



**GOVERNMENT OF WEST BENGAL**  
OFFICE OF THE ASSISTANT DIRECTOR OF FISHERIES,  
COOCHBEHAR MEENBHAVAN, SARADA DEBI ROAD, PIN-736101  
E-MAIL : adfcoochbehar@gmail.com : PH-03582222384

**Memo. No.: 529**

**Dated: 05/07/2019**

**NOTICE INVITING E-TENDER OF THE ASSISTANT DIRECTOR OF FISHERIES, COOCHBEHAR**  
**Tender Reference No.: WBDOF/ADF/COOCH BEHAR/NIT-2(e)/2019-20**

On behalf of the Governor of West Bengal, the Assistant Director of Fisheries, Cooch Behar, invites e-Tender for the works detailed in the table below:  
(Submission of Bid through **online**)

**List of Works:- Table-1**

| Sl. No. | Name of the work   | Estimated Amount (Rs.) | Earnest Money 2% (Rs.) | Price of Technical & Financial Bid documents and other Annexures (Rs.) | Period of Completion                        | Eligibility of Bidder   |
|---------|--|------------------------|------------------------|--|---|---|
| 1       | 2  | 3                      | 4                      | 5  | 6   | 7   |
| 1.      | Supply of good quality Formulated Fish Feed for Indian Major Carps (IMC) under the scheme of "Distribution of IMC fingerlings, formulated fish feed and lime in small water bodies" in small water bodies of different blocks of Cooch Behar District.<br><br>(e-Tender ID: 2019_DOE_231860_1) | 720000/-               | 14400/-                | 1005/-<br>Applicable for only L1 Bidder                                | 30 days from the date of issuing work order | Resourceful bonafide Branded feed manufacturers themselves or through their authorized Agents or the authorized dealers of branded company for fish feed or Fishermen's Cooperative Societies or supplier with a good track record of supplying fish feed in Fisheries Project under any Govt. Department.<br>Other eligibility criteria for bidders have been given in this NIT in details. All rates are inclusive of GST, carrying cost, labour cost etc. all complete up to the supply point at Block level.<br>Specification given in the respective BOQ and Annexure. |
| 2.      | Supply of supplementary and nutritionally balanced artificial feed for magur/singhi under the scheme "Desi Magur/Singhi culture with accessories" at different blocks of Cooch Behar district.<br><br>(e-Tender ID: 2019_DOE_231860_2)   | 742500/-               | 14850/-                | 1005/-<br>Applicable for only L1 Bidder                                | 30 days from the date of issuing work order | Resourceful bonafide branded feed manufacturers themselves or through their authorized agents or the authorized dealers of branded company for fish feed or Fishermen's Cooperative Societies or supplier with a good track record of supplying fish feed in Fisheries Project under any Govt. Department.<br>Other eligibility criteria for bidders have been given in this NIT in details. All rates are inclusive of GST, carrying cost, labour cost etc. all complete up to the supply point at Block level.<br>Specification given in the respective BOQ and Annexure. |

Seal and Signature of the Tenderer

(Signature of Tender Accepting Authority)  
Assistant Director of Fisheries Cooch Behar  
Government of West Bengal

| Sl. No. | Name of the work   | Estimated Amount (Rs.) | Earnest Money 2% (Rs.) | Price of Technical & Financial Bid documents and other Annexures (Rs.) | Period of Completion                        | Eligibility of Bidder   |
|---------|--|------------------------|------------------------|--|---|---|
| 1       | 2  | 3                      | 4                      | 5  | 6   | 7   |
| 3.      | Supply of good quality nutritionally balanced floating Fish Feed for Indian Major Carps under the scheme of "Production of big size fish (IMC) in big water bodies" at different blocks of Cooch Behar District.<br><br>(e-Tender ID: 2019_DOF_231860_3) | 2100000/-              | 42000/-                | 1005/-<br>Applicable for only L1 Bidder                                | 30 days from the date of issuing work order | Resourceful bonafide branded feed Manufacturers themselves or through their authorized agents or the authorised dealers of branded company for fish feed or Fishermen's Cooperative Societies or supplier with a good track record of supplying fish feed in Fisheries Project under any Govt. Department.<br>Other eligibility criteria for bidders have been given in this NIT in details. All rates are inclusive of GST, carrying cost, labour cost etc. all complete up to the supply point at Project Sites.<br>Specification given in the respective BOQ and Annexure. |
| 4.      | Supply of good quality nutritionally balanced floating Fish Feed of IMC under the scheme of "Replication of Moina Model for higher fish productivity" at different blocks of Cooch Behar District.<br><br>(e-Tender ID: 2019_DOF_231860_4)               | 2400000/-              | 48000/-                | 1005/-<br>Applicable for only L1 Bidder                                | 30 days from the date of issuing work order | Resourceful bonafide branded feed Manufacturers themselves or through their authorized agents or the authorised dealers of branded company for fish feed or Fishermen's Cooperative Societies or supplier with a good track record of supplying fish feed in Fisheries Project under any Govt. Department.<br>Other eligibility criteria for bidders have been given in this NIT in details. All rates are inclusive of GST; carrying cost, labour cost etc. all complete up to the supply point at Project Sites.<br>Specification given in the respective BOQ and Annexure. |

**N.B.:- Intending Tenderers shall not have to pay the cost of tender documents for the purpose of participating in e-tendering** (ref. notification No.-199-CRC/2M-10/2012 dated-21.12.2012 of the Secretary, P.W.D., CRC Branch, & No.-452- A/PW/O/10c-35/10 dated 25.7.2011 of the Secretary, P.W.D., Accounts Branch, Govt. of W.B.), but the successful L1 Bidder shall have to pay the fees of requisite set of tender documents through Net banking or RTGS/NEFT for execution of formal agreement.

- In the event of e-Filing intending bidders may download the tender documents from the website directly by the help of Digital Signature Certificate & same document may be submitted along with earnest money through e-Filling & details of which has been narrated in "Instruction to Bidders".
- Technical Bid and Financial Bid both will be submitted concurrently duly digitally signed in the Website <https://wbtenders.gov.in> Tender documents may be downloaded from website & submission of Technical Bid & Financial Bid should be maintained as per Tender time schedule of this N.I.T. The documents submitted by the bidders should be properly as per prescribed indexed & digitally signed.
- A. Earnest Money: The amount of Earnest Money is 2% (Two percent) of the estimated amount put to tender in favour of the Assistant Director of Fisheries, Cooch Behar.**

**Tenderer will select the tender to bid and initiate payment of pre-defined EMD / Tender Fees for that tender by selecting from either of the following payments modes: (vide Finance Department Memorandum no. 3975- F(Y) Dt. 28/07/2016)**

- i) Net banking (any of the banks listed in the ICICI Bank Payment gateway) in case of payment through ICICI Bank Payment Gateway;
- ii) RTGS/NEFT in case of offline payment through bank accounts in any Bank.

**Payment procedure:**

**a) Payment by Net Banking (any listed bank) through ICICI Bank Payment Gateway :**

- i. On selection of net banking as the payment mode, the bidder will be directed to ICICI Bank Payment Gateway webpage (along with a string containing a Unique ID) where he will select the Bank through which he wants to do the transaction.
- ii. Bidder will make the payment after entering his Unique ID and password of the bank to process the transaction.
- iii. Bidder will receive a confirmation message regarding success/failure of the transaction.
- iv. If the transaction is successful, the amount paid by the bidder will get credited in the respective Pooling account of the State Government /PSU/Autonomous Body/Local Body/PRIs, etc maintained with the Focal Point Branch of ICICI Bank at R.N. Mukherjee Road, Kolkata for collection of EMD/Tender Fees.
- v. If the transaction is failure, the bidder will again try for payment by going back to the first step.

