

# Webel

West Bengal Electronics Industry Development Corporation Ltd. Webel Bhavan, Block-EP,  
Sector-V, Salt Lake, Kolkata – 700 091.

## NOTICE FOR INVITATION TO TENDER, GENERAL RULES AND GUIDANCE TO THE TENDERERS FOR e-TENDERING

West Bengal Electronics Industry Development Corporation Ltd. (Webel) invites online tenders from firms/contractors of repute in two bid system for the following work :

Notice Inviting e-Tender No. EC/ 07/ WECS/ Office modification/ 2022-23/ 045, dt 13.10.2022

NIT NO.	Name of work & Location	Estimated cost put to tender	Earnest money	Period of Completion	Last date & time of submission of tender	Last date & time of submission of Cost of tender Document	Time & date of opening of technical bid
As above	Modification of internal office areas at 1 <sup>st</sup> floor of WECS building	Rs. 14.99 lakh	Rs. 30000/- (Rupees thirty thousand only)	21 days	02.11.22 at 5:00 PM	02.11.22 at 5:00 PM	03.11.22 at 3:00 PM

### 1. TWO BID SYSTEM

This NIT is a Two Bid Tender, i) Technical & ii) Financial, both to be submitted concurrently in the portal. The Bidders who will be Technically pre-qualified in respect to Technical and Financial eligibility/capability criteria specified in the below mentioned subsequent clauses can only be permitted to participate in the Financial Bidding.

### 2. TENDER DOCUMENT

- In the event of e-Filing intending bidder may download the tender document from the website directly by the help of his Digital Signature Certificate & upload the same with other documents. The bidder shall pay an EMD of Rs. 30000/- (Rupees thirty thousand only) through Net banking or through RTGS /NEFT through the [https://wbtenders.gov.in //portal](https://wbtenders.gov.in//portal) as per G.O 3975-F(Y) dated 28th July, 2016 issued by Finance department Govt. of West Bengal . Necessary cost of tender documents (tender fees, non-refundable) of Rs. 500/- (Rupees five hundred only) has to be remitted through Net banking or through RTGS /NEFT through the <https://wbtenders.gov.in //portal> as per G.O 3975-F(Y) dated

28th July, 2016 issued by Finance department Govt. of West Bengal

- b. Where an individual person holds a digital signature certificate in his own name duly issued to him by the company or the firm of which he happens to be a director or partner, such individual person, either belonging to and appropriate cadre officer of the company or an authorized partner of a firm, having a registered power of attorney empowered by the Board or by the firm, shall invariably upload a copy of Registered power of attorney showing clear authorization in his favour, to upload such tender. The power of attorney shall have to be registered in accordance with the provisions of the Registration Act, 1908.
- c. Both Technical Bid and Financial Bid are to be submitted concurrently duly digitally signed in the website wbtenders.gov.in.
- d. Tender documents may be downloaded from website and submission of Technical Bid and Financial Bid will be done as per Time Schedule stated in Page – 3 of this Tender Document.
- e. The FINANCIAL OFFER of the prospective tenderer/Bidder will be considered only if the TECHNICAL BID of the tenderer is found qualified by the 'Tender Evaluation Committee' of WBEIDC. The decision of the 'Tender Evaluation Committee' will be final and absolute in this respect. The list of Qualified Bidders will be displayed in the website.

### **3. Eligibility criteria for participation in the tender**

#### **i) Credential:-**

- a) The prospective bidders shall have satisfactorily completed AS A PRIME AGENCY(NOT as member of joint venture or sub-contractor) during the last 5(five) years prior to the date of issue of this NIT at least one work of similar nature under the authority of State/Central Gov. State/Central Gov. undertaking, Statutory/Autonomous Bodies constituted under the statute of the Central / State Government/Reputed private organization and having a magnitude minimum of 40(Forty) percent (30% in case of 2nd Call, 20% in case of 3rd Call) of the of the Estimated amount put to tender of intended job.

