

FMD/GM (Offg.)/ 114 /12

Date: 18th Feb. 12

CLARIFICATIONS No. 1 to HAL Works Manual 2011

Management Committee in its 243rd Meeting held on 18th Nov. 2011, approved Works Manual and subsequently same was loaded on HAL website and sent to all Divisions vide letter No. FMD/GM (Offg.)/102/12, dated 19.01.12.


Divisions have sought following clarifications on the clauses incorporated in the Works Manual and the undersigned has been empowered to provide clarifications on the same as per Chapter -22 Clause No. 22 b. Accordingly, the clarifications are as under:

| Sl. No | Chapter No | Clause No. | Existing | Clarified as |
|--------|------------|------------|--|--|
| 1. | 4 | 4.4.2 (i) | Rate structure derived from past – executed works on Pre – Engineered or special material Concept in division or other divisions of HAL. | Rate structure derived from past – executed works on Pre – Engineered or special material Concept in division. |
| 2. | 5 | 5.2.2 a) |The selection of tenderers should be made based on Bid Capacity , past experience and whose capabilities are well established and authenticated by the initiator / User in concurrence with the committee as under. |The selection of tenderers should be made based on average turnover , past experience as per PQ criteria and whose capabilities are well established and authenticated by the initiator / User in concurrence with the committee as under. However, Bid Capacity should be assessed for the works costing Rs. 100 lakhs and above. |
| 3. | 6 | 6.1.1 |These contracts may be concluded either by TWO / THREE bid system or SINGLE bid system depending on the nature of work. However, the works costing more than Rs. 50.00 Lakhs (approx. estimated amount put to tender to be considered) invariably shall be invited in TWO Bid system. |These contracts may be concluded either by TWO / THREE bid system or SINGLE bid system depending on the nature of work. However, the works costing more than Rs. 50.00 Lakhs (approx. estimated amount put to tender to be considered) invariably shall be invited in TWO Bid system. However, if it is e-tender, then works costing more than Rs. 10.00 lakhs shall be invited in two bid system. |

| Sl. No | Chapter No. | Clause No. | Existing | Clarified as |
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| 4. | 7 | 7.4.1 (b) | Advertisement will be released in three English newspapers, one Regional language and one Hindi newspaper for the works costing more than Rs. 100 lakhs. Advertisement will be released in Two English newspaper along with one local newspaper in regional language for the works costing less than Rs. 100.00 Lakhs. However, additional newspapers if required may be considered with the approval of divisional head. | Advertisement will be released in three English newspapers, one Regional language and one Hindi newspaper on all-India basis for the works costing more than Rs. 100 lakhs. Advertisement will be released in Two English newspaper along with one local newspaper in regional language for the works costing less than Rs. 100.00 Lakhs including Service works costing more than Rs. 50 Lakhs and above. However, additional newspapers if required may be considered with the approval of divisional head. |
| 5. | 7 | 7.4.3.1 (f) Note: (2) | In case of experience certificate obtained from Reputed organizations , the same shall be supported with TDS certificate, by the contractor in order to avoid fraudulent cases. | In case of experience certificate obtained from Reputed Private organizations , the same shall be supported with TDS certificate, by the contractor in order to avoid fraudulent cases. |
| 6. | 7 | 7.4.4 a) | All works costing Rs. 50.00 Lakhs and above | All works costing Rs. 50.00 Lakhs and above except e-tendering mode in which – works costing more than Rs.10.00Lakhs shall be Two Bid System |
| 7. | 7 | 7.4.6 (b) |However, e-tender notice for the works costing more than Rs.10.00 Lakhs (actual estimated amount to be considered) shall be released in News Papers through system prevalent in HAL. |However, e-tender notice for the works costing more than Rs. 10.00 Lakhs (actual estimated amount to be considered) shall be released on website as per the system prevalent in HAL. Press Advertisement may be released for the works costing more than Rs. 50 lakhs |
| 8. | 7 | 7.4.7 h |The full Tender document shall be uploaded in HAL website and Technical Bids received from the agencies shall be scrutinized for essential / eligibility criteria mentioned in Tender Notice by screening committee indicated in 8.1.1. After scrutiny the committee will put-up to Head of Division through associated finance for opening of price bid as indicated in para 8.1.3 Further, the Price Bid shall be processed for award of work to CFA as per DOP. | The full Tender document shall be uploaded on e-portal of HAL website and Technical Bids received from the agencies shall be scrutinized for essential / eligibility criteria mentioned in Tender Notice by screening committee indicated in 8.1.1. After scrutiny the committee will put-up to Head of Division through associated finance for opening of price bid as indicated in para 8.1.3 Further, the Price Bid shall be processed for award of work to CFA as per DOP. |

| Sl. No | Chapter No. | Clause No. | Existing | Clarified as |
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| 9. | 12 | 12.2.1 | In case the lowest offer is found to be higher than the approved estimate, value of work shall be computed with respect to prevailing market rates for 90% of the amount tendered , to ascertain price reasonability of the lowest offer before acceptance of the same. Market Rate analysis shall be done before opening of price bids. | In case the lowest offer is found to be higher than the approved estimate, value of work shall be computed with respect to prevailing market rates which was worked out prior to opening of the bids up to 90% of the amount tendered , to ascertain price reasonability of the lowest offer before acceptance of the same. Market Rate analysis shall be done before opening of price bids. |
| 10 | 16 | 16.4.4 |The balance 25% will be released on approval of the Final Deviation Order with finance concurrence. |The balance 25% will be released on approval of the Deviation Order with finance concurrence. |
| 11 | 16 | 16.5.1 | Where the contractor is not in a position to prepare and submit the final bill and the ATA / Head of the Engineering Department is satisfied that the submission of final bill is delayed beyond one month after completion of the work, the contractor may be permitted to submit a pre-final bill subject to the following conditions..... | Where the contractor is not in a position to prepare and submit the final bill and the ATA / Head of the Engineering Department is satisfied that the submission of final bill is delayed beyond Three months after completion of the work, the contractor may be permitted to submit a pre-final bill subject to the following conditions..... |
| 12 | 19 | 19.2.2 (b) | SECURITY DEPOSIT: The Contractor shall deposit prescribed Security Deposit within 30 days of issue of Acceptance Letter to the Engineer-in-Charge of work of respective division failing which penalty @ 2 % of security deposit per week or part thereof with a maximum penalty of 25% of security deposit will be levied for delay in submission. The Contractor will not be generally allowed to start the work without submission of Security Deposit unless, otherwise ordered by Engineer-in-Charge in exceptional / emergent works. | SECURITY DEPOSIT: The Contractor shall deposit prescribed Performance Guarantee part of Security Deposit within 30 days of issue of Acceptance Letter to the Engineer-in-Charge of work of respective division failing which penalty @ 2 % of Performance Guarantee part of security deposit per week or part thereof with a maximum penalty of 25% of Performance Guarantee part of security deposit will be levied for delay in submission. The Contractor will not be generally allowed to start the work without submission of Security Deposit unless, otherwise ordered by Engineer-in-Charge in exceptional / emergent works. |

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| 13 | Pg. 132 | Annexure M Para 5 | The validity of Bank Guarantee shall be up to..... (dd/mm/yy) and such date shall be 60 days after the last delivery/Services against the contract.... | The validity of Bank Guarantee shall be up to..... (dd/mm/yy) and such date shall be three months after the last delivery/Services against the contract..... |



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