**b) Payment through RTGS/NEFT:**

- i. On selection of RTGS/NEFT as the payment mode, the e-Procurement portal will show a pre-filled challan having the details to process RTGS/NEFT transaction.
- ii. The bidder will print the challan and use the pre-filled information to make RTGS/NEFT payment using his Bank account.
- iii. Once payment is made, the bidder Will come back to the e-Procurement portal after expiry of a reasonable time to enable the NEFT/RTGS process to complete, in order to verify the payment made and continue the bidding process.
- iv. If verification is successful, the fund will get credited to the respective Pooling account of the Eastern Highway Circle Government /PSU/ Autonomous Body/Local Body/PRIs, etc maintained with the Focal Point Branch of ICICI Bank at R.N. Mukherjee Road, Kolkata for collection of EMD/Tender Fees.
- v. Hereafter, the bidder will go to e-Procurement portal for submission of his bid.
- vi. But if the payment verification is unsuccessful, the amount will be returned to the bidder's account.


**B. Refund/Settlement Process:**

- i. After opening of the bids and technical evaluation of the same by the tender inviting authority through electronic processing in the e-Procurement portal of the State Government, the tender inviting authority will declare the status of the bids as successful or unsuccessful which will be made available, along with the details of the unsuccessful bidders, to ICICI Bank by the e-Procurement portal through web services.
- ii. On receipt of the information from the e-Procurement portal, the Bank will refund, through an automated process, the EMD of the bidders disqualified at the technical evaluation to the respective bidders' bank accounts from which they made the payment transaction. Such refund will take place within T+2 Bank Working Days where T will mean the date on which information on rejection of bid is uploaded to the e-Procurement portal by the tender inviting authority
- iii. Once the financial bid evaluation is electronically processed in the e-Procurement portal, EMD of the technically qualified bidders other than that of the L1 and L2 bidders will be refunded, through an automated process, to the respective bidders' bank accounts from which they made the payment transaction. Such refund will take place within T+2 Bank Working Days where T will mean the date on which information on rejection of financial bid is uploaded to the e-Procurement portal by the tender inviting authority. However, the L2 bidder should not be rejected till the LOI process is successful.
- iv. If the L1 bidder accepts the LOI and the same is processed electronically in the e-Procurement portal, EMD of the L2 bidder will be refunded through an automated process, to his bank account from which he made the payment transaction. Such refund will take place within T+2 Bank Working Days where T will mean the date on which information on Award of Contract (AOC) to the L1 bidder is uploaded to the e-Procurement portal by the tender inviting authority.
- v. As soon as the L1 bidder is awarded the contract (AOC) and the same is processed electronically in the e-Procurement portal –
  - a) EMD of the L1 bidder for tenders of State Government offices will automatically get transferred from the pooling account to the State Government deposit head "8443-00-103-001-07" through GRIPS along with the bank particulars of the L1 bidder.
  - b) EMD of the L1 bidder for tenders of the State PSUs/Autonomous Bodies/Local Bodies/PRI, etc will automatically get transferred from the pooling account to their respective linked bank accounts along with the bank particulars of the L1 bidder.

In both the above cases, such transfer will take place within T+1 Bank Working Days where T will mean the date on which the Award of Contract (AOC) is issued.

- vi. The Bank will share the details of the GRN No. generated on successful entry in GRIPS with the E-Procurement portal for updation.
- vii. Once the EMD of the L1 bidder is transferred in the manner mentioned above, Tender fees, if any, deposited by the bidders will be transferred electronically from the pooling account to the Government revenue receipt head "0070-60-800-013-27" through GRIPS for Government tenders and to the respective linked bank accounts for State PSU/Autonomous Body/Local Body/PRI, etc tenders.
- viii. All refunds will be made mandatorily to the Bank A/c from which the payment of EMD & Tender Fees (if any) were initiated.

Seal and Signature of the Tenderer

  
(Signature of Tender Accepting Authority)  
Assistant Director of Fisheries Cooch Behar  
Government of West Bengal

#### **4. Eligibility criteria for participation in the tender.**

- 1) A)** Resourceful bonafide branded feed manufacturers themselves or through their authorized agents or the authorised dealers of branded company for fish feed or Fishermen's Cooperative Societies or supplier with a good track record of supplying fish feed in Fisheries Project under any Govt. Department having capacity to fulfill all the criteria upto the mark of satisfaction of Tender evaluation Committee as narrated in different clauses, terms & condition of this NIT are eligible to participate in bid/Tender.

#### **B) Work Credential:-**

- i) Intending tenderers should produce credentials for supply of Nutritionally balanced Feed as per specification laid down in the BOQ and against the specific BOQ of the minimum value of 40% in single work of the estimated amount put to tender during five years prior to the date of issue of the tender notice;
- or**
- ii) intending tenderers should produce credentials of 2 [Two] numbers of completed works for supply of Nutritionally balanced Feed as per specification laid down in the BOQ and against the specific BOQ of the minimum value of 30% of the estimated amount put to tender during five years prior to the date of issue of the tender notice;

#### **C) Other term and conditions of the credentials:**

- a. Payment certificate will not be treated as credential;
- b. Credential certificate issued by the Joint Director of Fisheries, Deputy Director of Fisheries, Assistant Director of Fisheries or equivalent or competent authority of a State/ Central Government, State / Central Government undertaking, Statutory / Autonomous bodies constituted under the Central / State statute / reputed non government organization on the executed value of completed will be taken as credentials.

N.B.:- Completion Certificate should contain a) Name of Work b) Name of Supplier c) Amount put to tender, d) Schedule month and year of commencement and completion as per work order, e) actual month and year of completion.

- i. Income Tax (Salar) Acknowledgement Receipt for AY-2016-17, 2017-18 and 2018-19. Professional Tax receipt Challan for the 2018-19 financial year, PanCard, valid VAT / GST Registration Certificate, Valid Trade License in respect of the prospective Tenderer are to be accompanied with the Technical Bid Documents.

[Non-statutory documents]

- ii. Neither prospective bidders nor any of their constituent partner had been debarred to participate in tender by the any Government/semi Government/Undertaking department, section/division/establishment during the last 5 (five) years prior to the date of this NIT. Such debar will be considered as disqualification towards eligibility.

- iii. Registered Partnership Deed for Partnership Firm only along with Power of Attorney is to be submitted. The company shall furnish the Article of Association and Memorandum.

[Non-statutory documents]

- iv. Joint Ventures will not be allowed.

- v. A prospective bidder shall be allowed to participate in a particular job either in the capacity of individual or as a partner of a firm. If found to have applied severally in a single job, all his applications will be rejected for that job, without assigning any reason thereof.

- vi. Any firm/organization/agency etc. participating in this tender process should submit a physical sample of feed (duly sealed and signed) along with feed testing report (Feed sample to be tested from any Government laboratory or govt. approved laboratory) of the items intended to be supplied to the Assistant Director of Fisheries, Coochbehar before the date of opening of the financial bid.

- vii. Any dispute, subject to the jurisdiction of the Hon'ble High Court of Calcutta.

