



Rajasthan State Road Development & Construction Corporation Ltd.

(Formerly RSBCC Ltd.)

(A GOVERNMENT OF RAJASTHAN UNDERTAKING)

CIN No. U45203RJ1979SGC001853

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No. A-6(128) BOT/2017-18/

Date:-

OFFICE ORDER

Board approved the modification in the Parameters of Bidding Procedures and Conditions for collection of Toll Tax in RSRDC, in the 83rd Board Meeting held on 22.03.2017 at item no. 83.11.

The new Parameters of Bidding Procedures and Conditions for collection of Toll Tax are to be implemented with immediate effect in supersession to this office letter no. A-6(128)BOT/2015-16/34870-920 dated 31.03.2016.

The modified Parameters of Bidding Procedures and Conditions for collection of Toll Tax are as under:

| PART-A | |
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| 1 | Before issuing any NIT for the toll tax collection, Reserve price of the bid shall be finalized by a Committee based upon the traffic census conducted by PD concerned as per guide lines issued by H.O. Following procedure shall be adopted for fixing of reserve price:- |
| | 1. During start of toll first time:- |
| | (i) The reserve price shall be fixed on the basis of DPR/ traffic census data, whichever is higher & invite the tenders. If no bidder participates in the tender or quote less rate than the reserve price, then, the reserve price shall be fixed on the basis of traffic census data / DPR whichever is lower. |
| | (ii) If no bidder participates in the tender or quote less rate than the reserve price, then, reserve price shall be fixed on the basis of highest rate received in any of above tender / recommended by reserve price committee with justification. |
| | 2. For ongoing toll:- |

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| | <p>(i) The amount of reserve price tenders shall be fixed on the basis of enhancing the present toll contract amount by 5% traffic growth+ actual toll rate increase in corresponding year considering 1st April as base date (per annum) if any/ traffic census data, whichever is higher. If no bidder participates in the tender or quote less rate than the reserve price, then, the reserve price shall be fixed on the basis of 7 days traffic census data / enhancing the present toll contract amount by 5% traffic growth+ actual toll rate increase in corresponding year considering 1st April as base date (per annum) if any, whichever is lower.</p> |
| | <p>(ii) If no bidder participate in the tender or quote less rate than the reserve price, then, reserve price shall be fixed on the basis of highest rate received in any of above tenders.</p> |
| | <p>(iii) If no bidder participate in the tender or quote less rate than the reserve price, then, reserve price shall be fixed as per present toll contract rate without any enhancement / Recommended by reserve price committee with justification.</p> |
| | <p>The designated Committee consisting of GM/CPM, CFO & Manager (BOT) for finalization of reserve price shall critically examine the recommendation submitted by DGM & PD and submit its recommendation to the MD.</p> <p>MD, RSRDC shall submit his recommendation to Chairman, RSRDC and after concurrence of Chairman, RSRDC, such approval shall be issued by the MD for issue of NIT as per rules.</p> |
| 2 | <p>Bidders desirous of participating in the tender online, shall be required to deposit Earnest Money @ 2% amount of the reserve price, tender cost & e-tendering processing fees through NEFT/RTGS or any other money transfer system in the bank account of concerned Unit office or in the bank account of RSRDC head office and copy of receipt of money deposition and other relevant documents to be uploaded at the time of e-tendering.</p> |
| 3 | <p>The tenders shall be opened on due date at concerned DGM office / Unit office by Tender Opening Committee. The composition of the Tender Opening Committee shall be as under:-</p> <p>DGM, RSRDC concerned PD, RSRDC concerned Accounts personal in Unit office</p> |
| 4 | <p>The Earnest Money of the first three highest bidders shall be retained by the Corporation till finalization of the toll tax tenders. Earnest Money of the remaining bidders shall be returned to the respective bidders immediately.</p> |

