

**THE ORISSA MINERALS DEVELOPMENT COMPANY LIMITED**  
**(A Govt. of India Enterprise)**

**AT/P.O - Thakurani, Via- Barbil-758035. Dist. - Keonjhar (Odisha)**  
**Telephone Nos. : 06767-276110, 275218, 276131**

**Regd. Office: Sourav Abasan, 2<sup>ND</sup> Floor, AG-104, Sector-II,**  
**Salt Lake City, Kolkata-700091**

**Tender Notice No.:** OMDC/Mines/G&E/02/ 2018-19      **Date:** 29 / 09 / 2018

**TENDER DOCUMENT**

**FOR ENGAGEMENT OF AGENCY(S) FOR PREPARATION AND APPROVAL**

**OF**

**(A) MINING PLAN /SCHEME INCLUDING PMCP IN RESPECT OF**

- (I) BELKUNDI IRON & Mn. MINES (1276.79 Ha.),
- (II) BHADRASAH I IRON & Mn. MINES (998.70 Ha.)
- (III) BAGIABURU IRON MINES (21.52 Ha.)

**AND**

**(B) PREPARTION, SUBMISSION OF DOCUMENTS AND PRESENTATION**  
**AT EXPERT APPRAISAL COMMITTEE (EAC), MOEF & CC & OBTAINING**  
**ENVIRONMENT CLEARANCE IN RESPECT OF**

- (I) THAKUANI IRON & MN. MINES (778.762 Ha.),
- (II) BELKUNDI IRON & MN. MINES (1276.79 Ha.),
- (III) BHADRASAH I IRON & MN. MINES (998.70 Ha.)
- (IV) BAGIABURU IRON MINES (21.52 Ha.)

**Name & Address of the Bidder:**

**Money Receipt No.....**

**Dated ..../.../ 2018**

**Cost of Tender Paper: Rs. 1,050/- [Rupees One Thousand fifty only**  
**inclusive of Applicable GST]**

**SIGNATURE OF ISSUING OFFICER**

**SIGNATURE OF THE TENDERER**

**THE ORISSA MINERALS DEVELOPMENT COMPANY LIMITED**

**(A Govt. of India Enterprise)**

**At/P.O. Thakurani, Via-Barbil-758035, Dist. - Keonjhar (Odisha)**

**Telephone No. : 06767-276110, 275218, 276131**

**Regd. Office: Sourav Abasan, 2nd Floor, AG-104, Sector-II,  
Salt Lake City, Kolkata-700 091**

**TENDER NOTICE**

**Tender Notice No.: OMDC/Mines/G&E/02/ 2018-19**

**Date: 29.09.2018**

Sealed Tenders in prescribed format are invited from agencies having experience and expertise in carrying out the “**Job of preparation & approval of Mining Plan /Scheme including Progressive Mine Closure Plan (PMCP)**”, in respect of (i) Belkundi Iron & Mn. Mines (1276.79 Ha.) (ii) Bhadrasahi Iron & Mn. Mines (998.70 Ha.), & (iii) Bagiaburu Iron Ore Mines (21.52 Ha) under Rule of MCDR 1988 ” and “**Preparation & Submission of Documents, make presentation before Expert Appraisal Committee (EAC), MoEF & CC and obtaining Environment Clearance from MoEF & CC ”** in respect of (i) Thakurani Iron & Mn. Mines (778.762 ha.), (ii) Belkundi Iron & Mn. mines (1276.79 ha.), (iii) Bhadrasai Iron & Mn. Mines (998.70 ha.) , & (iv) Bagiaburu Iron Mines (21.52 ha.) under E.P Act, 1986 & guidelines thereof.

<b>TENDER NOTICE</b>	<b>JOB DESCRIPTION</b>	<b>LAST DATE FOR SUBMISSION OF TENDER DOCUMENTS</b>
No. OMDC/Mines/G&E/02/ 2018-19 Dated. 29.09.2018	(A) Preparation & Approval of Mining Plan/ Scheme including Progressive Mine Closure Plan in respect of Belkundi Iron & Mn. Mines(1276.79 Ha.), Bhadrasai Iron & Mn. Mines (998.70 Ha.) & Bagiaburu Iron Ore Mines (21.52 Ha) under Rule MCDR 1988 and guidelines thereof.  (B) Preparation & Submission of Documents, make presentation before Expert Appraisal Committee (EAC), MoEF & CC and obtaining Environment Clearance from MoEF & CC in respect of our Thakurani Iron & Mn. Mines (778.762 ha.), Belkundi Iron & Mn. mines (1276.79 ha.), Bhadrasai Iron & Mn. Mines (998.70 ha.) & Bagiaburu Iron Mines (21.52 ha.) under E.P Act, 1986 & guidelines thereof.	3.00 pm of 20.10.2018

The Tender documents can be obtained from the office of the Manager (Fin.), The O.M.D.C. Ltd., At/P.O.-Thakurani, Via-Barbil, Dist.-Keonjhar (Odisha) on payment of Rs.1,050 (Rupees One Thousand fifty only) in cash or in form of Demand Draft drawn on any Nationalized Bank favoring ‘The O.M.D.C. Limited’ and payable at Barbil.

