)/D(BD), CIL
5. GM(Vig), CIL
6. Company Secretary, CIL
7. GM CIL, Delhi
8. GM(System), CIL-
9. Office copy

with request to upload the order in CIL website

ANNEXURE-1

Manual for Civil Engineering Works (MCEW)			
SN	Clause ref	Existing Clause	Modified Clause
1	Clause 4.07.8 of MCEW, Part-I, Page 54	<p>4.07.8 Consideration of Abnormally Low Bids – There should be no provision in the Bid Documents regarding submission of Additional Security Deposit / Bank Guarantee (BG) in case of Abnormally Low Bids. <u>There shall be a provision in the Bid document regarding Abnormally Low Bid that the Procuring Entity</u> may in such cases seek written clarifications from the bidder, including detailed price analyses of its bid price in relation to scope, schedule, allocation of risks and responsibilities, and any other requirements of the bid documents. If, after evaluating the price analysis, Procuring Entity determines that the bidder has substantially failed to demonstrate its capability to deliver the contract at the offered price, the Procuring Entity may reject the bid/ proposal.</p> <p>It would not be advisable to fix a normative percentage below the estimated cost, which would be automatically be considered as an abnormally low bid. Due care should be taken while formulating the specifications at the time of preparation of bid document so as to have a safeguard against the submission of abnormally low bid from the bidder.</p> <p>As a safeguard, it should be closely monitored that final payments in such cases do not abnormally increases due to extra items. Further, there is no abnormal increase in quantities of the item for which contractors have initially quoted very high rates.</p> <p><u>However, it has been provided that in case of compelling circumstances where to ask for Additional Security Deposit Bank Guarantee (BG) in case of ALBs, the same should be taken only with the approval of the next higher authority to the authority competent to finalize the tender.</u></p>	<p>4.07.8 Consideration of Abnormally Low Bids – There should be no provision in the Bid Documents regarding submission of Additional Security Deposit / Bank Guarantee (BG) in case of Abnormally Low Bids (ALB). <u>In case of Abnormally Low Bid, the Procuring Entity may in such cases seek written clarifications from the bidder, including detailed price analyses of its bid price in relation to scope, schedule, allocation of risks and responsibilities, and any other requirements of the bid documents. If, after evaluating the price analysis, Procuring Entity determines that the bidder has substantially failed to demonstrate its capability to deliver the contract at the offered price, the Procuring Entity may reject the bid/ proposal.</u></p> <p>It would not be advisable to fix a normative percentage below the estimated cost, which would be automatically be considered as an abnormally low bid. Due care should be taken while formulating the specifications at the time of preparation of bid document so as to have a safeguard against the submission of abnormally low bid from the bidder.</p> <p>As a safeguard, it should be closely monitored that final payments in such cases do not abnormally increases due to extra items. Further, there is no abnormal increase in quantities of the item for which contractors have initially quoted very high rates.</p> <p><u>However, in compelling circumstances, the provision for awarding work in case of Abnormally Low Bid with Additional Performance Security may be incorporated in the tender document with the approval of the next higher authority to the authority competent to finalize the particular tender as per DoP limited to CFDs, CIL/Subsidiary. In this case, the following Additional Performance Security provision shall be incorporated in the tender document after the approval of Competent Authority.</u></p> <p><u>Additional Performance Security (APS) shall be applicable if the quoted price (excluding GST) is</u></p>

below 15% of the updated/justified cost (excluding GST) finalized by the Procuring Entity. The amount of such APS shall be the difference between 85% of the updated/justified cost (excluding GST) finalized by the Procuring Entity and quoted price (excluding GST).

1. The updated/justified cost is the estimated cost put to tender.

(Or)

2. Justified price as on the last date of Bid submission shall be furnished by the owner on the basis of prevalent market rate of materials and labour analysed as per standard analysis of rate of CPWD/ NBO, and shall be binding on the bidder.

Note (Not to be part of tender document):

The Subsidiary should have to incorporate either 1 or 2, as applicable, in the tender document. Point no.2 shall be incorporated if the estimated cost is not the updated/ justified cost

Additional Performance Security (APS) shall be furnished by the bidder along with normal Performance Security as per Clause No, 4 of GTC. In case the successful Bidder fails to submit the Additional 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.

Note: However, debarment shall be done as per Guidelines on Debarment of firms from Bidding.

