

**Invitation
For
Expression of Interest (EOI)
For
Design & Construction of 4NSD & 8NSD Gate
At
Netaji Subhas Dock, Kolkata Port Trust
From conception to completion**

Eoi No : Clv/T/2206/53 dated 8.12.2017

IMPORTANT INSTRUCTION

Prospective Applicants who download the EoI document from Website and wish to submit in their document need to notify **Kolkata Port Trust** with their Contact Details (Name, Designation, Company details with address, Contact Number and Official Email ID) to ce@kolkataporttrust.gov.in immediately after downloading the Proposal document.

Details to be shared in below format-

1. Name of Applicant-
2. Designation -
3. Company Details with Address -
4. Contact Number -
5. Official Email ID-

SECTION-1: Disclaimer

This Expression of Interest (EOI) document has been prepared with adequate care. However, the Applicants should verify that the document is complete in all respects. Intimation of discrepancy, if any should be given to the Chief Engineer Kolkata Port Trust at below mentioned address:

The Office of the Chief Engineer, Kolkata Port Trust, 15 Strand Road, Kolkata - 700001.

Email: ce@kolkataporttrust.gov.in

Neither, Kolkata Port Trust (KoPT) nor its employees will have any liability to any prospective Applicants under the law of contract, for any loss, expense or damage which may arise from or be incurred or suffered in connection with anything contained in this EOI document. The applicable laws for the purpose are the laws of India. High Courts Court of Calcutta will have jurisdiction concerning or arising out of this EOI document. KoPT reserves the right to accept or reject any EOI application. KoPT also reserves the right to annul the selection process at any time without any liability.

Before submitting the EOI, the Applicants may gather all information regarding the exact site condition and any other information required for the purpose.

sd/-
Chief Engineer
Kolkata Port Trust

SECTION -2: Invitation for Proposals

1. KoPT invites EOI proposals from reputed, reliable, bonafied & experienced parties for “Design & Construction of 4NSD & 8NSD Gate at Netaji Subhas Dock, Kolkata Port Trust from conception to completion”.
2. The complete Proposal document has been published on the websites www.kolkataporttrust.gov.in for the purpose of downloading. The downloaded final proposal document should be submitted along with requisite documents as provided in the section “Instructions to Applicants”. The Applicants should note that the Documents related to the EOI Proposals may be changed till one week before the final date of submission.
3. KoPT reserves the right to share the information provided in the Proposal document during the course of evaluation of Proposals.
4. A pre-Proposal meeting of prospective Applicants will be held as per the details provided in the Notice Inviting Proposal. The objective of this meeting is to address the queries of the prospective Applicants related to the EOI. The Pre-Proposal meeting will be held at KoPT, Head Office at Kolkata.
5. The Applicants are expected to ensure that their Proposal documents reach KoPT on or before the due date. In the event of due date being declared a holiday for KoPT, the due date for submission of the Proposals will automatically stand extended till the following working day at the appointed time & venue.
6. The Proposals will be opened as per the details provided in EOI. The Applicant may choose to attend the Proposal opening at the office of KoPT.
7. No contractual obligation whatsoever shall arise from the EOI process.
8. The Proposals will be evaluated through a two stage, two envelope methods. The Applicants qualifying in Stage-I will be invited to submit the financial Proposal in Stage-II. The Applicants participating in Stage- II will be required to deposit an EMD as will be notified to the qualified Applicants from Stage- I.
9. The successful Applicant(s) in Stage-II shall have to sign an agreement with KoPT within the specified period failing which his EMD (for Stage II) shall be forfeited and the said Applicants shall be deemed to have abandoned /relinquished /surrendered its claims/rights/selection. The EMD (for Stage II Proposal) will be returned to the unsuccessful Applicant in Stage II.

10. Any information provided herein is intended only to help the Applicants to prepare a logical Proposal. KoPT is not responsible for any errors in the EoI/Proposal documents.
11. KoPT reserves the complete right to cancel the Proposal process / reject any or all of the Proposals / enter into agreement with successful Applicant(s) / at its sole discretion.

Chief Engineer
Kolkata Port Trust

Section-3:Notice Inviting Proposal / EOI

E-Proposal under Two stage system are invited from reputed, reliable, bonafied & experienced Applicants with required experience as per Prequalification criteria stipulated in Expression of Interest Document for “Design & Construction of 4NSD & 8NSD Gate at Netaji Subhas Dock, Kolkata Port Trust from conception to completion” as per terms and conditions of Expression of Interest to Kolkata Port Trust . Proposal Document may be seen from KoPT website. Corrigenda or clarifications, if any, shall be hosted on the above mentioned website only for Stage-I. Applicants will have to participate in Proposal process through website www.kolkataporttrust.gov.in only.

SCHEDULE OF PROPOSAL (SOT)

Proposal No	KoPT/KDS/CIV/T/2206/53 dated 08.12.2017
Mode of Proposal	The intending Applicants are required to submit their offer in hard copies physically at the Office of the Superintending Engineer (Contract) , Civil Engineering Department . The envelope should be super-scribed as “Design & Construction of 4NSD & 8NSD Gate at Netaji Subhas Dock, Kolkata Port Trust from conception to completion”
Date of proposal available to parties to download	8.12.2017 to 15.01.2018 (Up to 15.00 Hrs)
Pre-Proposal Meeting date & Time	03.01.2018 at 12.00 Noon
EMD Fees for Stage II Proposal (Refundable to Unsuccessful Applicants)	EMD will be notified to the qualified Applicants of Stage I [to be submitted by Qualified Applicants of Stage I at the time of submission of Stage II Proposal]
Date of starting of submission of Stage I Proposal	11.01 2018 (From 10.00 hours onwards)
Last date of submission of Proposal/EOI at Kolkata Port Trust	16.01.2018 (up to 15.00 Hrs.)
Date & Time of opening of Stage-I Proposal:	17.01.2018 (After 3:30 P.M.)
Proposal Procedure	Two Stage, Two envelope system
Proposal Evaluation Criteria	Refer Instructions to Applicant Section
Websites for downloading Proposal Document, Corrigendum's , Addendum etc.	www.kolkataporttrust.gov.in

Contact Person	Sri G Basak, EE(D) Ph: 9836298649 Sri S. Mitra, SE, Ph: 9836298680
Proposal Validity	120 days from the date of submission
* Prospective Applicant who download the Proposal document from Website and wish to participate in Proposal process need to notify KoPT with their Contact Details (Name, Designation, Company details with address, Contact Number and Official Email ID) to ce@kolkataporttrust.gov.in immediately after downloading the Proposal document.	