## 5. Security Deposit:

- (a) Retention money towards performance Security amounting to 10% (*ten percent*) of the value of the work shall be deducted from the running account bill (8 % from Running & 2 % as EMD) of the tenderer as per prevailing order. No interest will be paid on Security Deposit.
- (b) Additional Performance Security when the bid rate is 80% or less of the Estimate put to tender (vide F.D. No. 4608 – F (Y) dt. 18.07.2018): The Additional Performance Security in the form of 'Bank Guarantee' has been made mandatory which shall be obtained only from the successful L1 bidder, if the accepted bid price is below by 20% or more than the estimated amount put to tender. This Additional Performance Security in the form of Bank Guarantee shall be equal to 10% of the tendered amount i.e. the L1 bid price.
- The Additional Performance Security shall have to be submitted by the selected L1 bidder after issuance of Letter of Acceptance / Letter of Invitation (LoA/LoI) within seven working days and before issuance of Award of Contract (AoC)/ Work Order in the form of "Bank Guarantee" of any Scheduled Bank approved by RBI.

## 6.

- i) Bid shall remain valid for a period not less than 270 (*Two Hundred Seventy*) days from the last date of submission of Financial Bid / Sealed Bid. If the bidder withdraws the bid during the validity period of bid, the earnest money as deposited will be forfeited forthwith without assigning any reason thereof.
- ii) All feed required for the proposed work shall be procured and supplied by the agency at their own cost including all taxes, shall be of specific grade. Authentic evidence for purchase to be submitted along with challan and test certificate.
7. In case of any unscheduled holidays on the aforesaid dates, the next working days will be treated as Schedule/prescribed date for the same purpose.
8. All tenderers or his/her authorized representative are required to be present personally during the opening of the tender positively. If considered, necessary instant Bid may be conducted immediately after opening of the tender to lower down the rates. In case of absence, it will be presumed that the Bid has been conducted in presence of all participating tenderers and in no case his absence will hamper in any way in conducting the instant bid.
9. All intending eligible application(s) is/are requested to be present personally during the time of submitting application, authorized representative through Notary/power of Attorney will only be allowed in absence of original applicant(s).
10. Local labourers have to be utilised as far as possible and as per rule in vogue and tender documents will be issued as specified date as stated above.
11. Intending tenderers must declare in his application if there is any other firm or firms in which proprietor/partner/Director and have common or identical business.
12. Intending tenderers should obtain tender document well in advance to guard against any difficulty due to possible absence from the Head quarter of the Office issuing of the Tender papers. Regarding issue of Tender Form the sole discretion of the undersigned and any claim in this respect will not be entertained.
13. Acceptance of the Tender rate with the **Assistant Director of Fisheries, Cooch Behar**, who does not bind himself to accept the tender and reserves the right to reject any or all the tenders without assigning any reason thereof. There shall be no provisions for Arbitration.
14. The work must be completed within stipulated time mentioned in the tender schedule from the date of issue of work order.
15. Admissible payment/part payment will be made when fund will be available.
16. The Contractor will not be allowed, in any case to get the work done through any sub-contractor, in case it is detected the tender will be cancelled and the earnest money and security money deposited for the work will be forfeited.
17. No claim for enhancement of rates on those items of work which will be executed on the ground of fluctuation of market rates will be entertained during currency of the contract.
18. Additional, substitute items of work, if required, have to be executed as per rates of concerned P.W.D schedule of rates.

19. **Date and Time Schedule:**

| Sl. No. | Particulars  | Date & Time  |
|---------|--|--|
| 1       | Date of uploading of N.I.T. & other Documents (online) (Publishing Date)   | 08.07.2019 at 04.00 pm                               |
| 2       | Documents download start date (Online)   | 08.07.2019 at 04.00 p.m.                             |
| 3       | Documents download end date (Online)   | 23.07.2019 at 04.00 p.m.                             |
| 4       | Bid submission start date (On line)  | 08.07.2019 at 04.00p.m.                              |
| 5       | Bid submission closing date (On line)  | 23.07.2019 at 04.00 p.m.                             |
| 6       | Submission of all hard copies of submitted documents (one Set)   | 24.07.2019 4.00 pm                                   |
| 7       | Date, Time & Place of Opening of Technical Bid through the Website <a href="https://wbtenders.gov.in">https://wbtenders.gov.in</a>                         | 25.07.2019 at 2.00 p.m.<br>Meen Bhawan, Cooch Behar. |
| 8       | Date of uploading list for Technically Qualified Bidder(online)  | To be notified later on                              |
| 9       | Date of uploading the final list of Technically Qualified Bidder(online) after disposal of appeals, if any.  | To be notified later on                              |
| 10      | Date and Place for opening of Financial Proposal (Online)  | To be notified later on                              |
| 11      | Date of uploading of list of Bidders along with the offered rates through online, also if necessary for further negotiation through offline for final rate | To be notified later on                              |

i) **Hard copies of all documents & copy of e-chalan is to be submitted by the authorized representative of the company. Non submission of hard copies of all documents may be considered as invalid tender.**

20. The Prospective Bidder shall have to execute the work in such a manner so that appropriate service level of the work is maintained during progress of work and a 3 (three) months from the date of successful completion of the work to the entire satisfaction of the Assistant Director of Fisheries / District Fishery Officer. If any defect / damage is found during the period as mentioned above, the contractor shall make the same good at his own cost to the specification at par with instant project work. On failure to do so, penal action against the contractor will be imposed by the Department as deem fit. The contractor may quote his rate considering the above aspect.

Refund of Security Deposit will only be made after successful maintaining of appropriate service level of the work as mentioned above for 6 (six) months from the date of completion of the work. Provision in Clause No. 17 of W.B. Form No. 2911(ii) shall be treated as superseded.

21. Earnest Money: The process of deposit of earnest money through offline instruments like Bank Draft, Pay Order etc. has been stopped for e-tender procurement. Necessary Earnest Money will be deposited by the bidder electronically: online – through his net banking enabled bank account, maintained at any bank or: offline – through any bank by generating NEFT/ RTGS challan from the e-tendering portal. Intending Bidder will get the Beneficiary details from e-tender portal with the help of Digital Signature Certificate and may transfer the EMD from their respective Bank as per the Beneficiary Name & Account No., Amount, Beneficiary Bank name (ICICI Bank) & IFSC Code and e-Proc Ref No. Intending bidder who wants to transfer EMD through NEFT/RTGS must read the instruction of the Challan generated from E-Procurement site. Bidders are also advised to submit EMD of their bid, at least 3 working days before the bid submission closing date as it requires time for processing of Payment of EMD. Bidders eligible for exemption of EMD as per Govt. rule may avail the same and necessary documents regarding the exemption of EMD must be uploaded in the EMD folder of Statuary bid. (vide Finance Order No.- 3975-F(Y) dt. 28.07.2016),