Alternatively, the tender documents can also be downloaded from OMDC’s website [www.birdgroup.co.in](http://www.birdgroup.co.in) & **CPP Portal** and in such a case; the cost of tender document in shape of demand draft should be submitted at the time of submission of the technical bid.

All other terms & conditions shall remain the same as stipulated in the Tender Schedule of the aforementioned Tender Notice. Further, corrigendum/addendum, etc. if any, will be made available in OMDC’s website only.

Chapter-I, Chapter-II and Chapter-III shall form the integral part of the tender document.

**Sd/**

**Business Head**

**THE ORISSA MINERALS DEVELOPMENT COMPANY LIMITED**

**(A Govt. of India Enterprise)**

**At/P.O. Thakurani, Via-Barbil-758035, Dist. - Keonjhar (Odisha)**

**Telephone No. : 06767-276110, 275218, 276131**

**Regd. Office: Sourav Abasan, 2nd Floor, AG-104, Sector-II,  
Salt Lake City, Kolkata-700 091**

**CHAPTER-I**

**NOTICE INVITING TENDER**

**TENDER NOTICE NO: OMDC/Mines/G&E/02/2018-19**

**DATE: 29.09.2018**

Sealed Tenders in prescribed format are invited from agencies having experience and expertise in carrying out the "**Job of preparation & approval of Mining Plan /Scheme including Progressive Mine Closure Plan (PMCP)**", in respect of our (i) Belkundi Iron & Mn. Mines (1276.79 Ha.) (ii) Bhadrasai Iron & Mn. Mines (998.70 Ha.), & (iii) Bagiaboru Iron Ore Mines (21.52 Ha) under Rule of MCDR 1988 and "**Preparation & Submission of Documents , make presentation before Expert Appraisal Committee (EAC), MoEF & CC and obtaining Environment Clearance from MoEF & CC**" in respect of our (i) Thakurani Iron & Mn. Mines (778.762 ha.), (ii) Belkundi Iron & Mn. Mines (1276.79 ha.), (iii) Bhadrasahi Iron & Mn. Mines (998.70 ha.) , & (iv) Bagiaboru Iron Mines (21.52 ha.) under E.P Act, 1986 & guidelines thereof.

**1. INFORMATION TO BIDDERS :**

Interested bidders may obtain further information from the office of the Manager (Geo. & Env't.) of THE ORISSA MINERALS DEVELOPMENT COMPANY LIMITED, AT/PO- THAKURANI, VIA- BARBIL-758035, DIST- KEONJHAR, STATE-ODISHA.

"Any amendment issued prior to submission of Bids would be put on the OMDC's website. All prospective bidders would be presumed to have examined all amendments on the website & have submitted their bids accordingly. A copy of such amendments shall be enclosed with the Bid."

**2. BIDDING DOCUMENTS:**

a) A complete set of bidding documents may be purchased by interested Agency(s) from the Manager (F), THE ORISSA MINERALS DEVELOPMENT COMPANY LIMITED, AT/PO- THAKURANI, VIA- BARBIL-758035, DIST- KEONJHAR, STATE-ODISHA, on submission of a written application (in duplicate) giving complete details of Mailing Address, Telephone & Fax Nos., e-mail & name of Contact Person along with cost. Bidding Document will be available for sale on all working days from 11 Hrs (IST) to 16 Hrs (IST) against Cash payment during 01.10.2018 to 12 Noon of 20.10.2018 or against Demand Draft, Pay Order or Banker's Cheque in favour of "THE ORISSA MINERALS DEVELOPMENT COMPANY LIMITED" payable at Barbil.

b) The cost of Bidding Document is **Rs.1,050/- (Rupees One Thousand Fifty only)** inclusive of applicable GST.

c) Entire Bidding documents along with detailed Tender Schedule are available on the OMDC website i.e. [www.birdgroup.co.in](http://www.birdgroup.co.in) & CPP Portal. The prospective Bidders can download the documents for the purpose of preparation & submission of their Bids.

The Bidders shall download the "Bidding Document" available on the website in totality. It will be presumed that the Bidder has gone through the entire Bidding Document available on the website, which shall be binding on the Bidder.

In case a Bidder downloads the Bidding Document from OMDC website ([www.birdgroup.co.in](http://www.birdgroup.co.in)), bidder shall submit fee towards cost of the Bidding Documents as mentioned above along with its Bid (Part-I), as per details given in Bidding Documents. For bidders downloading from OMDC website, the instrument for cost of Bidding Documents shall be DD / Pay Order / Banker's Cheque drawn in favour of "**THE ORISSA MINERALS DEVELOPMENT COMPANY LIMITED**" and payable at Barbil.

