

MINUTES OF THE PRE-BID MEETING FOR WATER SUPPLY PROJECT FOR MANIPUR STATE
(PROCUREMENT OF DUCTILE IRON PIPES [ITEM RATE CONTRACT] FOR INTEGRATED WATER
SUPPLY PROJECT FOR IMPHAL PLANNING AREA, PHASE-III) PACKAGE: IWS-P-IV (G) – BALANCE
WORK HELD ON 27-05-2022

Ref. No. CE/PHE/3-94/NDB(G)/P-IV(B)/2022/561, dated : 19/05/2022.

The pre-bid meeting for Water supply project for Manipur State. (Procurement of Ductile Iron pipes [Item Rate Contract] for Integrated Water Supply Project for Imphal Planning Area, Phase-III) Package: IWS-P-IV (G) – balance work was chaired by Chief Engineer, PHED and assisted by Superintending Engineer (Urban) ,Superintending Engineer (Planning and Monitoring), Executive Engineer (Maintenance Division No. I), Executive Engineer (Maintenance Division No. II) and officials of WAPCOS Limited (PM&SC). Representatives of Sl. No. 2, 3, 4 & 5 were present in the said meeting and the following firms have submitted their queries through e-mail:-

1. Electrotherm India Ltd, Gujarat.
2. Electrosteel Castings Ltd, Kolkata.
3. Rashmi Metaliks Limited, Kolkata.
4. Jindal Saw Ltd., Kolkata.
5. Jai Balaji Industries Limited, Kolkata.

The original queries submitted by the bidders and departments responses are as below:-

Sl. No	Reference	Description as Per Tender/ IFB	Queries/ Clarification of the bidder	Departments response
1	Section No. IV Page No. 16 Para No/ Clause No. 8	I/ We further certify that in regard to matters relating to Proposal and integrity of the country, we have not been charge-sheeted by any agency of the Government or convicted by a Court of Law for any offence committed by us or by any of our Personnel.	We would like to mention here that we are having total 5000 personnel being a giant organisation hence we might not aware if some of our personnel is being charge-sheeted by any Government Agency or convicted by a court. Therefore under such circumstances we cannot undertake/guarantee/certify the same. “HENCE REQUEST YOU TO DELETE THIS CLAUSE FOR HEALTHY COMPETITION”	Amended as:- Clause 8 of Appendix-I, Covering letter may be read as “ Clause-8 : I/We further certify that in regard to matters relating to Proposal and Integrity of the country, we have not been convicted by a Court of Law for any offence committed by our company”
2	Section No. IV Page No. 17	I/ We further certify that no investigation by a regulatory authority is pending either against us or against our Associates or	You will kindly appreciate that while running such a big	Amended as:- “Clause 9: Deleted”

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	Para No./Clause No.9	against our CEO or any of our Directors/ Managers/ employees.	empire there are chances / possibilities of investigation by a regulatory authority might be pending against any of our employees, which actually might not be in our knowledge. Under such circumstances we cannot undertake/guarantee/certify the same. “HENCE REQUEST YOU TO DELETE THIS CLAUSE FOR HEALTHY COMPETITION.”	
3	Section No. III Page No. 11 Para No./Clause No.4	The manufacturer should submit the audited financial statements for the last 3 (three) financial years from FY2019-20 to FY2021-22 to demonstrate the current soundness of the bidders' financial position showing a minimum average turnover of not less than Rs.34.00 Crore or equivalent amount in USD (as per prevailing exchange rate at the time of	We would like to inform that FY 2021-22 closing approximately just before 2 months and for the firm like us, who belongs to large scale industries take more	Amended as:- The manufacturer should submit the audited financial statements for the last 3 (three) financial years from FY2018-19 to FY2020-21 to demonstrate the current soundness of the bidders' financial position showing a