22. The Bidder, at his own responsibility and risk is encouraged to visit and examine the site of works and its surroundings and obtain all information that may be necessary for preparing the Bid and entering into a contract for the work as mentioned in the Notice Inviting Tender, before submitting offer with full satisfaction, the cost of visiting the site shall be at his own expense.
23. The intending Bidders shall clearly understand that whatever may be the outcome of the present invitation of Bids, no cost of Bidding shall be reimbursable by the Department. The Tender committee of the said tender reserves the right to accept or reject any offer without assigning any reason whatsoever and is not liable for any cost that might have been incurred by any Tenderer at the stage of Bidding.
24. Refund of EMD: Refund of EMD : After opening of the bids and technical evaluation of the same by the tender inviting authority through electronic possessing in the e-procurement portal of the State Government, the tender inviting authority will declare the status of the bids as successful or unsuccessful which will be made available alongwith the details of the unsuccessful bidders, to ICICI Bank by the e-procurement portal through web service. On receipt of the information from the information from the e-Procurement portal, the Bank will refund , through an automated process , the EMD of the bidders disqualified at the technical evaluation to the respective bidders ' bank accounts from which they made the payment transaction. Such refund will take place within T +2 Bank working days where T will mean the date on which information on rejection of bid is uploaded to the e-procurement portal by the tender inviting authority.
- Once the financial bid evaluation is electronically processed in the e-procurement portal, EMD of the technically qualified bidders other than that of the L1 and L2 bidders will be refunded , through an automated process , to the respective bidders' banks accounts from which they made the payment transaction. Such refund will take place within T +2 Bank Working Days where T will mean the date on which information on rejection of financial bid is uploaded to the e-procurement portal by the tender inviting authority. However, the L2 bidder should not be rejected till the LOI Process is successful. If the L1 bidder accepts the LOI and the same is processed electronically in the e-procurement portal, EMD of the L2 bidder will be refunded through an automated process , to his bank account from which he made the payment transaction. Such refund will take place within T +2 Bank Working days where T will mean the date on which information on Award of Contract (AOC) to the L1 bidder is uploaded to the e-procurement portal by the Tender Inviting Authority.
25. Prospective applicants are advised to note carefully the minimum qualification criteria as mentioned in '**Instructions to Bidders**' simultaneously **readout attentively & carefully all the clauses & contents of this N.I.T. before submission of Bid.** Stated in Section – 'A'.



26. **Conditional / Incomplete tender will not be accepted under any circumstances.**
27. **The intending tenderers are required to quote the rate *online*.**
28. Contractor shall have to comply with the provisions of (a) the contract labour (Regulation Abolition) Act. 1970 (b) Apprentice Act. 1961 and (c) minimum wages Act. 1948 of the notification thereof or any other laws relating thereto and the rules made and order issued there under from time to time.
29. During scrutiny, if it comes to the notice of the tender inviting authority that the credential or any other paper found incorrect / manufactured / fabricated, that bidder would not be allowed to participate in the tender and that application will be rejected without any prejudice. Tender committee may ask the original documents at the time of scrutiny.
30. The Tender committee of the said work reserves the right to cancel the N.I.T. due to unavoidable circumstances and no claim in this respect will be entertained.
31. If there be any objection regarding prequalifying the Agency that should be lodged on line to the Chairman of Tender Evaluation Committee within 2 (*two*) days from the date of publication of list of qualified agencies and beyond that time schedule no objection will be entertained by the Tender Evaluation Committee.
32. Before issuance of the WORK ORDER, the tender inviting authority may verify the credential and other documents of the lowest tenderer if found necessary. After verification if it is found that the documents submitted by the lowest tenderer is either manufactured or false in that case work order will not be issued in favour of the said Tenderer under any circumstances.
33. If any discrepancy arises between two similar clauses on different notification, the clause as stated in later notification will supersede former one in following sequence:
  - 1) W.B.Form No. 2911(ii)
  - 2) N.I.T. [including Specials term & condition and specification of works] outright.
  - 3) Technical Bid
  - 4) Financial Bid (BOQ)
34. Qualification criteria:

The tender inviting and Accepting Authority through a “Tender Evaluation Committee” will determine the eligibility of each bidder. The bidders shall have to meet all the minimum criteria regarding:

  - 1) Financial Capacity (25% of the estimated value)
  - 2) Technical Capability comprising of personnel & equipment capability, Quality control & should have the experience/ability to supply good quality fish feed for IMC, Deshi Magur/Singhi upto block level of Cooch Behar Dist. in west Bengal.

3) Experience / Credential

The eligibility of a bidder will be ascertained on the basis of the document(s) in support of the minimum criteria as mentioned in (1) & (2) above and the declaration executed through prescribed affidavit in non-judicial stamp paper of appropriate value duly notarized. If any document submitted by a bidder is either manufactured or false, in such cases the eligibility of the bidder / tenderer will be rejected at any stage without any prejudice. Credential must be within India only.

35. Escalation of Price on any ground and consequent cost over run shall not be entertained under any circumstances. Rates should be quoted accordingly.
36. **Prohibition on suspended / debarred persons / entities in the bidding of Government Projects / contracts:** A person/entity that is suspended / debarred by a procuring entity shall not be allowed to participate in any procurement process during the period of suspension /debarment unless the same has been revoked.

**A venture or consortium which is suspended / debarred or which has suspended / debarred member /s and /or partner/s as well as a person / entity who is a member of a suspended / debarred joint venture or consortium shall, likewise, not be allowed to participate in any procurement process under any Government/semi Government/under taking department, section/division/establishment during the period of suspension /debarment unless the same has been revoked.[ As per G.O. No. 547-W(C)/1M-387-15, dt. 16.11.2015 by the Joint Secretary to the Government of West Bengal , Public Works Department :]**

37. In case if there be any objection/complain regarding Non-Eligibility in Technical Bid Evaluation, only Intending Bidders or authorized persons on behalf of the Bidders may lodge objection/complain along with specific authentic documents in support of their objection/complain as a proof to the Notice Inviting Authority within 48 (forty eight) hours from the publication time (uploading time in web portal) of the Technical Bid Evaluation and beyond that time schedule (i.e. after expiry of 48 hours) no objection/complain will be entertained as well as without any specific authentic documents as a proof in support of lodged objection / complain, no objection or complain in this regard will be entertained by the Tender Evaluation committee. On the other hand strict penal action may be taken against the respective Bidders for lodging false objection or complain for obligatory attitude/creating hindrance towards development works of the Govt. The detailed address of the complainant including e-mail/Fax number, mobile number & telephone number shall invariably have to be provided in their letter (through which if objection/complain has to be lodged).
38. Apart from the content of this N.I.T. further information if required, will be had from the office of the N.I.A. in any working day.

Price of Tender Documents per sets

1. Upto 1.25 lakh : Rs 255/-
2. Above 1.25 lakh and upto 5.00 lakh : 755/-
3. Above Rs. 5.00 Lakh and up to Rs. 25.00 Lakh. Rs. 1005/-
4. Above Rs. 25.00 Lakh and up to Rs. 125.00 Lakh. R s. 2505/-

**SECTION - A  
INSTRUCTION TO BIDDERS**

**a. General guidance for e-Tendering:**

Instructions / Guidelines for electronic submission of the tenders have been annexed for assisting the contractors to participate in e-Tendering.

**2) Registration of Bidder:**

Any bidder willing to take part in the process of e-Tendering will have to be enrolled & registered with the Government e-Procurement System, through logging on to <https://wbtenders.gov.in>. The contractor is to click on the link for e-Tendering site as given on the web portal.

**3) Digital Signature certificate (DSC):**

Each contractor is required to obtain a Class-II or Class-III Digital Signature Certificate (DSC) for submission of tenders from the approved service provider of the National Informatics Centre (NIC) on payment of requisite amount. Details are available at the Web Site stated in Clause A.1. above. DSC is given as a USB e- Token.

4) The contractor can search & download N.I.T. & Tender Document(s) electronically from computer once he logs on to the website mentioned in Clause A.1. using the Digital Signature Certificate. This is the only mode of collection of Tender Documents.

**5) Submission of Tenders:**

Tenders are to be submitted through online to the website stated in Clause A.1. in two folders at a time for each work, one in Technical Proposal & the other is Financial Proposal before the prescribed date & time using the Digital Signature Certificate (DSC). The documents are to be uploaded virus scanned copy duly Digitally Signed. The documents will get encrypted (transformed into non readable formats).