List of Annexures

Letter of Application Form	: Annexure - 1
Power of attorney for Authorized Signatory	: Annexure - 2
Details of Applicant along with previous experience towards Eligibility:	Annexure - 3
Development Plan for the Project	: Annexure - 4
Schematic Drawing	: Annexure 5

Chief Engineer
Kolkata Port Trust

Section-4:Background

The Port and the river commenced their journeying relationship when the modern-day metropolis was no more than a cluster of sleepy hamlets along a muddy waterfront. The verdant and fertile banks of the Hooghly entrench a long struggle for maritime domination among seafaring communities, from the Portuguese, to the North Europeans to the ultimate monopoly of the East India Company. Kolkata Port, the only riverine major port of India, is also the first major port in the country. The history of Kolkata Port is inter-twined with that of the city of Kolkata. Kolkata (earlier known as Calcutta) was the second largest city in the British Empire - second only to London and a Jewel in the Crown. What was described as “one of the best and most convenient port out of Europe” by the Lt. Governor of Bengal in 1877, still retains a pre-eminent position among the nation’s major ports. This port was established in 1870 and is presently serving a vast hinterland that comprises the entire Eastern India including Bihar, Jharkhand, Uttar Pradesh, Madhya Pradesh, Assam, Chhattisgarh, North-East Hill states and the land-locked countries of Nepal & Bhutan. Its 232 km channel boasts of the deepest draft at one end and the lowest at the other. Its history of the past 147 years is closely linked to the emergence of Kolkata as a bustling, modern metropolis, often called the gateway to Eastern India. Kolkata Port’s two dock systems viz. Kolkata Dock System (KDS) and Haldia Dock Complex (HDC) successfully face the challenges that are common to riverine ports the world over.

In the backdrop of above, Kolkata Port Trust intends to rejuvenate and modernise two gates of Netaji Subhas Dock namely 4NSD & 8NSD with a modern look mainly based on overhead steel structure.

Section-5: Scope of Work

The work comprises of Conceptual Architectural design, Structural design & Construction of 4NSD & 8NSD Gate at Netaji Subhas Dock, Kolkata Port Trust. A schematic of the Gates of only plan & elevation with clear dimensions of height , width of passage of roads through gates and area to be covered with a shed of steel structure etc have been enclosed to give a basic idea regarding various dimensions & clearances.

The broad parameters of the scope of EOI include:

1. To prepare a Conceptual Architectural drawings including electrification /illumination/ area lighting of 4NSD Gates & 8NSD Gates to be conceived with an overhead steel structure of space deck and sleek supporting columns design along-with layout plan & Elevation, 3D view with 3D Max software or any other 3D software & other Architectural drawings.
2. The structure to be conceived will be of steel structure covered with shed and founded on RCC footing. For the purpose of design, the safe bearing capacity may be taken as 6t/m² at a depth of 1.2m below ground level.
3. Key Dimensions of Gate and its overhead shed coverage with various clearances are shown in the enclosed schematic drawing
4. To design the structures both manually as well as through suitable software with relevant drawings and is to be submitted by the Applicants duly vetted by IIT, KGP or JU or IEST, Shibpur.
5. Specification of items to be executed along with rates based on PWD Schedule of Rates
6. To execute the project from conception to completion inclusive of construction
7. Terms of contract for the proposal
8. Budgetary offer of the proposal (should be submitted in a separate sealed envelope)

Section -6:Eligibility Criteria

The minimum Eligibility Criteria for participating in EOI :

a) The intending Applicant must have successfully completed similar works during the last 7(seven) years ending last day of month previous to one in which applications are invited and the experience should be either of the following:

Either **(i) 03 (Three)** completed works each having a covered area of not less than **40 %** of the total covered area of 870 m2 put to Proposal. The Value of works ,executed by the Applicants in each of the works, has to be submitted.

Or **(ii) 02 (Two)** completed works each having a covered area of not less than **50 %** of the total covered area of 870 m2 put to Proposal. The Value of works, executed by the Applicants in each of the works, has to be submitted.

Or **(iii) 01 (One)** completed work having a covered area of not less than **80%** of the total covered area of 870 m2 put to Proposal. The Value of work, executed by the Applicants in each of the works, has to be submitted.

b) Work experience as a sub contractor **shall not be** considered as the requisite qualification.

c) The Applicants should also mention Average Annual Financial Turnover of the Proposal submitting firm during the last three years, ending on **31-03-2017 along with their Proposal.**

Note 1: Similar work means -

Conceptual Design, Structural design alongwith Construction of Sheds / Covered Gates /Factory Shed s etc from conception to completion including construction.

Section -7:Instructions to the Applicants

1. Downloading of EoI / Proposal / Proposal Documents

a. The downloading of Proposal documents shall be commenced from the date of publication of Notice Inviting Proposal and shall be stopped one day prior to the date of opening of Proposal. The complete Proposal document can be downloaded from KoPT web-site - www.kolkataporttrust.gov.in. The prospective Applicants can download the Proposal format document from the websites.