or,

- b) The prospective bidders shall have satisfactorily completed AS A PRIME AGENCY(NOT as a member of joint venture or sub-contractor) during the last 5(five) years prior to the date of issue of this NIT at least two works of similar nature under the authority of State/Central Gov., State/Central Gov. undertaking, Statutory/Autonomous Bodies constituted under the statute of the Central / State Government/Reputed private organization and having a magnitude each of minimum value of 30(Thirty) percent (25% in case of 2nd Call) of the Estimated amount put to tender of intended job.

or,

- c) The prospective bidders should produce credential AS A PRIME AGENCY(NOT as a member of joint venture or sub-contractor) at least one single running work of similar nature which has been completed to the extent of 80% or more (75% in case of 2nd Call, 70% in case of 3rd Call) and value of which is not less than the value of 40%, 30% in case of 2nd Call, 20% in case of 3rd Call) of the estimated amount put to tender of intended job under the authority of State/Central Gov., State/Central Gov. undertaking, Statutory/Autonomous Bodies constituted under the statute of the Central /State Government/Reputed private organization. In the credential certificate it should be clearly stated that the work is in progress satisfactorily & also that no

penal action has been initiated against the executed agency.

N.B.: Estimated amount, Date of completion of project or percentage of physical progress of works for running works, Value of Work done, Salient feature & nature of the work executed is to be mentioned in the Credential Certificate. Payment Certificate will not be treated as Credential. Credential Certificate issued by the Executive Engineer or equivalent or competent authority of State/Central Gov., State/Central Gov. undertaking, Statutory/Autonomous Bodies constituted under the statute of the Central / State Government/ Reputed private organization will be taken as Credential.

ii) The prospective bidders will have in their full time engagement sufficient experienced technical personnel for the specific works they are bidding for, (Authenticated documents in respect of qualification and documents of appointment / engagement into the firm will have to be furnished for Technical-Evaluation). [Non Statutory Documents]

iii) PAN Card, valid Trade License, Professional Tax deposit Challan for the year 2018-2019, GST registration Certificate (GSTIN)-regular type, Income Tax return for the last 5 years etc. are to be accompanied with the Technical Bid document. [Non Statutory Documents]

iv) The prospective bidders or any of their constituent partner(s) should not have abandoned more than one work. Not more than one of their contracts should have been rescinded during the last 3 (three) years from the date of publishing of this NIT. Such abandonment or rescission will be considered as disqualification towards eligibility (a declaration in this respect through Affidavit will have to be furnished by the prospective bidders without which the technical bid will be treated as non-responsive. Neither prospective bidder nor any of constituent partner(s) should have been debarred to participate in tender(s) by the client during the last 5 (five) years prior to the date of this NIT. Such debarment will be considered as disqualification towards eligibility. (A declaration in this respect has to be furnished by the prospective bidders).

v) The Bidder's Net Worth for the last year calculated on the basis of capital, profit and free reserve available to the firm should be positive.

vi) In case of Proprietorship or Partnership Firms or Company the Tax Audited Report in 3CD/3CB Form supported with Income Tax return, Payment certificates/TDS certificates etc. are to be furnished along with balance sheet, trading account and profit & loss account and all schedules forming the part of Balance Sheet and Trading Account. Tax Audited report, Balance Sheet, Trading account and Profit & Loss Account including all schedules forming the part of Balance Sheet and Trading Account should be in favour of applicant. The Audited Report should contain the signature, name, address, contact no./email ID and membership no. of Chartered Accountant clearly. [Non Statutory Documents]

vii) The prospective bidders should own or arrange through lease hold agreement (as the case may be) the required plant and machineries of prescribed specifications. For both cases conclusive proof of ownership [such as Tax invoice, Way Bill, Delivery Challan, incorporation in the Balance Sheet as fixed asset etc. during the last 5(five) years] for each plant and machinery in working condition will have to be submitted. An affidavit of appropriate value duly notarized should be submitted mentioning Present location of installation of the said main Plant and machinery, as mentioned, in specified format, should also be enclosed. If the machineries is already engaged in the other works, then name of client along with his contact number and Email address should be furnished in the declaration by the intended tenderer duly countersigned by the client, with tentative date of release of such Plant and Machineries mentioning present location (working place) where the same are presently engaged. If necessary, authority/ tender evaluation committee may inspect Plant and Machineries physically or call for the original documents as proof of Ownership in favour of owner / lessor of the same. Plant & Machineries should be owned or arranged through lease hold agreement (wherever mentioned) by the Applicant. Scanned Copy of necessary lease deed should also be submitted. The lease agreement should contain name of the work of this NIT against which the machineries are leasing off. Old lease agreement for other works will not be acceptable. [Non Statutory Documents]