**A. Technical proposal:-**

The Technical proposal should contain scanned copies of the following further two covers (folders). At the time of downloading of Technical bid (for evaluation) if it is observed that, after trying best (even getting advice from N.I.C. or going through Revocation process) if any folder/file of web portal cannot be opened or found not in a readable format, it may be established that, there is some deficiency (due to missing operation) at intending tenderer's part in uploading of requisite documents in web portal, accordingly for such cases the Technical bid of the respective bidder will be summarily rejected. **So, At the time of uploading bid & its related supporting documents in web portal care should be taken, so that during evaluation all the documents as to be submitted by the Bidders can be opened & can found neat and clean in a readable format and as per prescribed indexed in Sl. No. -6 under Section-A, Instruction to Bidders.**

**A-1. Statutory Cover [ which are to be uploaded] Containing the following documents:**

- i) Application duly typed (as per Format given in Section-B, Form-1) & also duly signed in hard copy

ii) Experience profile (Sec-B, Form –IV)

iii) Requisite amount of EMD as prescribed in this N.I.T. has to be made. Exemption from submission of E.M.D. will not be allowed.

iv) Tender in W.B. Form No. 2911(ii) & NIT (including Special Terms & conditions and specification of works) with all addenda & corrigendum (**download & upload the same Digitally Signed, quoting rate will only encrypted in the B.O.Q. under Financial Bid. In case quoting any rate in W.B. Form No. 2911(ii) (by the Bidder) the tender is liable to be summarily rejected**).

v) Tax Audit Report in 3CD Form are to be furnished along with the Balance Sheet and Profit and Loss Account,

vi) Audit report and A.G.M. resolution for last 3(three) years in case of P.F.C.S / C.F.C.S.

vii) Authorized dealer shall have to produce documents in support of his/her dealership.

**A-2. Non-statutory Cover containing the following documents:**

| Sl. No. | Category Name          | Details   |   |
|---------|------------------------|---|---|
| A.      | Certificate(s)         | i) Income Tax (Saral) Acknowledgement Receipt for AY-2017-18/2018-19, Professional Tax receipt Challan for the 2017-18 financial year, Pan Card, valid VAT / GST Registration Certificate, Valid Trade License in respect of the prospective Tenderer are to be accompanied with the Technical Bid Documents. [Non-statutory documents]   |   |
| B.      | Credential             | Credential is applicable as mentioned in 'List of works'(Table-1). Scanned copies of Original Credential Certificate along with work order & priced schedule of the respective work of credential certificate as stated in Sl. No. 4 (1)(B) of this NIT shall have to be submitted along with Bid. Fax no., e-mail address & phone No. of the credential issuing officer in a separate sheet may please be submitted for verification. PF & ESI number of the employee should be mentioned. |   |
| C       | Financial Information  | Balance Sheet   | Audited Balance sheet for last three Financial years.<br>Tax Audit Report in 3CD Form are to be furnished along with the Balance Sheet and Profit and Loss Account, |
| D       | Qualification Criteria | Technical Capability comprising of personnel & equipment capability, Quality control & should have the experience/ability to supply good quality fish feed for IMC and Deshi Magur/Singhi up to block level in Cooch Behar district of West Bengal.   |   |

## **B. Tender Evaluation Committee (TEC)**

- i. Opening & evaluation of tender:  
If any contractor is exempted from payment of EMD, copy of relevant Government Order needs to be furnished.
- ii. Opening of Technical Proposal:  
Technical proposals will be opened by the Assistant Director of Fisheries Cooch Behar electronically from the website using their Digital Signature Certificate (DSC).
- iii. Intending tenderers are requested to read content of this N.I.T. with terms & conditions, specifications, &  
B.O.Q. thoroughly & carefully and considering all aspects rate to be quoted in the B.O.Q. & no plea or claim in this regard will be entertained by the Deptt. in future.
- iv. Cover (folder) of statutory documents (vide Sl. No.-6.A-1) under section-A should be opened first & if found in order, then cover (Folder) for non- statutory documents (vide Sl. No. – 6.A-2) under section-A will be opened. If there is any deficiency in the statutory documents, the tender will summarily be rejected as well as if there is any deficiency in the Non-Statutory documents, the tender also be summarily rejected.
- v. Decrypted (transformed into readable formats) documents of the non-statutory cover will be downloaded & handed over to the Tender Evaluation Committee.
- vi. Summary list of technically qualified tenderers will be uploaded online.
- vii. Pursuant to scrutiny & decision of the Tender Evaluation Committee the summary list of eligible tenderers & the serial number of work for which their proposal will be considered will be uploaded in the web portals.
- viii. During evaluation the committee may summon of the tenderers & seek clarification / information or additional documents or original hard copy **against copy/copies of any of the documents already submitted/ uploaded in the web portal by the bidders** & if these are not produced within the stipulated time frame, their proposals will be liable for rejection.
- ix. Intending tenderers are requested to remain present during opening of tenders & in prebid meeting if they so desire.

### C. Financial Proposal

- i. The financial proposal should contain the following documents in one cover (folder) i.e. Bill of Quantities (BOQ). The contractor is to quote the rate (Presenting Above / Below / At per) online through computer in the space marked for quoting rate in the BOQ.
- ii. Only downloaded copies of the above documents are to be uploaded virus scanned & Digitally Signed by the contractor.

#### 5. Penalty for suppression / distortion of facts:

If any tenderer fails to produce the original hard copies of the documents like Completion Certificates and any other documents on demand of the Tender Evaluation Committee within a specified time frame or if any deviation is detected in the hard copies from the uploaded soft copies, it may be treated as submission of false documents by the tenderer and action may be referred to the appropriate authority for prosecution as per relevant IT Act.

#### 6. Rejection of Bid:

**The Employer (tender accepting authority) reserves the right to accept or reject any Bid and to cancel the Bidding processes and reject any or all Bids at any time prior to the award of Contract without thereby incurring any liability to the affected Bidder or Bidders or any obligation to inform the affected Bidder or Bidders of the ground for Employer's (tender accepting authority) action. Also if any bidder withdraws his/her/their bid without assigning any reasonable grounds within bid validity period, his/her/their EMD will be forfeited and legal action may be imposed as per norms.**

#### 7. Award of Contract

The Bidder whose Bid has been accepted will be notified by the Tender Inviting & Accepting Authority through acceptance letter / Letter of Acceptance.

An Agreement will be constituted in between the Tender Accepting Authority and the successful Bidder (L1 Bidder) in W.B.F.No.-2911(ii) along with all necessary documents e.g. N.I.T. (including special terms & conditions and specification of works), all addenda-corrigendum, different filled up forms (Section –B), B.O.Q., Affidavits, original application, comparative Statement, Acceptance letter etc. Successful tenderer (L1 Bidder) shall have to purchase requisite copies of contract documents (on payment of requisite fees for formal agreement) through Net banking or RTGS/NEFT & submit the same to this office within time limit (within seven days from the date of receipt of letter of Acceptance of the tender) as to be stated in the letter of acceptance positively & failure to comply content of this Clause & failure to submit the requisite documents (instrument) by the successful bidder necessary penal action may be taken by the Notice Inviting Authority including cancellation of tender with forfeiture of earnest money to the govt. of West Bengal as the case may be and also may be debarred from participation in any tender for a minimum period of 1 (one) year or more as it deem fit by the tender Inviting authority or competent authority and in this regard appeal of the respective bidder will not be entertained by the Department.