Prospective Applicant who download the Proposal document from Website and wish to participate in Proposal process need to notify KoPT with their Contact Details (Name, Designation, Company details with address, Contact Number and Official Email ID) to ce@kolkataporttrust.gov.in immediately after downloading the Proposal document.

2. Pre-Proposal Meeting/ Clarifications (Refer Annexure-I - Pre-Proposal Query Format for submitting queries)

A pre-Proposal meeting will be held as per the details mentioned in the EoI to clarify doubts of potential Applicants in respect of this EoI. The responses to the queries shall be published on the websites.

3. Changes in the Proposal Document

- a. At any time, prior to the deadline for presenting Proposals, the procuring entity may for any reason, whether on its own initiative or as a result of a request for clarification by a Applicant modify the Proposal documents by issuing an addendum in accordance with the provisions below.
- b. In case, any modification is made to the Proposal document or any clarification is issued which materially affects the terms contained in the Proposal document, the procuring entity shall publish such modification or clarification in the KoPT website.
- c. In case a clarification or modification is issued to the Proposal document, the procuring entity may, prior to the last date for submission of Proposals, extend such time limit in order to allow the Applicants sufficient time to take into account the clarification or modification, as the case may be, while submitting their Proposals.
- d. Any Applicant, who has submitted his Proposal in response to the original invitation, shall have the opportunity to modify or re-submit it, as the case may be, within the period of time originally allotted or such extended time as may be allowed for submission of Proposals, when changes are made to the Proposal document by the procuring entity:

Provided that the Proposal last submitted or the Proposal as modified by the Applicant shall be considered for evaluation.

5. Period of Validity of Proposals

a. Proposals submitted by the Applicants shall remain valid during the period specified in the NIT/ Proposal document. A Proposal valid for a shorter period shall be rejected by the procuring entity as non-responsive Proposal.

b. Prior to the expiry of the period of validity of Proposals, the procuring entity may request the Applicants to extend the Proposal validity period for an additional specified period of time. A Applicant may refuse the request and such refusal shall be treated as withdrawal of Proposal and in such circumstances Proposal security, if any, shall not be forfeited.

6. Format and Signing of Proposals

a. Applicants must submit their Proposals at office of the KOPT only. The Proposals can be submitted in person or by Post. Only such Proposal documents that reach the office of KoPT on or before the scheduled date will be considered.

Sl No	Documents Type	Document Format
1	Covering Letter - Proposal	On Applicant's letter head duly signed by authorized signatory
Pre-Qualification and Financial Proposal Documents		
1	Letter of Application Form	As per Annexure-1(Envelop 1)
2	Power of attorney for authorized signatory	As per Annexure-2(Envelop 1)
3	Details of Applicant along with previous experience towards Eligibility	As per Annexure-3(Envelop 1)
4	Development Plan for the Project as per Scope of work	As per Annexure-4(Envelop 1)
5	Sealed Cover marked as "Budgetary Offer"	On applicant's letter head duly signed and sealed
6	Financial Evaluation Format	To be provided to those Applicants who qualify Stage I

- b. The Applicants should submit the proposal only in physical form [hard copy] as prescribed in this document.
- c. The Applicant should ensure that all the required documents, as mentioned in this Proposal document, are submitted along with the Proposal and in the prescribed format only. Non-submission of the required documents or submission of the documents in different format/contents may lead to the rejection of the Proposal submitted by the Applicant.
- d. This expression of interest is a two stage process.
 - i. Stage I is for evaluating the capacity and capability of Applicants with regard to the Scope of Work of EOI. The Applicants that are adjudged to have requisite capability / capacity will be invited to participate in stage 2 Proposal.
 - ii. Stage II is for evaluation of financial offers. KoPT will be free to collaborate with more than one Applicant.
- e. Applicants are advised to study all instructions, forms, terms, requirements and other information in the EOI documents carefully. Submission of the Proposal shall be deemed to have been done after careful study and examination of the EOI document with full understanding of its implications.
- f. All the communication to KoPT including this EOI and the Proposal documents shall be signed on each page by the authorized representative of the Applicant and authority letter should be attached with the Proposal.

7. Cost & Language of Proposal

- a. The Applicant shall bear all costs associated with the preparation and submission of its Proposal, and the procuring entity shall not be responsible or liable for those costs, regardless of the conduct or outcome of the Proposal process.
- b. The Proposal, as well as all correspondence and documents relating to the Proposal exchanged by the Applicant and the procuring entity, shall be written only in English Language.
- c. This EOI does not bind KoPT to award a contract.
- d. All materials submitted by the Applicant become the property of KoPT and may be returned at its sole discretion.
- e. No submission fee or any other fee is required to submit Eoi proposal in Stage I.

8. Alternative/ Multiple Proposals

- a. Alternative/ Multiple Proposals for one Eol from one Applicant shall not be considered.

9. Deadline for the submission of Proposals

- a. Proposals shall be received in physical form at the office of KoPT and up to the time and date specified in the Eol.
- b. Normally, the date of submission and opening of Proposals would not be extended. In exceptional circumstances or when the Proposal document are required to be substantially modified as a result of discussions in pre-Proposal meeting/ conference or otherwise and the time with the prospective Applicants for preparation of Proposals appears insufficient, the date may be extended by the procuring entity. In such case the publicity of extended time and date shall be given in the manner, as was given at the time of issuing the original Eol and shall also be placed on the KoPT website, if applicable. It would be ensured that after issue of corrigendum, reasonable time is available to the Applicants for preparation and submission of their Proposals. The procuring entity shall also publish such modifications in the Proposal document in the same manner as the publication of initial Proposal document. If, in the office of the Proposals receiving and opening authority, the last date of submission or opening of Proposals is a non-working day, the Proposals shall be received or opened on the next working day.

10. Withdrawal, Substitution, and Modification of Proposals

- a. An Applicant may withdraw its Proposal or re-submit its Proposal after it has been submitted before the deadline prescribed for submission of Proposals.
- b. Proposals withdrawn shall not be opened and processes further.