viii) Registered Unemployed Engineers' Co-operative Societies/ Unemployed Labour Co.-Op. Societies are required to furnish Certificate of Registration, Bye Laws, Tax Audit Report in 3CD/3CB Form supported with Income Tax return, Payment certificates/TDS certificates etc. along with balance sheet, trading account and profit & loss account, Registered Power of Attorney, Professional Tax deposit challan for the Financial Year 2018-19, PAN Card, valid Trade License, GST registration Certificate (GSTIN) along with other relevant supporting papers. [Non Statutory Documents]

ix) Joint Ventures will not be allowed for works up to 25.00 crores. For work more than 25.00 crores in case of a joint venture, Lead Member of such joint venture will be required to meet 60% of required Bid Capacity and each of the Joint Venture members will be required to meet at least 30% of requirement of BID Capacity. Bid Capacity of all the members in total should be at least 100% of required Bid Capacity.

x) A prospective bidder shall be allowed to participate in the particular Job either in the capacity of individual or as a partner of a firm. If found to have applied severally for a single job, all his applications will be rejected for that job, without assigning any reason thereof.

xi) A partnership firm will have to furnish the partnership deed duly registered or notarized and the company will have to furnish the Article of Association and Memorandum. [Non Statutory Documents] Where an individual person holds a digital certificate in his own name duly issued to him by the company or the firm of which he happens to be a director or partner, such individual person, either belonging to an appropriate cadre officer of the company or an authorized partner of a firm, having a registered power of attorney empowered by the Board or by the firm, shall invariably upload a copy of registered power of attorney showing clear authorization in his favour, to upload such tender. The power of attorney shall have to be registered in accordance with the provisions of the Registration Act.1908.

xii) Partnership Firm, Company Limited Firm, Private Company Limited Firm shall be registered by the respective competent authority from the Registrar of Firms, Society, Non-Trading Corporation, Registrar of Companies etc. & copy of Registration Certificate (with allotment of Registration No.) will have to be submitted, otherwise the Technical Bid will not be considered for qualification & Financial Bid shall not be opened [Non Statutory Documents].

#### ~~Xiii) Electrical Part (general clause)~~

~~a. The contractor should have valid Electrical contractor's license issued by the Licensing Board, Govt. of West Bengal / Director of Electricity of the concerned State Government. During execution of Electrical works, the contractor should have one full time engaged supervisor having S.C.C part no 1, 2, 3, 4, 5,7A, 10 & 11 issued by the Licensing Board, Govt. of West Bengal or having National Certificate of Supervisor.~~

~~b. The Contractor Should have credential in respect of similar nature of Electrical Work during the last 5(five) years prior to the date of issue of this NIT(i) at least one no. valuing 40% of the Electrical estimated amount put to tender or (ii) at least two works having a magnitude each of minimum value of 30% of the Electrical estimated amount put to tender or (iii) at least one single running work which has been completed to the extent of 80% or more and value of which is not less than the value of 40% of the Electrical estimated amount put to tender.~~

~~xiv) In case the intending bidder has no electrical papers of his own, the Civil contractor may be allowed to submit an agreement in non judicial stamp paper of requisite value with an electrical contractor for execution of the electrical components of the work. In that case, the electrical contractor will have to qualify for all requirements set forth in the NIT for electrical works i.e. 3(xiv, xv & xvi).~~

xv) Supervision of civil and electrical components of works will be carried out by concerned wings of the Department under the overall co-ordination of competent authority of Webel.

xvi) The prospective bidder, if awarded, shall establish field testing laboratory equipped with requisite instruments in conformity to relevant code of practice & as per specifications of Building works & Electrical works. Bidder shall engage technical staff according to the requirements of works to be executed.