**SECTION-B**

**FOPRM-I  
APPLICATION**

To  
The Assistant Director of Fisheries, Cooch Behar

Ref:- Tender for \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_(Name of Work)

**e-NIT. NO.:** \_\_\_\_\_ of the ADF, Cooch Behar

Dear Sir,

Having examined the Statutory, Non statutory & NIT documents, I /we hereby submit all the necessary information and relevant documents for evaluation.

The application is made by me / us on behalf of \_\_\_\_\_ in the capacity .....duly authorized to submit the offer. The necessary evidence admissible by law in respect of authority assigned to us on behalf of the group of firms for Application and for completion of the contract documents is attached herewith.

We are interested in bidding for the work(s) given in Enclosure to this letter. We understand that:

- I. Tender Inviting & Accepting Authority.
- II. Authority the Assistant Director of Fisheries, Cooch Behar can amend the scope & value of the contract bid under this Project.
- III. Tender Inviting & Accepting Authority the Assistant Director of Fisheries, Cooch Behar reserves the right to reject any application without assigning any reason.

Enclose: - e-filling :-

- a. Statutory Documents
- b. Non Statutory Documents

\_\_\_\_\_  
Signature of applicant including  
title and capacity in which application  
is made.

N.B :- THIS APPLICATION MUST BE MADE IN THE LETTER HEADED PAD OF THE FIRM IN WHICH APPLICATION IS MADE(Section B, Form-I ,II & Form-IV)

**SECTION-B**

**FORM-II**

**STRUCTURE OF ORGANISATION**

|     |   |  |  |
|-----|---|--|--|
| 1.  | Name of the Applicant   |  |  |
| 2.  | Address of Communication with pin code  |  |  |
| 3.  | Telephone No. (Land)  |  |  |
| 4.  | Mobile  |  |  |
| 5.  | Fax No.   |  |  |
| 6.  | Pan No.   |  |  |
| 7.  | VAT No.   |  |  |
| 8.  | E-mail Id   |  |  |
| 9.  | Details of Bank Accounts:<br>with Phone No. &IFSC Code:   |  |  |
| 10. | Attach an organization chart :<br>Showing the structure of the company with names<br>of key personnel and technical staff with Bio-data |  |  |
| 11. | Attach Proof of Phone ID and Technical<br>Qualification of Technical Personnel with Bio-<br>data.                                       |  |  |

Signature of applicant including title

And capacity in which application is made.



**SECTION-B**

**FORM-III**

**AFFIDAVIT-“Y”**

(TO BE FURNISHED IN Non Judicial Stamp paper of appropriate value duly notarized)

1. I, the undersigned do certify that all the statement made in the attached documents are true and correct. In case of any information submitted/ proved to be false or cancelled/expired, the application may be rejected and no objection/claim will be raised by the under signed.

2. The under signed also hereby certifies that neither our farm.

.....  
Nor any constituent partner had been debarred to participate in tender, suspended or black listed by any Government /semi Government/under taking department/Section/division /establishment during the last 5(five) years prior to the date of this NIT...

3. The under-signed would authorize and request any Bank, person, Firm or Corporation to furnish pertinent information as deemed necessary and /or as requested by the Department to verify this statement.

4. The under-signed understands that further qualifying information may be required and agree to furnish any such information at the required of the Office/Department.

5. Certified that I have applied in the tender in the capacity of individual/as a partner of a firm & I have not applied severally for the same job.

Signed by an authorized person of the firm/bidder

Title of the person with Seal &Date

Seal and Signature of the Tenderer

  
(Signature of Tender Accepting Authority)  
Assistant Director of Fisheries Cooch Behar  
Government of West Bengal

**SECTION - B  
FORM- IV  
EXPERIENCE PROFILE  
Name of the Firm:**

**LIST OF WORKS COMPLETED FOR SUPPLY OF GOOD QUALITY IMC FINGERLINGS HAVING MORE THAN 30% OF THE PROJECT COST EXECUTED DURING THE LAST FIVE YEARS.**

| Name of Employer | Name, Location and nature of work | Name of Consulting Officer responsible for supervision | Contract price in Indian Rs. | Percentage of Participation of company | Original Date of start of work | Original Date of completion of work | Actual Date of starting the work | Actual Date of completion of work | Reasons for delay in completion (if any) |
|------------------|-----------------------------------|--|------------------------------|--|--------------------------------|-------------------------------------|----------------------------------|-----------------------------------|--|
|                  |                                   |  |                              |  |                                |                                     |                                  |                                   |  |

Note: a) Certificate from the Employers to be attached

b) Non-disclosure of any information in the Schedule will result in disqualification of the firm

c) No tender will be deemed to be fit for consideration unless the tender documents are fully and completely filled in. All information that may be asked from a tenderer must be unequivocally furnished. Any tender which is incomplete or does not comply with the prescribed conditions or stipulations laid down herein is liable to rejection at the time of opening or during subsequent scrutiny. Tender received with conditional rate will be liable to rejection at the time of opening.

d) Canvassing in connection with the tender is strictly prohibited and a tenderer who resorts to this will render his tender liable to rejection.

e) No alteration shall be permitted to be made by the tenderer in any tender after its submission.

**TENDER FOUND TO HAVE SUBMITTED UNDER FALSE NAME :** When a Contractor, whose tender has been accepted under a given name is subsequently discovered to have given a false name, his contract may at the discretion of the Authority accepting the tender be annulled and his Security Deposit will be forfeited.

**Signature of applicant including title  
and capacity in which application is made**

**SECTION - C**

**Special terms and conditions and specification of works:**

**C.1 General:**

Unless otherwise stipulated all the works are to be done as per general conditions and general specifications as mentioned below:-

The Technical specification as mentioned against each item duly approved by the Assistant Director of Fisheries, Cooch Behar will be followed.

**C.2 Definition of A.D.F commencement of work:**

The word "A.D.F means the Assistant Director of Fisheries. The word "Department" appearing anywhere in the tender documents means Fisheries Department, Government of West Bengal, who have jurisdiction, administrative or executive, over part of whole of the works forming the subject matter of the tender or contract. The word "approved" appearing anywhere in the documents means approved by the Director of Fisheries, West Bengal. The work shall have to be taken up within seven days of the receipt of the work order or otherwise mentioned therein. Failure to do so will constitute a violation of the contract stipulation as regards of proportionate progress and timely completion of work and the contractor will thereby make himself liable to pay compensation or other penal action as per stipulation of the printed tender form.

**C.3 Terms & Conditions in extended period:**

As Clause 5 of W.B.F. No. 2911 (ii) as the case may be when an extension of time for completion of work is granted by the Assistant Director of Fisheries, Cooch Behar for cogent **reasons** for which the contractor have no control, it will be taken for granted by the working contractor that the validity of the contract is extended automatically up to the extended period with all terms and conditions rates etc. remaining unaltered, i.e the tender is revalidated upto the extended period.

**C.4 Co-operation with other agencies and damages and safety of road users:**

All works are to be carried out in close co-operation with the Department and other or contracts that may be working in the area of work. All precautions must be taken to guard against chances of injury or accidents to workers, occupants of the adjacent locality etc. The contractor must see that all damages to any property which, in the opinion of the A.D.F are due to the negligence of the contractor are promptly rectified by the contractor at his own cost and expenses and according to the direction and satisfaction of the A.D.F, Cooch Behar.