### **3. PRE-BID CONSULTATION:**

The bidders are free to join pre-bid consultation to be held on 3.00 PM on 08.10.2018 in the office of the Business Head of The OMDC Ltd., At/Po- Thakurani, Via- Barbil, Dist- Keonjhar, Odisha (758035) for clarification of doubts/seeking explanations in regard to provision of the tender. The tender document may be amended suitably, if any genuine doubts or explanation sought, are needed solely at the discretion of the Company. **Amendments so made will be published on the company's website.**

### **4. SALIENT FEATURES OF THE BID:**

<b>Sl.</b>	<b>Particulars</b>	<b>Details of Tender</b>
1.	Bid Enquiry No.	OMDC/Mines/G&E/ <b>02/2018-19</b> dtd. <b>29.09.2018</b>
2.	Name of the Work	(A) Preparation & Approval of Mining Plan/ Scheme including Progressive Mine Closure Plan in respect of Belkundi Iron & Mn. Mines(1276.79 Ha.), Bhadrasai Iron & Mn. Mines (998.70 Ha.) & Bagiaburu Iron Ore Mines (21.52 Ha) under Rule MCDR 1988 and guidelines thereof.  (B) Preparation & Submission of Documents , make presentation before Expert Appraisal Committee (EAC), MoEF & CC and obtaining Environment Clearance in respect of our Thakurani Iron & Mn. Mines (778.762 ha.), Belkundi Iron & Mn. mines (1276.79 ha.), Bhadrasai Iron & Mn. Mines_(998.70 ha.) & Bagiaburu Iron Mines (21.52 ha.) under E.P Act, 1986 & guidelines thereof
3.	Cost of Bid Document	<b>INR 1,050/- (Rupees One Thousand fifty only)</b>

4.	Earnest Money Deposit	<b>Rs. 87,000/-</b> (Rupees Eighty-seven thousand) only. The amount of Earnest Money shall be deposited by way of Banker's Cheque / Demand Draft /Pay Order/ Bank Guarantee with validity of 3(three) months from the date of opening of the Part-I, from any Nationalised Bank except Co-operative and Gramin Bank(s) payable to "The Orissa Minerals Development Company Limited" at Barbil. Central Public Sector Enterprises (CPSEs) under Government of India, State PSUs, MSME & NSIC certificate holders are exempted from submission of EMD.
5.	Availability of Tender Documents	Office of the Manager (Fin.), OMDC, Thakurani & from <a href="http://www.birdgroup.co.in">www.birdgroup.co.in</a> & CPP Portal.
6.	Place & Time of Pre-bid Consultation.	Thakurani on 3.00 PM on <b>08.10.2018</b> in the office of the Business Head of The, OMDC Ltd., At/Po- Thakurani, Via- Barbil, Dist- Keonjhar, Odisha, 758035.

7	Date of Issue of Bid Documents	During office hours of Manager (Fin.) office up to 12 Noon on 20.10.2018
8	Date of Submission of Bid Documents	3.00Pm of <b>20.10.2018</b>
9	Date of Opening of Technical Bid	3.30 PM of 20.10.2018
10	Date of Opening of Price Bid	To be intimated later on after technical evaluation by letter/Fax/telephone/SMS/E-mail in advance.

11	Period of Contract	<p>Submission of Draft Mining Plan/Scheme including PMCP within 45 days from issue of work order &amp; approval of the same from IBM, within 45 days from submission date of Draft Mining Plan/Scheme at IBM.</p> <p><b>365 (Three Hundred Sixty-five days)</b> from issue of work Order for obtaining Environmental Clearance(EC) from MoEF &amp; CC.</p>
12	Validity Period of Bid	<p><b>180(one hundred eighty)</b> calendar days from the date of opening of the Techno-commercial bid.</p>