11. Opening of Proposals

- a. The Proposals shall be opened in presence of authorized official(s) [referred as Proposal opening committee] of KoPT on the date and time mentioned in the Eol in the presence of the Applicants or their authorized representatives who choose to be present.
- b. A list of the Applicants or their representatives attending the opening of Proposals shall be prepared and their signatures will be obtained. In order to allow participation in the Proposal opening process, the Applicant's representatives are expected to bring an authority letter to the effect from the company.
- c. The committee shall conduct a preliminary scrutiny of the opened Proposals to assess the prima- facie responsiveness and ensure that the: -

- i. Proposal is accompanied by Proposal fee;
 - ii. Proposal is valid for the period specified in the Proposal document;
 - iii. Proposal is unconditional
 - iv. Other conditions, as specified in the Proposal document are fulfilled.
 - v. Any other information which the committee may consider appropriate.
- d. No Proposal shall be rejected at the time of Proposal opening except the Proposals not accompanied with the Proposal fee.
- 12. Selection Method:** Only such Proposals that are complete in all respects shall be considered for evaluation. The decision of KoPT in this matter will be final.

13. Clarification of Proposals

- a. To assist in the examination, evaluation, comparison and qualification of the Proposals, the Proposal evaluation committee may, at its discretion, ask any Applicant for a clarification regarding its Proposal.
The committee's request for clarification and the response of the Applicant shall be in writing.
- a. Any clarification submitted by a Applicant with regard to its Proposal that is not in response to a request by the committee shall not be considered.
- b. All communications in this regards shall be included in the record of the procurement proceedings.

14. Evaluation of Proposals

The Proposal evaluation committee will evaluate the received Proposals on the basis of their capability and capacity to Conceptual Architectural design, Structural design & Construction of 4NSD & 8NSD Gate at Netaji Subhas Dock, Kolkata Port Trust as per Scope of Work.

The Applicants who qualify in Stage I shall be informed in writing and will be asked to submit financial Proposal document within stipulated date.

- a. The Proposal evaluation committee may request the Applicant to submit additional information or documents to help them in the evaluation process. Failure of the Applicant to comply with the request within the specified time may result in the rejection of its Proposal.

b. Stage I Evaluation

Proposals shall be evaluated based on the documents submitted in the Proposal as mentioned in clause “Format and Signing of Proposals” under Section 7 above and on the basis of other documents requested from the Applicants.

The Applicants who qualify in Stage I shall be informed in writing and will be asked to submit financial Proposal document within stipulated date.

14.1 EVALUATION CRITERIA

14.1.2. A Applicant must not have, during the last three years, failed to perform on any agreement, as evidenced by imposition of a penalty by an arbitral or judicial authority or a judicial pronouncement or an arbitration award against the applicant, nor been expelled from any project or agreement nor have had any agreement terminated for breach of contract by such Applicant.

14.1.3. Even if a Applicant satisfies the above noted requirements, it is liable to be disqualified if it is found to have:

- a) Made a false representation in the form, statement and attachments required in the documents for this empanelment;
- b) A record of poor performance such as abandoning work, not properly completing contract, financial failures or delayed completion;
- c) Been convicted by any court of law.
- d) Must not have been blacklisted by any government/ semi government department in the last three years.

14.1.4. Selection of the Applicant will be evaluated based on appropriate marking system. The categories for marking and their respective weightage are as under:

Sl No	Criteria	Weightage
1	Past Experience of the Firm	45 Marks
	Proven experience in handling projects of similar nature	1 project 15 marks 2 projects 30 marks 3 projects 45 mark
	Conceptual Design, Structural design along-with Construction of Sheds / Covered Gates /Factory Sheds etc from conception to completion	
	For a covered area of shed of minimum 870 m2 & above	1 project 60 marks

	For a covered area of shed of minimum 435 m2 but below 870 m2	1 project 30 marks
	For a covered area of shed of minimum area 350 m2 to 435 m2	1 project 20 marks
2	Qualification of Technical Experts 25 Marks	20 Marks
	Team of qualified technical experts/specialists in the respective field with sound academic record and work experience	
	Architect :5 marks	Must have 5 years of experience in similar projects.
	Civil Engineer : 5 marks	Must have 5 years of experience in similar projects.
	Must have in-house survey facilities e.g. TSS. : 5 Marks	
	Must have in-house structural Engineering Wing : 5 Marks	
3	Financial Strength of the Applicant	20 Marks
	Annual turnover between 50 lacs to 1 cr : 5 Marks	
	Annual turnover between 1cr - 1.5 Cr : 5 + 7 Marks	
	Annual turnover above 1.5 cr : 5+7+ 8 marks	
	Total	100 Marks

14.1.5 SELECTION OF THE CONSULTANTS FOR EMPANEELMENT

Only those Applicants whose proposal scores 60 marks or more out of 100 shall be qualified for Stage-I Proposal and will be asked to submit financial Proposal document within stipulated date.

However Kolkata Port Trust reserves the right for selection of any other firm.

15. Exclusion of Proposals/ Disqualification

- a. A procuring entity shall exclude/ disqualify a Proposal, if any of the condition given below is satisfied:
 - i. the information submitted, concerning the qualifications of the Applicant, was false or constituted a misrepresentation;

- ii. the information submitted, concerning the qualifications of the Applicant, was materially inaccurate or incomplete;
 - iii. the Applicant is not qualified as per pre-qualification/ eligibility criteria mentioned in the Proposal document;
 - iv. the Proposal materially departs from the requirements specified in the Proposal document or it contains false information;
 - v. the Applicant, submitting the Proposal, his agent or any one acting on his behalf, gave or agreed to give, to any officer or employee of the procuring entity or other governmental authority a gratification in any form, or any other thing of value, so as to unduly influence the procurement process;
 - vi. the Applicant, in the opinion of the procuring entity, has a conflict of interest materially affecting fair competition.
- b. For the reasons given above, a Proposal can be excluded/ disqualified even at a later stage.