**C.5 Transportation arrangement:**

The bidder shall arrange for all means of transport including railways wagons required for carriage and supply of materials and also the materials required for the supply of inputs. The Department may however, at their own discretion grant necessary certificates, if required, But in case of failure of the department to help the suppliers in this respect, the supplier will have arrange at his own initiative so that progress of supply work will not hamper and no claim whatever on this ground will be entertained under any circumstances. If railways facilities are not available, the contractor will have to depend on transport of materials by road as necessary to complete the work without claiming any extra payment from department in this regard. The supplier must consider this aspect while quoting rate.

**C.6 Incidental and other charges:**

The cost of all materials, hire charges to labour, Corporation/Municipal Fees for water supply, Royalty or road materials (if any), electricity and other charges of Municipalities or statutory local bodies, ferry charges, Toll charges, loading and unloading charges, handling chargers, overhead charges etc. will be deemed to have been covered by the rates quoted by the contractor inclusive of also Sales Tax (Central and/or State), Income Tax, Octroi Duty/Terminal Tax, Turnover Tax, VAT etc. All other charges for the execution of the specified work, including supply of materials and related carriage, complete or finished in all respect upto the entire satisfaction of the A.D.F, Cooch Behar of the work. No extra claim in this regard beyond the specified rate as per work schedule whatsoever in this respect will be entertained.

### **C.7 Authorized Representative of Contractor:**

The contractor shall not assign the agreement or sublet any portion of the work. The contractor, may however, appoint an authorized representative in respect of one or more of the following purpose only.

- a) General day to day management of work.

The selection of the authorized representatives shall be subject to the prior approval of the Assistant Director of Fisheries, Cooch Behar and the contractor shall in writing seek such approval of the ADF, Cooch Behar giving therein the name of work, Tender No., the Name, Address and the specimen signature of the representative he wants to appoint and the specific purposes as specified here-in-above, which the representative will be authorized for. Even after first approval, the ADF, Cooch Behar may issue at any subsequent date, revised directions about such authorized representative and the contractor shall be bound to abide by such directions. The ADF, Cooch Behar shall not be bound to assign any reason for his revised directions. Any notice correspondence etc. issued to the authorized representative or left at his address, will be deemed to have been issued to the contractor.

### **C.8 Power of Attorney:**

The Provision of the power of attorney, if any, must be subject to the approval of the Department. Otherwise the Department shall not be bound to take cognizance of such of attorney.

### **C.9 Extension of time:**

No extension of time will be granted due to preliminary works and non-availability of materials etc. For cogent reasons over which the bidder will have no control and which will retard the progress, extension of time for the period lost will be granted on receipt of application from the contractor before the expiry date of contract. No claim whatsoever for idle labour, additional establishment, enhanced cost of materials and labour and hire charges of tools & plants etc. would be entertained under any circumstances. The contractor should consider the above factor while quoting this rate. Applications for such extension of time should be submitted by the contractor in the manner indicated in Clause-5 of the printed form of W.B.F. No.2911 (ii).

### **C.10 Contractor's Godown :**

- i) Any input, which is found at the time of use to have been damaged /died shall be rejected and must immediately be removed from the site by the bidder as per direction of the A.D.F, Cooch Behar.
- ii) in case of supply of fish seed of any species the seeds are to be procured/produced in accredited hatchery (for IMC ,Scampi) and reared in own / leasehold fish farm/tank in west Bengal.
- iii) Difficulties and inconveniences in transporting materials over the bad Roads, Kutcha Roads, incomplete Roads and over the weak and damaged culverts will be taken into consideration by the Contractor. The materials for the work may be required to carry over kutcha Roads. Difficulties in collection of different materials in lot, over the Road flank due to insufficient space if there be, should be noted by the bidder for which no rate or time will be allowed on these accounts as stated. The bidder should quote his rate taking into consideration regarding security of the materials. Nothing would be entertained under any circumstances beyond the respective tendered provisions.
- iv) In case of seeds not produced in West Bengal the Bidders must have requisite certificates as he case may be and have fish culture activities in West Bengal/may be attached to any fish culture farm.

### **C.11. Site Condition:**

Difficulties and inconveniences in transporting materials over the bad Roads, Kutcha Roads, incomplete Roads and over the weak and damaged culverts should be taken into consideration by the Contractor. The materials for the work may be required to carry over kutcha Roads. Difficulties in collection of different materials in lot, over the Road flank due to insufficient space if there be, should be noted by the bidder for which no rate or time will be allowed on these accounts as stated. The bidder should quote his rate taking into consideration regarding security of the materials. Nothing would be entertained under any circumstances beyond the respective tendered provisions.

### **C.12 Approval of Sample:**

Samples of all materials to be supplied by the contractor and to be used in the work shall have to be approved by the Assistant Director of Fisheries, Cooch Behar or his authorized representative and checking the quality and brand of such materials shall have to be done by the concerned Department or as directed by the Assistant Director of Fisheries, Cooch Behar or his authorized representative prior to utilization in the work.

### **C.13 Compliance of different Acts:**

The contractor shall comply with the provisions of the Apprentices Act, 1961, Minimum Wages Act, 1848. Contact Labour (Regulation and Abolition) Act 1970 and the rules and orders issued hereunder from time to time.

The Contractor shall also make himself/herself for any pecuniary liabilities arising out on account of any violation of the provision of the said Act(s). The Contractor must obtain necessary certificate and license from the concerned Registering Office under the Contract Labour (Regulation & Abolition) Act, 1970.

The contractor shall be bound to furnish the A.D.F, Cooch Behar all the returns, particulars or date as are called for from time to time in connection with implementation of the provisions of the above Acts and Rules and timely submission of the same, failing which the contractor will be liable for breach of contract and the A.D.F, Cooch Behar may at his discretion take necessary measures over the contract.

### **C.14 bidder's risk for loss or damage:**

All risk on account of railway or road carriage or carriage by boat including loss or damage of vehicles, boats, barges, materials or labour, if any, will have to be borne by the bidder without any extra claim towards department.

### **C.15 Safety, Security and Protection of the Environment:**

The Contractor shall, throughout the execution and completion of the Works and the remedying of any defects therein:

(a) have full regard for the safety of all persons and the Works (so far as the same are not completed or occupied by the department),

(c) take all reasonable steps to protect the environment on and off the Site and to avoid damage or nuisance to persons or to property of the public or others resulting from pollution, noise or other causes arising as a consequence of his methods of operation,

### **C.16 Charges and fees payable by contractor:**

- a. The bidder shall pay all fees required to be given or paid by any statute or any regulation or by -law of any local or other statutory authority which may be applicable to the works and shall keep the department against all penalties and liabilities of every kinds for breach of such statute regulation or law.
- b. The bidder shall save, harmless and indemnify the department from and against all claims, demands, suit and proceedings for or an account of infringement of any patent rights, design, trade mark of name of other protected right in respect of any constructional plant, machine, work, materials, thing or process used for or in connection with works or temporary works or any of them.

### **C.17 Realization of Departmental claims:**

Any sum of money due and payable to the bidder (including security deposit returnable to him) under this contract may be appropriated by the Government and set off against any claim of Government for the payment of sum of money arising out of this contract or under any other contract made by the bidder with the Government.

**C.18 Commencement of work:**

The work must be taken up within the date as stipulated in the work order and completed in all respects (including preparatory works or for any causes thereof) within the period specified in Notice Inviting Tender.