**BUSINESS HEAD**

**THE ORISSA MINERALS DEVELOPMENT COMPANY LIMITED**

**(A Govt. of India Enterprise)**

**At/P.O. Thakurani, Via-Barbil-758035, Dist. - Keonjhar (Odisha)**

**Telephone No. : 06767-276110, 275218, 276131**

**Regd. Office: Sourav Abasan, 2nd Floor, AG-104, Sector-II,  
Salt Lake City, Kolkata-700 091**

**CHAPTER-II**

**TENDER NOTICE NO: OMDC/Mines/G&E/02/2018-19**

**DATE: 29.09.2018**

**1. SCOPE OF WORK:**

- (A) "Preparation & Approval of Mining Plan/ Scheme including Progressive Mine Closure Plan in respect of Belkundi Iron & Mn. Mines(1276.79 Ha.), Bhadrasahi Iron & Mn. Mines (998.70 Ha.) & Bagiaboru Iron Ore Mines (21.52 Ha) under Rule MCDR 1988 and guidelines thereof" and "Preparation & Submission of Documents, make presentation before Expert Appraisal Committee (EAC), MoEF & CC and obtaining Environment Clearance from MoEF & CC in respect of our Thakurani Iron & Mn. Mines (778.762 ha.), Belkundi Iron & Mn. mines (1276.79 ha.), Bhadrasai Iron & Mn. Mines (998.70 ha.) & Bagiaboru Iron Mines (21.52 ha.) under E.P Act, 1986 & guidelines thereof".
- (i) The agency will visit the ML areas/Mines and take the data i.e. Location, height of the benches of existing quarries, Location of dumps, existing road alignment etc. by GPS and discuss with Manager (Mines) & Manger (Geo. & Env.) of The OMDC. Ltd. about proposed Mining Plan. He/ She may also collect requisite data/documents from Mines/ Mines office as required for presentation at EAC, MoEF & CC and obtaining Environment Clearance (EC) and guidelines thereof.
- (ii) Up-dation of Surface plan.
- (iii) Preparation of the existing plans, Maps & Sections in digitised form in Auto CAD.
- (iv) Before submission of draft copy in the IBM office, the Agency/Consultant will submit one copy of Mining Scheme including PMCP along with maps/plans to OMDC for vetting.
- (v) The Agency shall submit the Draft Mining Plan/ Scheme of Belkundi Iron & Mn. Mines (1276.79 Ha.), Bhadrasai Iron & Mn. Mines (998.70 Ha.) & Bagiaboru Iron Mines (21.52 Ha.) at IBM within 45 days from work Order.
- (vi) **The Agency/Consultant will submit the presentation material before EAC members well before (which shall be duly intimated) the schedule date of presentation with a copy to OMDC as regards EC and Obtaining EC from MoEF & CC.**
- (vii) All the corrections /compliances on deficiencies pointed out by the Indian Bureau of Mines/ EAC to be duly complied by the consultant within the stipulated time.
- (viii) The liaison required for the purpose should be exclusively done by the consultant/ agency for the above purposes.
- (ix) All other expenditure incidental to such processing/ approval to be borne by the consultant except statutory payments.
- (x) After approval of Mining Plan/Scheme and Environment Clearance, the agency will provide the relevant soft copy & a hard copy of both text and maps/plans to OMDC.
- (B) Assistance to be provided by OMDC:**
- (i) OMDC will provide existing Plans and Sections.
- (ii) The OMDC will provide existing approved Scheme of Mining including Progressive Mine Closure Plan to the Agency/consultant.
- (iii) Chemical Analysis Report, if any.

- (iv) The Bank Guarantee and processing fees required to be submitted shall be deposited as assessed by Indian Bureau of Mines by OMDC for submission to Regional Controller of Mines, IBM, Bhubaneswar.
- (v) OMDC will provide status of violations by IBM/DGMS and its compliances in respect of above mining lease area.
- (vi) OMDC will provide available information on exploration, production, excavation and environmental data as per the requirement of the Agency/Consultant.
- (vii) OMDC will provide certificates and undertakings as per the requirement.
- (viii) All other statutory payment, if any, will be made by The OMDC. Ltd.

**3. CONTRACT PERIOD:**

- (i) Submission of Draft Mining Plan/Scheme including PMCP at IBM within **45 days** from issue of work order & approval of the same within **45 days** from Submission date.
- (ii) **365 days** from issue of work order for obtaining Environmental Clearance (EC) from MoEF & CC.
- (iii) The time period for both as above, may be extended with sufficient justification to the satisfaction of the Management (OMDC) that the delay is beyond the control of the consultant/agency.

**4. DATE OF COMMENCEMENT OF JOB:**

The Agency should commence the related Jobs immediately after issuance of the LOI/ Work Order/Agreement.

**5. EARNEST MONEY DEPOSIT:**

Each Tender must be accompanied with the non interest bearing pre-bid Earnest Money Deposit of Rs.87,000/- (eighty-seven thousand only) in shape of Bank Draft/Bank Guarantee/Pay Order drawn on any Scheduled/Nationalized Bank in favour of "The Orissa Minerals Development Co. Ltd." Payable at Barbil. Name of the remitter shall be mentioned in the DD/PO. Tender without prescribed earnest money shall be liable for rejection. The Earnest Money of the successful bidder shall be converted into Security Deposit which bears no interest and shall be refunded within 60 (sixty) days from the date of completion of the job.

**Central Public Sector Enterprises (CPSEs) under Government of India, State PSUs, MSME & NSIC certificate holders are exempted from submission of EMD.**

**Note:** - Earnest money of the unqualified / unsuccessful bidder will be refunded after finalization of the tender which will be duly intimated.

**6. SECURITY DEPOSIT (SD):**

The EMD converted to Security Deposit which will be released within 60 (sixty) days after completion of the job.

OMDC will have the absolute right to adjust security deposit in case the agency defaults in carrying out the job as per the scope of work.

**7. ELIGIBILITY CONDITION:**

A bidder shall qualify technically subject to fulfillment of following condition. The bidder must submit the documentary evidence along with the technical bid in support of the following:-

**(i) Agency for carrying the jobs:-**

- a) For preparation of Mining Plan/Scheme, the bidder must possess qualification as per amended M.C. Rules, 2016 (Sub-Rule-15). In this regard, necessary Self declaration certificate has to be provided.
- b) The participating bidders must have valid/deemed extension approval of NABL accredited scope of parameter in compliance to part II and part IV of Mineral Evidence and Mineral Content Rule-2015".

- (ii) The EMD of Rs.87,000/- ( Rupees eighty-seven thousand only)in shape of DD/ Pay Order/Bank Guarantee from any Nationalized Bank except Co-operative and Gramin Bank(s) payable to "The Orissa Minerals Development Company Limited" at Barbil to be enclosed with the Technical Bid.