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		<p>submission of bid) for Class K-9 & K-7 DI Pipes.</p>	<p>time to get auditing of the data of whole FY. In this scenario, bidder may not be able to provide the Financial Statement for FY 2021-22 as audit is under process hence, Bidder should be allowed to participate in the tender with previous three financial year's data. i.e. FY 2018-19 To 2020-21 “HENCE REQUEST YOU TO MODIFIED THE CLAUSE AS BELOW “The manufacturer should submit the audited financial statements for the last 3 (three) financial years from FY2018-19 to FY2020-21.”</p>	<p>minimum average turnover of not less than Rs.34.00 Crore or equivalent amount in USD (as per prevailing exchange rate at the time of submission of bid) for Class K-9 & K-7 DI Pipes.</p>
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4	Section No. , Page No.1 & 4 Para No./Clause No.7	Bid Security	While NIT specifies Bid Security (EMD) to be submitted on 21.06.2022 along with the tender fee, Clause 2 of Section I (Bid Data Sheet) Page-4 specified that Bid Security to be submitted on a sealed cover before opening of technical bid due which is due on 17.06.2022 – Please Clarify, which one is correct.	Clarified as:- Original copies of Bid Security and tender fees to be submitted on a sealed cover upto 3 days after the date of opening of tender. However, scan copies should be uploaded on or before the date of opening of tender.
5	Section No. III , Page No.11 Sl. No. 2 & 3 Para No./Clause No.	Evaluation and Qualification Criteria	NIT specifies that- “The manufacturer should have valid Manufacturer’s Registration Certificate, ISO certificate/BIS license for the entire range of DI pipes of diameter 100mm to	Clarified as:- 1.Manufacturer’s registration Certificate issued by competent authority of respective countries. 2.ISO certificate issued by the ISO for the other BRICS countries and BIS license with valid ISI

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			<p>1000mm for both the class K-9 & K-7 as per IS:8329: 2000 and valid ISI certification as on date of tender opening.” Please note that DGS&D Certificate is no more valid and it has been withdrawn. Under the circumstances, we presume that this Registration Certificate may be applicable if issued by Govt. of India, Department of Industries/ Factory License.</p> <p>We would like to know whether the amount of Rs 17</p>	<p>certification issued by BIS for Indian Manufacturers. Amended as:- Section III, Technical Criteria, Sl.No.2 the clause will be read as “The manufacturer should have valid Manufacturer’s Registration Certificate, ISO certificate/BIS license with valid ISI certification for the entire range of DI pipes of diameter 100mm to 1000mm for both the class K-9 & K-7 as per IS:8329: 2000 as on date of tender opening.” Clarified as:- The amount of Rs.17 Crore need to achieved in any one of financial year during the last</p>
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			<p>crore need to achieve in each of 5(five) Financial Year or any one year within the period. We would also like to request you to kindly modify the Appendix 6 provided to a format of Self Declaration summary of the documents submitted in support of the performance since the Parent department issues certificate in Parent formats.</p>	<p>5(five) years for FY2014-15 to FY 2018-19. Self-declaration as per Annexure-6 to be submitted along with the scan copies of certificates issued by the Departments.</p>
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6	Section No. III , Page No. Sl. No. Para No./Clause No.9	<p>Non blacklist Affidavit: A declaration in the form of Affidavit on a non-judicial stamp paper of Rs.10.00 duly affirmed before a Notary Public / 1st Class Magistrate or equivalent of the respective country should be submitted as per format given in the Appendix-7, stating clearly that on the date of submission of the tender, the applicant is not debarred / delisted / disallowed /having no pending enquiry/ blacklisted for participation in any tender for DI Pipe supply by any Government Department / Government Undertaking / Statutory Body / Municipality / Municipal Corporation etc. in India or equivalent of respective country. If any such incident is otherwise discovered, the manufacturers shall be cancelled summarily without assigning any reason whatsoever.</p>	<p>"During last three (3) years, we are not disallowed/debarred/delisted/blacklisted for procurement of D.I. Pipes due to quality issues by any Government Department / Government Undertaking / Statutory Body / Municipality in India or equivalent in other countries."</p>	<p>Amended as:- A declaration in the form of Affidavit on a non- judicial stamp paper of Rs.10.00 duly affirmed before a Notary Public / 1st Class Magistrate or equivalent of the respective country should be submitted as per format given in the Appendix-7, stating clearly that on the date of submission of the tender, the applicant is not debarred / delisted / disallowed /having no pending enquiry/ blacklisted for participation in any tender for DI Pipe supply/ EPC contracts/Turnkey contracts/Supply order contracts/Rate Contracts for the entire or any part thereof by any Government Department / Government Undertaking / Statutory Body / Municipality / Municipal Corporation etc. in India or equivalent of</p>
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				respective country. If any such incident is otherwise discovered, the manufacturers shall be cancelled summarily without assigning any reason whatsoever
7	Section No. , Page No.16 Sl. No.8 Para No./Clause No.	<p>Appendix-1 (Covering Letter)</p> <p>a) I/ We further certify that in regard to matters relating to Proposal and integrity of the country, we have not been charge-sheeted by any agency of the Government or convicted by a Court of Law for any offence committed by us or by any of our Personnel.</p> <p>b) I/ We further certify that no investigation by a regulatory authority is pending either against us or against our Associates or against our CEO or any of our Directors/ Managers/ employees.</p>	<p>a) I/ We further certify that in regard to matters relating to Proposal and integrity of the country, we have not been convicted by a Court of Law for any offence committed by our company.</p> <p>b) Sl.No.9 may please be deleted as per corrigendum dated 4th feb 2020 of previous</p>	<p>Amended as:- Clause 8 of Appendix-I, Covering letter may be read as “ Clause-8 : I/We further certify that in regard to matters relating to Proposal and Integrity of the country, we have not been convicted by a Court of Law for any offence committed by our company” “Clause 9: Deleted”</p>