xvii) The selected bidder, during execution of the job may not get a running payment unless the gross amount of running bill would reach 50(fifty) lakh or 30% of the tendered amount whichever is less. Provisions in Clause(s) 7, 8, & 9 contained in W.B. Form No. 2911 (ii) so far as they relate to quantum and frequencies of payment are to be treated as superseded.

xviii) GST, LEAVY, CESS, ROYALTY:

**Constructional Labour Welfare Cess @ 1(one) % of value of the works will be deducted from every Bill of the selected agency. Prevailing works contract GST for commercial project/building, Royalty & all other Statutory levy/ Cess will have to be borne by the contractor. Thus, the rate in the schedule of rates (BOQ) is inclusive of all the taxes including Labour Welfare Cess and works contract GST for commercial project/building.**

~~xxii) PBC & Additional Performance security:~~

Clause nos. 19 of GCC to be referred.

#### **4. PRICE ADJUSTMENT/PRICE PREFERENCE**

- a. No Adjustment of Price OR Price Escalation of any kind will be allowed. The bidder shall quote their rate accordingly considering that no escalation and/ or price-adjustment will be allowed by the department thereto under any circumstances.
  - b. No Mobilization Advance will be allowed
  - c. No Price preference will be allowed for the Work under this NIT.
5. Agencies shall have to arrange required land for installation of Plant & Machineries, (specified for each awarded work), storing of materials, labour shed, ~~laboratory~~ etc. At their own cost and responsibility nearest to the work site.

Contractors who fulfill the following requirements shall be eligible to apply.

The intending bidders should have satisfactorily completed the works as mentioned below during the last Five years ending last day of the month previous to the one in which the application are invited.

- a. Job credential as elaborated above.
- b. The value of executed works shall be brought to current costing level by enhancing the actual value of work at simple rate of 7% per annum; calculated from the date of completion to last date of receipt of applications for tenders.
- e. ~~Should have had average annual financial turnover as below:~~

~~For value put to tender more than 2 crores — 1 (one) time of the estimated cost put to tender rounded off to the next higher Rs 100 during the last three years ending 31st March 2021 (Scanned copy of Audited Balance Sheet to be uploaded) (NON STATUTORY)~~

~~For value put to tender equal to or less than 2 crores — 0.5 (zero point five) times of the estimated cost put to tender rounded off to the next higher Rs 100 during the last~~

~~three years ending 31st March 2021 (Scanned copy of Audited Balance Sheet to be uploaded) (NON-STATUTORY)~~

- ~~d. Should not have incurred any loss in more than two years during the last five years ending 31st March 2021~~
- e. The intending bidders should submit copy of valid trade license, GST (regular type), PAN, PF registration, ESI (undertaking to be provided wherever not applicable) along with others described above.

## 6. Date & Time Schedule

Sl. No.	Particulars	Date & Time
1	Date of uploading of N.I.T. & other Documents (online) (Publishing Date)	17.10.2022 at 5:00 pm
2	Documents download/sale start date (Online)	17.10.2022 at 5:30 pm
3	Documents download/sale end date (Online)	--
4	Pre Bid Meeting (Online)	--
5	Corrigendum, if any will be published (On Line)	21.10.2022 at 5:00 pm
6	Bid submission start date (On line)	22.10.2022 at 10:00 pm
7	Last Date of submission of EMD(Online)and Tender Fee(Online)	02.11.2022 at 5:00 pm
8	Bid Submission closing (On line)	02.11.2022 at 5:00 pm
9	Bid opening date for Technical Proposals (Online)	03.11.2022 at 3:00 pm
10	Date of uploading list for Technically Qualified Bidder (online)	Will be notified later
11	Date of uploading the final list of Technically Qualified Bidder (online) after disposal of appeals, if any.	Will be notified later
12	Date for opening of Financial Proposal (Online)	Will be notified later

## 7 FINANCIAL PROPOSAL

Price Bid as per format provided in the relevant section to be submitted in a separate envelope as mentioned in the tender document. Insertion of Price bid in Techno-Commercial proposal will summarily cancel the bid.