- (iii) Submission of Proof of payment made to OMDC towards cost of tender Document of Tender Document (OMDC)

- Rs.1,050/- (Rupees One Thousand fifty only) to be enclosed with the Technical Bid.
- (iv) Agency should have experience in obtaining approved Mining Plan/Scheme & Environmental Clearance of at least 02 (Two) projects in each during last 05 years ending 29.09.2018. Copy of work order/LoI/Agreement and approval order from IBM & MoEF & CC to be enclosed.
  - (v) Agency should submit self attested copy of PAN card, & GST Registration No. etc.
  - (vi) The agency should have Average Annual Turnover of minimum 30 lakhs during last three years ending 31.03.2018. Copy of P/L account, Balance Sheet & Income Tax Return to be submitted towards proof of annual turnover.
  - (vii) Copy of Partnership Deed in case of a Partnership firm, Memorandum & Articles of Associations in case of a Limited Company, Proprietorship Certificate in case of proprietorship firm.
  - (viii) A declaration is to be submitted that the bidder has carefully read all Tender terms & Conditions of the tender document (**attached in Annexure-I**).
  - (ix) An undertaking, in Agency's Letter Head is required regarding that the bidder is not blacklisted/debarred by any PSU & OMDC at any point of time. (**attached in Annexure-II**)

#### **8. EVALUATION OF THE BIDS:**

- (i) Bidders, who will fulfill all the requisite conditions of Eligibility Condition clause of Chapter-II of this document, will be considered as technically qualified and considered for opening the Price Bid.
- (ii) The bidders are required to quote their price both in figures & words in the PRICE BID format enclosed as **Annexure-III** of the Tender Schedule (Part-II). The bidders are required to quote their Total price (Exclusive of applicable GST). Price Bids of the bidders will be opened in the presence of the bidders or their authorized representatives on a scheduled date and time which will be intimated in advance through Telephone/Letter/Email (s).
- (iii) **The L-1 bidder will be evaluated on the basis of lowest quoted total rate in the Price Bid at Part-II, Annexure-III exclusive of applicable GST.**
- (iv) In case there is any discrepancy between figures and words, then the amount quoted in words will be considered for evaluation.

#### **9. AWARD OF CONTRACT:**

- (i) The company reserves the right to accept or reject any or all tenders without assigning any reason thereof.
- (ii) The company reserves the right to reject any part or whole of the tender without assigning any reason whatsoever. For such cancellation the tenderer shall not be entitled to claim of any cost, charges, expenses incidental to or incurred by him through or in connection with the preparation and submission, without assigning any reason whatsoever.
- (iii) OMDC also reserves the right not to accept the lowest offer (L-1).
- (iv) Award of contract shall be made at the absolute discretion of OMDC.
- (v) The agency awarded, shall be required to execute an agreement/work order within the time specified in the letter of intent LOI.
- (vi) The agency should submit the **Performance Guarantee** in case of very low quoted Rate.

#### **10. SUBMISSION OF BILLS:**

The bills in triplicate mentioning LOI/Work Order No. & date etc. shall be submitted to the Manager (Geo. & Env't.), Planning & Geology department who shall forward the same to Finance Department for consideration of payment.

#### **11. PAYMENT TERMS:**

Payment shall be made on the basis of the rate quoted in the Price Bid (Part-II). The agency need to submit the details of Bank A/c, Branch, IFSC code, etc for enabling OMDC to release the payment though RTGS in the following manner.

- i) 10% of total Job value as quoted in Item No - 1(A) of price bid will be released after submission of Draft Mining Plans/ Schemes in respect of 03 (Three) M. L. areas in the Indian Bureau of Mines (IBM) Office, Bhubaneswar against submission of Bank Guarantee to remain valid up to the completion of the contract .



- ii) 10% of total Job value as quoted in Item No-1(B) of price bid will be released after preparation of all required document along with presentation before Expert Appraisal Committee (EAC) in regards to E.C. and submission of Soft Copies thereupon to OMDC against submission of Bank Guarantee to remain valid up to the completion of the contract.
- iii) 10% of total job value as quoted in Item No - 1(A) of price bid will be released after submission of final five copies in the Indian Bureau of Mines Office, Bhubaneswar with proof of submission.
- iv) 80% of total job value as quoted in Item No - 1(A) of price bid will be released after obtaining approved Mining Plan/Scheme from IBM, Bhubaneswar.
- v) 10% of total job value as quoted in Item No - 1(B) of price bid will be released after final presentation before EAC members & recommendation by EAC.
- vi) 80% of total job value as quoted in Item No - 1(B) of price bid will be released after obtaining Environmental Clearances from MoEF & CC in respect of aforesaid 04 (Four) M. L. areas.

**N: B:** The above amounts are exclusive of applicable GST. Applicable GST will be released after submission of documentary evidence towards payment of GST.

**12. SCHEDULE OF PAYMENT:**

Within 30 days from the date of submission of bill on Stage-Wise (As per clause no.- 11 of Chapter-II) completion basis.

**13. TAX DEDUCTED AT SOURCES:**

Applicable taxes shall be deducted at source at the rates as per rule.

**14. PENALTY:**

In case the successful bidder fails to take up the work after issuance of LOI/Work Order/Agreement, OMDC may at its discretion, impose upon any or all of the following penalties:-

- a. Cancellation of Work Order.
- b. Forfeiture of Earnest Money / Security Deposit.
- c. Recovery of extra cost incurred by the company for getting the work done through other sources by forfeiture of Earnest Money/Security Deposit.
- d. Recovery from any of the other present/future pending bills of the contractor.
- e. Blacklisting of the Contractor.
- f. Penalty @ Rs. 800/- per delay per day for Mining Plan.

