



SEEPZ-SEZ AUTHORITY

[Rebidding using E- Procurement mode on Central Public Procurement Portal]

Minutes of the Pre-bid Meeting

for

**Engagement of Contractor for Removal and Disposal of Sludge from
Open & Closed Gutters, Sewerage/Drainage lines, Sewage
Treatment Plant (STP) and Septic tanks in SEEPZ-SEZ premises &
Residential Staff Quarters.**

Tender Ref. No.: SEEPZ SEZ/ESTATE/STP/50/2021-22

(Date of Issue): 28/10/2021

ISSUING AUTHORITY:

**Assistant Development Commissioner & Estate Manager,
SEEPZ- SEZ, Mumbai**

Postal Address: SEEPZ SEZ, MIDC Central Road,
Andheri East, Mumbai 400096.

E-Mail: dcseepz-mah@nic.in

Helpline No.: 022-28290856

Landline: 022-28294728/29

(From 9:30 A.M. to 6:00 P.M.)

Clarifications and Changes suggested after receiving the queries of the interested bidders:

Responses to Pre-Bid Queries					
Title : Engagement of Contractor for Removal and Disposal of Sludge from Open & Closed Gutters, Sewerage/Drainage lines, Sewage Treatment Plant (STP) and Septic tanks in SEEPZ-SEZ premises & Residential Staff Quarters.					
Tender Ref No : SEEPZ-SEZ/ESTATE/STP/50/2021-22					
Tender ID : 2021_SEEPZ_654871_1					
Sr. No.	Page No.	Clause No.	Description of Clause	Clarification Sought	Project's Response/ Clarifications
1			<p>Item Wise BOQ</p> <p>Quoted Rate in Words</p> <p>Average Rate cannot be lesser than Rs.38.06</p>	Is this minimum Average Rate includes all taxes (GST, TDS), Custom duty and other taxes. Please confirm the same. If yes, please inform type of taxes with %	Bidders are expected to quote their offered rates after considering all the applicable taxes, duties and other statutory liabilities. In other words, offered rate shall be exact rate payable by the service provider to the SEEPZ SEZ Authority. Since tax liabilities of service providers may vary based on their credentials such as their legal entity (firm / LLP / company, etc.), annual income, place of registration, etc, it is not possible for the SEEPZ SEZ Authority to advise on the same. Service provider shall be solely liable to ensure that all the applicable taxes, duties and other statutory liabilities are fulfilled while carrying out the services. The same is reflected under clauses ITB 12, 25(b), and GCC 1.7.
2	10	12	<p>Financial Quote</p> <p>The Bidder shall make its financial offer in INR only net of GST and all other taxes and duties payable on the services if the contract is awarded, as specified in the BDS</p>	Please confirm that rates must be quote purely per kg basis or with GST and all other taxes. Who will responsible to pay Custom duty ?	
3	15	25	<p>Evaluation of Bid</p> <p>The evaluation of financial bid will include and take into account all taxes and duties / GST payable on the services if the contract is awarded to the Bidder. The bidder to include all applicable taxes to the concerned government authority. SEEPZ SEZ Authority will not be liable to pay any amount in addition to the quoted amount towards</p>	<p>Previous all tenders have clause related to taxes as follows</p> <p>The sale proceed shall realized on the Gutter Waste will be treated as price inclusive of Custom Duty, however, excluding in respect of Gutter Waste of SEEPZ-SEZ Residential Complex</p> <p>Please confirm this clause will continue or there will be any changes.</p>	

			taxes. Financial bids shall be compared as stated in the BDS.		Please note that the rate shall be inclusive of custom duty i.e. the service provider need not pay any additional amount to the SEEPZ SEZ Authority towards custom duty.
4	28		<p>Schedule</p> <p>Daybasis Monthly Schedule given for all 7 Sectors including Septic Tank & STP</p>	<p>Schedule to work is given on Page No.28 to 31. For cleaning of Gutter Waste given time period monthly.</p> <p>1) Schedule to clean Septic Tank behind G & J-III, S2/ST1 situated at Sector-2 twice in a Year</p> <p>2) Schedule to clean STP components of S3/STP situated at Sector-3 & Septic Tank - 2 Nos. S3/ST A & B twice in a Year</p> <p>As above cleaning of Septic Tanks & STP given time period of twice in a year</p>	Please note that, as clearly stipulated under GCC clause 2.6.2, termination of contract by the service provider is only permissible in case of occurrence of one of the two situations mentioned under GCC 2.6.2 a) & b) viz. if the employer fails to clear payment dues within 45 days of written notice from the service provider or if there is a force majeure condition. In case the service provider fails to carry out necessary services within stipulated timeframe, the employer may invoke the provisions under GCC Clause 3.8 regarding Liquidated Damages and Lack of Performance Penalty. In case the issue is still not rectified by the service provider, the employer may forfeit bidder's performance security and may debar the bidder from participating in SEEPZ SEZ Authority's procurement processes in future.
5	42 & 43	2.6 2.6.1	<p>Termination</p> <p>By the Employer</p> <p>The Employer may terminate this Contract, by not less than thirty (30) days' written notice of termination to the Service Provider, to be given after the occurrence of any of the events specified in paragraphs (a) through (d) of this SubClause 2.6.1</p>	<p>As mentioned in Schedule above related to cleaning of Septic Tanks & STPs, if the successful bidder will start cleaning of septic tank immediately after awarding of contract on the basis of twice in a year and afterwards he will give such 30 day's notice. Then what action will be taken by the Authority? Because</p>	