## 8 Amendment of Invitation

At any time 3 days prior to the deadline for submission of proposals, WBEIDC reserves the right to add / modify / delete any portion of this document by issuance of a Corrigendum, which would be published on the website and will also be made available to all the Bidders who have been issued the tender document. The Corrigendum shall be binding on all bidders and will form part of the bid documents (Techno Commercial as well as Price Bid).

- 9. The tender document consisting of plans, specifications, the schedule of quantities of various types of items to be executed and the set of terms and conditions of the contract to be complied with and other necessary documents can be seen and downloaded from relevant website.

10. The Bidder shall pay EMD of Rs. 30000/- (Rupees thirty thousand only) through net banking or through RTGS/NEFT in the portal of the website: <https://wbtenders.gov.in> as per G.O 3975-F(Y) dated 28th July 2016 issued by Finance Department, Govt. of West Bengal. For details regarding payment procedure & guideline on the same, bidders are advised to follow the mentioned order and portal  
Cost of tender documents (tender fees) of Rs. 500/- (Rupees five hundred only) has to be remitted through Net banking or through RTGS /NEFT through the <https://wbtenders.gov.in> //portal as per G.O 3975-F(Y) dated 28th July, 2016 issued by Finance department Govt. of West Bengal
11. The Technical bid shall be opened first on due date and time as mentioned above. The time and date of opening of financial bid of the tenderers qualifying the technical bid shall be communicated to them at a later date.
12. ~~Pre Tender conference shall be held at Webel Bhavan, Sector V, Salt Lake City, Kolkata — 700 091 as scheduled to clear the doubts of intending tenderers, if any.~~
13. The contractors should quote the rate in figures as well as in words. The amount for each item should be worked out and the requisite totals given.
14. The several documents forming the contract are to be taken mutually explanatory of one another, detailed drawing followed in preference to small scale drawing and figured dimensions in preference to scale and special conditions in preference to General conditions. In the case of discrepancy between the Schedule of Quantities, the Specifications and/or drawings, the following order of preference shall be observed :
  - i) Description of Schedule of Quantities.
  - ii) Particular Specification and Special Conditions, if any.
  - iii) Drawings, if any
  - iv) Technical Specifications
  - v) Indian Standard Specification of B.I.S.
15. Canvassing in connection with tenders is strictly prohibited and the tenders submitted by the contractors who resort to canvassing will be liable to rejection.
16. All rates shall be quoted on the proper form of the tender alone.
17. An item rate tender containing percentage below/above will be summarily rejected. However, where a tenderer voluntarily offers a rebate on total price as quoted within a stipulated period in Cover-I, this may be considered.
18. On acceptance of the tender, the name of the accredited representative(s) of the contractor who would be responsible for taking instructions from the Owner shall be communicated to the Owner.
19. **The WEBEL does not bind it-self to accept the lowest or any tender and reserves to itself the right of accepting the whole or any part of the tender and the tenderer shall be bound to perform the same at the rate quoted.**
20. GST, Cess for welfare of construction labour, GST on material or labour or on finished works payable to any statutory authority, all incidental expenditure incurred on any work in respect of this contract shall be payable by the contractor and the WEBEL will not entertain any claim whatsoever in this respect i.e. all rates should be inclusive of relevant tax and outgoings as mentioned above.
21. The contractor shall give a list of his relatives working with the WEBEL along with their designations and addresses.

22. The tender for works shall remain open for acceptance for a period of 180 days from the date of opening of tenders. If any tenderer withdraws his tender before the said period, then the WEBEL shall be at liberty to forfeit Earnest Money paid along with the tender.
23. It will be obligatory on the part of the tenderer to tender and sign the tender documents for all the component parts and that, after the work is awarded, he will have to enter into an agreement for each component with the competent authority in the WEBEL.
24. The award of contract will be made in writing to the successful tenderer/s by West Bengal Electronics Industry Development Corporation Ltd.
25. List of Documents to be scanned and uploaded within the period of tender submission:
  - a) ~~Demand Draft/Pay Order or Banker's Cheque of any Schedule Bank against EMD.~~
  - b) ~~Demand Draft/Pay Order or Banker's Cheque of any Schedule Bank towards cost of Tender Document.~~
  - c) Certificates of Work Experience.
  - d) Article of agreement of the firm, Certificate of incorporation, Partnership Deed as applicable.
  - e) ~~Audited Balance Sheet.~~
  - f) PAN, PF Registration, ESI
  - g) Certificate of Registration for GST.

