

Note

Sub:- Request for Amendment and Clarification Regards.

Ref:- E-mail of M/s BVG INDIA LTD. on dated 30.01.2023 and letter no. BVG/22-23/DFCC/01 dt. 30.01.2023.

In light of the above we have come across various deficiencies in current tender document which needs modifications and clarifications.

S. No.	Clause No	Tender Clause	Tender Description	Clarification Required by M/s BVG INDIA LTD.	Clarification of DFCCIL
1.		Qualifying Criteria	Please refer the qualifying criteria 15.1.1 wherein a note has been added under Technical Qualifying Criteria. "Note The similar nature of work is defined is Track maintenance Work in Indian Railway/Railway PSU's * To be read along with 15.9."	A) The Note is not only violative of open tender policy but Indian Railway GCC 2022. This note is also violative of Government of India DIPP Open tender Policy latest guidelines issued by the department of Promotion of Industry and Internal Trade, Ministry of Commerce and Industry on December 20, 2022, which highlighted some of the common examples of "restrictive and discriminatory" conditions. The clause has been inserted to restrict the number of companies in participating which have already done the track maintenance work in Private Domain including government domain. You are	The eligibility criteria of this contract is prepared on the basis of CCC April 2022 and all description regarding clarification of eligibility criteria is also mentioned in the clause no. 15.9 of General Instruction to Tenderer Chapter III Part - I of bid document. This is your necessary action please.

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				<p>requested to delete the note in order to make the tender open for participation for companies which have experience.</p> <p>B) The Note is also contrary to even works tender norms of DFCCIL.</p>	
2.		General Condition	<p>Please refer General condition of contract Period of completion is 24 months but Guarantee is to be given for 12 months only from the date of award of contract.</p>	<p>The Guarantee is running parallelly to the duration of the contract.</p>	<p>The completion period of the contract is 24 months and defect liability period is 12 month which is mentioned in the bid document. And performance guarantee shall be initially valid up to the stipulated date of completion plus 60 days beyond that. In case, the time for completion of work gets extended, the Contractor shall get the validity of P.G. extended to cover such extended time for completion of work plus 60 days</p>
3.		Working Condition		<p>Only two brands have been mentioned JCB/Hitachi/whereas there are many brands of excavators and shovels are present in the market, DFCCIL should mention the cubic capacity and the working conditions and let the bidder decide which excavator the Bidder/contractor brings.</p>	<p>Contractor can use any type of similar brand of machine which has fulfill the criteria of JCB/Hitachi for levelling and dressing ground/dismantling structures, Removal of jungle, clearing of earth, lowering high cess etc., alongside the track between up and down lines obstructing drainages of rain water, clearing of bushes obstructing visibility at curves</p>

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					and Level Crossings with all lead and lift etc. complete and as directed by the Engineer-in-charge. All labour, tools and plants consumables stores including supply of JCB/Hitachi or similar with crew to be provided by the contractor at his own cost.
4.	15.1.1	Qualifying Criteria	The subcontractor can be appointed even if the subcontractor has worked in private domain 32 B	(ii) Which is again contrary to its own note added in qualifying criteria under 15.1.1.	All clarification are mentioned in the bid document.
5.	4 (8)		Technical Condition DFCCIL is not assuring the traffic blocks under Technical conditions para 4 (8)	The same time refusing to pay for the engaged workers.	Already mentioned in the bid document "Traffic blocks required to carry out certain track works will be arranged by the DFCCIL. Actual availability of block vis-a vis those planned. The wastage of labour, if any, occurring on account of non-availability of block would not be paid for. No claims of such account shall be considered".
6.		Part B	Technical Condition Please refer Part B under Technical conditions refer clause (rr) "Item no. 141051: With Contractor's USFD machine CSM/DUO/3X Machine Related Works."	a) Please clarify whether the tamping is to be done by CSM/Doumatic/3 X machine. b) Under Whose scope these machine shall be deployed.	Not need to clarify. All description is laid down in the technical bid document and the CSM/Doumatic/3X machine shall be deployed by DFCCIL for this item.