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| 5 | The tenders so received shall be scrutinized by Tender Opening Committee (Same as per point no. 3 above) and after due recommendation on the tender send to head office for approval of tender. After getting concurrence of Chairman RSRDC, approval of tender shall be communicated to PD concerned. |
| 6 | PD concerned shall issue LoA to the approved bidder for depositing advanced toll amount @ 5 % of the agreed amount by NEFT/RTGS and 20% of the contract amount as performance security in the form of BG of a Scheduled bank (Payable at Jaipur) / Fixed Deposit Receipt (FDR) of a scheduled bank (It shall be in the name of procuring entity on account of bidder and discharged by the bidder in advance. The procuring entity shall ensure before accepting the FDR that the bidder furnishes an undertaking from the bank to make payment / premature payment of the FDR on demand to the procuring entity without requirement of consent of the bidder concerned. In the event of forfeiture of the performance security, the Fixed Deposit shall be forfeited along with interest earned on such Fixed Deposit) for toll period up to one year or 5% of agreed amount as advance payment by NEFT/RTGS & 15% of the contract amount as performance security in the form of BG of a Scheduled bank (Payable at Jaipur) / Fixed Deposit Receipt (FDR) of a scheduled bank (It shall be in the name of procuring entity on account of bidder and discharged by the bidder in advance. The procuring entity shall ensure before accepting the FDR that the bidder furnishes an undertaking from the bank to make payment / premature payment of the FDR on demand to the procuring entity without requirement of consent of the bidder concerned. In the event of forfeiture of the performance security, the Fixed Deposit shall be forfeited along with interest earned on such Fixed Deposit) for toll period more than one year within the specified time (10 days) and to execute the contract agreement, so that toll tax points can be handed over to him for starting collection of toll tax. |
| 7 | The date of start shall be 7 days from deposit of BG / FDR. In case of late deposition of BG / FDR after specified time (10 days) by contractor, the date of start of toll shall be 18 days after issue of LoA even though toll booths have not been occupied. It means contractor has to pay monthly installments from 18 days after issue of LoA irrespective of start of toll beyond 7 days. |

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| 8 | The successful bidder shall also be required to deposit required number of additional advance Cheques payable at par at all branches of Scheduled bank (one cheque for each month as advance cheques for entire period of toll contract) each for an amount of total toll contract minus the advanced toll amount as above, divided in equal monthly installment. This shall be deposited, at the time of signing of contract agreement, as per the letter of acceptance. The earnest money @ 2% deposited for procurement of tender document shall be adjusted in advance toll amount on successful award of the contract. |
| 9 | If any installment is not paid by the contractor on due date, the contractor shall be liable to pay minimum 7 days simple interest @ 18% per annum on the remaining amount on a weekly basis. |
| 10 | If contractor fails to deposit installment even after one month period, then process of floating the fresh NIT for remaining period shall be initiated and cost of NIT will be charged from the contractor. After two months default period or contractor fails to continue the toll further, then all the deposits including advance money and BG / FDR amount taken as per rule, should be forfeited/revoked and he shall be debarred for minimum 1 (one) year period by the Corporation for participating in any future tenders of the Corporation. |
| 11 | If the highest bidder withdraws his offer after opening of the tender by the Tender Opening Committee, the Earnest Money deposited by him shall be forfeited by the Corporation and he shall be debarred by the Corporation for participating in any future tenders for 2 years period in the Corporation. In such case the Corporation may consider counter offer on the offer of highest bidder to the second or subsequent highest bidder for awarding him the toll contract, if quoted price is higher than the reserve price. If no bidder accepts the counter offer, then tender may be awarded to 2nd highest bidder on his own rate (if more than reserve price) for the maximum period of 3 months or finalization of fresh tender, whichever is earlier. |
| 12 | Process for debarring of the defaulting toll contractors shall be started by concerned Project Director of the Corporation and order will be issued by Head office. |
| 13 | All employees of the toll tax contractors will remain in uniform with badges of their names. The minimum qualification of employees employed at toll booth for collection of toll tax must be secondary pass and Supervisor must be minimum graduate. |
| 14 | No child labour will be engaged on duty at toll plazas. |
| 15 | Proper slip lanes shall be constructed on the toll plazas. |

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| 16 | RSRDC shall hand over toll plaza which shall be maintained by successful bidder and it will be handed over back to RSRDC in same/perfect condition alongwith charge list on expiry of toll contract. |
| 17 | It shall be the toll contractor's responsibility to remove the garbage/accidental vehicles/dead animals etc. from the surface of the road at his own cost. |
| 18 | In case of leakages in toll collection due to traffic diversion, contractor shall be permitted to install temporary check post at their own cost to stop the leakages after concurrence of Chairman, RSRDC. For any such revenue loss, Corporation shall not be responsible. |
| 19 | No fees shall be payable or collected in respect of vehicles of RSRDC and vehicles engaged by RSRDC or vehicles of any agency engaged by RSRDC for construction, operations & maintenance of the project roads or any other activity under highways projects. |
| 20 | Toll collecting agency will provide actual receipt of toll collection quarterly for the entire toll period. |
| 21 | Toll contractor will provide facility of first aid, drinking water etc. on each toll plaza at his own cost. |
| 22 | The toll contractor is liable to issue computerized toll receipt for which necessary arrangement of computer etc. shall be done by him at his own cost. |
| 23 | The toll contractor is liable to arrange cameras, generator, electric fixtures etc. at his own cost. |