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8	Section No. VI , Page No. Sl. No. Para No./Clause No.5	General Conditions of Contract : Price quoted shall remain firm and valid for 365 days from the date of finalization of the tender. The tender inviting authority reserves the right to seek extension of validity of offered rates from the successful bidder.	Price variation formula	Clarified as:- No change in NIT.
9	Section No. II , Page No.9 Sl. No. Para No./Clause No.C.3.2	EMD shall be in the form of D-At-Call/ Demand Draft/Fixed Deposit Receipts/Bank Guarantees in favour of the Executive Engineer, Water Supply Maintenance Division-I, PHED, Manipur, payable at Imphal, Manipur.	Bank Guarantees format not provided in the tender document.	Clarified as:- Enclosed as Annexure-I.

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10	Section No. , Page No. Sl. No. Para No./Clause No.	As per the NIT, the tender opening of tender is on 17 th June 22 however, last date of receipt of original documents is on 21 st June 22.	Kindly clarify	Clarified as:- Bid Security to be submitted on a sealed cover 3 days after the date of opening of tender.
11	Section No. , Page No. Sl. No. Para No./Clause No.	Bank Guarantee format for submission of EMD is missing in the NIT.	Kindly arrange to provide the same.	Clarified as:- Enclosed as Annexure-I.
12	Section No. , Page No. Sl. No. Para No./Clause No.	As per NIT, Section-IV, Appendix-I, Covering Letter, Sl. No. -8 I/ We further certify that in regard to matters relating to Proposal and integrity of the country, we have not been charge-sheeted by any agency of the Government or convicted by a Court of Law for any offence committed by us or by any of our Personnel.	I/ We further certify that in regard to matters relating to Proposal and integrity of the country, we have not been charge-sheeted by any agency of the Government or convicted by a Court of Law for any offence committed by our Company.	Amended as:- Clause 8 of Appendix-I, Covering letter may be read as “ Clause-8 : I/We further certify that in regard to matters relating to Proposal and Integrity of the country, we have not been convicted by a Court of Law for any offence committed by our company”

