

**CIRCULAR**

**Sub:-** Implementation of Bid conditions and discrepancies observed in proposals for Extension in time limit, Excess-saving proposals and Administrative approval etc.

While scrutiny of Bid documents, proposals for Extension in time limit, Excess-Saving and Revised Administrative approval, following observations are noted:

**1. Priority of contract Documents:**

Clause No.5.2 of General Conditions of Contract(GCC) clearly mention about the priority of contract documents to be followed in case of ambiguities or discrepancies if any. However, it is observed that the priority of contract documents are not scrupulously followed which may lead to Financial implications to the Corporation.

**2. Delay in completion of work and Liquidated Damages(LD):**

It is observed that, Executive Engineers are taking action for delay in completion of work in accordance with CFD clause 47.1 of GCC instead of LD Clause mentioned under SCC. It is to mention here that Clause 5.2 of GCC and Clause 1.0 of SCC clearly states that the provisions in Special Conditions of Contract(SCC) shall take precedence over the provisions in the GCC. The necessary action for the delay in completion of work if any shall be taken in accordance with LD clause under SCC .

**3. Delay analysis along with reasons for delay:**

It is observed that proper delay analysis mentioning reasons for delay is not being submitted alongwith proposal for extension in time limit. The delay analysis shall comprise of the particulars of the delay, specific mention of delay attributed to the contractor and delay not attributed to the contractor alongwith justification thereof. Further concern Executive Engineer shall also ensure that CAR, EC Policy, BG towards initial Security Deposit etc. shall be valid upto proposed Extension in time limit.

**4. Project Provision:**


It is observed that Project provision is not mentioned in proposal initiated for Administrative approval. The same shall be invariably mentioned and confirmed by concern Executive Engineer while initiating proposals. If sufficient project provision in project report is not exist, the proposal shall be routed through Economic Section for revision in project provision as per DOP.

**5. Excess-saving proposal:**

In case of excess -saving proposal, it is observed that reasons for excesses or savings are mentioned as "as per site condition". Specific reasons for excess or savings in quantities if any shall be elaborated item wise in Excess-Saving proposal.

All EEs/SEs are requested to note the above observations and take necessary care with due diligence while preparing Bid document and submitting proposals henceforth.

This is issued as approved by CE(NM).

  
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To,  
All SE's ( )  
All EE's ( )

Cc to : CE (NM)/ CE(SP)/ CE(NMIA)/ ACE (I & Metro)/ ACE(II)/ ACE(III) --- for information.