15. Re-invitation of Proposals

KoPT may, at its own discretion, decide to re-invite the Proposals. The eligibility criteria and other conditions may be revised at the re-invitation stage.

16. Information to shortlisted Applicant(s)

The intimation to shortlisted Applicant(s) will be sent by email / speed post.

17. Procuring entity's right to accept or reject any or all Proposals

The Procuring entity reserves the right to accept or reject any Proposal, and to annul (cancel) the Proposal process and reject all Proposals at any time, without thereby incurring any liability to the Applicants.

18. Cancellation of procurement process

- a. If the procurement process has been cancelled, it shall not prevent the procuring entity from initiating a new procurement process for the same subject matter of procurement, if required.
- b. The procuring entity shall not open any Proposals or proposals after taking a decision to cancel the procurement and shall return such unopened Proposals or proposals.
- c. The decision of the procuring entity to cancel the procurement shall be communicated to all Applicants that participated in the process.

19. Code of Integrity for Applicants

1. No person participating in a procurement process shall act in contravention of the code of integrity prescribed by the Government.

2. The code of integrity includes provisions for:

i. Prohibiting

a. any offer, solicitation or acceptance of any bribe, reward or gift or any material benefit, either directly or indirectly, in exchange for an unfair advantage in the procurement process or to otherwise influence the procurement process;

b. any omission, including a misrepresentation that misleads or attempts to mislead so as to obtain a financial or other benefit or avoid an obligation;

c. any collusion, Proposal rigging or anti-competitive behavior to impair the transparency, fairness and progress of the procurement process;

d. improper use of information shared between the procuring entity and the Applicants with an intent to gain unfair advantage in the procurement process or for personal gain;

e. any financial or business transactions between the Applicant and any officer or employee of the procuring entity;

f. any coercion including impairing or harming or threatening to do the same, directly or indirectly, to any party or to its property to influence the procurement process;

g. any obstruction of any investigation or audit of a procurement process;

i. Direct or indirect canvassing on the part of the Applicant or his representative would be a disqualification.

ii. Disclosure of conflict of interest;

iii. Disclosure by the Applicant of any previous transgressions with any entity in India or any other country during the last three years or of any debarment by any other procuring entity.

3. Without prejudice to the provisions below, in case of any breach of the code of integrity by a Applicant or prospective Applicant, as the case may be, the procuring entity may take appropriate measures including: -

i. exclusion of the Applicant from the procurement process;

ii. Debarment of the Applicant from participation in future procurements of the procuring entity for a period not exceeding three years.

20. Reservation of Rights

To take care of unexpected circumstances, KoPT shall reserve the rights for the following:

- I. Extend the closing date for submission of the Proposal proposals.
- II. Amend the Proposal requirements at any time prior to the closing date, with the amendment being notified to prospective Applicants.
- III. Allow one or more Applicants to change their Technical proposal, if the same opportunity is given to all Applicants.
- IV. To accept any Proposal not necessarily the highest, reject any Proposal without assigning any reasons and accept Proposal for all or anyone or more than one for which Proposal has been invited.
- V. Terminate or abandon the Proposal procedure or the entire project whether before or after the receipt of Proposal proposals.
- VI. Seek the advice of external consultants to assist KoPT in the evaluation or review of proposals.
- VII. Make enquiries of any person, company or organization to ascertain information regarding the Applicant and its proposal.
- VIII. Reproduce for the purposes of the procedure the whole or any portion of the proposal despite any copyright or other intellectual property right that may subsist in the proposal.
- IX. The decision of KoPT in this matter shall be final.

21. Governing Law

The “Terms of Reference” shall be governed and interpreted as the Laws of India

22. Dispute resolution

In case any dispute arises between the Parties with respect of the Terms of Reference, including its validity, interpretation, implementation or alleged material breach of any of its provisions, both Parties hereto shall endeavour to settle such dispute amicably. If the Parties fail to bring about an amicable settlement within a period of 30 (thirty) days, dispute shall be referred the sole arbitrator appointed by KoPT. Arbitration proceedings shall be conducted in accordance with the provisions of the Arbitration and Conciliation Act, 1996 and Rules made there under, or any

legislative amendment or modification made thereto. The venue of the arbitration shall be Kolkata. The award given by the arbitrator shall be final and binding on the Applicant. The language of arbitration shall be English.

Courts in Kolkata only shall have the exclusive jurisdiction to try, entertain and decide the matters which are not covered under the Arbitration and conciliation Act.

Chief Engineer
Kolkata Port Trust

Annexure 1

Letter of application

Date: _____

To,

The Chief Engineer,
Kolkata Port Trust,
15 Strand Road,
Kolkata 700001
Email:

**Subject: “ Expression of Interest (EOI) for Design & Construction of 4NSD & 8NSD
Gate at Netaji Subhas Dock,Kolkata Port Trust”**

Dear Sir,

In response to your invitation for Expression of Interest for the captioned subject matter, we submit our EOI in the prescribed format. Accordingly we have submitted the details enclosed to this letter.

I / We agree that the period for which the Proposal shall remain open for acceptance shall not be less than four months.

Dated:
with Seal)

(Signature of Applicant

WITNESS :

Signature :

Name of the
Applicant :

Name :

Address :

(In Block

Letters)

Address :

Occupation
:

Annexure 2

[Power of attorney for authorized signatory (To be submitted individually by each Applicant on Rs.100 non-judicial stamp paper)]

POWER OF ATTORNEY

Know all men by these presents, we _____ (name and address of the registered office) do hereby constitute, appoint and authorize Mr./Ms.

