

Clause reference	As per tender document / clause	Clarification required	NU Response
Bidder 1			
		As per tender documents at page no. 14, Clause No.: 2.4 Eligibility Criteria, Point No. 2.4.2 it states that similar work shall mean "Interior works for Buildings like Offices/ Libraries/ IT Parks / Research and Development Centres / Universities / Colleges / Hospitals / Hotels including partition works involving (wood, Glass, and aluminium work), fabrication works, false ceiling work, etc. within a single campus under single contract in last seven years in India" – As you know building construction work includes civil works, MEP works and interior works. Therefore, there are not clarity that Interior works should be separately or includes in building construction works – Kindly clarify.	The similar work definition is ample clear that experience on 'Interior Works' of value as specified in the eligibility criteria shall be considered. Only furniture, furnishing and other interior works items in addition to those already specified in the definition of similar works shall be taken in account provided the bidder shall submit specific certificate issued by the concerned Department for the work done of said such items as a part of composite work in the single agreement. Cost of other items for Civil/ MEP works shall not be considered.
Bidder 2			
		<p>Option no.1 Your kind good self may please consider awarding this work to Broadcast Engineering Consultant India Limited on nomination, the University being a Central Government Institution and BECIL being a Central Government PSU. Also that BECIL has already been working at the University Campus since long on Audio Video systems projects and the same agency will work in the better way in terms of quality as well as timelines. In this situation BECIL will adhere to the GFR in finalizing the contractor.</p> <p>Option no.2 Your esteemed University goes ahead with the tender to finalize the contractor in this situation i) Consortium of contractors/vendors may please be allowed to work on the project.</p> <p>ii) Similar works to include" any consortium partner to have worked and overseen as PMC/Consultant/Architect on a fee for a project value of "Three similar works each costing not less than Rs. 12.21 Crores OR completed Two similar works each costing not less than Rs. 18.32 Crores OR completed One similar work costing not less than Rs. 24.42 Crores during the last seven (7) years ending previous day of the last day of submission of Tender.</p> <p>iii) Furthermore we request that orders currently in execution stage should also be accepted. This is considering that last two years have been impacted by the pandemic and there are very few companies/firm that can fulfil such a stringent eligibility criteria.</p> <p>iv) We also request your esteemed office that Earnest Money Deposit be exempted for Public Sector Enterprises. Instead of Earnest Money deposit we request that PSU's be allowed to submit an EMD declaration letter.</p> <p>v) Include Brand Modular Furniture - Taurus Make may be incorporated for supply of Modular furniture.</p>	<p>Option 1 GFR 133 (2) & (3) is relevant in this regard. As per GFR provision under Rule 133 (3) it is stipulated that "For the award of work under this sub-rule, the Ministry/ Department shall ensure competition among such PSUs/ Organisations..." Therefore, Option 1 cannot be accepted.</p> <p>Option No.2 i) Consortium of contractors /Joint Ventures are not accepted as per the norms/guidelines issued by the CPWD for the Tenders called on EPC mode. Therefore, NIT conditions shall prevail.</p> <p>ii) Not applicable/acceptable in view of para Option No.2 (i) above. Therefore, NIT condition shall prevail.</p> <p>iii) There is no relaxation/guideline issued by CPWD/Govt. of India for considering the ongoing works termed as completed work experience. Hence NIT condition prevails.</p> <p>iv) Validity of the EMD exemption issued under OM No.F.9/4/2020/PPD dated 12.11.2020 issued by DoE, Ministry of Finance, GoI, New Delhi has already expired on 31.12.2021. No further Order for EMD exemption has been issued by the Competent Authority till date. Therefore, NIT condition shall prevail.</p> <p>v) There are 6 brands of reputed make considered in the approved make list of NIT. However, if any other equivalent reputed brand modular furniture are interested and their standards, specifications, capability, cost effectiveness, etc. is found matching to the requirement of NU authorities, they may also be considered/allowed.</p>
Bidder 3			

