

SPECIAL CONDITIONS

I. WORK LOCATION DETAILS & SCOPE OF WORK FOR MAJOR ITEMS:

- a. In their own interest the tenderers or their representative should visit the site of work with the concerned SSE(Works) / ADEN and ascertain the nature of work, site conditions, availability of approach roads, availability of labours, water, electricity, land for labour camps etc.
- b. Locations of work :- JLN, BJA, DUA & JRO Under ADEN/LAR
MLS & URG Under ADEN/CNB

c. SCOPE OF WORK & THEIR LOCATION

1. Jhansi Division: Construction of Soak pits/RWH at JLN, BJA, DUA, JRO, MLS & URG under DEN/Central jurisdiction.
2. Tenderer must visit the site for planning of material transportation, resources mobilization and quote their rates accordingly.

Note:- The locations & scope of work mentioned here are defined but the final decision regarding the locations of work & scope of work shall be taken by Engineer-in-charge.

- d. Unless otherwise, specified the North Central Railway General conditions of contract as amended and or corrected from time to time and obtaining at the time of acceptance of the Tender and at the time of execution of the agreement shall be binding on the tenderer / contractor. In the event of any conflict or contradiction between the provisions of the conditions of the said General Conditions of contract and the special conditions, the special conditions shall prevail and the decision of Engineering In charge in this connection shall be final and binding on the contractor.

II. TECHNICAL SUPERVISION & SAFETY AT WORK SITE:

- a. The tenderer /contractor shall employ adequate number of authorized Technical Supervisors who are adequately qualified & well experienced in execution of Railway works to the satisfaction of the Engineer. If required these Supervisors will be given necessary counseling/instructions by the Engineer's representative on behalf of the Railway Administration for safety in execution of track contract works. Contractor will depute technically qualified person to represent him at site of work which will be authorized to sign the acknowledgement of instructions and orders given during course of work and inspection. The instructions acknowledged by the representative will be binding on contractor and no separate instructions will be given to contractor and in absence of such supervisor, no work will be allowed to progress. The technical supervisor so engaged by the contractor shall have to pass required medical examination and also safety tests. If in the opinion of Engineer representative contractor's supervisor is not fit to be in-charge of work, he should be forthwith replaced. In this matter decision of Engineer in charge will be final and binding on the contractor.

Contractor


DEN/C/JHS

As per clause 26A of GCC April 2022, each contractor shall employ qualified Graduate Engineers/Diploma Engineers at work sites as prescribed in the tender documents. Deployment of qualified Engineers at work sites by the Contractor: The contractor shall also employ qualified Graduate Engineer or qualified Diploma holder Engineer based on value of contract, as may be prescribed by the Ministry of Railways through separate instructions from time to time. (As per RB Letter No.2012/CE-I/CT/O/20 dt.10.05.2013). One qualified Graduate Engineer (Civil) when the cost of the work is Rs.200 lakhs and above. One qualified Diploma holder Engineer (Civil) when the cost of the work to be executed is more than Rs.25 Lakhs but less than Rs.200 Lakhs.

In case the contractor fails to employ the technical staff as aforesaid, he shall be liable to pay an amount of Rs.40,000 (Rupees Forty thousand) for each month or part thereof for the default in case of Graduate Engineer and Rs.25,000 (Rupees Twenty five thousand) for each month or part thereof for the default in case of Diploma holder (Engineer). It must be ensured that qualification possessed by the site engineers matches with the type of work to be executed. This aspect shall be checked by the field officials/officers before recommending the contractor's request to the Engineer-in-charge for approval. Site Engineer shall be permitted to work only after taking the approval of the Engineer-in-charge.

It is mandatory for the field officials/officers to ensure physical availability of the nominated site engineers throughout the course of the work to prevent engaging same site Engineer for multiple works by the contractor. Before passing each bill, it shall be ensured at the time of technical check that the field officer's certification is available in the M Book as per GCC and the bill passing authority shall cross verify this aspect while signing the bill.

- b. The contractor shall intimate in writing the names of his Tech. Supervisors to the Engineer of Rly. before starting of the work & their deployment will be subject to the approval & counseling by the Railway in safety matters.
- c. The acts of omission & commission by contractor's supervisors shall be considered as the omission & commission of the contractor.
- d. Barricading of works site if required, to ensure safety, shall be carried out by the contractor himself on his own expenses for which no additional payment shall be made.
- e. The Contractor will be required to take all necessary precautions and steps for proper and safe working. In case if it is noticed that due precautions and care is not being taken by the Contractor then Rly may take steps or action as considered necessary depending on the field condition and the cost for the same will be recovered from the contractor dues. For the first default by the contractor related to safety, penalty will be levied based on the quantum of failure decided by railway along with removal of site supervisor.
- f. In case an accident occurs at the work spot the finding of the enquiry committee set up by the Railway to investigate the case of the accident shall be final & binding on the contractor. In the event of the findings the contractor is held responsible for the accident the contract is liable to be terminated forthwith and pay damages accordingly.

Contractor


DEN/C/JNS

III. RATES & CONDITIONS FOR PAYMENTS:

- a. Unless otherwise specified, the rates of items inclusive of all lead, lift, loading, unloading, ascent, decent, lift, tools, plants, labours, materials, royalty, taxes, transport, crossing up railway lines.
- b. The contractor will keep site order book at site with all pages duly top initialed by ADEN in-charge of the work.
- c. Whenever successful contractor approaches Railway for releasing of Security Deposit after successful completion of the work, the contractor must submit no due & no claim statement on Rs. 100/- stamp paper duly mentioning all requisite details in stamp paper pertaining to the agreement.
- d. DOC/validity of completion period will be done on the basis of submission of updated Hindrance register signed by Railway supervisor (duly countersigned by ADEN) and contractor's supervisor.
- c. **Note:- The RWH system and plantation shall be maintained by the agency for one year period at its own cost.**

Contractor



DEN/CAHS