

## **TERMS AND CONDITIONS**

1	The work is to be carried out at Apna Nagar Gandhidham
2	The work shall be completed within 30 Days after issue of work order.
3	The Quotationers are expected to have full knowledge of the site of work & local working condition before submitting the quotation and no claim whatsoever will be entertained of any nature of work, arising out to the local condition of site.
4	The rates should be quoted in figures and words both, failing which the bid/Quotation will be considered as non-responsive and be liable to discharge.
5	FORCE MAJEURE: This will be restricted to natural calamities and acts of GOD only.
6	XEN(R) reserves the right to cancel the quotation without assigning any reasons and also increase / decrease the quantum of work.
7	1st and Final bill shall be paid after satisfactory completion of work.
8	Payment will be made by NEFT/RTGS only after satisfactory completion of work and submission of duly signed bill.
9	The contractor shall affix SEAL along with SIGNATURE in the quotation failing which the bid/quotation will be considered as non-responsive and be liable to discharge.
10	A) Liquidated damages shall be levied at the rate of 0.50% per week or part thereof (per week/part thereof) of contract value for delay of each week or part thereof subject to maximum of 10% of contract value in the event of failure to complete the work in the stipulated period of completion or such extension as may be granted.
11	The quotationer shall quote the price exclusive of GST. The quotationer shall quote prevailing GST rate separately, which shall be reimbursed by DPA after ascertaining necessary compliance as per Goods & Service Tax, 2017. All other duties, taxes, cesses applicable if any shall be borne by the quotationer.
12	EMD of Rs. 4163/- and Quotation fees of Rs. 590.00 (including GST, non-refundable) shall be submitted in from of online digital mode of payment in the port account. details mentioned below. Digital mode of Payment at Bank of Baroda Gandhidham Branch Account No. 10080100022427 IFSC code. BARBOGANKUT
13	EMD of the bidders other than L-1 will be released within seven days from date of opening of the Quotation.
14	Income tax deduction and surcharge as applicable shall be deducted from the bill while making payment to the quotationer for carrying out the work & only net amount shall be paid to the Quotationer.
15	The Quotationer shall be required to execute the work in such a way so as not to cause any damage/hindrance with the port activity going on in nearby area.
16	The contractor shall not deposit any materials at such a place, that may cause inconvenience to the public or staff or nearby offices.
17	For the purpose of measurement, the method prescribed in standard code of measurement of the concern work shall be applicable.
18	All the rules & Regulation governing D.P.A will be applicable
19	<b><u>GST Clause:</u></b>
(I)	The contractor shall quote the price exclusive of GST. The contractor shall quote prevailing GST rate separately which shall be reimbursed by DPA after ascertaining necessary compliance as per Goods & Service Tax – 2017. The contractor should have valid GST registration number to become eligible for Participating in the bid. However, GST will not be considered for evaluation of bid Price. All other duties, taxes, cesses applicable if any, shall be borne by the contractor.
(II)	GST Registration NO. shall have to furnish by Quotationer, failing which the Bid/Quotation will be considered as non-respective and be liable for discharge.
(III)	GST & PAN No. may be furnished with documentary evidence along with the Tender Documents.
(IV)	The TDS under GST Act is required to be deducted @ 2% (1% CGST and 1% SGST or 2% IGST) from payment / credit given to contractors /professionals and others for work order/contracts exceeding Rs. 2,50,000.00
(V)	"Contractor / Service provider / supplier etc. has to ensure timely and proper filling of GSTR 1 so that Deendayal Port Authority can avail input tax credit in timely manner. In case DPA not allowed input tax credit due to failure on part of the contractor / service provider/ supplier etc., it will be a financial loss to the DPA and therefore same shall be recovered from the payment / deposit pf the contractor / service provider / supplier."
20	Procurements for dealing with ambiguities rates that if on check there are difference between the rates given by the contractor in words and figure or in amount worked out by him, the folowing procudure shall be followed.
(I)	When there difference between rates in figure and words, the rates that correspond to the amount worked out by contractor shall be taken as correct.
(II)	When the amount an item is not woked out by the contractor, or if it does not correspond with the rates written either in figure or in words, then the rates quoted by the contractor in words , then the rates quoted by the contractor in words shall be taken as correct.
(III)	Where the rates quoted by the contractor in figure and in words tally but the amount is not worked out correctly, the rates quoted by the contractor will unless otherwise proved be taken as correct and not the amount. In event no rates has been quoted for any item(s) then rate for such item(s) will be considered as zero.

**CONTRACTOR**

**Executive Engineer (R)  
Deendayal Port Authority**