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

			<p><u>This Additional Performance Security will not carry any interest and shall be released in the following manner:</u></p> <ol style="list-style-type: none"> <u>30% of Additional Performance Security will be released after 60% of the total work is completed.</u> <u>50% of Additional Performance Security will be released after 80% of the total work is completed.</u> <u>100% of Additional Performance Security will be released after total work is completed.</u> <p><u>In case of CC/BT Roads total work should be read as total construction work where maintenance is included along with construction work and APS shall be released in the above prescribed manner.</u></p> <p><u>In case of Haul Roads total work should be read as total construction work and maintenance work where maintenance is included along with construction work and APS shall be released in the above prescribed manner.</u></p>
2	<p>Clause No. 4.17(B) of MCEW, PART I, Page 65-66</p>	<p>B. Average annual financial turnover- Average annual financial turnover during the last 3 (three) years ending 31st March of the previous financial year should be at least 30% of the estimated cost.</p> <p>(The "Previous Financial Year" shall be computed with respect to the e-Publication date of NIT).</p> <p>The intending bidder must submit Financial Turnover certificate having a Unique Document Identification Number (UDIN) with Institute of Chartered Accountants of India for last 3 (three) financial years issued by a Practicing Chartered Accountant having a membership number with Institute of Chartered Accountants of India.</p> <p>(In case of JV, Turnover certificate for each individual partner of JV).</p> <p>Note: a. Financial turnover shall be given a simple weightage of 7% per year to bring them at current price level, while evaluating the qualification requirement of the bidder. Such weightage shall be considered from the end date of financial year. Updating will be considered for</p>	<p>B. Average annual financial turnover- Average annual financial turnover during the last 3 (three) years ending 31st March of the previous financial year should be at least 30% of the estimated cost.</p> <p>(The "Previous Financial Year" shall be computed with respect to the e-Publication date of NIT).</p> <p>The intending bidder must submit Financial Turnover certificate having a Unique Document Identification Number (UDIN) with Institute of Chartered Accountants of India for last 3 (three) financial years issued by a Practicing Chartered Accountant having a membership number with Institute of Chartered Accountants of India.</p> <p>(In case of JV, Turnover certificate for each individual partner of JV).</p> <p>Note: a. Financial turnover shall be given a simple weightage of 7% per year to bring them at current price level, while evaluating the qualification requirement of the bidder. Such weightage shall be considered from the end date of financial year. Updating will be considered for</p>

		<p>full or part of the year (total no. of days / 365) i.e. considering 365 days in a year, till the last day of month previous to one in which bid has been invited.</p> <p><u>Note: Till the time of changes in the e-procurement portal regarding weightage from 5% to 7% is configured in the portal, the 5% weightage shall be considered for financial turnover for floating of tender.</u></p> <p>Joint Ventures shall meet the above eligibility requirement, in the following manner:</p> <p>The qualifying criteria parameter e.g. financial resources (Turnover) of the individual partners of the J.V. will be added together, for the relevant financial year, and the total should not be less than as spelt out above.</p> <p>Financial Turnover criteria is not applicable for tenders with ECV below 50 lakhs.</p> <p>.....</p> <p>.....</p>	<p>full or part of the year (total no. of days / 365) i.e. considering 365 days in a year, till the last day of month previous to one in which bid has been invited.</p> <p>Joint Ventures shall meet the above eligibility requirement, in the following manner:</p> <p>The qualifying criteria parameter e.g. financial resources (Turnover) of the individual partners of the J.V. will be added together, for the relevant financial year, and the total should not be less than as spelt out above. <u>The requirement of Turnover under this clause shall be met in the proportion given below:</u></p> <p><u>a. The lead partner shall have at least 50% share in the required Average Financial Turnover to qualify in the tender.</u></p> <p><u>b. All other individual partners shall have at least 25% share in the required Average Financial Turnover to qualify in the tender.</u></p> <p>Financial Turnover criteria is not applicable for tenders with ECV below 50 lakhs.</p> <p>.....</p> <p>.....</p>
3	<p>Clause No. 4.17(B) of MCEW, PART I, Page 67 (For AMC Contracts)</p>	<p>B. Working Capital: Evidence of possessing adequate working capital (at least 20% of the "Annualized value or Estimated value whichever is less" of this work) inclusive of access to lines of credit and availability of other financial resources to meet the requirement.</p> <p>The bidder should possess the working capital within three months prior to the date of opening of tender.</p> <p>Note:- In case the bidder is a Joint Venture, the working capital of the individual partners of the JV will be added together and is to be furnished as the Working Capital of the bidder. The requirement of Working Capital under this clause shall be met as per following proportion:</p> <p>a. The lead <u>member</u> shall have to possess at least 50% share in the Working Capital, required to qualify in the tender.</p> <p>b. <u>All other members</u> shall have to possess at least 25% share in the Working Capital, as required to qualify in the tender.</p>	<p>B. Working Capital: Evidence of possessing adequate working capital (at least 20% of the "Annualized value or Estimated value whichever is less" of this work) inclusive of access to lines of credit and availability of other financial resources to meet the requirement.</p> <p>The bidder should possess the working capital within three months prior to the date of opening of tender.</p> <p>Note:- In case the bidder is a Joint Venture, the working capital of the individual partners of the JV will be added together and is to be furnished as the Working Capital of the bidder. The requirement of Working Capital under this clause shall be met as per following proportion:</p> <p>a. The lead <u>partner</u> shall have to possess at least 50% share in the Working Capital, required to qualify in the tender.</p> <p>b. <u>All other individual partners</u> shall have to possess at least 25% share in the Working Capital, as required to qualify in the tender.</p>