_____ (name and address of residence) who is presently employed with us and holding the position of _____ as our attorney, to do in our name and on our behalf, all such acts, deeds and things necessary in connection with or incidental to our EOI for < >, including signing and submission of all documents and providing information/ responses to < > in all matters before < >, and generally dealing with in all matters in connection with the said EOI. We hereby agree to ratify all such acts, deeds and things lawfully done by our said attorney pursuant to this Power of Attorney and that all such acts, deeds and things lawfully done by our aforesaid attorney shall and shall always be deemed to have been done by us.

Executant's Signature (Name, Title and Address)

I Accept

Attorney Signature

(Name, Title and Address of the Attorney)

Attested

Executant

Notes:

1. The mode of execution of the Power of Attorney should be in accordance with the procedure, if any, laid down by the applicable law and the charter documents of the executants(s) and when it is so required the same should be under common seal affixed in accordance with the required procedure.
2. Also, where required, the executants(s) should submit for verification the extract of the charter documents and documents such as a resolution / power of attorney in favour of the Person executing this Power of Attorney for the delegation of power hereunder on behalf of the Applicant.
3. In case the Proposal is signed by an authorized Director of the Applicant, a certified copy of the appropriate resolution / document conveying such authority may be enclosed in lieu of the Power of Attorney.

Annexure 3

[Details of Applicant along with previous experience towards eligibility]

Applicant details

Name of the Applicant:

Applicant's Constitution (Proprietorship / Partnership / Private Limited / Public Limited): Country of incorporation: Address of corporate headquarters and its branch office(s), if any, in India:

Date of incorporation and/or commencement of business (attach registration/incorporation certificate):

Business Profile:

Total Experience (in years):

Details of similar works(as defined in Eligibility Criteria under Section-5) executed in the last 7years alongwith value of works, completion time[Documentary Evidence in support of the claim is to be submitted]:

Average Annual Financial Turnover of the Proposal firm during the last three years, ending on **31-03-2017**:

Details of individual (s) who will serve as the point of contact / communication for the purpose of this EOI:

Name:

Designation:

Company:

Address:

Telephone Number:

E-Mail Address:

Fax Number:

Name, Designation, Address and Phone Numbers of Authorized Signatory of the Applicant:

Name

Designation:

Company:

Address:

Telephone Number:

E-Mail Address:

Fax Number:

Experience Details:

S. No.	Particulars	Details
1	Name of the Project	
2	Cost of the project	INR ____ (Rupees)
3	Name of the Project	
4	Details of the project with regard to Eligibility Criteria under Section -5	Total covered area of the project / Total overhead shed area in sqm supported on columns(all steel structure) etc
5	Time of Completion	
6	Value of Works	
5	Location, State, Country	Location /State / Country:
6	Proof of Experience	Yes/No, If Yes, please provide documentary evidence

Authorised Signatory

Name:

Designation:

Date:

Company Seal:

Signature of the Authorized Signatory

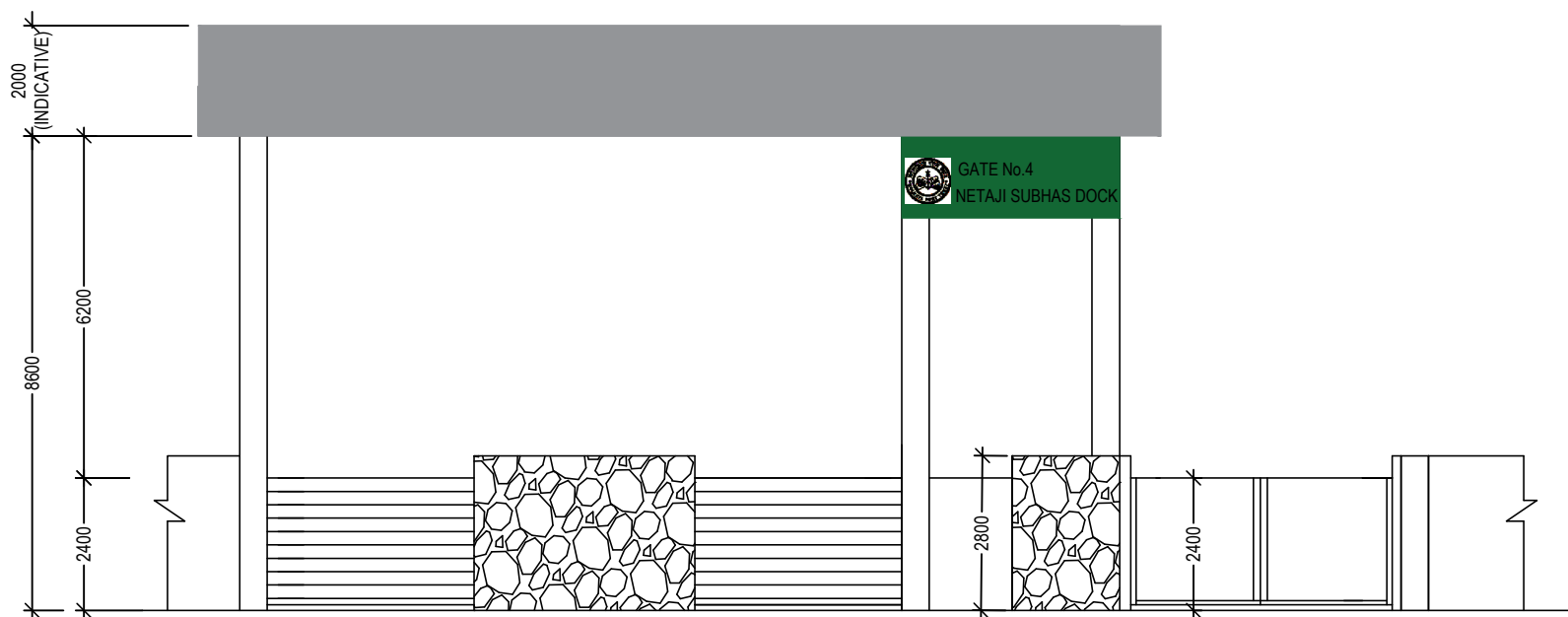
Annexure 4:

[Development Plan for the Project as per Scope of Work]

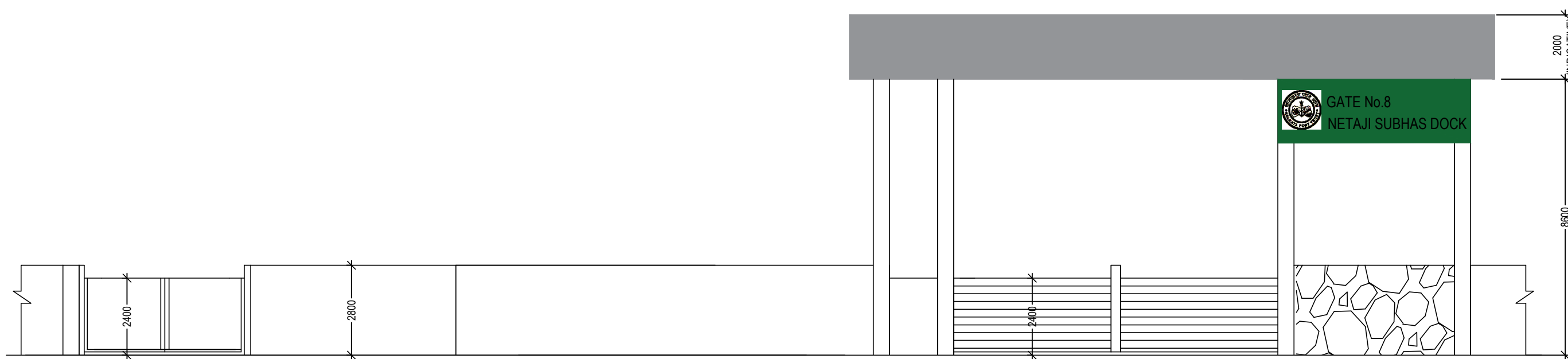
The Applicant shall submit a Development plan for the project including

1. To prepare a Conceptual Architectural drawings of 4NSD Gates & 8NSD Gates including electrification/illumination/ area lighting, to be conceived with an overhead steel structure of space deck and sleek supporting columns design alongwith layout plan & Elevation, 3D view with 3D Max software or any other 3D software & other Architectural drawings.
2. The structure to be conceived will be of steel structure covered with shed and founded on RCC footing. For the purpose of design, the safe bearing capacity may be taken as 6t/m² at a depth of 1.2m below ground level.
3. The proposal should comply with key Dimensions of Gate and its overhead shed coverage with various clearances as shown in the enclosed schematic drawing (Annexure-5).
4. To design the structures both manually as well as through softwares with relevant drawings and is to be submitted by the Applicants duly vetted by IIT, KGP or JU or IEST, Shibpur. Details need to be submitted.
5. Specification of items to be executed along with rates based on PWD Schedule of Rates
6. To complete the work from conception to completion including construction of the work
7. Terms of contract for the proposal
8. Budgetary offer of the proposal (to be submitted in a separate sealed envelope)
9. Probable timeline of completion of work