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13	Section No. , Page No. Sl. No. Para No./Clause No.	As per NIT, Section-IV, Appendix-I, Covering Letter, Sl. No. -9	Request you for the deletion of the clause.	Amended as:- “Clause 9: Deleted”
14	Section No. , Page No. Sl. No. Para No./Clause No.	A declaration in the form of Affidavit on a non- judicial stamp paper of Rs.10.00 duly affirmed before a Notary Public / 1st Class Magistrate or equivalent of the respective country should be submitted as per format given in the Appendix-7 , stating clearly that on the date of submission of the tender, the applicant is not debarred / delisted / disallowed /having no pending enquiry/ blacklisted for participation in any tender for DI Pipe supply by any Government Department / Government Undertaking / Statutory Body / Municipality / Municipal Corporation etc. in India or equivalent of respective country. If any such incident is otherwise discovered, the manufacturers shall be cancelled summarily without assigning any reason whatsoever	<i>“The quotationer should not have been blacklisted/debarred/d isqualified/disallowed to supply Ductile Iron pipes in case of EPC contracts/Turnkey contracts/Supply order contracts/Rate Contracts for the entire or any part thereof by any Central/State Government/Board /Corporation/ as procuring entity in India with respect to quality issues in last three years from the date of the submission of the tender. The</i>	Amended as:- A declaration in the form of Affidavit on a non- judicial stamp paper of Rs.10.00 duly affirmed before a Notary Public / 1st Class Magistrate or equivalent of the respective country should be submitted as per format given in the Appendix-7 , stating clearly that on the date of submission of the tender, the applicant is not debarred / delisted / disallowed /having no pending enquiry/ blacklisted for participation in any tender for DI Pipe supply/ EPC contracts/Turnkey contracts/Supply order contracts/Rate Contracts for the entire or any part thereof

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			<i>quotationer will submit affidavit thereof duly notarized (with seal) in Rs.100/- non judicial stamp paper in respect to the above condition.</i>	by any Government Department / Government Undertaking / Statutory Body / Municipality / Municipal Corporation etc. in India or equivalent of respective country. If any such incident is otherwise discovered, the manufacturers shall be cancelled summarily without assigning any reason whatsoever
15	Section No. , Page No. Sl. No. Para No./Clause No.		We request you to kindly incorporate price variation clause linked with WPI index of the Pig Iron.	Clarified as:- No change in NIT.
16	Section No. , Page No. Sl. No. Para No./Clause No.	Appendix-6 (Regarding performance certificates format)	Request you to provide the self declaration format in support of performance certificates.	Clarified as:-

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17	Section No. III, A1 Page No. Sl. No. 9 Para No./Clause No.	A declaration in the form of Affidavit on a non- judicial stamp paper of Rs.10.00 duly affirmed before a Notary Public / 1st Class Magistrate or equivalent of the respective country should be submitted as per format given in the <u>Appendix-7</u> , stating clearly that on the date of submission of the tender, the applicant is not debarred / delisted / disallowed /having no pending enquiry/ blacklisted for participation in any tender for DI Pipe supply by any Government Department / Government Undertaking / Statutory Body / Municipality / Municipal Corporation etc. in India or equivalent of respective country. If any such incident is otherwise discovered, the manufacturers shall be cancelled summarily without assigning any reason whatsoever	Kindly amend the black listing clause as follows – “that the applicant has never been debarred/ delisted / disallowed and having no pending enquiry / blacklisted for participation in any tender for DI Pipe supply by any Government Department / Government Undertaking / Statutory Body / Municipality / Municipal Corporation etc. in India or equivalent of respective country. If any such incident is otherwise discovered, the manufacturers shall be cancelled summarily without assigning any reason	Amended as:- A declaration in the form of Affidavit on a non- judicial stamp paper of Rs.10.00 duly affirmed before a Notary Public / 1st Class Magistrate or equivalent of the respective country should be submitted as per format given in the <u>Appendix-7</u> , stating clearly that on the date of submission of the tender, the applicant is not debarred / delisted / disallowed /having no pending enquiry/ blacklisted for participation in any tender for DI Pipe supply/ EPC contracts/Turnkey contracts/Supply order contracts/Rate Contracts for the entire or any part thereof by any Government Department / Government Undertaking / Statutory Body / Municipality / Municipal Corporation etc. in India or equivalent of
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			whatsoever”, which would allow to seek for better and healthy participants in the tender and also ensure timely commitment from their end.	respective country. If any such incident is otherwise discovered, the manufacturers shall be cancelled summarily without assigning any reason whatsoever
18	Section No. , Page No. Sl. No. Para No./Clause No.	Extension of Bid Submission Date	Request for extension of Tender due date for at least two weeks enabling us to prepare and submission our competitive bid.	Clarified as:- 2 (two) clear weeks shall be given after the uploading of Pre-Bid Minutes.