		(In case of JV, Working Capital certificate for each individual partners of JV).
4	Clause No. 9 (a) (iii) of Standard Tender Document for Estimated Cost Put to Tender Of Less Than Rs 50 Lakhs, MCEW Part II, Page 151	<p>(iii). The bidders have to accept unconditionally in GTE (General Technical Evaluation) the Undertaking at Annexure II regarding Genuineness of the information furnished by him on-line & authenticity of the scanned copy of documents uploaded by him on-line in support of his eligibility criteria etc. and Annexure I (Letter of Bid). No recycling will be done for this document i.e. no further clarification will be sought from bidder.</p> <p>Moreover, the following documents shall be considered from the Bidder's space/ My Document and <u>no recycling will be done for these documents i.e. no further clarification will be sought from bidder -</u></p>	<p>(iii). The bidders have to accept unconditionally in GTE (General Technical Evaluation) the Undertaking at Annexure II regarding Genuineness of the information furnished by him on-line & authenticity of the scanned copy of documents uploaded by him on-line in support of his eligibility criteria etc. and Annexure I (Letter of Bid). No recycling will be done for this document i.e. no further clarification will be sought from bidder.</p> <p>Moreover, the following documents shall be considered from the Bidder's space/ My Document and <u>recycling may be done for these documents i.e. further clarification may be sought from bidder if required-</u></p>
5	Clause 13 of Standard Tender Document for Estimated Cost Put to Tender Of Less Than Rs 50 Lakhs, MCEW Part II, Page 154-155	<p>a. After opening of bid, the documents submitted by L-1 bidder as enlisted in the NIT will be downloaded by the Evaluator and shall be put up to the Tender Committee. The tender Committee will examine the uploaded documents against information/declarations furnished by the L1 bidder online. If the L-1 bidder complies with the eligibility requirement as per NIT, then the bidder will be considered eligible for award of contract.</p> <p>b. In case the L-1 bidder fails to comply the eligibility requirement as per NIT, then his bid shall be rejected and EMD of L-1 bidder will be forfeited.</p> <p>c. No recycle of the confirmatory documents will be done.</p> <p>d. The tender will be evaluated on the basis of documents uploaded by L-1 bidder online. The L-1 bidder is not required to submit hard copy of any document through offline mode. Any document submitted offline will not be given any cognizance in the evaluation of tender.</p> <p>e. In case the L1 bidder is technically eligible but rejection is due to high rate quoted by him/her then the tender shall be cancelled and retendered.</p> <p>f. It is responsibility of Bidders to upload legible/clearly readable scanned copy of</p>	<p>a. After opening of bid, the documents submitted by L-1 bidder as enlisted in the NIT will be downloaded by the Evaluator and shall be put up to the Tender Committee. The tender Committee will examine the uploaded documents against information/declarations furnished by the L1 bidder online. If the L-1 bidder complies with the eligibility requirement as per NIT, then the bidder will be considered eligible for award of contract.</p> <p>b. <u>In case the Tender Committee finds that there is some deficiency in uploaded documents (i.e. w.r.t confirmatory documents) corresponding to the information furnished online or in case corresponding document have not been uploaded by the L1 bidder then the same will be specified online by Evaluator clearly indicating the omissions/shortcomings in the uploaded documents and indicating start date and end date allowing 7 days (7 x 24 hours) time for online re-submission by bidder(s). The bidder(s) will get this information on their personalized dashboard under "Upload confirmatory document" link. Additionally, information shall also be sent by system generated email and SMS, but it will be the bidder's</u></p>

		<p>all the required documents.</p> <p>g. If L1 bidder backs out (i.e. Techno commercially established L1 bidder), the EMD will be forfeited and the bidder will be debarred for minimum one (1) year from participating in tenders in CIL/Subsidiary.</p>	<p><u>responsibility to check the updated status/information on their personalized dash board regularly after opening of bid. No separate communication will be required in this regard. Non-receipt of e-mail and SMS will not be accepted as a reason of non-submission of documents within prescribed time. The bidder(s) will upload the scanned copy of all those specified documents in support of the information/ declarations furnished by them online within the specified period of 7 days. No further clarification shall be sought from Bidder.</u></p> <p><u>Note: The shortfall information/ documents should be sought only in case of historical documents which pre-existed at the time of the tender opening and which have not undergone change since then. These should be called only on basis of the recommendations of the TC. So far as the submission of documents is concerned with regard to qualification criteria, after submission of the tender, only related shortfall documents should be asked for and considered.</u></p> <p>c. The tender will be evaluated on the basis of documents uploaded by L-1 bidder online <u>against the information/ declaration furnished online and generated by the system as Bid Submission Confirmation Sheet.</u> The L-1 bidder is not required to submit hard copy of any document through offline mode. Any document submitted offline will not be given any cognizance in the evaluation of tender.</p> <p>d. <u>In case the L-1 Bidder submits requisite documents online as per NIT, then the Bidder will be considered eligible for award of Contract.</u></p> <p>e. <u>In case the L-1 Bidder fails to submit requisite documents online as per NIT or if any of the information/declaration furnished by L-1 Bidder online is found to be wrong by Tender Committee during evaluation of scanned documents uploaded by Bidder, which changes the eligibility status of the Bidder, then his bid</u></p>
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			<p><u>shall be rejected and EMD of L-1 Bidder shall be forfeited and then the tender shall be cancelled and retendered (with the same or different quantity, as per the instant requirement).</u></p> <p>f. 'Seeking / Technical' clarification shall be restricted to confirmation of submitted document/information only and it should be only for one time for a period of 7 days. The clarification shall be taken in online mode in the e-Procurement portal only.</p> <p>g. In case the L1 bidder is technically eligible but rejection is due to high rate quoted by him/her then the tender shall be cancelled and retendered (with the same or different quantity, as per the instant requirement).</p> <p>h. It is responsibility of Bidders to upload legible/clearly readable scanned copy of all the required documents.</p> <p>i. If L1 bidder backs out (i.e. Techno commercially established L1 bidder), the EMD will be forfeited and the bidder will be debarred for minimum one (1) year from participating in tenders in CIL/Subsidiary.</p>
6	<p>Clause 8B of Standard Tender Document for estimated value put to tender to Rs. 50 Lakhs & above, MCEW Part-II, Page 169-170</p>	<p>B. Financial Turnover: Average annual financial turnover during the last 3 (three) years ending 31st March of the previous financial year should be at least 30% of the estimated cost put to tender.</p> <p>(The "Previous Financial Year" shall be computed with respect to the e-Publication date of NIT).</p> <p>If any bidder does not furnish the turnover value for any financial year out of the last 3 financial years, the turnover for that financial year shall be taken as 'Zero' and the average annual financial turnover shall be calculated accordingly.</p> <p>Financial turnover shall be given a weightage to bring them at current price level by adding 7% for each completed year (total number of days/365) after the end of respective financial year (i.e. 31st March) till the last day of month</p>	<p>B. Financial Turnover: Average annual financial turnover during the last 3 (three) years ending 31st March of the previous financial year should be at least 30% of the estimated cost put to tender.</p> <p>(The "Previous Financial Year" shall be computed with respect to the e-Publication date of NIT).</p> <p>If any bidder does not furnish the turnover value for any financial year out of the last 3 financial years, the turnover for that financial year shall be taken as 'Zero' and the average annual financial turnover shall be calculated accordingly.</p> <p>Financial turnover shall be given a weightage to bring them at current price level by adding 7% for each completed year (total number of days/365) after the end of respective financial year (i.e. 31st March) till the last day of month</p>