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The Managing Director  
WEBEL  
WEBEL Bhawan  
Block-EP & GP, Sector-V  
Salt Lake City, Kolkata 700 091.

## **SECTION – A INSTRUCTION TO BIDDERS**

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### **General guidance for e Tendering :**

Instructions / Guidelines for electronic submission of the tenders have been annexed for assisting the Bidders to participate in e-Tendering

**i) Registration of Bidder :**

Any Bidder willing to take part in the process of e-Tendering will have to be enrolled & registered with the Government e-Procurement System, through logging on to [wbtenders.gov.in](http://wbtenders.gov.in) (the web portal of Public Works Department) the Bidder is to click on the link for e-Tendering site as given on the web portal.

**ii) Digital Signature Certificate (DSC) :**

Each Bidder is required to obtain a Class-II or Class-III Digital Signature Certificate (DSC) for submission of tenders from the approved service provider of the National Informatics Centre (NIC) on payment of requisite amount. Details are available at the Web Site stated in Clause A.1. above. DSC is given as a USB e-Token.

iii) The Bidder can search & download NIT & Tender Document(s) electronically from computer once he logs on to the website mentioned in Clause A.1. using the Digital Signature Certificate. This is the only mode of collection of Tender Documents.

**iv) Submission of Tenders :**

Tenders are to be submitted through online to the website stated in Clause A.(i). in two folders at a time for each work, one in Technical Proposal & the other is Financial Proposal before the prescribed date & time using the Digital Signature Certificate (DSC). The documents are to be uploaded virus scanned copy duly Digitally Signed. The documents will get encrypted (transformed into non readable formats).

### **Technical Proposal :**

The technical proposal should contain scanned copies of the following in two covers (folders).

**a) Statutory Cover Containing the following documents :**

**1) Technical Document**

◆ Scanned copy / Screenshot of the receipt of online submission of Tender Cost and EMD through Net banking or through RTGS /NEFT in the portal of the website: <https://wbtenders.gov.in>

**2. Tender Document**

◆ NIT, TECHNICAL SPECIFICATION, GENERAL TERMS AND CONDITION & SPECIAL TERMS & CONDITIONS to be Uploaded Digitally Signed (Do not fill the details)

**b) Non-statutory cover containing the following documents :**

i) PAN, ESI, PF registration, GST Registration

ii) Registration Certificate under Company Act (if any).

iii) Registered Deed of partnership Firm/ Article of Association & Memorandum.

- iv) Power of Attorney (For Partnership Firm / Private Limited Company, if any).
- v) Audited Balance Sheet & Profit & Loss A/c. for the last 3 (three) years.

N B : Failure of submission of any of the above mentioned documents as stated in Sl. No. A.5.(a). and Sl. No. A.5.(b). will render the tenderer liable to be rejected for both statutory & non statutory cover

**THE ABOVE STATED NON-STATUTORY/TECHNICAL DOCUMENTS SHOULD BE ARRANGED IN THE FOLLOWING MANNER**

Click the check boxes beside the necessary documents in the My Document list and then click the tab “Submit Non Statutory Documents’ to send the selected documents to Non-Statutory folder.

Next Click the tab “Click to Encrypt and upload” and then click the “Technical” Folder to upload the Technical Documents.

Sl No.	Category Name	Sub-Category Description	Detail(s)
A.	Certificate(s)	Certificate(s)	– GST,PAN, ESI, PF registration
B.	Company Detail (s)	Company Details	<ul style="list-style-type: none"> <li>– Proprietorship Firm (Trade License)</li> <li>– Partnership Firm (Partnership Deed, Trade License)</li> <li>– Ltd. Company (Incorporation Certificate, Trade License)</li> <li>– Society (Society Registration Copy, Trade License, Power of Attorney.</li> </ul>
C.	Credential	Credential – 1 Credential – 2	<ul style="list-style-type: none"> <li>– Refer to the eligibility criteria</li> <li>– The value of executed works shall be brought to current costing level by enhancing the actual value of work at simple rate of 7% per annum; calculated from the date of completion to last date of receipt of applications for tenders.</li> </ul>
D.	Financial Info	P/L & Balance Sheet	P/L & BALANCE SHEET 2020-21, 2019-20, 2018-19

**c) Financial proposal**

- i) The financial proposal should contain the following documents in one cover (folder) i.e. Bill of quantities (BOQ) the contractor is to quote the rate online through computer in the space Marked for quoting rate in the BOQ.