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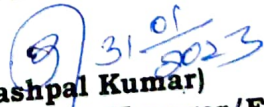
Clarification Required by M/s BVG INDIA LTD.	Clarification of DFCCIL
Apart from the above the following clarifications	
Please indicate the bill of quantity against each of the schedule item which has been envisaged.	The schedule bill of quantity already uploaded on IREPS website.
What is the total length of track to be maintained? It is 430 Km up and 430 down line or total 215K up and 215 down line?	The scope of work is already mentioned in subject work of the tender which includes all yards, loop lines, siding, link lines including point and crossings also and for better clarity inspect site.
What will be the Yard length and link line to be covered?	
How many point and crossing is to be covered?	
CIVIL	
Please let us know the Number of Station Building and Civil Structures, Residential and office Buildings?	Bidder suppose to inspect site and see all the details of work required before participating in bid and rate.
What shall be the area to be considered for housekeeping?	
No of major and Minor Buildings?	
Whether cost is to be considered for maintenance and cost of repair of these buildings. What rates under which schedule has been covered?	
Track	
Please indicate the number of Gluid Joints?	Bidder suppose to inspect site and see all the details of work required before participating in bid and rate.
No of Axle Counter SEJ's are there in the section?	
Number of Track circuit portion of the GFN Liners to replace due to breakage?	
Length of the Track circuit zone to be lined. As 10% liner to be requoped throughout the year.	
Past history of load or breach over the section prone to flood.	
Side, Long, Catch water drains at yards and cuttings.	
Lumber of L/C over the section or number of under pan in the section in case L/c over track is to be avoided.	

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No of Yards in the section.	<p>Bidder suppose to inspect site and see all the details of work required before participating in bid and rate.</p>
Length of Yards and Length of P/C and track length per yard.	
No of Bridges in the section with girder and without girder and what would be the length of each bridge?	
Numbers of Girder concrete or steel? What type of fittings on bridges? If concrete LWR/CWR with ballasted deck or any other item.	
Whether SEJ provide in approach of P/C, Bridges, L/c's to get obstruction on these assets. As these asset often obstruct the free movement of LWR and stress locked in approach.	
Section ballast depth?	
Bank and cutting length.	
Annual rail temperature in degrees.	
Annual Rain fall in mm.	
Length of single Rail Track, length of short weld panel/SWP, length of long weld rail, length of continuous weld rail, long run section points and crossings provided, crossover provided.	
What is nomenclature line 8.5 lin 12, lin 16 whether P&C confirmed by welding with LWR, CWR.	
Catch siding, Slip siding, M/C siding and no of loop line with length.	
Please indicate the rail temperature and rain fall data.	
Please indicate the flood prone area and the ground water level data.	
Additional small questions:	
Will we hire local workers on permanent basis or will they are allowed to work on a rotational basis?	<p style="text-align: right;">9/31/2022</p>
How is 430 km divided into sections? How many plots?	

How many workers are needed at each section, how many kilometers a track inspector should inspect per day?	Bidder suppose to inspect site and see all the details of work required before participating in bid and rate.
What is the frequency of rail diagnostics to be done by the flaw detection inspectors?	
Is the equipment for checking tracks provided by the customer or do we need to purchase it ourselves?	
What is the projection of joints need to be welded with aluminothermic welding?	
How many turnouts are located on a section of 430 km?	
Are there car entrances to work sites everywhere?	
Please confirm the track laid by DFCCIL has already been ultrasonically tested after it has been laid?	
Please extend the validity of the Tender by 15 days as the tender is devoid of many technical and commercial points which can have wider ramifications on commercial values to be offered by the bidders.	

This is for kind information and necessary action for all concerned bidder and same is being uploaded on IREPS.


 (Yashpal Kumar)
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 DFCCIL/DDU