	<p>previous to one in which e-tender has been invited.</p> <p>Note: Till the time of changes in the e-procurement portal regarding weightage from 5% to 7% is configured in the portal, the 5% weightage shall be considered for financial turnover for floating of tender.</p> <p>In respect of the above eligibility criteria the bidders are required to furnish the following information on-line :</p> <ol style="list-style-type: none"> Annual turnover of each of the last 3 (three) years ending 31st March of the previous financial year. Name of the Chartered Accountant issuing the Profit and Loss A/c or the Turnover certificate. Membership Number of the Chartered Accountant. Date of certificate issued by Chartered Accountant. Confirmation regarding possessing of Financial Turnover issued by a Practicing Chartered Accountant in the form of Yes / No. <p>Note:</p> <ol style="list-style-type: none"> In case the bidder is a Joint Venture, the turnover of the individual partners of the JV will be added together for each financial year and is to be furnished as the turnover of the bidder for that particular financial year. However, the information against <u>Sl.No.(ii) & (iii) above</u> will be given w.r.t. the lead partner of JV only. <u>In case of JV, if financial turnover of all the partners is not submitted; the JV will not be disqualified and instead the required turnover will be calculated assuming zero value for partner/partners who has/have not submitted the financial turn over certificate.</u> <p>Scanned copy of documents to be uploaded by bidders: Financial Turnover certificate having a Unique Document Identification Number (UDIN) with Institute of Chartered Accountants of India.</p>	<p>previous to one in which e-tender has been invited.</p> <p><u>Joint Ventures shall meet the above eligibility requirement, in the following manner:</u></p> <p><u>The qualifying criteria parameter e.g. financial resources (Turnover) of the individual partners of the J.V. will be added together, for the relevant financial year, and the total should not be less than as spelt out above. The requirement of Turnover under this clause shall be met in the proportion given below:</u></p> <ol style="list-style-type: none"> <u>The lead partner shall have at least 50% share in the required Average Financial Turnover, to qualify in the tender.</u> <u>All other individual partners shall have at least 25% share in the required Average Financial Turnover, to qualify in the tender.</u> <p><u>(In case of JV, Turnover certificate for each individual partners of JV)</u></p> <p>In respect of the above eligibility criteria the bidders are required to furnish the following information on-line :</p> <ol style="list-style-type: none"> Annual turnover of each of the last 3 (three) years ending 31st March of the previous financial year. Name of the Chartered Accountant issuing the Profit and Loss A/c or the Turnover certificate. Membership Number of the Chartered Accountant. Date of certificate issued by Chartered Accountant. Confirmation regarding possessing of Financial Turnover issued by a Practicing Chartered Accountant in the form of Yes / No. <p>Note:</p> <ol style="list-style-type: none"> In case the bidder is a Joint Venture, the turnover of the individual partners of the JV will be added together for each financial year and is to be furnished as the turnover of the bidder for that particular financial year. However, the information against <u>Sl. No. (ii) to (iv) above</u> will be given w.r.t. the lead partner of JV only. <p>Scanned copy of documents to be uploaded by bidders:</p>
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			Financial Turnover certificate having a Unique Document Identification Number (UDIN) with Institute of Chartered Accountants of India.
7	Clause No. 9 (a) (iii) of Standard Tender Document for estimated value put to tender to Rs. 50 Lakhs & above, MCEW Part-II, Page 175	<p>(iii). The bidders have to accept unconditionally in GTE (General Technical Evaluation) the Undertaking at Annexure II regarding Genuineness of the information furnished by him on-line & authenticity of the scanned copy of documents uploaded by him on-line in support of his eligibility criteria etc. and Annexure I (Letter of Bid). No recycling will be done for this document i.e. no further clarification will be sought from bidder.</p> <p>Moreover, the following documents shall be considered from the Bidder's space/ My Document and <u>no recycling will be done for these documents i.e. no further clarification will be sought from bidder -</u></p>	<p>(iii). The bidders have to accept unconditionally in GTE (General Technical Evaluation) the Undertaking at Annexure II regarding Genuineness of the information furnished by him on-line & authenticity of the scanned copy of documents uploaded by him on-line in support of his eligibility criteria etc. and Annexure I (Letter of Bid). No recycling will be done for this document i.e. no further clarification will be sought from bidder.</p> <p>Moreover, the following documents shall be considered from the Bidder's space/ My Document and <u>recycling may be done for these documents i.e. further clarification may be sought from bidder if required-</u></p>
8	Clause 13 of Standard Tender Document for estimated value put to tender to Rs. 50 Lakhs & above, MCEW Part-II, Page 154-155	<p>a. After opening of Technical bid, the documents submitted by bidder(s) as enlisted in the NIT will be downloaded by the Evaluator and shall be put up to the Tender Committee. The Tender Committee will examine the uploaded documents against information/declarations furnished by the bidder(s) online. If it confirms to all of the information/ declarations furnished by the bidder online and does not change the eligibility status of the bidder then the bidder will be considered eligible for opening of price bid.</p> <p>b. In case the Tender Committee finds that there is some deficiency in uploaded documents (i.e. w.r.t confirmatory documents) corresponding to the information furnished online or in case corresponding document have not been uploaded by bidder(s) then the same will be specified online by Evaluator clearly indicating the omissions/shortcomings in the uploaded documents and indicating start date and end date allowing 7 days (7 x 24 hours) time for online re-submission by bidder(s). The bidder(s) will get this information on their personalized dashboard under "Upload confirmatory document" link. Additionally, information shall also be sent by system generated</p>	<p>a. After opening of Technical bid, the documents submitted by bidder(s) as enlisted in the NIT will be downloaded by the Evaluator and shall be put up to the Tender Committee. The Tender Committee will examine the uploaded documents against information/declarations furnished by the bidder(s) online. If it confirms to all of the information/ declarations furnished by the bidder online and does not change the eligibility status of the bidder then the bidder will be considered eligible for opening of price bid.</p> <p>b. In case the Tender Committee finds that there is some deficiency in uploaded documents (i.e. w.r.t confirmatory documents) corresponding to the information furnished online or in case corresponding document have not been uploaded by bidder(s) then the same will be specified online by Evaluator clearly indicating the omissions/shortcomings in the uploaded documents and indicating start date and end date allowing 7 days (7 x 24 hours) time for online re-submission by bidder(s). The bidder(s) will get this information on their personalized dashboard under "Upload confirmatory document" link. Additionally, information shall also be sent by system generated</p>