**C.19 Program of work:**

Before actual commencement of work the bidder shall submit a program of supply of inputs to the A.D.F, Cooch Behar. The ADF, Cooch Behar reserves the right to make addition, alterations and substitutions to such program in consultation with the contractor and such approved program shall be adhered to by the bidder unless the same is subsequently found impracticable in part or full in the opinion of the A.D.F. Cooch Behar and is modified by him. The contractor may pray in writing, showing sufficient reasons therein for modification of program. The conditions laid down in clause 2 of the printed W.B.F.No.-2911(ii) regarding the division of total period and progress to work and the time table there for as provided in the said clause shall be deemed to have been sufficiently complied with the actual progress of work and does not fall short of the progress laid down in the approved time table for one fourth, half and three fourth of time allowed for the work.

**C.20 Testing of qualities of materials & workmanship:**

All materials and workmanship shall be in accordance with the specifications laid down in the contract. The contractor shall provide assistance, as the A.D.F, Cooch Behar may require for examining, measuring and testing the works and quality, weight or quantity of materials used and shall supply samples for testing as may be selected and required by the A.D.F, Cooch Behar without any extra cost. Besides this, he will carry out tests from outside Laboratory as per instruction of A.D.F. The cost of all such tests shall be borne by the agency and that must be considered during quoting rate.

**C.21 Timely completion of work:**

All the supply and the work must have to be completed in all respects within the time specified in Notice Inviting Tender from the date of commencement as mentioned in work order. Time for completion as specified in the tender shall be deemed to be the essence of the contract.

**C.22 Procurement of materials:**

All materials required to complete execution of the work shall be supplied by the contractor after procurement from authorized and approved source.

**C.23 Rejection of materials:**

All materials brought to the site must be approved by the A.D.F. Cooch Behar. Rejected materials must be removed by the Contractor from the site within 24 hours of the issue of order to that effect. In case of non-compliance of such order, the A.D.F, Cooch Behar shall have the authority to cause such removal at the cost and expense of the contractor and the contractor shall not be entitled to claim for any loss or damage of that account.

**C.24 Force Closure:**

In case of force closure or abandonment of the input supply works by the Department the contractor will be eligible to be paid for the finished work and reimbursement of expenses actually incurred but not for any losses.

**C.25 Tender Rate:**

The bidder should note that the tender is strictly based on the rates quoted by the bidder on the priced schedule of probable item of work. The quantities for various other items of works as shown in the priced schedule of probable items of works are based on the drawing and design prepared by the Department. If variations become necessary as per actual site conditions, those have to be done by the contractor at the time of execution at the rate prescribed in the tender condition. No conditional rate will be allowed in any case.

The Intending Bidders are requested to read carefully & go through all the Terms & Conditions, Specifications etc. as stipulated in the tender documents (duly uploaded in the web portal by the N.I.A.) and considering all aspects rate in the B.O.Q. shall be quoted.

**C.26 Delay due to late supply:**

The bidder shall not be entitled for any compensation for any loss due to delayed supply.

**C.27 Additional Conditions:**

A few additional conditions under special terms and conditions:

**C.27.1.** Rate quoted shall be inclusive of loading, unloading and transportation as fixed by the A.D.F, Cooch Behar.

**C.27.2.** Rate quoted shall be inclusive of West Bengal Sales Tax, Income Tax, Octroi and all other duties/charges/Taxes if any.

**C.27.3.** The whole work will have to be executed as per Departmental order available in this connection at the tender rate.

**C.28.** Labour welfare cess will be deducted from bills @ 1(one) % of gross bill value as per rule, if applicable.

**C.29.** Income Tax and other taxes & charges (as applicable) will be deducted from each bill of the contractor as per applicable rate and Govt. rules in force.

**C.30.** In accordance with the West Bengal Taxation Laws (amendment) Ordinance, 1993 amending the West Bengal Finance (Sales Tax) Act, 1994 necessary Sale Tax / GST will be deducted as per rate in force from the bill in addition to other deduction as per extent rules.

**C.31.** Rate quoted shall be inclusive of preliminary works (vide Clause-15 to Clause-17 under Section 'C') at work site and for such preparatory & ancillary works no further time will be extended beyond the stipulated date of completion of the work.

**C.32 Payment of Bills:**

- 1) Payment shall be made after having the fund by the implementing agencies of the concerned district from the Fisheries Department West Bengal.
- 2) Payment of the bill will be done by the concern DDO after duly certification by the implementing agency regarding the quality and quantity of the inputs as per specification mentioned in the NIT.

**C.33 Refund of Security Deposit:**

180 Days from last date of delivery of inputs.

**C.34 Settlement of Dispute:**

With in the jurisdiction of Kolkata High Court.

**C.35 Execution of Less/Excess works beyond Tendered Items:-**

It may please be noted that, for the case of Less/Excess & Supplementary works beyond Tendered Items, getting prior written permission from the Tender Accepting Authority is essential, copy of which must be attached with Less/Excess works Statement & Supplementary Tender otherwise the same statement may not be entertained.

**C.36 Liquidation clause:**

In any case in which under any clause/clauses of this contract the contractor shall have rendered himself liable to pay compensation amounting to the whole of his security deposit (whether paid in one sum or deducted by installments) the Assistant Director of Fisheries, Cooch Behar on behalf of the Governor shall have power to rescind the contract .and in which case the security deposit of the contractor shall stand forfeited, and be absolutely at the disposal of Government.

  
**Assistant Director of Fisheries  
Cooch Behar**

## ANNEXURE

1. **Technical Specification of Fish Feed for Indian Major Carps (IMC) under the scheme "Distribution of IMC fingerlings, formulated fish feed and lime in small water bodies"**

Dia 2mm, Protein  $\geq$  25 %, Fat  $\geq$  6%, Fibre  $\leq$  8% , Moisture < 10 % , Feed should be pelleted, free floating ability in water more than 3 hrs. The water stability should not be less than 90 % after 1 hr

2. **Technical Specification of Fish Feed for DESI MAGUR/SINGHI under the scheme "Deshi Magur/Singhi culture with accessories"**

a. **Crumble:**

Supplementary and nutritionally balanced artificial feed with Protein  $\geq$  30%, Fat  $\geq$  6%, Fibre  $\leq$  6%, Moisture < 10%

b. **Pelleted:**

Supplementary and nutritionally balanced artificial feed with 1 mm dia, Protein  $\geq$  35%, Fat  $\geq$  6%, Fibre  $\leq$  6%, Moisture < 10%. The feed pellet should be stable without disintegration in water for 3 hrs. minimum.

3. **Specification of Fish Feed of IMC under the scheme "Production of big size fish (IMC) in big water bodies"**

Good quality nutritionally balanced floating Fish Feed for Indian Major Carps (IMC)  
Dia 3mm, Protein  $\geq$  25 %, Fat  $\geq$  6% Fibre  $\leq$  8%, Moisture < 10 % , Feed should be pelleted, free floating ability in water more than 3 hrs. The water stability should not be less than 90 % after 1 hr.

4. **Specification of Fish Feed of IMC under the scheme "Replication of Moina Model for higher fish productivity"**

Good quality nutritionally balanced floating Fish Feed for Indian Major Carps (IMC)

Dia 3mm, Protein  $\geq$  25 % Fat  $\geq$  6% Fibre  $\leq$  8% , Moisture < 10 % , Feed should be pelleted, free floating ability in water more than 3 hrs. The water stability should not be less than 90 % after 1 hr.

Rate is inclusive of all charges.

  
Assistant Director of Fisheries  
Cooch Behar