The FORM OF TENDER as per annexed format is to be filled up under letter-head and uploaded by the Tenderer in cover-2

**FORM OF TENDER (To be filled up in letter-head, scanned and uploaded by the Tenderer in cover-2)**

The Managing Director  
WEBEL  
WEBEL Bhawan  
Block-EP & GP, Sector-V  
Salt Lake City,  
Kolkata 700 091

Dear Sir/ Madam :

**Re:** Modification of internal office areas at 1<sup>st</sup> floor of WECS building

1. I/We refer to the tender notice issued for the aforementioned work in connection with the above.
2. I/We do hereby offer to perform, provide, execute, complete and maintain the works in conformity with the Working Drawings, Conditions of Contract, Technical Specifications, Schedule of quantities for the sum of Rs..... at the respective rates quoted in the Bill of quantities.
3. I/We have satisfied myself/ourselves as to the site conditions, examined the drawings and all aspects of the tender conditions, subject to above, I/We do hereby agree, should this tender be accepted in whole or in part, to :
  - a) Abide by and fulfil all the terms and provisions of the said conditions annexed hereto.
  - b) Complete the works within \_\_\_\_\_, as per the work programme enclosed with the tender in two or three shifts if considered necessary by the Owner at no extra cost to the Owner.
4. I/We have prepared the earnest money of Rs. 30000/- ( Rupees thirty thousand only) through Net banking or through RTGS /NEFT through the <https://wbtenders.gov.in> /portal as per G.O 3975-F(Y) dated 28th July, 2016 issued by Finance department Govt. of West Bengal . I/We also note that such EMD will not bear any interest and is liable for forfeiture :
  - i) If we withdraw offer within the validity period of acceptance.  
Or
  - ii) If the Contract is not executed within 21 days from the date of receipt of the letter of acceptance.  
Or
  - iii) If the work is not commenced within 14 days after issue of Letter of Intent/Letter of Acceptance/ work order
5. I/We understand that you are not bound to accept the lowest or any tender you receive.
6. Name of Partners/Directors of our Firm :
  - i)
  - ii)
  - iii)

iv)

Yours faithfully,

Signature \_\_\_\_\_

Name of Partner/Director of the firm authorised to sign or Name of person having power of attorney to sign the contract. (Certified true copy of power of attorney should be attached)

Designation \_\_\_\_\_

Tel No. \_\_\_\_\_

Fax No. \_\_\_\_\_

Mob No. \_\_\_\_\_

E-mail \_\_\_\_\_

Signature and address of Witness

a) Signature \_\_\_\_\_

Name \_\_\_\_\_

Address \_\_\_\_\_

b) Signature \_\_\_\_\_

Name \_\_\_\_\_

Address \_\_\_\_\_

**ARTICLES OF AGREEMENT  
(ON NON-JUDICIAL STAMP PAPER OF RS.100.00)**

ARTICLES OF AGREEMENT made this .....day of ....., Two thousand .....between West Bengal Electronics Industry Development Corporation Ltd. (WEBEL) having its office at WEBEL Bhavan, Block – EP & GP, Sector – V, Salt Lake, Kolkata 700 091 and any other places (hereinafter referred to as “the OWNER”) which expression shall include its successor or successors and assigns) of the ONE PART through the authorized officer.

AND

M/s. \_\_\_\_\_ having its registered office at \_\_\_\_\_ (thereinafter referred to as the ‘CONTRACTOR’) of the OTHER PART. M/s. \_\_\_\_\_ having its registered office at \_\_\_\_\_ (hereinafter referred to as ‘CONTRACTOR’) of the OTHER PART.