	<p>email and SMS, but it will be the bidder's responsibility to check the updated status/information on their personalized dash board regularly after opening of bid. No separate communication will be required in this regard. Non-receipt of e-mail and SMS will not be accepted as a reason of non-submission of documents within prescribed time. The bidder(s) will upload the scanned copy of all those specified documents in support of the information/ declarations furnished by them online within the specified period of 7 days. No further clarification shall be sought from Bidder.</p> <p>Note: The shortfall information/ documents should be sought only in case of historical documents which pre-existed at the time of the tender opening and which have not undergone change since then. These should be called only on basis of the recommendations of the TC. So far as the submission of documents is concerned with regard to qualification criteria, after submission of the tender, only related shortfall documents should be asked for and considered. For example, if the bidder has submitted a contract without its completion/ performance certificate, the certificate can be asked for and considered. However, no new contract should be asked for so as to qualify the bidder.</p> <p>c. It is responsibility of Bidders to upload legible/clearly readable scanned copy of all the required documents as mentioned above.</p> <p>d. The tender will be evaluated on the basis of documents uploaded by bidder(s) online. The bidder(s) is/are not required to submit hard copy of any document through offline mode. Any document submitted offline will not be given any cognizance in the evaluation of tender.</p> <p>e. In case the bidder(s) submit(s) requisite documents online as per NIT, then the bidder(s) will be considered eligible for opening of Price Bid.</p> <p>f. Seeking clarification shall be restricted to</p>	<p>email and SMS, but it will be the bidder's responsibility to check the updated status/information on their personalized dash board regularly after opening of bid. No separate communication will be required in this regard. Non-receipt of e-mail and SMS will not be accepted as a reason of non-submission of documents within prescribed time. The bidder(s) will upload the scanned copy of all those specified documents in support of the information/ declarations furnished by them online within the specified period of 7 days. No further clarification shall be sought from Bidder</p> <p>Note: The shortfall information/ documents should be sought only in case of historical documents which pre-existed at the time of the tender opening and which have not undergone change since then. These should be called only on basis of the recommendations of the TC. So far as the submission of documents is concerned with regard to qualification criteria, after submission of the tender, only related shortfall documents should be asked for and considered.</p> <p><u>[Note: Not to be part of Bid Document]</u> For example, if the bidder has submitted a contract without its completion/ performance certificate, the certificate can be asked for and considered. However, no new contract should be asked for so as to qualify the bidder.]</p> <p>c. It is responsibility of Bidders to upload legible/clearly readable scanned copy of all the required documents.</p> <p>d. The tender will be evaluated on the basis of documents uploaded by bidder(s) online <u>against the information/ declaration furnished online and generated by the system as Bid Submission Confirmation Sheet.</u> The bidder(s) is/are not required to submit hard copy of any document through offline mode. Any document submitted offline will not be given any cognizance in the evaluation of tender.</p> <p>e. In case the bidder(s) submit(s) requisite documents online as per NIT, then the</p>
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		<p>confirmation of submitted document/online information only and it should be only for one time for a period of upto 7 days. The clarification shall be taken in online mode in the e-Procurement portal of CIL only.</p> <p>g. In case bidder(s) fails to confirm the online submitted information(s)/ declaration(s) by the submitted documents as (B) above, their/his bid shall be rejected; however, if the confirmatory documents do not change eligibility status of the bidder in connection his submitted online information(s)/declaration(s), then his/their bid will be accepted for opening of Price Bid.</p> <p>h. After Technical evaluation of tender, "Technical Evaluation Summary" will be uploaded by the evaluator and price bid shall be opened on/after preschedule date and time mentioned in the NIT online in thee- Procurement portal of CIL. However, in case there is any extension of date and time of price bid opening, it shall be notified online and price bid shall be opened online on e-Procurement portal of CIL after rescheduled date and time.</p> <p>i. In case none of the bidder(s) complies the technical eligibility criteria as per NIT, then bidder(s) will be rejected online and re-tender (if required) will be done (with the same or different quantity, as per the instant requirement).</p> <p>j. If L1 bidder backs out (i.e. Techno commercially established L1 bidder), the EMD will be forfeited and the bidder will be debarred for minimum one (1) year from participating in tenders in CIL/ Subsidiary.</p> <p>Note: In case If the defaulter L1 bidder is a Joint Venture (JV) firm, penal action against the JV will also be applicable to all the partners of JV.</p>	<p>bidder(s) will be considered eligible for opening of Price Bid.</p> <p>f. Seeking clarification shall be restricted to confirmation of submitted document/online information only and it should be only for one time for a period of upto 7 days. The clarification shall be taken in online mode in the e- Procurement portal of CIL only.</p> <p>g. In case bidder(s) fails to confirm the online submitted information(s)/ declaration(s) by the submitted documents as (b) above, their/his bid shall be rejected; however, if the confirmatory documents do not change eligibility status of the bidder in connection his submitted online information(s)/declaration(s), then his/their bid will be accepted for opening of Price Bid.</p> <p>h. After Technical evaluation of tender, "Technical Evaluation Summary" will be uploaded by the evaluator and price bid shall be opened on/after preschedule date and time mentioned in the NIT online in thee- Procurement portal of CIL. However, in case there is any extension of date and time of price bid opening, it shall be notified online and price bid shall be opened online on e-Procurement portal of CIL after rescheduled date and time.</p> <p>i. In case none of the bidder(s) complies the technical eligibility criteria as per NIT, then bidder(s) will be rejected online and re-tender (if required) will be done (with the same or different quantity, as per the instant requirement).</p> <p>j. If L1 bidder backs out (i.e. Techno commercially established L1 bidder), the EMD will be forfeited and the bidder will be debarred for minimum one (1) year from participating in tenders in CIL/ Subsidiary.</p> <p>Note: In case If the defaulter L1 bidder is a Joint Venture (JV) firm, penal action against the JV will also be applicable to all the partners of JV.</p>
9	Clause 3.3(B) of ITB,	B. Financial Turnover:	C. Financial Turnover:

	<p>MCEW, Part II, Page 201</p>	<p>Average annual financial turnover during the last 3 (three) years ending 31st March of the previous financial year should be at least 30% of the estimated cost.</p> <p>(The "Previous Financial Year" shall be computed with respect to the e-Publication date of NIT).</p> <p>The intending bidder must submit Turnover certificate issued by a Practicing Chartered Accountant having a membership number with Institute of Chartered Accountants of India.</p> <p>Financial turnover shall be given simple weightage of 7% per year to bring them at current price level, While evaluating the qualification requirement of the bidder. Such weightage shall be considered from the end date of financial year. Updating will be considered for full or part of the year (total no. of days / 365) i.e. considering 365 days in a year, till the last day of month previous to one in which bid has been invited.</p> <p><u>Note: Till the time of changes in the e-procurement portal regarding weightage from 5% to 7% is configured in the portal, the 5% weightage shall be considered for financial turnover for floating of tender.</u></p> <p><u>Joint Ventures shall meet the above eligibility requirement, in the following manner:</u></p> <p><u>The qualifying criteria parameter e.g. financial resources (Turnover) of the individual partners of the J.V. will be added together, for the relevant financial year, and the total should not be less than as spelt out above.</u></p> <p>(In case of JV, Turnover certificate for each individual partner of JV)</p> <p>Note: Financial Turnover criteria is not applicable for tenders with ECV below 50 lakhs.</p>	<p>Average annual financial turnover during the last 3 (three) years ending 31st March of the previous financial year should be at least 30% of the estimated cost.</p> <p>(The "Previous Financial Year" shall be computed with respect to the e-Publication date of NIT).</p> <p>The intending bidder must submit Turnover certificate issued by a Practicing Chartered Accountant having a membership number with Institute of Chartered Accountants of India.</p> <p>Financial turnover shall be given simple weightage of 7% per year to bring them at current price level, While evaluating the qualification requirement of the bidder. Such weightage shall be considered from the end date of financial year. Updating will be considered for full or part of the year (total no. of days / 365) i.e. considering 365 days in a year, till the last day of month previous to one in which bid has been invited.</p> <p><u>Joint Ventures shall meet the above eligibility requirement, in the following manner:</u></p> <p><u>The qualifying criteria parameter e.g. financial resources (Turnover) of the individual partners of the J.V. will be added together, for the relevant financial year, and the total should not be less than as spelt out above. The requirement of Turnover under this clause shall be met in the proportion given below:</u></p> <ol style="list-style-type: none"> <u>The lead partner shall have at least 50% share in the required Average Financial Turnover, to qualify in the tender.</u> <u>All other individual partners shall have at least 25% share in the required Average Financial Turnover, to qualify in the tender.</u> <p><u>(In case of JV, Turnover certificate for each individual partners of JV)</u></p> <p>Note: Financial Turnover criteria is not applicable for tenders with ECV below 50 lakhs.</p>
10	<p>Clause 26.6 of ITB, MCEW,</p>	<p>26.6 If the bid of the successful bidder is seriously unbalanced in relation to the estimate of the cost of work to be performed under the contract, the company may require the bidder to produce detailed price analysis for any or all</p>	<p>26.6 If the bid of the successful bidder is seriously unbalanced in relation to the estimate of the cost of work to be performed under the contract, the company may require the bidder to produce detailed price analysis for any or all</p>

