

Penalties:

A) Recovery due to shortfall in staff per Supervisor, Skilled / Un-skilled staff:

The staff should be available 24 hours X 7 days of the week. The contractor should ensure the availability of full strength gang every day. The deployed staff should give their attendance to the depot in-charge before leaving to work site. No staff should leave the work site without intimating the Railway's representatives. Failing to do so will be treated as absent.

In case of absentee of staff to the provided gang, the contractor should ensure the suitable replacement to make the full strength gang. If the contractor fails to provide the suitable replacement a penalty of Rs.20000/-per day of Supervisor and Rs.10000/- per day Skilled/Un-skilled staff to deducted from contractor's monthly bill.

B) Recovery Due To Poor Maintenance/Fail To Utilize Power Block/Poor Progress For Every Hour of Power Block Utilized/Bursting of Power Block:

If breakdown occurs due to poor maintenance, fail to utilize power block, poor progress for every hour of power block utilized, bursting of power block and proved in joint findings a penalty of Minimum Rs.10,00,00/- on flat rate basis per occasion to be imposed or penalty can be increased as per traffic detention.

The deficiency is not checked the equipment as per standard proforma enclosed with tender book OR not carried out the upto the satisfaction of railways work. Delay in the scheduled maintenance of equipments for more than a month will also call for a penalty of Rs.50000, per day after grace period of one month.

C) Recovery due to wrong operation of equipment:

On duty contractor personnel shall follow the instructions of Railways Supervisor on duty for the maintenance of 25kV OH equipment. If the contractor personnel performs any wrong operation of equipment, a penalty of Rs.10,000/- per occasion shall be imposed to the contractor if the train services are affected.

The cost of the damages/loss, if any, caused due to the negligence/fault of the contractor's personnel, to the Railway property shall be recovered from the contractor. The recovery shall be made inclusive of all contingencies by the Railways.

D) Recovery Due To Non-Returning of T&P supplied by Railways:

Any T&P items whether included in the list at Annexure-II or supplied by the Railways "over and above" to the quantities listed in Annexure –II of "Scope of the work and Special conditions"; if supplied by railway in Break downs, the contractor should be liable for safe return of the same. If the contractor fails to return such T&P items, the cost of such T&P will be recovered at the book rate or the market rate whichever is higher.

E) Recovery Due To fails to return un utilized Railway supply materials:

The material issued to the deployed staff for maintenance/replacement of existing OHE on day to day basis before leaving to the work site as per programme assigned by the depot in-charge, the unused materials and released materials should be handed over to the depot in-charge at depot premises after completion of day's work. If the contractor fails to return such materials, the cost of such materials will be recovered at the book rate or the market rate whichever is higher.

- F) Recovery due to Non Availability of vehicle or driver: If the regular vehicles not provided on any particular day due to any reason, alternate similar vehicle should be made available for movement, failing which proportionate rate will be deducted on pro-rata basis from the bill.
- G) At every site, supervisor with diploma /B.Tech should be available on site. If supervisor /Engineer is not available at site, then penalty of Rs 50,000 per day will be imposed for each site and work will be stopped immediately.
- H) Rs 50,000 per incident per Day will be imposed on firm if agency fails to do work as per instruction of concerned SSE for any work.
- I) Work will be required to be executed at multiple locations at same time and agency has to mobilize resource and tools and plant for work at multiple site at same time. If for any reason, agency fails to mobilize resource at multiple site seeking any reason, it will not be acceptable and penalty of Rs 1,00,000/- per day per site will be imposed on firm for it.
- J) The penalties as mentioned above may be imposed simultaneously.

Note:- The bidder has to submit the acceptance/acknowledge letter regarding above penalty clause as the penalties may be imposed and recover from running bill at any stage with approval of competent authority.