PART –B

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| 1 (अ) | यदि उच्चतम निविदादाता एग्रीमेन्ट पर हस्ताक्षर नहीं करता या अग्रिम किस्त की राशि जमा नहीं कराता या पथ शुल्क वसूली शुरू नहीं करता या ठेका बीच में ही छोड़कर चला जाता है या सक्षम अधिकारी ठेका निरस्त करता है तो निविदा स्वीकार करने वाली कमेटी द्वितीय, तृतीय आदि उच्चतम राशि के निविदादाताओं को क्रमशः प्रस्ताव दे सकती है। यदि स्वीकृत निविदा पर उपरोक्त कोई भी ठेका लेने का तैयार नहीं हो तो द्वितीय, तृतीय इत्यादि निविदादाता को निविदादाता की स्वयं की दर पर (यदि आरक्षित दर से अधिक हो तो) अधिकतम 3 माह या नई निविदा की स्वीकृति तक जो भी पहले हो, उक्त अनुबन्ध मान्य होगा। |
| 1 (ब) | अध्यक्ष, आर.एस.आर.डी.सी.लि. द्वारा आकस्मिक परिस्थितियों में पथकर दरों का पुनरीक्षण कर निविदा राशि में 7.50 प्रतिशत वृद्धि कर/अन्य अनुमोदित दर पर किसी भी एजेन्सी द्वारा टोल वसूली हेतु अधिकतम 3 माह या नई निविदा की स्वीकृति तक जो भी पहले हो, की स्वीकृति दी जा सकती है। |
| 2 (अ) | आरक्षित राशि के बराबर या अधिक राशि की निविदा प्राप्त होने पर उच्चतम निविदा राशि वाले निविदादाता को ठेका दे दिया जावेगा। |

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| 2 (ब) | आरक्षित राशि से कम राशि की निविदा प्राप्त होने पर निविदा निरस्त कर दी जावेगी और विभाग आरक्षित राशि पर सावधानीपूर्वक विचार विमर्श कर पुनः निविदा आमन्त्रित कर सकेगा, फिर भी आरक्षित राशि से कम राशि की निविदा प्राप्त होती है तो उच्चतम राशि के निविदादाता से नेगोशियेशन किया जायेगा। यदि उच्चतम राशि का निविदादाता आरक्षित राशि से अधिक या बराबर निविदा नहीं देता है तो इसी प्रकार के प्रस्ताव क्रमशः द्वितीय, तृतीय आदि उच्चतम निविदादाताओं को दिये जावेंगे। |
| 3 | निविदा स्वीकार होने की स्थिति में ठेका स्वीकृति जारी होने की तिथि से 10 दिवस के अन्दर या ठेका चालू होने से पूर्व सफल निविदादाता को पी.डब्ल्यू.एफ.एण्ड ए.आर.पार्ट-प्रथम के नियम 340 के अनुसार निर्धारित राशि के स्टाम्प पेपर पर निर्धारित प्रारूप में अनुबन्ध निष्पादित करना होगा। |
| 4 | निविदादाता की मृत्यु की दशा में विभाग के साथ हुए अनुबन्ध का समाप्त किया जा सकेगा एवं ठेकेदार को देय राशि में से सरकार की बकाया राशि समाहित कर शेष राशि का भुगतान विधियुक्त उत्तराधिकारी को कर दिया जायेगा। |
| 5 | असफल निविदादाता की अमानत राशि को अंतिम रूप से निविदा स्वीकार करने के पश्चात् आवेदन करने पर लौटा दी जावेगी। जमा अवधि के लिये अमानत राशि पर कोई ब्याज देय नहीं होगा। |
| 6 | निम्न मामलों में अमानत राशि जब्त कर ली जावेगी:- |
| (अ) | निविदा खोलने एवं स्वीकार करने के बीच की अवधि में प्रस्ताव वापिस लेने या परिवर्तन करने पर |
| (ब) | निर्धारित समय में अनुबन्ध नहीं करने पर |
| (स) | निर्धारित समय में आदेशानुसार प्रतिभूति राशि जमा नहीं करने पर |
| 7 | सफल निविदादाता को निविदा स्वीकृति पत्र जारी होने के पश्चात् उसकी जमा कराई धरोहर राशि को बतौर प्रतिभूति (सुरक्षा) राशि जमा कर ली जावेगी। इस जमा राशि पर कोई ब्याज देय नहीं होगा। |
| 8 | निम्नलिखित परिस्थितियों में प्रतिभूति राशि जब्त कर ली जावेगी:- |
| (अ) | निर्धारित समय में अनुबन्ध निष्पादित न किये जाने पर |
| (ब) | अनुबन्ध की शर्त भंग करने पर |
| (स) | संतोषजनक रूप से कार्य नहीं करने पर |

(G. Mukhija)
General Manager

Copy to the following for information:-

1. PS to Chairman, RSRDC Ltd. Jaipur.
2. PS to Managing Director, RSRDC Ltd. Jaipur.
3. Chief Financial Officer, RSRDC Ltd., Jaipur.
4. G.M/CPM, RSRDC Ltd. Jaipur
5. DGM , RSRDC Ltd, All.
6. Manager, RSRDC Ltd, All.

7. Project Director, RSRDC Ltd, All.

General Manager