WHEREAS the Owner is desirous for Modification of internal office areas at 1<sup>st</sup> floor of WECS building, and for the purpose issued Letter of Intent Vide No \_\_\_\_\_ dated \_\_\_\_\_ CONTRACTOR M/s. \_\_\_\_\_ (hereinafter called the ‘Works’).

AND WHEREAS the Owner in order to effectively carry out the said waterproofing work at roof of WEOL building, engaged \_\_\_\_\_ (hereinafter referred to as “THE ARCHITECT / CONSULTANTS”) to prepare plans, drawings and specifications description of work to be executed for construction of the said works of the project and to assist WEBEL in relevant technical matters.

AND WHEREAS, the contractor has deposited “Performance Guarantee” Bond, for Rs. \_\_\_\_\_ (Rupees \_\_\_\_\_ only) in the form of Bank Guarantee vide No \_\_\_\_\_ dated \_\_\_\_\_ on \_\_\_\_\_. After due performance or completion of the work in all respect, the “Performance Guarantee” will be returned to the Contractor.

AND WHEREAS the drawings inclusive of the specifications, priced schedule of quantities, conditions of contract and special conditions (hereinafter collectively referred to as the said condition) have been signed by the parties hereto and the contractor has agreed to execute the works upon and subject to the said conditions.

**NOW IT IS HEREBY AGREED AS FOLLOWS:**

1. In consideration of the payments to be made to the contractor as hereinafter provided the contractor shall upon and subject to the said considerations execute and complete the works shown upon the said drawings etc. and such further detailed drawings as may be furnished to the contractor by the said owner as described in the said specifications and in accordance with the said priced schedule of quantities enclosed with the agreement.
2. The Owner will pay to the Contractor the sum of Rs \_\_\_\_\_(Rupees \_\_\_\_\_ only) (hereinafter called the contract sum) or such other sum as shall become payable hereunder at the times and in the manner specified in the said conditions. However, the actual sum will be paid on the actual value of work done in conformity to tender conditions and Bill of Quantities, irrespective of the contract sum.
3. The drawings, agreement and conditions of contract mentioned above shall form the basis of this contract and all disputes to be decided in the manner prescribed in the conditions attached hereto.
4. The said contract comprises Waterproofing work at roof of WEOL building, as per Work Order issued \_\_\_\_\_ by \_\_\_\_\_ the \_\_\_\_\_ Owner \_\_\_\_\_ vide \_\_\_\_\_ dated \_\_\_\_\_ respectively as above mentioned, and all associated works connected therewith within the same site as may be ordered to be done from time to time by the said Owner even though said works may not be shown on the drawings or described in the said specifications or the priced schedule of quantities.
5. Notwithstanding what are stated in the special condition, conditions of contract and herein before stated the Owner reserves the right to alter the drawings and the work and of adding to or omitting any items of works from or of having portions of the same carried out departmentally or otherwise and such alterations or variations shall be carried out without prejudice to this contract all in interest of work.

6. The said conditions shall be read and be treated as forming part of this agreement and the parties hereto will respectively be bound thereby and to abide by and submit themselves to the conditions and stipulations and perform the same on their parts to be respectively observed and preferred.
  
7. Any dispute arising under this agreement shall be referred to the arbitration to a sole arbitrator appointed with consent of the Owner and the contractor as indicated in the Article of the general conditions. The award of the arbitrator shall be final and binding on both parties.
  
8. The following document shall also form a part of the Agreement :-
  - a) Contract Document – consisting of N.I.T, Instruction to the Tenderers, Form of Tender, Articles of Agreement, General Conditions of Contract, Technical Specification and Schedule of Quantities.
  
  - b) LOI No. \_\_\_\_\_  
 \_\_\_\_\_ dated \_\_\_\_\_.
  
  - c) Work Order No. \_\_\_\_\_  
 \_\_\_\_\_ dated \_\_\_\_\_.

IN WITNESS WHEREOF, the parties hereto have executed these presents the day and year first hereinabove written.

WITNESS

EXECUTANTS

1. Name :  
Address :

1. OWNER  
(Name )  
Official Seal

2. Name :  
Address :

2. CONTRACTOR  
(Name )  
Official Seal