**BUSINESS HEAD**

**THE ORISSA MINERALS DEVELOPMENT COMPANY LIMITED**

**(A Govt. of India Enterprise)**

**At/P.O. Thakurani, Via-Barbil-758035, Dist. - Keonjhar (Odisha)**

**Telephone No. : 06767-276110, 275218, 276131**

**Regd. Office: Sourav Abasan, 2nd Floor, AG-104, Sector-II,  
Salt Lake City, Kolkata-700 091**

**CHAPTER – III**

**GENERAL CONDITIONS:**

**1. DEFINITIONS:**

- a) **Tenderer/Bidder:** Tenderer/Bidder means an Individual, Society, Partnership Firm, Consortium or Company willing to participate by accepting terms and conditions given in the tender documents.
- b) **Tender:** Tender means the work to be perform according to the tender documents (both technical and commercial) submitted by the bidder for consideration of OMDC.
- c) **Name of the Tender:** Name of the Tender means the work to be performed by the bidder/tenderer.
- d) **Techno-Commercial Bid:** Techno-commercial Bid means documents regarding eligibility condition as stipulated in the tender documents for qualifying the bidder for consideration of the Price Bid.
- e) **Scheduled Rate:** Scheduled Rate means the rate quoted by the tenderer in the prescribed format for various activities to be performed by the tenderer.
- f) **Price Bid:** Price Bid means the document containing the scheduled rate to be considered for the purpose of evaluation and award of contract.
- g) **Contractor/Agency:** Contractor means the Individual, person, society, firm or company whose tender has been accepted by the OMDC.
- h) **OMDC:** OMDC means "The Orissa Minerals Development Company Limited". A company incorporated in India and having its registered office at AG-104, Saurav Abasan, 2<sup>nd</sup> Floor, Sector – II, Salt Lake City, Kolkata – 700091
- i) **Employer:** Employer means "The Orissa Minerals Development Company Limited".
- j) **Competent Authority:** Competent Authority means Managing Director (MD) or any designated officer by the MD.
- k) **Taxes:** Taxes means Income Tax, Surcharge, Service Tax, CESS Tax, value Added Tax, Entry Tax, and any Other Tax, Levy, Fees, CESS as imposed by the Government from Time to Time.

**2. TENDER SUBMISSION:**

The bidder shall submit the Tender in 2 (two) parts consisting of Part- (Techno-Commercial) and Part-II (Price Bid) each in separate envelopes duly sealed and super scribed with the Tender Notice Number. The instruments of Earnest Money Deposit & Cost of Tender document are to be put in a separate envelope duly sealed and super scribed with the word "Earnest Money Deposit & Cost of Tender Document". All the 3 (three) envelopes containing Part - I, Part – II, Earnest Money & Cost of Tender shall be put in a 4th (fourth) envelope duly sealed, super scribed with Tender Notice No., Name of the job, date of opening of Technical Bid and addressed to Business Head, The Orissa Minerals Development Company Limited, Thakurani, Dist-Keonjhar, Odisha Ph.06767-275218/275379.

**Note:** Tender not submitted with Cost of tender Paper, EMD, Part - I and Part - II in separate covers properly sealed as prescribed above shall be considered as invalid and will be rejected. Tenders can be submitted either by post, courier service or deposited in the Tender box in the office of the

Business Head, The Orissa Minerals Development Company Limited, Thakurani, Dist-Keonjhar, Odisha, **Phone- 06767-275218/275379.**

However, OMDC shall not be responsible for delay occurring in postal/ courier services resulting in non-submission of the bid documents within time. Tenders not received in prescribed format will be liable to be summarily rejected. Conditional Bids not adhering to the Tendered terms and conditions are liable to be rejected. Tenders will be received up to 3.00 P.M. on 20.10.2018 and will be opened on the same day at 3.30 P.M. in the presence of bidders or their authorized representatives. The bidders will be intimated about the date & time of the price bid opening in advance through Letter/Fax/Telephone.

**The tender document shall have to be signed by the bidder in each page and the terms & conditions must not be altered failing which the tender will be rejected. In case of any difference in rate between figure and in words, amount mentioned in words will be final for evaluation of contract. Any tender containing clerical or arithmetical mistakes may be rejected. Any request from the bidder in respect of additions, alterations, modifications etc of either terms or conditions or rates of its tender after opening of the tender may lead to rejection of the tender. Note: The tender submitted by the tenderer, who has been debarred by any PSU, will not be eligible to participate in the tender.**

**3. OPENING OF TENDER:**

- (i) The Part-I, Techno Commercial Bid shall be opened in the presence of the bidders or their accredited representative at 3.30 P.M on 20.10.2018 in the Dept. of the Finance of the Company.
- (ii) Part –II i.e. Price Bid of the tenderers, whose Techno-Commercial bids are found acceptable , shall be opened on a fixed date & time, which will be intimated to the bidders separately after opening and finalization of technical bids. In this respect, the decision of the company shall be final and binding on the tenderers.