		2.6.2	<p>By the Service Provider</p> <p>The Service Provider may terminate this Contract, by not less than thirty (30) days' written notice to the Employer, such notice to be given after the occurrence of any of the events specified in paragraphs (a) and (b) of this Sub-Clause 2.6.2:</p>	<p>as per this clause successful bidder can give notice. Authority must give minimum time period to run contract. Please confirm</p>	
6	37	4 Sr. No.3	<p>Bidder's Qualification Information</p> <p>Bidder must have an average annual turnover of at least Rs.50 Lakh during past 3 financial years (FY 2018-19, 19-20 & 20-21) of which turnover from services of similar nature should amount to at least Rs. 50 lakh during any one of the last 5 (five) financial years. Services of similar nature include removal of septic tank waste, STP sludge, Drain Cleaning, Garbage Disposal, Hazardous Waste disposal wherein the aspect of metal recovery (precious metals) is also incorporated</p>	<p>In this clause wrongly written 5 (Five) Years instead of 3 (Three) Years. Please verify it and do the necessary changes</p>	<p>Please note that the there are two sub-criteria in the quoted qualification criteria no. 3 viz. average annual turnover from past 3 years to assess bidder's overall financial capacity, and bidder's track record of carrying out similar services in past 5 years.</p> <p>The two sub-criteria are distinct and should not be confused as the restatement of the same criterion.</p> <p>Both sub-criteria have been carefully worded to encourage participation from all eligible bidders. Hence, average annual turnover of only past 3 years has been sought while bidders have been given an opportunity to cite turnover from similar services from any of the past 5 financial years.</p>

Sr. No.	Page No.	Clause No.	Description of Clause	Clarification Sought	Project's Response/ Clarifications
7			<p>Item Wise BOQ</p> <p>Quoted Rate in Words Average Rate cannot be lesser than Rs.38.06</p>	<p>Item Wise quoted rate is divided by 10 line Items for Average Rate. As this tender is called for 7 Sectors, to avoid misunderstanding it is required to take Average rate as total of all 10 line items dividing by 7 as discussed in Pre-Bid</p>	<p>Since there are 10 line items (including septic tanks) against which rates are to be quoted, the denominator of 10 is appropriate for calculating the average.</p> <p>It is hereby clarified that bidders need to quote rates for sector 2 & 3 excluding septic tanks contained in those sectors as there are separate line items for the septic tanks.</p>
8	18	ITB 12	<p>The financial offer shall comprise rates per kg for removal and disposal of various categories of sludge / waste as specified under the Activity Schedule, adhering to the specified contractual conditions and other legal obligations payable to the client.</p>	<p>Please confirm that rates must be quote purely per kg basis or with GST and all other taxes. Who will responsible to pay Custom duty ?</p>	<p>Bidders are expected to quote their offered rates after considering all the applicable taxes, duties and other statutory liabilities. In other words, offered rate shall be exact rate payable by the service provider to the SEEPZ SEZ Authority. Since tax liabilities of service providers may vary based on their credentials such as their legal entity (firm / LLP / company, etc.), annual income, place of registration, etc, it is not possible for the SEEPZ SEZ Authority to advise on the same. Service provider shall be solely liable to ensure that all the applicable taxes, duties and other statutory liabilities are fulfilled while carrying out the services. The same is reflected under clauses ITB 12, 25(b), and GCC 1.7. Please note that the rate shall be inclusive of custom duty i.e.</p>
			<p>No deductions from the offered rate shall be permissible later on account of any taxes or other charges.</p>	<p>The sale proceed shall realized on the Gutter Waste will be treated as price inclusive of Custom Duty, however, excluding in respect of Gutter Waste of SEEPZ-SEZ Residential Complex</p>	
			<p>The financial offer quoted by the bidder shall be fixed during the bidder's performance of the contract and shall not be subject to variation on any account.</p>	<p>If you will ask for additional GST, Custom duty, TCS and other taxes, then minimum rate of Rs.38.06 Per Kgs are too much higher. In this case, you have to revise this minimum rate also</p>	

