

**CLAUSES OF CONTRACT**

**{TERMS, CONDITIONS, ELLIGIBILITY AND GUIDELINES}**

**NIT NO:-PH/EC/NIQ/NLCPR/10-11/08/**

**Date ...../2011**

**A. TERMS AND CONDITIONS**

- 1 Rates quoted shall be inclusive of all taxes like Income Tax, Forest Royalty, Mineral Royalty, Entry Tax, VAT and Cess, which will be directly deducted from the Bill (as applicable) as per the rate/percentage fixed by the Government from time to time. The contractor will have to submit an option for VAT deduction duly signed by the competent authority of the Tax Department and NOC from the Apex bank at the time of clearing Bill.
- 2 No extra payment shall be made for escalation of price. However competent authority may approve for escalation of price for major items but such escalation shall be subject to availability of fund against the scheme.
- 3 Quantities of Works in the Schedule of items can vary as per the actual requirements.
- 4 Procurement of quotation format or having experience or/ and bidding lowest amount are not only the sufficient ground for selection of the contractors for a particular item. The previous records (written or unwritten) of the contractor and his behaviour with any staff in APH & WCL or in other organisation shall also be a guiding factor for selection of the contractors/firms.
- 5 The black listed contractor/supplier of the state/central Government or Government undertaking Department, if it comes to the notice of the APH & WCL before opening of the tender shall be rejected summarily.
- 6 Time frame to complete the work will be 1 month (one month only)
- 7 If two or more tenderers quote the same percentage/rate for a work, then the decision of tender accepting authority shall be final and binding in all respects without any claim, what so ever, from/by the other tenderers.
- 9 The Contractor should produce attested copies of PAN Card and VAT Registration Certificates. The firm exempted from Income Tax shall produce attested copy of tax exemption certificate from the competent Income Tax authority.
- 10 At the event of a Contractor failing to supply materials within stipulated time in the work order, the Corporation reserves the right to cancel the supply order by giving one time notice. In such cases, all the liabilities to contractors such as EMD if any, shall be forfeited.
- 11 The Rate quoted should be rounded up to 2 (Two) decimal points.
- 12 The Tender /quotation Paper shall not be transferred / sold to any other person.
- 13 The Supply Order shall be issued item wise and the bidder will be selected for each item of supply as mentioned in NIT separately.
- 14 At the event of a cancellation of Supply Order, no part payment shall be made to the defaulting Supplier/Contractor. All liabilities due to Contractor shall stand forfeited or as may be decided by the Corporation. Balance work shall be awarded to any other suitable agency /contractor. Decision of the Corporation in this regard will be final.
- 15 Any dispute arising out of this tender, including interpretation of meanings, if any, shall have the jurisdiction within Board of Directors of the Arunachal Police Housing & Welfare Corporation Ltd.
- 16 The decision of the Corporation shall be final and binding.
- 17 Any correction by cutting/over writing etc. in the tender papers must be authenticated by initial/sign by the contractor failing which it will be summarily rejected.
- 18 In case of arithmetic mistake in totalling, the lower of the total calculated by the bidder and actual total calculated by the tender board shall be taken as final.
- 19 Any unsigned tender format shall be rejected.
- 20 No boarding/lodging facilities etc. and lunch shall be provided by the Corporation to bidders for attending such tender proceeding.
- 21 Earnest Money Deposit shall not be returned unless all materials are supplied in full quantity as per the specification and to the satisfaction of the site incharge Engineer.
- 22 Corporation reserves the right to cancel quotation at any time without assigning any reason.
- 23 If the date of opening of the quotation falls on holiday or in the event of unavoidable circumstances, the quotation shall be opened on next working day at the same time and same place.
- 24 The time and venue of the tender opening may be changed, if required, due to unavoidable administrative reasons, after notifying the same.
- 25 In the event of cancellation of contract vide section 10 above, the contractor has to pay the price escalation and cost differences caused owing to time gap and cost overrun for completion of balance supply.
- 26 The supplier has to produce test certificate from the manufacturer in regards of technical specification and makes.
- 27 Supply Order shall be placed in a phased manner as per the requirement and the rate shall valid till 31st March 2011.
- 28 Other terms and conditions of rate quotation not mentioned here, but promulgated by the Government or Act or law in the matter of labour, Royalty, Tax etc. shall be binding on the firm/contractor.

## **Guidelines for Submission of Tender:-**

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There shall be two envelope system 1st envelope marked "**Technical Bid**" shall contain all attested copy of documents related to **eligibility criteria** and the 2nd envelope marked "price bid" shall be as per the format supplied from the office of APH&WCL. Two envelope shall be sealed separately and tagged together. The contractor shall clearly mention the **name of bidder** on outside of the envelope and both the envelopes shall be tagged together and put into single tender box. Any deviation from the above shall be lead to rejection summarily. **(The contractor should note that the slot hole of the Tender Box is of the size of 30cmx2cm.)**

  
18/01/2011  
Managing Director  
APH&WCL