**4. VALIDITY :**

The validity of the offer shall be for 180 (One Hundred Eighty) days from the date of opening of the Techno-commercial bid.

**5. TERMINATION OF CONTRACT:**

In case the successful bidder declines to take up the work, OMDC reserves the right to terminate the contract and forfeit the earnest money/security deposit of the agency. In such eventuality, the agency will have no claim for the cost he/they might have incurred for taking up the work and the cost of the work he/they have incurred by that time and the work may be rescinded.

**6. RISK PURCHASE:**

In the event of failure to fulfill the contract terms and execution of work as per letter of Intent/work order/agreement, OMDC reserves the right to make the contractual obligation carried out by alternative arrangements and OMDC shall recover from the contractor any additional cost involved therein.

**7a. PRICE ESCALATION:**

The rate accepted shall be firm and fixed during the tenure of contract and no price escalation shall be allowed.

**7b. STATUTORY COMPLIANCE:**

Agency will have to carry out the necessary statutory compliance required for the job.

**8. FORCE MAJEURE CLAUSE:**

If in the event, either or both the parties to the contract is/are prevented from discharging its/their obligation(s) under the contract by reason of one or more of the events such as arrest(s), restraint(s) by Government of people, blockade(s), revolution(s), insurrection(s), mobilization(s), strike(s), civil commotion(s), riot(s), accident(s), Act(s) of God or other natural calamities or on account of any other act(s) beyond the control of the parties to the contract, the time of delivery shall be extended by the period equal to the period of

delay /constraints occasioned by one or more of the aforesaid Force Majeure conditions. However in the event of customer invoking the Force Majeure condition(s), OMDC shall have the option to cancel the contract for reasons of any or all of the Force Majeure conditions notified by the customer without being able to pay any compensation whatsoever to the contractor. On the occurrence of any of the above Force Majeure conditions, the party concerned shall notify the other party in writing of such occurrence (s) within **07 days** of occurrence(s) stating therein -

- i) The date of occurrence(s) of Force Majeure disability.
- ii) The nature of such Force Majeure disability along with a certificate from the appropriate Statutory Authority and / or Chamber of Commerce of the concerned state certifying the fact of the Force Majeure condition during the relevant period.

**10. DAMAGE TO OMDC PROPERTIES:**

The agency shall be fully responsible for any loss / damage that may be caused to the documents of OMDC, and the agency is fully liable to reimburse to OMDC, the cost of such damages. OMDC fully reserves the right to recover the cost of such damages including recovery from any sum due to the agency.

**11. ILLEGAL GRATIFICATION:**

If the bidder is found to be involved in any illegal gratification during the currency of the contract, the entire bid is liable for rejection.

**12. MODIFICATION OF CONTRACT:**

No modification and alteration of the contract / agreement will be allowed during the currency of the contract.

**13. ASSIGNMENT:**

The work order under this Tender Notice is not assignable or transferable in full or in part by either party.

**14. LAWS GOVERNING THE WORK ORDER:**

- (a) The Work Order shall be subject to Indian Laws, Rules and Regulations, Notifications etc. issued by the Govt. from time to time.
- (b) Chapter-I, Chapter-II and Chapter-III will be integral part of the tender document/agreement.

**15. LEGAL CAPACITY OF THE TENDERER:**

The agency shall satisfy OMDC that his organization is competent and authorized to submit tender and/or to enter into a legally binding Contract with OMDC. To this effect, any individual signing the tender shall, before so signing, submit documentary evidence that his signature on the tender submitted by him, is legally binding upon himself, his firm or company, as the case may be. A person signing the tender form or any document forming part of the contract on behalf of another shall be deemed to warrant that he has authority to bind such other and if it is discovered at any time that the person so signing had no authority to do so, OMDC may, without prejudice to other legal remedies, terminate the contract and hold the Tenderer and/or the person signing liable for all costs and damages.

**16. ARBITRATION:**

Any dispute or difference under or arising out of or in respect of the work order shall be referred to the Managing Director of the OMDC Ltd., AG-104, Sector -II, Salt Lake, Kolkata -700091 or his authorized representative as sole arbitrator and the decision of the sole arbitrator on the matter in dispute shall be final and binding on the contractor and the company. The arbitration shall be carried out as per Arbitration Act, 1996 & rule made there under as amended from time to time. In the event of failure to settle the dispute through arbitration, either party can refer the dispute to the court of Law. In that case the jurisdiction of court shall be High court, Cuttack only.

**17. COUNTER OFFER:**

**Any offer of the agency(s) which stipulates deviations from the terms & condition stipulated in the tender schedule will be treated as counter offer and may be liable for rejection.**

**18. OTHER CONDITIONS:**

- (i) Interested Parties are advised to visit the site and familiarize themselves with the site conditions, concerned areas and go through the attached terms & condition of the tender document before submission of tender documents.
- (ii) The Agency shall have to make his own arrangement for traveling, boarding, lodging etc. to the Site including visit to the connecting office.
- (iii) The Company (OMDC) shall not provide any accommodation to the agency.
- (iv) No advance payment to the agency will be entertained by OMDC.
- (v) The Company reserves the right to accept or reject any or all tenders without assigning any reason thereof.
- (vi) In case, the agency declines to take up the work or fails to cope up with the progress of work, OMDC reserves the right to terminate the contract, Blacklisting the agency and forfeit the earnest money of the agency and the cost of the work he/she would have done by that time and work may be rescinded.