					the service provider need not pay any additional amount to the SEEPZ SEZ Authority towards custom duty.
9	19	ITB 25 (b)	<p>The average of Per-Kg rates offered by the Bidders against different line items shall be considered for comparison and discovery of H1</p> <p>The average of Per-Kg rates shall not be lesser than Rs.38.06 which is the avrage of prices discovered in past 3 Contracts with similar scope of works</p>	<p>Kindly go through the complete details given in Sheet No.2 of past 3 Contracts.</p> <p>Authority has received highest revenue in 1st and 3rd contract. 2nd tender's contractor has given higher rate but not taken delivery of all types waste.</p> <p>If rates will higher, then contractor will remove selected waste only. So we suggest to fix bid price for a lump sum offer for Per annum by calculating all previously received contract value instead of Per KGs. It will give highest revenue to SEEPZ-SEZ Authority or remove Minimum base price from Item wise BOQ.</p> <p>Allow to put perfect amount in BOQ by viewing all expenditure etc.</p>	<p>Please refer to the clarification regarding payment of custom duty. The estimated rate of Rs. 38.02 is fixed by taking average of the last 3 contracts. Please note that bidders are required to quote rates against each line item separately. It is also clear from the payment terms that payments shall be deducted based on the area of cleaning, quantity of waste removed and rate quoted corresponding to the specific area. Further, the activity schedule clearly stipulates the scope of work in detail. In case of delays or failure in cleaning certain areas, the liquidated damages and lack of performance penalty clause under GCC 3.8 shall be invoked and corresponding deductions shall be made from the advance deposit of Rs.10 Lakh. Further, performance security may also be forfeited as stated in response no. 2 above.</p>

Sr. No.	Page No.	Clause No.	Description of Clause	Clarification Sought	Project's Response/ Clarifications
10	10	12	<p>Financial Quote</p> <p>The Bidder shall make its financial offer in INR only net of GST and all other taxes and</p> <p>duties payable on the services if the contract is awarded, as specified in the BDS</p>	<p>Please confirm that rates must be quoted purely per kg basis or with GST and all other taxes. Who will be responsible to pay Custom duty ?</p>	<p>Bidders are expected to quote their offered rates after considering all the applicable taxes, duties and other statutory liabilities. In other words, offered rate shall be exact rate payable by the service provider to the SEEPZ SEZ Authority. Since tax liabilities of service providers may vary based on their credentials such as their legal entity (firm / LLP / company, etc.), annual income, place of registration, etc, it is not possible for the SEEPZ SEZ Authority to advise on the same. Service provider shall be solely liable to ensure that all the applicable taxes, duties and other statutory liabilities are fulfilled while carrying out the services. The same is reflected under clauses ITB 12, 25(b), and GCC 1.7. Please note that the rate shall be inclusive of custom duty i.e. the service provider need not pay any additional amount to the SEEPZ SEZ Authority towards custom duty.</p>
11		4	<p>Bidder's Qualification Information</p>		<p>Please note that the there are two sub-criteria in the quoted qualification criteria no. 3 viz. average annual turnover from past 3 years to assess bidder's</p>

	37	Sr. No.3	<p>Bidder must have an average annual turnover of at least Rs.50 Lakh during past 3 financial years (FY 2018-19, 19-20 & 20-21) of which turnover from services of similar nature should amount to at least Rs. 50 lakh during any one of the last 5 (five) financial years. Services of similar nature include removal of septic tank waste, STP sludge, Drain Cleaning, Garbage Disposal, Hazardous Waste disposal wherein the aspect of metal recovery (precious metals) is also incorporated</p>	<p>In this clause wrongly written 5 (Five) Years instead of 3 (Three) Years. Please verify it and do the necessary changes</p>	<p>overall financial capacity, and bidder's track record of carrying out similar services in past 5 years.</p> <p>The two sub-criteria are distinct and should not be confused as the restatement of the same criterion.</p> <p>Both sub-criteria have been carefully worded to encourage participation from all eligible bidders. Hence, average annual turnover of only past 3 years has been sought while bidders have been given an opportunity to cite turnover from similar services from any of the past 5 financial years.</p>
--	----	-------------	--	--	--



(Raju Kumar)
ADC/Estate Manager
SEEPZ, SEZ