		With reference to the subject tender and as requested in the Prebid meeting on 15 th Feb 2022, kindly give us detail of the exact scope of work building wise. We understand that this is an EPC tender, however since the estimate is mentioned in the tender we need to understand the basis/consideration made from your end to arrive at the estimate.	A comprehensive detail of the building wise scope of work has already been provided in the Concept Note of the NIT. The preliminary estimated cost is considered on lump sum basis with due consideration of good engineering practices and experience. Therefore, the estimated cost is merely guide correlated on plinth area basis.	
Bidder 4				
Sl. No	NIT Clause No.	NIT Clause	Query & Clarification	NU Response
1	2.4.1	Contractors who fulfil the following requirements shall be eligible to apply. Joint ventures/Consortium and special purpose vehicles are not accepted. For this purpose, cost of work shall mean gross value of the completed work	We request that joint venture and consortium should be allowed. Allowing for JV and Consortium will allow for a wider participation from prospective bidders and more competitive bid	Joint Ventures/Consortium are not allowed. Since the NIT is based on CPWD guidelines for Tenders on EPC mode, hence NIT condition prevails.
2	2.4.2	Completed Three similar works each costing not less than Rs. 12.21 Crores OR completed Two similar works each costing not less than Rs. 18.32 Crores OR completed One similar work costing not less than Rs. 24.42 Crores during the last seven (7) years ending previous day of the last day of submission of Tender. For this purpose, cost of work shall mean gross value of the completed work. This should be certified by an officer not below the rank of Executive Engineer/Project Manager or equivalent	We request that the clause be amended as "Completed at least three similar works costing not less than a total of 24.42 Crore during the last seven (7) years ending previous day of the last day of submission of Tender. For this purpose, cost of work shall mean gross value of the completed work. This should be certified by an authorised signatory of the end user." Changing the qualification criteria will allow for greater participation resulting in a fair and competitive bid.	The format is as per the CPWD guidelines. NIT condition prevails
3	2.4.2	For the purpose of this clause, "similar work" shall mean "Interior works for Buildings like Offices/ Libraries/ IT Parks / Research and Development Centres / Universities / Colleges / Hospitals / Hotels including partition works involving (wood, Glass, and aluminium work), fabrication works, false ceiling work, etc. within a single campus under single contract in last seven years in India".	We request that the clause be amended to read as "For the purpose of this cause, "similar work shall mean Interior works for Buildings like Offices/Libraries/ IT Park / Research and Development Centres / Universities / Colleges / Hospitals/Hotels/etc, including partition works involving (wood, Glass, and aluminium work), furniture, fabrication works, false ceiling work, etc, in last seven years in India". " Changing the qualification criteria will allow for greater participation resulting in a fair and competitive bid.	The provision "within a single campus under single contract" cannot be modified from similar work keeping in view the quantum, time frame, sensitivity of work, etc. proposed to be executed in Nalanda University Campus. Hence NIT condition prevails.
4	2.4.3	The bidder should have had average annual financial turnover (gross) of Rs. 15.27 Crores in similar works during the immediate last five consecutive financial years balance sheets, ending 31st March 2021, duly audited by Chartered Accountant. Year in which no turnover is shown would also be considered for working out the average.	We request that the clause be amended to be read as "The bidder/Consortium partners/OEM should have had average annual financial turnover (gross) of Rs. 15.27 Crores in similar works during the immediate last five consecutive financial years balance sheets, ending 31st March 2021, duly audited by Chartered Accountant. Year in which no turnover is shown would also be considered for working out the average." Changing the qualification criteria will allow for greater participation resulting in a fair and competitive bid.	The NIT condition cannot be modified in view of the reply stated at Sl. No. 1 (NIT clause 2.4.1 above). Hence NIT condition prevails.
5	2.4.5	The bidder must furnish a solvency certificate (as per proforma under Form B) of value not less than Rs. 12.21 Crores certified by his bankers. Such certificate shall not be of a date, which is more than six months prior to the date of submission of tender. The Solvency Certificate issued by the Bank must be submitted in original along with the physical tender.	We request that the clause be amended to be read as "The bidder must furnish a solvency certificate/Credit facility (as per proforma under Form B) of value not less than Rs. 12.21 Crores certified by his bankers. Such certificate shall not be of a date, which is more than six months prior to the date of submission of tender. The Solvency Certificate issued by the Bank must be submitted in original along with the physical tender."	Solvency Certificate is mandatory as per CPWD guidelines. Therefore, NIT condition prevails.

6	2.14.6	The contractor whose bid is accepted will be required to furnish performance guarantee of 5% (Five Percent) of the bid amount within the period specified in Schedule F in the form of Demand Draft of any scheduled bank/ Pay order of any Scheduled Bank/Fixed Deposit Receipts or Guarantee Bonds of any Scheduled Bank in accordance with the prescribed form. In case the contractor fails to deposit the said performance guarantee within the period as indicated in tender, including the extended period if any, the contractor will be debarred from tendering in Nalanda University as per the undertaking submitted by the contractor,	<p>We request that the amount required for performance guarantee be reduced from 5% to 3%</p> <p>As per government of India memorandum no.-F.9/4/2020-PPD the performance guarantee has been reduced from 5-10% to 3% of contract value.</p>	The Performance Guarantee / Performance Security is reduced to 3% under OM No. F.9/4/2020-PPD dated 30.12.2021 issued by the DoE, Ministry of Finance, GoI, New Delhi. A corrigendum in this regard has been issued and uploaded relevant Tender section of the website.
7	2.36.2	Earnest Money Deposit (EMD) of Rs. 40.53 lakhs of which at least Rs. 20 lakhs shall be deposited in the form of Demand Draft in favour of Nalanda University payable at Rajgir, Bihar and the remaining in the form of a Bank Guarantee issued by a Scheduled Bank.	<p>We request that the requirement for Earnest Money be removed and instead "EMD Declaration letter" be submitted by interested bidders.</p> <p>As per government of India memorandum no. F.9/4/2020-PPD the Earnest Money required for tendering has been removed and in Lieu of EMD an "EMD Declaration letter is required</p>	The validity for exemption of earnest money issued by OM No. F.9/4/2020-PPD dated 12.11.2020 is valid up to 31.12.2021 only. Hence, NIT condition prevails.