

ईस्टर्न कोलफील्ड्स लिमिटेड

अध्यक्ष-सह-प्रबंध निदेशक का कार्यालय

सांकतोड़िया, पत्रालय- डिसेरगढ़,

जिला- बर्दमान, पश्चिम बंगाल-713333

सिविल अभियांत्रिक विभाग

सी.आइ.एन-U10101WB1975GOI030295

वेबसाइट – www.easterncoal.gov.in

**EASTERN COALFIELDS LIMITED**

Office of the Chairman-cum-Managing Director

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Civil Engineering Department

CIN-U10101WB1975GOI030295

Website – www.easterncoal.gov.in

Ref No: ECL/HQ/GM(Civil)/ 32A/511

Date: 22.08.2020

OFFICE ORDER**Sub:- System Improvement for deposition of Performance Security Deposit (PSD) and Additional Performance security deposit (APSD)**

The existing clause no. 4.07.2 of MCEW-2015/NIT as per amended MCEW dated 15.06.2020 relating to Performance Security deposit and Additional Performance security deposit is altered/ revised as part of system improvement for Works contract for Civil Engg. Deptt. and incorporated in standard NIT of Works contract, with the approval of competent authority.

The altered/ revised provision is as under:

Existing Provisions of MCEW-2015/NIT	Proposed Provisions
<p>Clause No 4.07.2 Performance Security and Additional Performance Security Performance Security should be 5% of contract amount and should be submitted within 21 days of issuance of LOA by the successful bidder. Failure of the successful bidder to comply with the requirement as above shall constitute sufficient ground for cancellation of the award of work and forfeiture of the bid security/ earnest money. In addition to the above penal measures, the bidder will not be allowed to participate in the re-tendering process and may also be debarred from participating in future tenders in the subsidiary for a minimum period of twelve (12) months.</p>	<p>The successful bidder shall have to deposit the performance security deposit, Additional performance security deposit within 21 days from the date of issue of LOA/ work order. Extension of time for submission of PSD & APSD beyond 21 days and up to 60 days from the date of issue of LOA/ work order may be given by the authority, who is competent to sign the agreement. In case of Non-submission of PSD/APSD by the contractor within 21 days from the date of issue of LOA/ work order, a penal interest @ 12% p.a. of PSD and APSD value shall be charged from the contractor from 22nd day after the issue of LOA/ work order, and up to 60 days subject to the minimum penal interest @ 0.5% of PSD & APSD amount, shall be taken from the successful bidders. The amount of such penal interest shall be deducted from the first R/A bill of the bidder, and the same will be non-refundable. If the contractor fails to submit the requisite deposit even up to 60 days, the contract is</p>
<p>Clause No 4.06.2 Forfeiture of Earnest Money In cases where the tenderer fails to submit performance security or to commence the work and continue, within one month of award of the work (where working site is available) or within</p>	

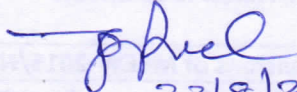
one month of handing over site, whichever is later, the Earnest Money shall be forfeited to the company

In case of forfeiture of earnest money due to failure of the tenderer to commence the work within one month of award of work or one month after handing over of site, whichever is later, the bidder shall not be allowed to participate in the re-tendering process. In addition the bidder may be debarred for a minimum period of 12 (twelve) months for participating in future tenders with the subsidiary

liable to be terminated with forfeiture of EMD and the company ECL shall ban such defaulting contractors from participating in future tenders in ECL for a minimum of 12 months period. Also, the failed contractor will be debarred from participating in re-tendering for the work.

The above changes in the respective clause has been incorporated in all the 03(three) types of standard NITs for e-tendering and will also be applicable for manual tenders having value up to Rs. 02.00 Lakhs. The Standard NITs incorporating the above changes has been communicated to all the Areas/Units through e-procurement cell.
The Change is being implemented with immediate effect.

Yours Faithfully


22/8/2020
Dy. General Manager (Civil)/HOD, ECL HQ

Distribution:-

- 1) CVO, ECL.
- 2) D(T), P&P, ECL.
- 3) D(T), OP, ECL.
- 4) D(P), ECL.
- 5) D(F), ECL.
- 6) GM (T&MS) / TS to CMD, ECL.
- 7) GM (Vig.), ECL.
- 8) GM (F)/ IC, ECL.
- 9) GM (E&M), HOD, ECL.
- 10) GM (Systems), ECL HQ
- 11) Nodal Officer, E-Procurement Cell, ECL.
- 12) All Area GMs- With request for immediate implementation.
- 13) All AE (C), ECL- With request for immediate implementation.