	Part-II, Page-211	items of the Bill of quantities to demonstrate the internal consistency of these prices with the construction method and the schedule proposed.	items of the Bill of quantities to demonstrate the internal consistency of these prices with the construction method and the schedule proposed. <u>Additional Performance Security is required to be submitted by the successful bidder, if prescribed at relevant provision of GTC.</u>
11	Clause 4.8 of GTC, MCEW, Part-II, Page 222	<p>4.8 Consideration of Abnormally Low Bids</p> <p>In case of Abnormally Low Bid, CIL/ Subsidiary may in such cases seek written clarifications from the lowest bidder(s), including detailed price analyses of its bid price in relation to scope, schedule, allocation of risks and responsibilities, and any other requirements of the bid documents. If, after evaluating the price analysis, CIL/ Subsidiary determines that the bidder(s) has substantially failed to demonstrate its capability to deliver the contract at the offered price, CIL/ Subsidiary may reject the bid / Proposal.</p> <p>However, it has been provided that in case of compelling circumstances where to ask for Additional Security Deposit Bank Guarantee (BG) in case of ALBs, the same should be taken only with the approval of the next higher authority to the authority competent to finalize the tender</p>	<p>4.8 Consideration of Abnormally Low Bids</p> <p>In case of Abnormally Low Bid, CIL/ Subsidiary may in such cases seek written clarifications from the lowest bidder(s), including detailed price analyses of its bid price in relation to scope, schedule, allocation of risks and responsibilities, and any other requirements of the bid documents. If, after evaluating the price analysis, CIL/ Subsidiary determines that the bidder(s) has substantially failed to demonstrate its capability to deliver the contract at the offered price, CIL/ Subsidiary may reject the bid / Proposal.</p> <p><u>Note (Not to be part of tender Document):</u></p> <p><u>However, in compelling circumstances, the provision for awarding work in case of Abnormally Low Bid with Additional Performance Security may be incorporated in the tender document with the approval of the next higher authority to the authority competent to finalize the particular tender as per DoP limited to CFDs, CIL/Subsidiary. In this case, the following Additional Performance Security provision shall be incorporated in the tender document after the approval of Competent Authority (shall be made of clause 4.8 of GTC).</u></p> <p><u>Additional Performance Security (APS) shall be applicable if the quoted price (excluding GST) is below 15% of the updated/justified cost (excluding GST) finalized by the Procuring Entity. The amount of such APS shall be the difference between 85% of the updated/justified cost (excluding GST) finalized by the Procuring Entity and quoted price (excluding GST).</u></p> <ol style="list-style-type: none"> <u>1. The updated/justified cost is the estimated cost put to tender.</u> <u>(Or)</u> <u>2. Justified price as on the last date of Bid submission shall be furnished by the owner on the basis of prevalent market rate of materials and labour analysed as</u>