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ANNEXURE-I

Format for Submitting Bank Guarantee as Earnest Money

(For Goods)

TENDER NO.

Date:

(To be submitted in Rs. 50/- Non-Judicial Stamp Paper to be purchased in the name of the issuing bank)

To,

The Executive Engineer,
Water Supply Maintenance-I,
PHED, Manipur
Imphal-795001

WHEREAS (Manufacturer's name) (Hereinafter referred to as "Manufacturer"), a Corporation/ Company/ Firm having its registered office at is required to deposit with you, by way of Earnest Money, Rs..... (EMD amount) in connection with its tender for the work with reference to Notice Inviting Bid (TENDER NO..... dated) as per specification and terms and conditions enclosed therein. WHEREAS the Manufacturer as per "Tender Notice, SI no. 6 (page 1) BID SECURITY (Earnest Money)" has agreed to establish a Bank Guarantee in Your favour through us valid up to (Date)

We (Bank) hereby agree and undertake to pay you on demand the said amount of Rs..... (EMD amount) without any protest or demur in the event the Manufacturer/Tenderer after submission of his tender, resiles from or withdraws his offer or modifies the terms and conditions thereof in a manner not acceptable to you or expresses his unwillingness to accept the work order and/ or fails to sign the contract within stipulated period for the work under "Notice Inviting Bid (TENDER NO.....dated).

1. Your decision as to whether the Manufacturer/Tenderer has resiled from or has withdrawn his offer or has modified the terms and conditions thereof in a manner not acceptable to you or has expressed his unwillingness to accept the order and/or Letter of Intent issued by you on the Manufacturer/Tenderer for the work Notice Inviting Bid (TENDER NO..... dated) in this regard, shall be final and binding on us and we shall not be entitled to question the same.

2. Notwithstanding anything contained in the foregoing, our liability under this Guarantee shall be restricted Rs..... (EMD amount).

3. This Guarantee shall remain valid (validity for a period of 135 days after the deadline date for bid submission) and in full force and effect up to (Date) and shall expire thereafter unless an intimation is given to the Bank by you earlier in writing discharging us from our obligation under this Guarantee.

4. We shall not revoke this Guarantee during its currency except by your consent in writing.

5. This Guarantee shall not be affected by any change in the constitution of the Manufacturer/Tenderer or yourselves or ourselves but shall ensure to your benefit and be enforceable against our legal successors or assignees by you or your legal successors.

6. Notwithstanding anything contained herein above unless a demand or claim under this Guarantee is made on us in writing within six months from the date of expiry of this Guarantee we shall be discharged from all liabilities under this Guarantee thereafter.

7. We have power to issue this Guarantee under our Memorandum and Articles of Association and the undersigned who is executing this Guarantee has the necessary power to do so under a duly executed Power of Attorney granted to him by the Bank.

Signed and Delivered
For and on behalf of..... Bank
(Banker's Name)
Name of Bank Manager
Address.....