

SPECIAL CONDITIONS

1. No break-up rate will be accepted.
2. Rates inclusive of mobilization and demobilization at site of work.
3. Visit to the site of work by tenderer to acquaint himself with the actual site condition is a must and no extra claim on this ground shall be entertained.
4. All safety measure will be taken by contractor and no compensation towards any accident will be paid by Railway.
5. Quantities mentioned against the above items are approx. for the tender purpose only whereas payment will be made for actual work done.
6. The work should be done as per instructions of the Engineer at site or his representative.
7. The contract shall be governed by various provisions of E.Rly. Engg. Department Genl. Conditions of Contract, 2022 and IRUSS (Works and Materials-2010) together with upto date correction slips and all amendments thereof issued from time to time.
8. The contractor has to produce necessary test certificate for material supplied and the cost of any test / design mix to be borne by the contractor.
9. Maintenance period for this work shall be 0 months from the actual date of completion. Contractor will have to maintain the work done by him till the maintenance period is over. If any defect arise during this period, the Contractor has to rectify the same to the entire satisfaction of the Engineer Incharge. Otherwise, entire amount of Security Deposit will be forfeited.
10. The work shall have to be completed within 12 **(Twelve) Months** from the date of issue of acceptance letter.
11. In case of more than one L/1 bidders, tender may be awarded to tenderer having higher bid capacity. In case bid capacity is also the same, tenderer having done more value of similar work in last three previous financial years and the current financial year upto the date of opening of the tender, may be selected for the award. Instructions with respect to bid capacity will follow.
12. Eligibility of tenderers shall be decided solely on the basis of the documents submitted along with the tender offers and any subsequent document whatsoever submitted in this connection would not be given any cognizance on any account.
13. Condition of GST/2017 law

All bidders should ensure that they are GST compliant and their quoted tax structure/rates should be as per GST LAW. Regarding input tax credit for which following essential information is required to be submitted by the contractors -

- i) *Name and Address*
- ii) *GSTIN no.*
- iii) *HSN code (for goods or accounting code of service)*
- iv) *rate of tax (CGST, SGST, IGST, UTGST or CESS)*

*With regarding quoting GST rate every care is to be taken by contractor and supporting document/reference to the relevant clause of GST is to be mentioned. However, in case of any in correct information regarding rate, Railway's decision will be final.*

14. GST is applicable from 01.07.2017 and it shall be ensured that the contract is signed with the applicable rates as decided by Govt of India.
15.
  - i) Before submitting a tender, tenderer will be deemed to have satisfied himself by actual Inspection of the site and locality of the works, that all conditions liable to be encountered during the execution of the work are taken into account and that the rates he enters in the tender form are adequate and all inclusive to accord with the provision in Clause no.37 of the Standard General Conditions of Contract - 2014 for the completion of works to the entire satisfaction of the Railways.
  - ii) Tenderer will examine the various provisions of the central Goods and Service tax act/2017 (CGST)/Integrated Goods and Service Tax Act/2017 (IGST)/Union Territory Goods and Service Tax/2017 (UTGST)/Respective States "State Goods and Service Tax Act/2017 (SGST) also as notified by Central/State Govt. and as mentioned from time to time and applicable taxes before bidding. Tenderers will ensure that full benefits of Input Tax Credit (ITC) likely to be availed by them is duly considered while quoting rates.
  - iii) The successful tenderer who is liable to be registered under CGST/IGST/UTGST/SGST Act shall submit GSTIN along with other details required under CGST/IGST/UTGST/SGST Act to Railways immediately after the award of contract, without which no payment shall be released to the contractor. The contractor shall be responsible for deposition of applicable GST to the concerned authority.
  - iv) In case the successful tenderer is not liable to be registered under CGST/IGST/UTGST/SGST Act, the Railways shall deduct the applicable GST from his/their bills under reverse charge mechanism (RCM) and deposit the same to the concerned authority.
16. **Standard format of the Certificate to be submitted by the bidder is enclosed as Annexure IX.**
17. **Format of the Certificate to be submitted by the bidder duly signed and to be certified by Chartered Accountants is enclosed as Annexure 'XIV'. It is mandatory as per GCC-2022.**
18. Eligibility criteria for this tender – The similar work executed (as per para 17.1 of Chapter –I of INSTRUCTIONS TO TENDERERS for e-TENDER) – for this work should be **"Any Civil Engineering work comprising of earth work."**