			<p><u>per standard analysis of rate of CPWD/ NBO, and shall be binding on the bidder.</u></p> <p><u>Note (Not to be part of tender document):</u> <u>The Subsidiary should have to incorporate either 1 or 2, as applicable, in the tender document. Point no.2 shall be incorporated if the estimated cost is not the updated/ justified cost.</u></p> <p><u>Additional Performance Security (APS) shall be furnished by the bidder along with normal Performance Security as per Clause No. 4 of GTC. In case the successful Bidder fails to submit the Additional Performance Security within the stipulated time then the following actions shall be taken:</u></p> <ul style="list-style-type: none"> i) <u>Cancellation of award of work.</u> ii) <u>Forfeiture of the Earnest Money/Bid Security.</u> iii) <u>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.</u> iv) <u>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.</u> <p><u>Note: However, debarment shall be done as per Guidelines on Debarment of firms from Bidding.</u></p> <p><u>The validity of the Bank Guarantee shall be for a period of "one year" or "ninety days beyond the period of contract/extended period of contract (if any)", whichever is more.</u></p> <p><u>This Additional Performance Security will not carry any interest and shall be released in the following manner:</u></p> <ul style="list-style-type: none"> i. <u>30% of Additional Performance Security will be released after 60% of the total work is completed.</u> ii. <u>50% of Additional Performance Security will be released after 80% of the total work is completed.</u> iii. <u>100% of Additional Performance Security will be released after total work is completed.</u> <p><u>In case of CC/BT Roads total work should be read as total construction work where maintenance is</u></p>
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			<p><u>included along with construction work and APS shall be released in the above prescribed manner.</u></p> <p><u>In case of Haul Roads total work should be read as total construction work and maintenance work where maintenance is included along with construction work and APS shall be released in the above prescribed manner.</u></p>
12	<p>Clause 6.2 of Special Terms and Conditions for Construction and Maintenance Of Haul Roads, MCEW, Part-II, Page 266</p>	<p>6.6 Consideration of Abnormally Low Bids</p> <p>In case of Abnormally Low Bid, CIL/ Subsidiary may in such cases seek written clarifications from the lowest bidder(s), including detailed price analyses of its bid price in relation to scope, schedule, allocation of risks and responsibilities, and any other requirements of the bid documents. If, after evaluating the price analysis, CIL/ Subsidiary determines that the bidder(s) has substantially failed to demonstrate its capability to deliver the contract at the offered price, CIL/ Subsidiary may reject the bid / Proposal.</p> <p>However, it has been provided that in case of compelling circumstances where to ask for Additional Security Deposit Bank Guarantee (BG) in case of ALBs, the same should be taken only with the approval of the next higher authority to the authority competent to finalize the tender</p>	<p>6.6 Consideration of Abnormally Low Bids</p> <p>In case of Abnormally Low Bid, CIL/ Subsidiary may in such cases seek written clarifications from the lowest bidder(s), including detailed price analyses of its bid price in relation to scope, schedule, allocation of risks and responsibilities, and any other requirements of the bid documents. If, after evaluating the price analysis, CIL/ Subsidiary determines that the bidder(s) has substantially failed to demonstrate its capability to deliver the contract at the offered price, CIL/ Subsidiary may reject the bid / Proposal.</p> <p><u>Note (Not to be part of tender Document):</u></p> <p><u>However, in compelling circumstances, the provision for awarding work in case of Abnormally Low Bid with Additional Performance Security may be incorporated in the tender document with the approval of the next higher authority to the authority competent to finalize the particular tender as per DoP limited to CFDs, CIL/Subsidiary. In this case, the following Additional Performance Security provision shall be incorporated in the tender document after the approval of Competent Authority (shall be made of clause 4.8 of GTC).</u></p> <p><u>Additional Performance Security (APS) shall be applicable if the quoted price (excluding GST) is below 15% of the updated/justified cost (excluding GST) finalized by the Procuring Entity. The amount of such APS shall be the difference between 85% of the updated/justified cost (excluding GST) finalized by the Procuring Entity and quoted price (excluding GST).</u></p> <ol style="list-style-type: none"> <u>1. The updated/justified cost is the estimated cost put to tender.</u> <u>(Or)</u> <u>2. Justified price as on the last date of Bid submission shall be furnished by the</u>

			<p><u>owner on the basis of prevalent market rate of materials and labour analysed as per standard analysis of rate of CPWD/ NBO, and shall be binding on the bidder.</u></p> <p><u>Note (Not to be part of tender document):</u> <u>The Subsidiary should have to incorporate either 1 or 2, as applicable, in the tender document. Point no.2 shall be incorporated if the estimated cost is not the updated/ justified cost.</u></p> <p><u>Additional Performance Security (APS) shall be furnished by the bidder along with normal Performance Security as per Clause No. 4 of GTC. In case the successful Bidder fails to submit the Additional Performance Security within the stipulated time then the following actions shall be taken:</u></p> <ul style="list-style-type: none"> i) <u>Cancellation of award of work.</u> ii) <u>Forfeiture of the Earnest Money/Bid Security.</u> iii) <u>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.</u> iv) <u>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.</u> <p><u>Note: However, debarment shall be done as per Guidelines on Debarment of firms from Bidding.</u></p> <p><u>The validity of the Bank Guarantee shall be for a period of "one year" or "ninety days beyond the period of contract/extended period of contract (if any)", whichever is more.</u></p> <p><u>This Additional Performance Security will not carry any interest and shall be released in the following manner:</u></p> <ul style="list-style-type: none"> i. <u>30% of Additional Performance Security will be released after 60% of the total work is completed.</u> ii. <u>50% of Additional Performance Security will be released after 80% of the total work is completed.</u> iii. <u>100% of Additional Performance Security will be released after total work is completed.</u>
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