**Sd/-**

**BUSINESS HEAD**

**CERTIFICATE TO BE GIVEN BY THE BIDDER:**

I/we certify that the above-mentioned particulars are correct and true to the best of my / our knowledge. In case any statement made above is found incorrect, my / our tender may be rejected by the company.

Further, I/we also certify that I/we have visited the site and got acquainted with local conditions. My/our price bid is based on the basis of our full understanding about the job. I/we also authorize the company to forfeit my earnest money in case I/we fail to take up the job in the event of acceptance of my/our tender by OMDC.

**SIGNATURE OF THE BIDDER WITH SEAL & DATE**

**UNDERTAKING**

To  
The Business Head,  
The Orissa Minerals Development  
Company Limited, Thakurani, Barbil,  
Keonjhar (Orissa)

TENDER NOTICE NO: OMDC/Mines/G&E/02/2018-19

DATE: 29/09/2018

- Sub:** (i) Preparation & Approval of Mining Plan/ Scheme including Progressive Mine Closure Plan in respect of Belkundi Iron & Mn. Mines(1276.79 Ha.), Bhadrasai Iron & Mn. Mines (998.70 Ha.) & Bagiaburu Iron Ore Mines (21.52 Ha) under Rule MCDR 1988 and guidelines thereof.
- (ii)Preparation & Submission of Documents, make presentation before Expert Appraisal Committee (EAC), MoEF & CC and obtaining Environment Clearance from MoEF & CC in respect of our Thakurani Iron & Mn. Mines (778.762 ha.), Belkundi Iron & Mn. mines (1276.79 ha.), Bhadrasai Iron & Mn. Mines\_(998.70 ha.) & Bagiaburu Iron Mines (21.52 ha.) under E.P Act, 1986 & guidelines thereof.

**Dear Sir/Madam,**

In response to the tender invited by you, I/We have examined the general conditions and other terms and conditions of the contract and I/We agree to abide by all instructions in these documents attached hereto and hereby bind myself/ourselves to execute the work as per schedule stipulated in the Tender Notice.

I/We further agree to sign and execute all agreements/bonds as may be required by OMDC to abide by the general conditions and other conditions of the contract and to carry out all work as per specifications, failing which, I/We shall have no objection for the forfeiture of the earnest money/security money.

I/We also undertake that I/we have not been blacklisted/debarred by any PSU or by OMDC at any time.

I/We enclose herewith the required documents.

**Yours faithfully,**

**SIGNATURE OF THE BIDDER WITH SEAL & DATE**

**THE ORISSA MINERALS DEVELOPMENT COMPANY LIMITED**  
(A Govt. of India Enterprise)

**At/P.O. Thakurani, Via-Barbil-758035, Dist. - Keonjhar (Odisha)**  
**Telephone No. : 06767-276110, 275218, 276131**

**Regd. Office: Sourav Abasan, 2nd Floor, AG-104, Sector-II,**  
**Salt Lake City, Kolkata-700 091**

**PART- II**

**PRICE BID**

**Ref: TENDER NOTICE NO: OMDC/Mines/G&E/02/2018-19**

**DATE: 29/09/2018**

<b>Sl. No</b>	<b>DESCRIPTION OF WORK</b>	<b>Total Price (Rs) (Excluding of Applicable GST)</b>
1.	(A) Preparation & Approval of Mining Plan/ Scheme including Progressive Mine Closure Plan in respect of Belkundi Iron & Mn. Mines(1276.79 Ha.), Bhadrasai Iron & Mn. Mines (998.70 Ha.) & Bagiaburu Iron Ore Mines (21.52 Ha) under Rule MCDR 1988 and guidelines thereof.	<b>(A) Rs...../-</b> <b>(Rupees..... only)</b>
	(B) Preparation & Submission of Documents , make presentation before Expert Appraisal Committee (EAC), MoEF & CC and obtaining Environment Clearance in respect of our Thakuani Iron & Mn. Mines (778.762 ha.), Belkundi Iron & Mn. mines (1276.79 ha.), Bhadrasai Iron & Mn. Mines(998.70 ha.) & Bagiaburu Iron Mines (21.52 ha.) under E.P Act, 1986 & guidelines thereof.	<b>(B) Rs...../-</b> <b>(Rupees..... only)</b>
	<b>TOTAL (A+B):</b>	<b>(C) Rs ...../-</b> <b>(Rupees..... only)</b>

- N.B:-** (i) The L-1 bidder will be evaluated on the basis of lowest quoted total rate in the Price Bid at Part-II, Annexure-III exclusive of applicable GST.
- (ii) The price should be exclusive of applicable GST, which will be paid by OMDC on submission of proof towards payment of GST.
- (iii) In case there is any discrepancy between figures and words, then the amount quoted in words will be considered for evaluation.
- (iv) Any processing fees, if applicable, for payment to relevant Govt. Authority, will be paid by OMDC proper challan /original receipt.

**SIGNATURE OF THE BIDDER**  
**WITH SEAL & DATE**