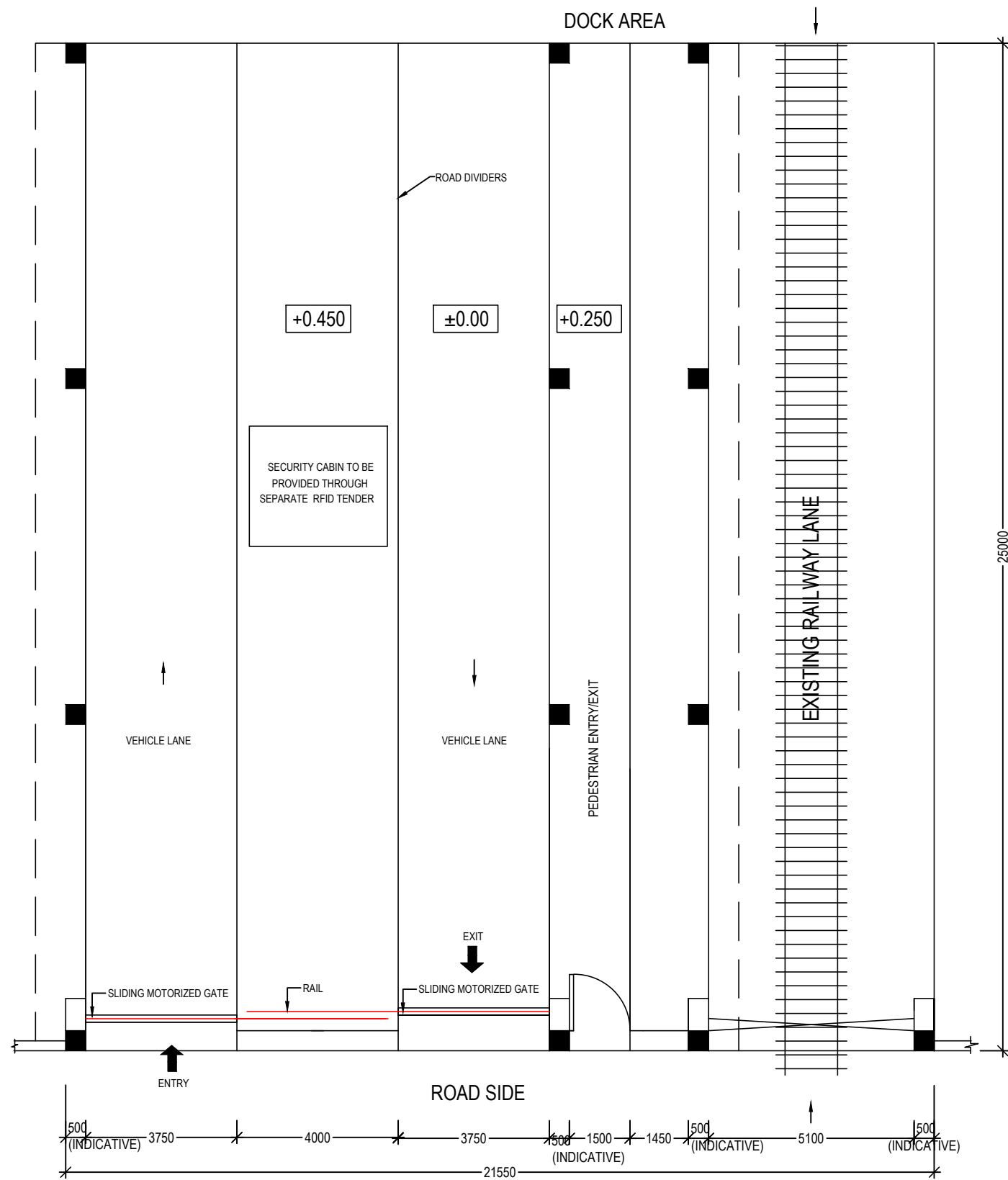
Annexure 5



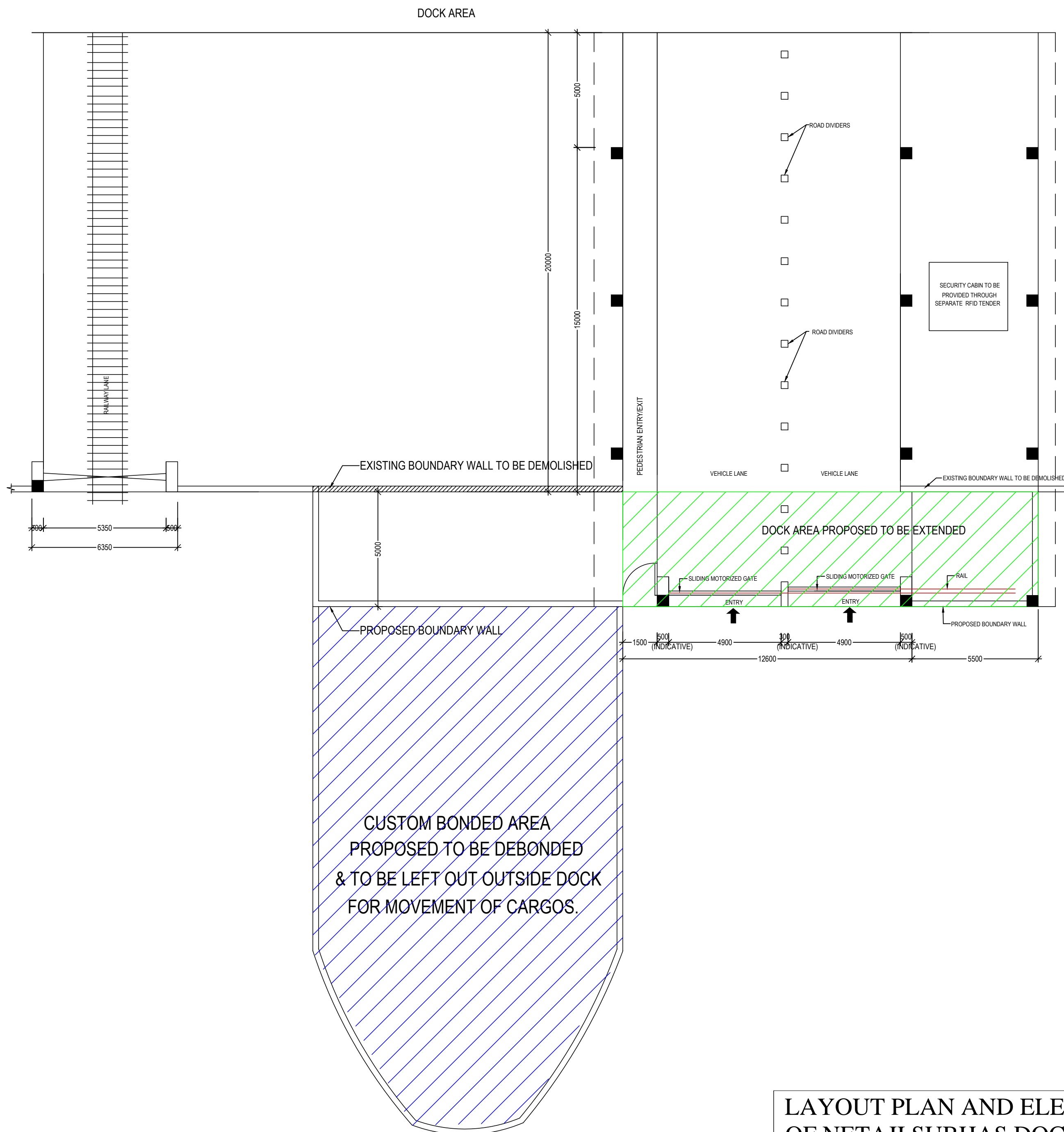
ELEVATION AT GATE NO.4



ELEVATION AT GATE NO.8



PLAN AT GATE NO.4



ROAD SIDE

PLAN AT GATE NO.8

LAYOUT PLAN AND ELEVATION OF GATE NO. 4 & 8
OF NETAJI SUBHAS DOCK (SCHEMATIC DRAWING).



KOLKATA PORT TRUST

CIVIL ENGINEERING DEPARTMENT

SCALE	1:100	DATE	06.10.2017
DWG. NO.		REV. NO.	01
DRAWN BY		SHEET NO.	1 OF 1